

**ORDINANCE NO. 1150**

**FISCAL YEAR 2020 BUDGET**

**AN ORDINANCE OF THE COMMISSIONERS OF CAMBRIDGE, MARYLAND TO ADOPT AND APPROVE THE FISCAL YEAR 2020 BUDGET APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE CITY OF CAMBRIDGE FOR THE PERIOD JULY 1, 2019 TO JUNE 30, 2020.**

**WHEREAS**, pursuant to Md. Code Ann., Local Gov't § 5-205 and § 3-25 of the Charter of the City of Cambridge (the "Charter"), it is the determination of the Commissioners of Cambridge that an ordinance should be enacted to budget and appropriate funds for the operation of the government and administration of the City of Cambridge (the "City") for Fiscal Year 2020 beginning July 1, 2019 and ending June 30, 2020 ("FY 2020"); and

**WHEREAS**, the City Manager, as required by the Charter, has prepared and presented to the City Council a proposed budget outlining the anticipated expenditures and transfers for FY 2020 (the "FY 2020 Budget"), which includes the estimated revenues and other financing sources required; and

**WHEREAS**, the Commissioners of Cambridge held scheduled budget work sessions and held a public hearing on the proposed FY 2020 Budget on May 28, 2019, notice of which was published in the Star Democrat, a newspaper of general publication in the City, on May 14, 2019, and in the Dorchester Star, a newspaper of general publication in the City, on May 17, 2019, and posted on the City's website; and

**WHEREAS**, the Commissioners of Cambridge, after due and careful consideration, including consideration of all public comments received during the May 28, 2019 public hearing, have determined that adopting and approving the FY 2020 Budget as set forth herein is fair, just, and fiscally responsible.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE COMMISSIONERS OF CAMBRIDGE** that from and out of the moneys and balances known to be in the General Fund, the Marina Fund, the Sewer Fund, the Municipal Utilities Commission Fund, and the Internal Service Fund of the City of Cambridge, Maryland, and from all moneys anticipated to come into all funds during the twelve (12) month period ending June 30, 2020, there shall be, and hereby are, appropriated the following sums for use by the several departments and offices of the City of Cambridge, and for the objects, services, and purposes for the City must provide during Fiscal Year 2020:

**GENERAL FUND REVENUES**

|                        |                     |
|------------------------|---------------------|
| Taxes:                 | \$9,976,126         |
| Licenses and Permits:  | 458,500             |
| Intergovernmental:     | 1,234,651           |
| Charges for Services:  | 880,200             |
| Fines & Forfeitures:   | 29,000              |
| Miscellaneous Revenue: | 121,838             |
| Overhead Allocation:   | 1,415,357           |
| Use of Reserves:       | 240,000             |
| <b>TOTAL:</b>          | <b>\$14,355,672</b> |

**GENERAL FUND APPROPRIATIONS BY ACTIVITY**

|   |                     |
|---|---------------------|
| Administration:                           | \$1,160,895         |
| Public Safety-Police Department:          | 5,144,929           |
| Public Safety-Rescue Fire Company:        | 904,630             |
| Public Works:                             | 6,507,259           |
| Community Grants                          | 195,950             |
| Transfers Out:                            | 312,707             |
| Appropriated Reserves:                    | 129,302             |
| <b>TOTAL:</b>                             | <b>\$14,355,672</b> |
| <b>Total General Fund Revenues:</b>       | <b>\$14,355,672</b> |
| <b>Total General Fund Appropriations:</b> | <b>\$14,355,672</b> |
| <b>Difference:</b>                        | <b>\$ - 0 -</b>     |

**MARINA FUND REVENUES**

|                             |                  |
|-----------------------------|------------------|
| Service Charges:            | \$444,804        |
| Intergovernmental:          | 20,000           |
| Miscellaneous Revenues:     | 330              |
| Transfer from General Fund: | 292,707          |
| <b>TOTAL:</b>               | <b>\$757,841</b> |

**MARINA FUND APPROPRIATIONS BY ACTIVITY**

|  |                  |
|--|------------------|
| Marina Operations:                       | \$689,589        |
| Overhead Allocation:                     | 68,252           |
| <b>TOTAL:</b>                            | <b>\$757,841</b> |
| <b>Total Marina Fund Revenues:</b>       | <b>\$757,841</b> |
| <b>Total Marina Fund Appropriations:</b> | <b>\$757,841</b> |
| <b>Difference:</b>                       | <b>\$ - 0 -</b>  |

**SEWER FUND REVENUES**

|                         |                    |
|-------------------------|--------------------|
| Service Charges:        | \$4,088,771        |
| Inter-Governmental:     | 243,000            |
| Miscellaneous Revenues: | 5,000              |
| Use of Reserves:        | 221,085            |
| <b>TOTAL:</b>           | <b>\$4,557,856</b> |

