

# MAYOR AND CITY COUNCIL

CHRISTOPHER G. MILLER  
MAYOR

JAMES L. McCARRON  
MAYOR PRO TEM

JAMES A. WIEPRECHT  
CITY MANAGER

BARRI R. AVALLONE  
TREASURER

CLARA KALMAN  
CLERK



## COUNCIL MEMBERS

JUDITH K. FULLER

DIANE A. FOSTER

ELIZABETH W. CHANEY

CHRISTOPHER R. TILLMAN

## AGENDA MAYOR AND CITY COUNCIL MEETING MONDAY, AUGUST 14, 2023 7:30 PM

**Opening** – Pledge of Allegiance and roll call

**Approval of Minutes** – Approval of the minutes of the July 5, 2023 and July 10, 2023 regular meetings and the July 10, 2023 closed session.

**Waste Water Treatment Plant compliance update** – CDM Smith, Brian Lubenow

**Council member statement regarding conflicts of interest on agenda items**

**Resolution, Ordinances and Agreements**

**Introduction:**

**Ordinance 06 – 2023** – Clarification of Dwelling Types

**Ordinance 07 – 2023** – Fiscal Year 2022 – 2023 - Budget Amendment #3

**Ordinance 08 – 2023** – Fiscal Year 2023 – 2024 – Budget Amendment #1

**Adoption:**

**Ordinance 05 – 2023 A** - Community Village Technical Amendments

**Resolution 2023 – 12** – Water allocation for August

**Resolution 2023 – 13** – Nomination of Resident Agent

**City Manager Report**

**Department Reports**

**Legal Report**

**Old Business**

**New Business**

1. Monthly Financial Report
2. Accounts Payables
3. Approval of Special Event Permit – Maryland Horse Rescue Fundraising Concert – Memorial Park – September 17, 2023
4. Planning and Zoning Commission nominations
5. Chicken husbandry

**Council member Reports**

**Adjournment**

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**CITY OF TANEYTOWN  
ORDINANCE 06-2023**

**AMENDMENT TO CLARIFY DWELLING TYPES**

WHEREAS, Section 5-213 of the Local Government Article of the Maryland Annotated Code and Section C-401(B)(62) of the Charter of the City of Taneytown grants the Mayor and City Council with the authority to adopt zoning regulations.

WHEREAS, the Mayor and City Council of Taneytown have adopted Article I – General Provisions which include definition of various dwelling types and recognizes that revision of single family and multifamily dwelling types would better clarify regulation regarding various dwelling types within the chapter; and

WHEREAS, the Taneytown Planning and Zoning Commission have reviewed the proposed Ordinance at their August 28, 2023 meeting and voted to recommend that the Mayor and City Council for the City of Taneytown approve and adopt the proposed ordinance; and

WHEREAS, pursuant to the requirements of Section 4-203 of the Land Use Article of the Maryland Annotated Code, the Mayor and City Council of the City of Taneytown have advertised and held a public hearing on this matter on September 6, 2023 to receive public comment; and

WHEREAS, after considering the matter, and the Planning and Zoning and public comment related there to have decided it is in the best interests of the citizens of Taneytown to implement said Ordinance.

NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF TANEYTOWN THAT:

That Section 205-1 B be amended as follows:

**SINGLE FAMILY DWELLING TYPES**

**(1)**

**SINGLE-FAMILY DETACHED**A dwelling designed to accommodate one dwelling unit and not joined to any other dwelling units.

**(2)**

**SEMIDETACHED**A dwelling containing two dwelling units which are joined side by side by the use of a party wall along a lot line.

**(3)**

**ATTACHED**A dwelling containing at least three dwelling units, but not more than six dwelling units, joined side by side by a party wall along a lot line, also referred to as a townhouse.

**MULTI FAMILY DWELLING TYPES**

46 **(4)**  
47 **APARTMENT** A dwelling containing two or more dwelling units which are joined together but  
48 do not have lot lines between the dwelling units.

49 **(a)**  
50 **DUPLEX** An apartment dwelling containing two dwelling units one of which is located above the  
51 other.

