



FREDERICK COUNTY GOVERNMENT
COUNTY COUNCIL

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Bud Otis, President
M.C. Keegan-Ayer, V. President
Tony Chmelik
Kirby Delauter
Jerry Donald
Jessica Fitzwater
Billy Shreve

SENT VIA EMAIL

July 26, 2018

Mr. Stan Mordensky, Chairperson
Monocacy Scenic River Board
11401 Meadowlark Drive
Ijamsville, Maryland 21754

**RE: Monocacy Scenic River Plan Management Plan, August 2, 2017
Recommended Plan**

Dear Chairman Mordensky,

The Frederick County Council voted on seven (7) Plan amendments on July 24, voting favorably on six (6) amendments, defeating one (1) and an additional amendment was withdrawn. Attached to this correspondence please find the amendments for review and discussion by the Monocacy Scenic River Citizens Advisory Board.

Additionally, the Frederick County Council adopted the following Motion introduced by Council Member Tony Chmelik, Seconded by Council Member Kirby Delauter, and adopted on a 4-3 vote (Aye: Otis, Chmelik, Delauter and Shreve. No: Donald, Keegan-Ayer and Fitzwater).

“I move to send the 2017 Monocacy River Plan as amended today, July 24, 2018, back to the Monocacy Scenic River Citizens Advisory Board for their review and inclusion in a revised Monocacy Scenic River Management Plan to be then forward to the Frederick County Council and Board of County Commissioners for Carroll County.”

Would you kindly share this information with the membership of the Monocacy Scenic River Citizens Advisory Board for your action?

Respectfully submitted,

Bud Otis
President
Frederick County Council

Mr. Stan Mordensky, Chairperson

July 26, 2018

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cc: Frederick County Council Members
Board of Carroll County Commissioners
Ray Barnes, Frederick County Chief Administrative Officer
Steve Horn, Frederick County Planning Division Director
Tim Goodfellow, Principal Planner, Frederick County Planning Division

**AMENDMENT 1 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By: Council Vice President M. C. Keegan-Ayer

Introduction Date: July 24, 2018

Adopted/Rejected/Withdrawn: 5-2, (Aye: Otis, Donald, Chmelik, Fitzwater & Keegan-Ayer. No: Delauter & Shreve)

Executive Summary, Paragraph 4, is hereby amended by deleting the first sentence as follows:

~~[Some of the suggested recommendations to improve and protect the Monocacy River's unique and sensitive resources may require policy change or legislative action prior to implementation.]~~ In addition to this Plan's recommendations, cooperative efforts are critically important to the well-being of the Monocacy Scenic River. Frederick and Carroll Counties, the City of Frederick, and Town of Walkersville are encouraged to implement programs of best practices and cooperate with and among all parties (landowners and farmers along the River, residents, civic groups) to further preserve and enhance the valuable resources—described in this Plan—of the Monocacy Scenic River. The River Board recognizes the public right-of-way on the waters of the Monocacy River, and the fact that the banks of the River, for the most part, are private land, and the rights of private property owners need to be protected. The Monocacy River Management Plan promotes, through a variety of community partnerships, public actions, and private initiatives, the following in the River corridor: reforestation, environmental restoration, wetland enhancement, wildlife habitat improvements, and additional funding for River corridor land preservation. The River Board believes collaboration to be a 'win-win' for residents, local governments, and the Monocacy Scenic River.

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

**AMENDMENT 2 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By: Council Vice President M. C. Keegan-Ayer

Introduction Date: July 24, 2018

Adopted/Rejected/Withdrawn: 5-1-1, (Aye: Otis, Donald, Chmelik, Fitzwater & Keegan-Ayer. No: Delauter. Abstain: Shreve.)

The Page located after the Table of Contents and prior to Page 1-1, the Goals of the Monocacy Scenic River Management Plan is hereby amended, adding language as follows:

- Maintain and improve the ecological health and productivity of the Monocacy River and its corridor
- Improve the River's water quality
- Promote land use compatibility and attention to environmentally sensitive areas to maximize conservation and sound use of the Monocacy's riparian resources
- Identify incentives and cooperative approaches for stewardship of significant scenic and ecological areas, historic and archaeological sites, and other valued River-related resources
- Provide resource information about the Monocacy River for local, state, and federal governments, elected officials, civic groups, environmental organizations, and the residents of Carroll and Frederick counties
- Develop multi-jurisdictional cooperation and coordination for the management and protection of the Monocacy River corridor
- Increase public awareness about important Monocacy River resource values through outreach and environmental education
- Pursue the vision for the Monocacy River, articulated by Maryland's Wild & Scenic River Act
- **ADVOCATE FOR SUSTAINABLE LAND USES, BEST MANAGEMENT PRACTICES, AND ACTIVITIES THAT RESPECT AND PROTECT THE RIVER, ITS CORRIDOR AND WATERSHED WHILE RESPECTING THE PROPERTY RIGHTS OF LAND OWNERS ALONG THE RIVER.**
- **AVOID IMPLEMENTATION OF THE RECOMMENDATIONS IN A MANNER WHICH WOULD IMPEDE AGRICULTURAL ACTIVITIES OR STOP DEVELOPMENT.**

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

**AMENDMENT 3 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By: Council Vice President M. C. Keegan-Ayer
Introduction Date: July 24, 2018
Adopted/Rejected/Withdrawn: 2-4-1, (Aye: Chmelik & Keegan-Ayer.
No: Otis, Donald, Fitzwater & Delauter.
Abstain: Shreve.)