**SEWER FUND APPROPRIATIONS BY ACTIVITY**

|                      |                    |
|----------------------|--------------------|
| Sewer Services:      | \$2,966,754        |
| Utility Maintenance: | 366,872            |
| Overhead Allocation: | 1,224,230          |
| <b>TOTAL:</b>        | <b>\$4,557,856</b> |

|   |                    |
|---|--------------------|
| <b>Total Sewer Fund Revenues:</b>       | <b>\$4,557,856</b> |
| <b>Total Sewer Fund Appropriations:</b> | <b>\$4,557,856</b> |
| <b>Difference:</b>                      | <b>\$ - 0 -</b>    |

**MUNICIPAL UTILITIES COMMISSION FUND REVENUES**

|                         |                    |
|-------------------------|--------------------|
| Service Charges:        | \$2,371,892        |
| Miscellaneous Revenues: | 19,000             |
| <b>TOTAL:</b>           | <b>\$2,390,892</b> |

**MUNICIPAL UTILITIES COMMISSION FUND APPROPRIATIONS  
BY ACTIVITY**

|                 |                    |
|-----------------|--------------------|
| Administration: | \$865,581          |
| Operations:     | 1,525,311          |
| <b>TOTAL:</b>   | <b>\$2,390,892</b> |

|  |                    |
|--|--------------------|
| <b>Total M.U.C. Fund Revenues:</b>       | <b>\$2,390,892</b> |
| <b>Total M.U.C. Fund Appropriations:</b> | <b>\$2,390,892</b> |
| <b>Difference:</b>                       | <b>\$ - 0 -</b>    |

**INTERNAL SERVICE FUND REVENUES**

|                  |                  |
|------------------|------------------|
| Service Charges: | \$853,300        |
| <b>TOTAL:</b>    | <b>\$853,300</b> |

**INTERNAL SERVICE FUND APPROPRIATIONS BY ACTIVITY**

|  |                  |
|--|------------------|
| Costs:   | \$1,249,500      |
| Employee/retiree/M.U.C. contributions              | (396,200)        |
| <b>TOTAL:</b>                                      | <b>\$853,300</b> |
| <br>   |                  |
| <b>Total Internal Service Fund Revenues:</b>       | <b>\$853,300</b> |
| <b>Total Internal Service Fund Appropriations:</b> | <b>\$853,300</b> |
| <b>Difference:</b>                                 | <b>\$ - 0 -</b>  |

**AND BE IT FURTHER ENACTED AND ORDAINED BY THE COMMISSIONERS OF CAMBRIDGE** that should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.

**AND BE IT FURTHER ENACTED AND ORDAINED BY THE COMMISSIONERS OF CAMBRIDGE** that the outstanding encumbrances at the end of the 2019 fiscal year shall be considered revenues for FY 2020 on June 30, 2019 and re-appropriated by this Ordinance in FY 2020 for the purposes set forth herein, unless otherwise appropriated by the Commissioners of Cambridge.

**AND BE IT FURTHER ENACTED AND ORDAINED BY THE COMMISSIONERS OF CAMBRIDGE** that pursuant to Md. Code Ann., Local Gov't § 5-205(b)(4), any transfer of funds between appropriations as set forth herein must be approved by a vote of at least two-thirds (2/3) of the elected Commissioners of Cambridge.

**AND BE IT FURTHER ENACTED AND ORDAINED BY THE COMMISSIONERS OF CAMBRIDGE** that this Ordinance shall take effect July 1, 2019.

ATTEST: THE COMMISSIONERS OF CAMBRIDGE

\_\_\_\_\_  
Patrick C. Comiskey, City Manager \_\_\_\_\_(SEAL)  
Victoria Jackson-Stanley, Mayor

**Introduced the 9<sup>th</sup> day of May, 2019  
Passed the \_\_\_\_ day of \_\_\_\_, 2019  
Effective the 1<sup>st</sup> day of July, 2019**

## ORDINANCE NO. 1151

**AN ORDINANCE OF THE COMMISSIONERS OF CAMBRIDGE, MARYLAND AMENDING § 6.1.4 OF THE CITY'S UNIFIED DEVELOPMENT CODE ("UDC") TO REDUCE THE MINIMUM SETBACK FROM ALL NONTIDAL WETLANDS FROM 50 FEET TO 25 FEET AND REQUIRE THAT THE NONTIDAL WETLAND BUFFER SHALL BE EXPANDED TO 50 FEET FOR LARGE-SCALE DEVELOPMENT CONTAINING OVER 10 ACRES; PROVIDING THAT THE TITLE OF THIS ORDINANCE SHALL BE DEEMED A FAIR SUMMARY AND GENERALLY RELATING TO THE NONTIDAL WETLAND BUFFER IN THE CITY OF CAMBRIDGE.**

**WHEREAS**, pursuant to Md. Code Ann., Land Use § 4-204 and § 2.2.3 of the Unified Development Code (the "UDC"), the Commissioners of Cambridge are authorized and empowered to amend, supplement, change, modify, and repeal the City of Cambridge's (the "City") zoning regulations and boundaries and change the City's zoning classifications; and