52 **(b)**  
53 **GARDEN APARTMENT** An apartment structure containing at least three dwelling units but not  
54 more than 12 dwelling units and which is not less than two nor more than three stories in height.

55 **(c)**  
56 **RETIREMENT HOME** An apartment structure containing at least three dwelling units but not  
57 more than eight dwelling units. Retirement homes may be two stories in height, provided that at-  
58 grade access can be accomplished for both levels. Occupancy shall be restricted to those meeting  
59 the federal definition of "elderly."

60 **(5)**  
61 **QUADRUPLEXA** dwelling containing four dwelling units which are joined to one another by at  
62 least two common party walls and/or attached permanent structures, such as a garage.

63 [Added 9-13-1999 by Ord. No. 7-99]

64 **DWELLING UNIT**  
65 One or more living and/or sleeping rooms arranged for the use of one or more individuals living  
66 as a family, with cooking, living and sanitary facilities, and which is physically separated from  
67 any other dwelling units.

68  
69  
70  
71 INTRODUCED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2023

72  
73 \_\_\_\_\_  
74 CLARA KALMAN, CITY CLERK

75  
76 PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2023 BY A VOTE OF  
77 \_\_\_\_\_ COUNCILMEMBERS IN FAVOR AND \_\_\_\_\_  
78 COUNCILMEMBERS OPPOSED.

79  
80 \_\_\_\_\_  
81 CLARA KALMAN, CITY CLERK  
82 APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2023.

83  
84 \_\_\_\_\_  
85 CHRISTOPHER G MILLER, MAYOR

86  
87  
88 APPROVED AS TO FORM AND LEGAL SUFFICIENCY

89 THIS \_\_\_ DAY OF \_\_\_\_\_, 2023.

90

91 BY: \_\_\_\_\_

92 JACK A. GULLO, JR., CITY ATTORNEY

ORDINANCE NO. 07 - 2023  
FISCAL YEAR 2022 - 2023 - BUDGET AMENDMENT – 3

PURSUANT to Article VII, §C-702 and C-703 of the Charter of the City of Taneytown, the Mayor and City Council shall adopt an annual budget that provides a complete financial plan for the budget year and contains estimates of anticipated revenues and proposed expenditures.

WHEREAS, a budget fulfilling the requirements of the Charter was prepared and adopted by the Mayor and City Council; and

WHEREAS, the Mayor and City Council deem it in the best interest of the operation of the City to adopt a Budget Amendment reflecting these financial changes in the Operating Budget for the remainder of the fiscal year.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TANEYTOWN:

Section One: That the Budget Amendment attached hereto and incorporated herein is hereby adopted.

INTRODUCED THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2023

\_\_\_\_\_  
CLARA KALMAN, CITY CLERK

PASSED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023

\_\_\_\_\_  
CLARA KALMAN, CITY CLERK

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023

\_\_\_\_\_  
CHRISTOPHER MILLER, MAYOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

BY: \_\_\_\_\_  
JACK A. GULLO, JR., CITY ATTORNEY

**City of Taneytown**  
**Fiscal Year 2023**  
**August 2023 Budget Amendment - Utility Fund - Ordinance 07-2023**

**UTILITY FUND**

**Revenues**

|  | Decrease | Increase |  |
|--|----------|----------|--|
|--|----------|----------|--|

**Operating Revenue**

|      |  |            |                                           |
|------|--|------------|-------------------------------------------|
|      |  | 125,000    | GL4500      Volume Increase Water Billing |
|      |  | 240,000    | Volume Increase Sewer Billing             |
| \$ - |  | 170,000    | GL4605      Bank Interest Rate Change     |
| \$ - |  | \$ 535,000 |                                           |

**Fund Balance**

|            |  |      |                                             |
|------------|--|------|---------------------------------------------|
| \$ 385,000 |  |      | GL4999      Utility Fund Balance adjustment |
| \$ -       |  | 0    |                                             |
| \$ 385,000 |  | \$ - |                                             |

|                                 |            |      |  |
|---------------------------------|------------|------|--|
| Decrease / Increase of Revenues | \$ 385,000 | \$ - |  |
|---------------------------------|------------|------|--|