Pages 5-10 and 5-11 of the Ecological Environment, last paragraph on page 5-10 carrying over to page 5-11, is hereby amended by deleting language as follows:

Reforestation of critical gaps in the Monocacy River's riparian environment [~~to a minimum of 150 feet~~] along both sides of the Monocacy River will enhance its scenic qualities, support wildlife habitat, and improve overall ecological function[~~, and is a preferable future condition for the Scenic Monocacy River~~].

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

**AMENDMENT 4 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By: Council Vice President M. C. Keegan-Ayer
Introduction Date: July 24, 2018
Adopted/Rejected/Withdrawn: 5-1-1, (Aye: Otis, Donald, Chmelik, Fitzwater & Keegan-Ayer. No: Delauter. Abstain: Shreve.)

Page 6-20 - Land Use Planning and Existing River Corridor Protection Measures and Appendix No. 2 - Land Use Planning and Water Resources Management Recommendations, are hereby amended by deleting Recommendation No. 6-4 as follows:

~~*[6-4) During the future update of Comprehensive Land Use Plans, the River jurisdictions should examine the location and extent of River related resources and attributes, and apply appropriate land use designations and zoning classifications to them]*~~

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

**AMENDMENT 5 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By: Council Vice President M. C. Keegan-Ayer
Introduction Date: July 24, 2018
Adopted/Rejected/Withdrawn: 5-1-1, (Aye: Otis, Donald, Chmelik, Fitzwater & Keegan-Ayer. No: Delauter. Abstain: Shreve.)

Page 7-2 – Agriculture, Stewardship, right column, last paragraph, first sentence is hereby amended to read as follows:

This Plan supports the establishment, creation, and maintenance of a riparian buffer, consistent with State guidelines, **BASED ON BEST MANAGEMENT PRACTICES** on agricultural lands within the Monocacy River corridor to help meet Chesapeake Bay TMDL reductions in nitrogen, phosphorus, and sediment from the agricultural sector and to enhance terrestrial and aquatic habitats.

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

**AMENDMENT 6 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By: Council Vice President M. C. Keegan-Ayer

Introduction Date: July 24, 2018

Adopted/Rejected/Withdrawn: 5-1-1, (Aye: Otis, Donald, Chmelik, Fitzwater & Keegan-Ayer. No: Delauter. Abstain: Shreve.)

Page 7-14 – Agriculture, Recommendations, are hereby amended by adding language to Recommendation 7-7 as follows:

- 7-7) *[Request the Natural Resource Conservation Service Soil Conservation District (NRCS/SCD) to consider modifying management of Soil & Water Conservation Plans and Total Farm Resource Plans for River-front properties] **Encourage landowners along the Monocacy River to [focus] use [on Monocacy Scenic River] Best Management Practices [(MSR-BMP)] in pursuit of the mutual goal of protecting and preserving the River, focusing on BMPs** that actively restore floodplain function by enhancing woody riparian buffers along the Monocacy River mainstem.*

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

**AMENDMENT 7 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By: Council Vice President M. C. Keegan-Ayer
Introduction Date: July 24, 2018
Adopted/Rejected/Withdrawn: 5-1-1, (Aye: Otis, Donald, Chmelik, Fitzwater & Keegan-Ayer. No: Delauter. Abstain: Shreve.)

Page 8-10 – Recreation, Public Parkland, and Open Space and Appendix No. 2 - Land Use Planning and Water Resources Management Recommendations, are hereby amended by adding language to Recommendation Nos. 8-6, 8-7 and 8-8 as follows:

*8-6) All Monocacy River jurisdictions promote the Monocacy River Corridor as a priority area for public land acquisition for public open space, river access, passive parkland, habitat and resource protection, and seek sources of funding (federal, state, and local governments, foundations, and NGO's) for purchases of land in the River Corridor **FROM WILLING SELLERS***

*8-7) Frederick County should allocate a portion of the Recordation Tax to fund acquisition **FROM WILLING SELLERS** of the Monocacy River front property for public parkland open space, and for buffer creation and habitat improvement*

*8-8) The River Board will explore an effort to lobby the local U.S. Congressional delegation for funding from the 'Rivers of the Chesapeake Initiative', (part of the Federal Land and Water Conservation Fund, designed to protect large-scale landscapes for wildlife habitat and protection of water quality and scenic vistas). The 'Rivers' initiative targets lands for acquisition that are adjacent to areas owned by governmental entities, or adjacent to lands already protected through conservation easements. Collaborate with appropriate local and state agencies and target lands along the River from Pinecliff Park south to the Potomac River for acquisition **FROM WILLING SELLERS***

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

**AMENDMENT 8 to Monocacy Scenic River Management Plan, August 2, 2017
Recommended Plan**

Introduced By:

Council Vice President M. C. Keegan-Ayer

Introduction Date:

7/24/2018

Adopted/Rejected/Withdrawn:

Appendix – Glossary of Terms, are hereby amended by adding the following definition to the terms as follows:

Corridor - a belt of land linking two other areas or following alongside a road or a river.

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.