**WHEREAS**, pursuant to Md. Code Ann., Local Gov't § 5-202 and § 3-27(1) of the Charter of the City of Cambridge, the Commissioners of Cambridge are authorized and empowered to pass all such ordinances not contrary to the Constitution and laws of the State of Maryland or the Charter as they may deem necessary for the good government of the City; for the protection and preservation of the City's property, rights, and privileges; for the preservation of peace and good order; to secure persons and property from danger and destruction; and for the protection and promotion of the health, safety, comfort, convenience, welfare, and happiness of the residents of the City and visitors thereto and sojourners therein; and

**WHEREAS**, § 6.1.4(A) of the UDC provides for a minimum nontidal wetland buffer of 50 feet, which exceeds the 25-foot nontidal wetland buffer provided for in Md. Code Ann., Environment § 5-906 and 26.23.01.01 of the Code of Maryland Regulations; and

**WHEREAS**, following a public hearing held on May 7, 2019, the City of Cambridge Planning Commission (the "Planning Commission") unanimously recommended that the Commissioners of Cambridge approve a text amendment amending § 6.1.4 of the UDC to reduce the minimum setback from all nontidal wetlands from 50 feet to 25 feet and require that the nontidal wetland buffer shall be expanded to 50 feet for large-scale development containing over 10 acres; and

**WHEREAS**, on June 10, 2019, the Commissioners of Cambridge held a public hearing regarding the foregoing text amendment recommended by the Planning Commission, notice of which was published on May 26, 2019 and June 2, 2019 in the Star Democrat, a newspaper of general circulation in the City, in accordance with Md. Code Ann., Land Use § 4-203(b) and § 2.2.3.C of the UDC; and

**WHEREAS**, having considered the recommendations of the Planning Commission and the Department of Planning and Zoning Staff, as well as the comments made during the June 10, 2019 public hearing, the Commissioners of Cambridge find that it is in the best interest of the City to amend § 6.1.4 of the UDC to reduce the minimum setback from all nontidal wetlands from 50 feet

to 25 feet and require that the nontidal wetland buffer shall be expanded to 50 feet for large-scale development containing over 10 acres; and

**WHEREAS**, the Commissioners of Cambridge find that the text amendment set forth herein is necessary to promote and protect the public health, safety, and welfare.

**NOW, THEREFORE, BE IT ORDAINED** by the Commissioners of Cambridge, that the City's Unified Development Code is hereby amended as follows:

**SECTION 1.** Section 6.1.4 (Nontidal Wetland Buffer) is amended as follows:

**A. Buffer Required**

A minimum ~~5050-foot~~ **25-foot** setback from all nontidal wetlands shall be required for all development around the extent of the delineated nontidal wetland except as may be permitted by the U.S. Army Corp of Engineers and the State of Maryland, Department of Natural Resources, Nontidal Wetland Division.

**B. Expanded Buffer May Be Required**

The wetland buffer shall be expanded to include contiguous 100-year floodplain, hydric soils, highly erodible soils, and soils on slopes greater than 15 percent that are contiguous with the wetland. Additionally, the buffer shall be expanded to 50 feet for large-scale development containing over 10 acres.

**C. Modification**

In the review of a site plan or subdivision plat, the Planning Commission may modify this buffer requirement provided the buffer is not less than 25 feet upon establishing written findings of fact that:

1. The development proposal provides heightened measures to minimize the runoff of stormwater from the site and to minimize impervious surfaces and the removal of natural vegetation within 50 feet of the wetland; or
2. It is the development of a planned public street or other infrastructure that has necessitated an incursion into the buffer and evidence is provided that disturbance will be minimized insofar as possible; or
3. It is the development of other necessary public or community facilities that has necessitated an incursion into the buffer and evidence is provided that disturbance will be minimized insofar as possible.

**SECTION 2.** The recitals to this Ordinance are incorporated herein and deemed a substantive part of this Ordinance.

**SECTION 3.** In this Ordinance, unless a section of the UDC is expressly repealed in its entirety and reenacted, new or added language is underlined and in boldface type, and deleted text is crossed out with a single strikethrough. With respect to the substantive provisions of this Ordinance set forth in Section 1, language added after the date of introduction is in bold, italicized font and language deleted after the date of introduction is crossed out with a double strikethrough.

**SECTION 4.** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the Commissioners of Cambridge that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

**SECTION 5.** All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 6.** The title of this Ordinance, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

**AND BE IT FURTHER** enacted and ordained that this Ordinance shall become effective on the tenth (10<sup>th</sup>) day following the date of passage.

ATTEST:

THE COMMISSIONERS OF CAMBRIDGE

\_\_\_\_\_  
Patrick C. Comiskey, City Manager

By: \_\_\_\_\_  
Victoria Jackson-Stanley, Mayor

**Introduced the 28<sup>th</sup> day of May, 2019**  
**Passed the 10<sup>th</sup> day of June, 2019**  
**Effective the 20<sup>th</sup> day of June, 2019**