**UTILITY FUND**

**Expenditures**

|  | Decrease | Increase |  |
|--|----------|----------|--|
|--|----------|----------|--|

**Sewer**

Materials & Supplies

|                  |  |            |                                                |
|------------------|--|------------|------------------------------------------------|
|                  |  | 80,000     | GL5220      Chemical cost increase             |
|                  |  | 70,000     | GL5510      Increase costs for Empty Digesters |
| Capital Projects |  |            |                                                |
|                  |  |            |                                                |
|                  |  |            |                                                |
| \$ -             |  | \$ 150,000 |                                                |

|                                     |      |            |  |
|-------------------------------------|------|------------|--|
| Decrease / Increase of Expenditures | \$ - | \$ 150,000 |  |
|-------------------------------------|------|------------|--|

Introduced this \_\_\_\_\_ Day of \_\_\_\_\_, 20 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Passed this \_\_\_\_\_ Day of \_\_\_\_\_, 20: 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Approved this \_\_\_\_\_ Day of \_\_\_\_\_, 2023

\_\_\_\_\_  
Christopher Miller, Mayor

Approved as to Legal Sufficiency this \_\_\_\_\_ Day of \_\_\_\_\_, 2023

\_\_\_\_\_  
Jack A. Gullo, City Attorney

**City of Taneytown**  
**Fiscal Year 2023**  
**August 2023 Budget Amendment - General Fund - Ordinance 07-2023**

**GENERAL FUND**

**Revenues**

|  | Decrease | Increase | Notes |
|--|----------|----------|-------|
|--|----------|----------|-------|

**Tax Revenue**

State Income Tax

|  |  |            |                                   |
|--|--|------------|-----------------------------------|
|  |  | 395,000    | GL4110 Tax revenue underestimated |
|  |  |            |                                   |
|  |  | \$ 395,000 |                                   |

**Local Revenue**

Interest Income - Checking

|  |  |           |                                      |
|--|--|-----------|--------------------------------------|
|  |  | 80,000    | GL4600 Bank Interest Rates Increased |
|  |  |           |                                      |
|  |  | \$ 80,000 |                                      |

**Grant Revenue**

Grant Revenue Parks

|            |  |      |                                            |
|------------|--|------|--------------------------------------------|
| 376,740    |  |      | GL4711 Bollinger Park Grant rolled to FY24 |
|            |  |      |                                            |
| \$ 376,740 |  | \$ - |                                            |

**Fund Balance**

|            |  |      |                     |
|------------|--|------|---------------------|
| 498,260    |  |      | GL4999 Fund Balance |
|            |  |      |                     |
| \$ -       |  |      |                     |
| \$ 498,260 |  | \$ - |                     |

|                                 |            |            |  |
|---------------------------------|------------|------------|--|
| Decrease / Increase of Revenues | \$ 875,000 | \$ 475,000 |  |
|---------------------------------|------------|------------|--|

**GENERAL FUND**

**Expenditures**

|  | Decrease | Increase | Notes |
|--|----------|----------|-------|
|--|----------|----------|-------|

**City Hall**

|  |  |           |                                                                                      |
|--|--|-----------|--------------------------------------------------------------------------------------|
|  |  | 56,000    | GL5999 Sirian Land purchase deeded to County<br>Reclassified from previous bud amdmt |
|  |  |           |                                                                                      |
|  |  | \$ 56,000 |                                                                                      |

**Police**

Capital Projects

|            |  |      |                                            |
|------------|--|------|--------------------------------------------|
| 100,000    |  |      | GL5999 Police Cars not received Until FY24 |
|            |  |      |                                            |
| \$ 100,000 |  | \$ - |                                            |

