COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2026, Legislative Day No. 20

Resolution No. 42-26

Mr. Michael Ertel, Chairman
By Request of County Executive

By the County Council, November 2, 2026

A RESOLUTION of the Baltimore County Council approving the County's Financial Assurance Plan under the Watershed Protection and Restoration Program;

WHEREAS, § 4-202.1 of the Environment Article of the Annotated Code of Maryland (EN) requires that every political subdivision that has a National Pollutant Discharge Elimination System (NPDES) Phase I Municipal Separate Storm Sewer System Permit (MS4 Permit) must file a Financial Assurance Plan (FAP) with the Maryland Department of the Environment (MDE) on or before July 1, 2016 and then every two years thereafter on the anniversary date of the issuance of its MS4 Permit; and

WHEREAS, Baltimore County received its MS4 Permit on November 5, 2021; and

WHEREAS, in an email dated June 26, 2026, MDE stated that Baltimore County's FAP should be submitted by December 31, 2026; and

WHEREAS, EN § 4-202.1 requires the FAP to identify:

1. Actions that will be required of the county to meet the requirements of its NPDES Phase I MS4 Permit;

2. Projected annual and 5-year costs for the county to meet the impervious surface restoration plan requirements of its NPDES Phase I MS4 Permit;

3. Projected annual and 5-year revenues or other funds that will be used to meet

the costs for the county to meet the impervious surface restoration plan requirements of its NPDES Phase I MS4 Permit;

4. Any source of funds that will be utilized by the county to meet the requirements of its NPDES Phase I MS4 Permit; and

5. Specific actions and expenditures that the county implemented in the previous fiscal years to meet its impervious surface restoration plan requirements under its NPDES Phase I MS4 Permit; and

WHEREAS, the County Executive will certify the FAP by December 31, 2026; and

WHEREAS, EN § 4-202.1 requires the county's local governing body to hold a public hearing on the FAP; and

WHEREAS, the County Council held the required public hearing on November 10, 2026; now, therefore

BE IT RESOLVED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND, that the County Council approves the Financial Assurance Plan; and

BE IT FURTHER RESOLVED, that the County Executive shall forward the Financial Assurance Plan to the Maryland Department of the Environment immediately on approval by the County Council; and

BE IT FURTHER RESOLVED that this Resolution shall take effect from the date of its passage by the County Council.