**Streets**

Capital Projects

|           |  |      |                                                                              |
|-----------|--|------|------------------------------------------------------------------------------|
| 56,000    |  |      | GL5999 Sirian Land/Antrim Blvd budgeted under Streets,<br>moved to City Hall |
|           |  |      |                                                                              |
| \$ 56,000 |  | \$ - |                                                                              |

**Parks**

Capital Projects

|            |  |      |                                                                       |
|------------|--|------|-----------------------------------------------------------------------|
| 300,000    |  |      | GL5999 Bollinger Park not completed, budget adj for<br>other projects |
|            |  |      |                                                                       |
| \$ 300,000 |  | \$ - |                                                                       |

|                                     |            |           |  |
|-------------------------------------|------------|-----------|--|
| Decrease / Increase of Expenditures | \$ 456,000 | \$ 56,000 |  |
|-------------------------------------|------------|-----------|--|

Introduced this \_\_\_\_\_ Day of \_\_\_\_\_, 201 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Passed this \_\_\_\_\_ Day of \_\_\_\_\_, 201 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Approved this \_\_\_\_\_ Day of \_\_\_\_\_, 2 2023

\_\_\_\_\_  
Christopher Miller, Mayor

Approved as to Legal Sufficiency this \_\_\_\_\_ Day of \_\_\_\_\_, 2023

\_\_\_\_\_  
Jack A. Gullo, City Attorney

ORDINANCE NO. 08 - 2023  
FISCAL YEAR 2023 - 2024 - BUDGET AMENDMENT – 1

PURSUANT to Article VII, §C-702 and C-703 of the Charter of the City of Taneytown, the Mayor and City Council shall adopt an annual budget that provides a complete financial plan for the budget year and contains estimates of anticipated revenues and proposed expenditures.

WHEREAS, a budget fulfilling the requirements of the Charter was prepared and adopted by the Mayor and City Council; and

WHEREAS, the Mayor and City Council deem it in the best interest of the operation of the City to adopt a Budget Amendment reflecting these financial changes in the Operating Budget for the remainder of the fiscal year.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TANEYTOWN:

Section One: That the Budget Amendment attached hereto and incorporated herein is hereby adopted.

INTRODUCED THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2023

\_\_\_\_\_  
CLARA KALMAN, CITY CLERK

PASSED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023

\_\_\_\_\_  
CLARA KALMAN, CITY CLERK

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023

\_\_\_\_\_  
CHRISTOPHER MILLER, MAYOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

BY: \_\_\_\_\_  
JACK A. GULLO, JR., CITY ATTORNEY



**City of Taneytown**  
**Fiscal Year 2024**  
**August 2023 Budget Amendment - Utility Fund - Ordinance 08-2023**

**UTILITY FUND**

**Revenues**

|  | Decrease | Increase |  |
|--|----------|----------|--|
|--|----------|----------|--|

**Fund Balance**

|      |  |            |  |
|------|--|------------|--|
|      |  | 200,000    |  |
| \$ - |  | 0          |  |
| \$ - |  | \$ 200,000 |  |

GL4999

Utility Fund Balance  
capital project adjustment

Decrease / Increase of Revenues      \$       -                      \$      200,000

**UTILITY FUND**

**Expenditures**

|  | Decrease | Increase |  |
|--|----------|----------|--|
|--|----------|----------|--|

**Sewer**  
Capital Projects

|      |  |            |  |
|------|--|------------|--|
|      |  | 200,000    |  |
|      |  |            |  |
|      |  |            |  |
|      |  |            |  |
| \$ - |  | \$ 200,000 |  |

GL5999

Sewer project 637 continued

Decrease / Increase of Expenditures      \$       -                      \$      200,000

Introduced this \_\_\_\_\_ Day of \_\_\_\_\_, 20 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Passed this \_\_\_\_\_ Day of \_\_\_\_\_, 20: 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Approved this \_\_\_\_\_ Day of \_\_\_\_\_, 2023

\_\_\_\_\_  
Christopher Miller, Mayor

Approved as to Legal Sufficiency this \_\_\_\_\_ Day of \_\_\_\_\_, 2023

\_\_\_\_\_  
Jack A. Gullo, City Attorney

**City of Taneytown**  
**Fiscal Year 2024**  
**August 2023 Budget Amendment - General Fund - Ordinance 08-2023**

**GENERAL FUND**

**Revenues**

|  | Decrease | Increase | Notes |
|--|----------|----------|-------|
|--|----------|----------|-------|

**Grant Revenue**

Grant Revenue Parks

|      |  |            |        |                                                                    |
|------|--|------------|--------|--------------------------------------------------------------------|
|      |  | 376,740    | GL4711 | Bollinger Park Grant rolled to FY24<br>Project Open Space Increase |
|      |  | 65,918     |        |                                                                    |
| \$ - |  | \$ 442,658 |        |                                                                    |

**Fund Balance**

|      |  |           |        |              |
|------|--|-----------|--------|--------------|
| 0    |  | 93,767    | GL4999 | Fund Balance |
| \$ - |  |           |        |              |
| \$ - |  | \$ 93,767 |        |              |

|                                 |      |            |
|---------------------------------|------|------------|
| Decrease / Increase of Revenues | \$ - | \$ 536,425 |
|---------------------------------|------|------------|

**GENERAL FUND**

**Expenditures**

|  | Decrease | Increase | Notes |
|--|----------|----------|-------|
|--|----------|----------|-------|

**Police**

Capital Projects

|      |  |            |        |                                     |
|------|--|------------|--------|-------------------------------------|
| 0    |  | 100,000    | GL5999 | Police Cars not received Until FY24 |
| \$ - |  | \$ 100,000 |        |                                     |

**Parks**

Capital Projects

|      |  |            |        |                                                                                 |
|------|--|------------|--------|---------------------------------------------------------------------------------|
|      |  | 335,000    | GL5999 | Bollinger Park not completed in FY23<br>Tot lot increase, Field House, Lighting |
|      |  | 101,425    |        |                                                                                 |
| \$ - |  | \$ 436,425 |        |                                                                                 |

|                                     |      |            |
|-------------------------------------|------|------------|
| Decrease / Increase of Expenditures | \$ - | \$ 536,425 |
|-------------------------------------|------|------------|

Introduced this \_\_\_\_\_ Day of \_\_\_\_\_, 201 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Passed this \_\_\_\_\_ Day of \_\_\_\_\_, 201 2023

\_\_\_\_\_  
Clara Kalman, City Clerk

Approved this \_\_\_\_\_ Day of \_\_\_\_\_, 2 2023

\_\_\_\_\_  
Christopher Miller, Mayor

Approved as to Legal Sufficiency this \_\_\_\_\_ Day of \_\_\_\_\_, 2023

\_\_\_\_\_  
Jack A. Gullo, City Attorney

1 CITY OF TANEYTOWN  
2 ORDINANCE 05-2023 A

3  
4 COMMUNITY VILLAGE OVERLAY TECHNICAL AMENDMENT  
5  
6  
7

8 WHEREAS, Section 5-213 of the Local Government Article of the Maryland Annotated Code and  
9 Section C-401(B)(62) of the Charter of the City of Taneytown grants the Mayor and City Council  
10 with the authority to adopt zoning regulations.

11  
12 WHEREAS, the Mayor and City Council of Taneytown have adopted Article V – Supplementary  
13 District Regulations which in part allows for certain property be developed as a Community  
14 Village after designation by the Mayor and City Council; and  
15

16 WHEREAS, the City has become aware that modifications are needed relating to Community  
17 Village regulations; and  
18

19 WHEREAS, the Taneytown Planning and Zoning Commission reviewed then proposed Ordinance  
20 05-2023 at their June 26, 2023 meeting and voted to recommend that the Mayor and City Council  
21 for the City of Taneytown approve and adopt the ordinance; and  
22

23 WHEREAS, pursuant to the requirements of Section 4-203 of the Land Use Article of the  
24 Maryland Annotated Code, the Mayor and City Council of the City of Taneytown have advertised  
25 and held a public hearing on this matter on July 5, 2023 to receive public comment; and  
26

27 WHEREAS, following passage on Ordinance 05-2023 an omission of text was noted, revision of  
28 which by the adoption of this ordinance will better satisfy the intent of the ordinance regarding  
29 townhouse dwellings as was discussed in the public forum; and  
30

31 WHEREAS Ordinance 05-2023 was passed on July 10, 2023 by a vote of 5-0; and  
32

33 WHEREAS, after considering the matter, and the Planning and Zoning and public comment related  
34 there to have decided it is in the best interests of the citizens of Taneytown to implement said  
35 Ordinance 05-2023A.  
36

37 NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY  
38 OF TANEYTOWN THAT:  
39

40 That Section 205-35.1 C.(7)(c) be amended as follows:  
41

42 (c) Mix limits where attached multifamily or townhouse units are included. Not  
43 including retirement dwellings, assisted living or nursing home units, where  
44 attached multifamily structures are to be part of the mix, the sum of the number of  
45 dwelling units in attached multifamily structures within parcels of 150 acres or  
46 less shall not constitute more than 50% of all dwelling units in the community

47 village. For properties larger than 150 acres, where attached multifamily  
48 structures or townhouse are to be part of the mix, the sum of the number of  
49 dwelling units in attached multifamily structures shall not constitute more than  
50 40% of all buildable land area in the community village.

51  
52  
53 INTRODUCED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023

54  
55 \_\_\_\_\_  
56 CLARA KALMAN, CITY CLERK

57  
58 PASSED THIS \_\_\_\_\_<sup>DAY</sup> OF \_\_\_\_\_ 2023 BY A VOTE OF  
59 \_\_\_\_\_ COUNCILMEMBERS IN FAVOR AND \_\_\_\_\_  
60 COUNCILMEMBERS OPPOSED.

61  
62 \_\_\_\_\_  
63 CLARA KALMAN, CITY CLERK  
64 APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2023.

65  
66 \_\_\_\_\_  
67 CHRISTOPHER G MILLER, MAYOR

68  
69  
70 APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
71 THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

72  
73 BY: \_\_\_\_\_  
74 JACK A. GULLO, JR., CITY ATTORNEY

**CITY OF TANEYTOWN**  
**RESOLUTION NO. 2023-12**

WHEREAS, the Charter of the City of Taneytown gives the City Council power to operate and maintain a water system and take all necessary steps for the efficient operation thereof; and

WHEREAS, the Charter of the City of Taneytown gives the City Council the powers to exercise planning and zoning authority, under which the City has established a process for granting zoning certificates and building permits which serves to regulate construction and development within the City; and

WHEREAS, from time to time the City, based on water usage demand, improvements made to the water system, and other related factors, shall reassess the formula and calculations used to calculate available water capacity; and

WHEREAS, such a re-evaluation was conducted in August 2017 by the City and its Engineer and have used such findings in the creation of Exhibit A attached hereto; and

WHEREAS, the City Council of the City of Taneytown makes the following findings:

- A. The City of Taneytown has a limited water supply. The amount of water available for allocation to new or expanded uses is provided on Exhibit A, attached hereto and made a part hereof.
- B. It is necessary for the City of Taneytown to protect its limited water supply to allocate water capacity to existing, pending and future development within its jurisdictional boundaries to ensure the continuing economic development and stability of the City, and to ensure that development will not generate water demands which exceed available capacity.
- C. Substantial harm to the public health, safety and general welfare of the City in the form of premature exhaustion of its water supply and economic hardships will result from the issuance of unlimited development approvals.
- D. Under the mandate of State law the City has adopted a Water Capacity Management Plan to guide the development, use and allocation of drinking water appropriate for use by the City and its residents. The terms of the Water Capacity Management Plan require that the City give specific attention to water allocation.
- E. This Resolution is a fair and reasonable means of achieving, and substantially advances a public purpose and has been adopted to provide the controls necessary to accomplish this purpose.
- F. In making these findings the City Council has reviewed the background documentation and presentations by City staff and concludes that it reasonably supports these findings.

WHEREAS, the Mayor and City Council deem it in the best interest of the citizens of the City of Taneytown to use an allocation process for water currently available for new and expanded uses.

NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF TANEYTOWN that:

1. An allocation shall be made of the existing water supply for any existing lot of record where the owner has made application for a zoning certificate for improvements to said lot and the lot conforms in all ways to the Code of the City of Taneytown, or has already received the necessary waivers, variances, or special exceptions.
2. An allocation shall be made of the existing water supply for any development project that has received approval from the Taneytown Planning and Zoning Commission and has recorded plats.
3. An allocation shall be made of the existing water supply for any development to which water capacity was addressed under the terms of a Development Rights and Responsibilities Agreement.
4. The calculations used in forming this allocation plan are provided on Exhibit A.
5. This Resolution shall become effective upon passage of this Resolution.
6. This Resolution for the allocation of water supply shall expire as provided on Exhibit A.
7. Upon the expiration of this Resolution all allocations made under this Resolution, but not utilized shall be null and void. A reallocation of any existing water supply shall be made after that date by action of the Council.
8. This Resolution and the water allocation made thereunder does not in any way create a contract, agreement or other promise by the City to any party, to provide the water allocated beyond the effective dates of this Resolution. Any plans, decisions or determinations made in reliance of the allocations made in this Resolution or on the available water shown in Exhibit A are made at the parties own risk.
9. The City Staff is hereby empowered to enact policies necessary for the effective administration and enactment of the goals contained in the Resolution.

INTRODUCED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023

---

CLARA J. KALMAN, CITY CLERK

PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2023 BY A VOTE OF  
\_\_\_\_\_ COUNCILMEMBERS IN FAVOR AND \_\_\_\_\_  
COUNCILMEMBERS OPPOSED.

\_\_\_\_\_  
CLARA J. KALMAN, CITY CLERK

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2023.

\_\_\_\_\_  
CHRISTOPHER G MILLER, MAYOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2023.

BY: \_\_\_\_\_  
JACK A. GULLO, JR., CITY ATTORNEY

Exhibit A.

Resolution 2023-12  
August 14, 2023  
Water Allocation Plan

|                                         | <u>EDU</u>  | <u>GPD</u> |
|-----------------------------------------|-------------|------------|
| Available Gallons per Day (GPD)         |             | 42,585     |
| Allocated                               |             |            |
| Infill                                  | 1 @ 250 gpd | 250        |
| Total Allocated                         |             | 250        |
| Available GPD Less Allocated            |             | 42,335     |
| Projects with Preliminary Plan Approval |             | <u>0</u>   |
| Remaining GPD                           |             | 42,335     |

This allocation plan shall expire on September 11, 2023



**CITY OF TANEYTOWN  
RESOLUTION NO. 2023-13**

**A RESOLUTION NOMINATING A RESIDENT AGENT**

WHEREAS, Chapter 506 of the 2001 Laws of the State of Maryland required that a governing body of every political subdivision file with the State Department of Assessment and Taxation a certification of a resident agent to accept service of process for the local entity; and

WHEREAS, the Charter of the City of Taneytown does not contain provisions regarding a resident agent; and

WHEREAS, to comply with said mandate, the Mayor and City Council hereby make said designation.

NOW THEREFORE, BE IT ENACTED AND RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF TANEYTOWN that:

1. Clara Kalman, the City Clerk, shall serve as the Resident Agent for the City of Taneytown pursuant to the requirements of the State Department of Assessment and Taxation.

INTRODUCED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023

\_\_\_\_\_  
CLARA KALMAN, CITY CLERK

PASSED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023 BY A VOTE OF  
\_\_\_\_ COUNCILMEMBERS IN FAVOR AND \_\_\_\_\_  
COUNCILMEMBERS OPPOSED.

\_\_\_\_\_  
CLARA KALMAN, CITY CLERK

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

\_\_\_\_\_  
CHRISTOPHER G. MILLER, MAYOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

BY: \_\_\_\_\_  
JACK A. GULLO, JR., CITY ATTORNEY