

Council of the Town of La Plata
La Plata Town Hall
Tuesday, October 10, 2006, 7:00 p.m.

Call to Order

Pledge of Allegiance

Approval of September minutes

September 5 work session, September 12 special meeting, September 12 closed session,
September 12 regular meeting, September 19 special meeting and work session, September
28 special meeting, September 28 closed session

Treasurer's Report [dated August 31, 2006]

Petitions, Communications, Appearances, and Public Forum

1. Oath of Office - Officer Christopher Michael Davis
2. Presentation by Roger Wright

Legislation

Ordinance 06-22 Regulation of Smoking and Tobacco Products – Private Clubs (For Adoption) – For the purpose of defining certain terms; exempting private clubs from certain prohibitions against smoking or carrying lighted tobacco products under certain circumstances; and all matters generally related thereto.

Ordinance 06-23 Amendment to Town of La Plata Infrastructure Bonds, 2006 Series A (For Adoption) – For the purpose of amending the list of projects, as contained in Emergency Ordinance 06-1, to be financed in whole or in part by the issuance and sale of "The Town of La Plata, Maryland Infrastructure Bonds, 2006 Series A", issued and sold pursuant to the authority of Sections 4-101 through 4-255 of the Housing and Community Development Article of the Annotated Code of Maryland, as amended.

Ordinance 06-24 Election Laws Revision (For Adoption) – For the purpose of revising the Town's election laws to eliminate a requirement that voters provide certain types of identification at the polls before being allowed to vote in Town elections and by allowing persons to cast a provisional ballot in certain circumstances; providing that the provisions of this Ordinance are severable; and all matters generally related thereto.

Ordinance 06-25 Elections – Certificate of Nomination (For Adoption) – For the purpose of altering to conform with the Town Charter the date by which a candidate for election to Town office must file a certificate of nomination; providing a date by which the Board of Supervisors of Elections shall make available forms and other materials necessary for candidates to file certificates of nomination for election to Town office; providing that the provisions of this Ordinance are severable; and all matters generally related thereto.

Ordinance 06-26 Automatic Fire Sprinkler Systems – One- and Two-Family Dwellings (For Adoption) – For the purpose of requiring the installing of certain automatic fire sprinkler systems in certain new one- and two-family dwellings; providing that the provisions of this Ordinance are severable; and all matters generally related thereto.

Resolution 06-2 Charter Amendment – Elections (For Adoption) – For the purpose of amending the Charter of the Town of La Plata to alter the dates upon which certificates of nominations must be filed and when Town primary elections are conducted; clarifying the composition and altering the process for appointment of the Town's Board of Supervisors of Elections; altering the circumstances when a primary election must be conducted; reassigning certain electoral process duties and responsibilities formerly assigned to the Clerk-Treasurer; eliminating staggered terms of office for members of the Town Council commencing in 2009 and providing a certain term of office for members of the Council elected in 2007; providing that members of the Town Council from each Councilmanic ward shall be elected by the qualified voters of the entire Town; altering the process for filling vacancies in the offices of Mayor and members of the Town Council; altering the process for appeals from certain decisions of the Board of Supervisors of Elections and Town Council; altering the time for conducting a referendum election following the filing a recall petition; authorizing the Town Council to enact ordinances to regulate campaign finance and reporting for Town elections; making certain clarifying and stylistic changes; repealing certain obsolete provisions; and all matters generally relating to the process of conducting elections and terms of office of the Mayor and members of the Town Council in the Town of La Plata.

Resolution 06-9 – Affirmation of Traditional Neighborhood Development Designation for Parcel 1, Parcel 2 and Parcel 3 of Stagecoach Crossing (For Adoption) – For the purpose of affirming the granting of Traditional Neighborhood Development designation for Parcel 1, Parcel 2 and Parcel 3 of Stagecoach Crossing; and all matters generally relating to said affirmation.

Unfinished Business

New Business

1. Request for authorization for additional officer in La Plata Police Department
2. Proclamation – Trick or Treat Evening
3. Commission Reports

Adjournment

The above Agenda is tentative and may be subject to change without notice. Copies of legislation are available at Town Hall, 305 Queen Anne Street, La Plata, Maryland, or on the Town's web page at www.townoflaplata.org under "Legislation".

COUNCIL OF THE TOWN OF LA PLATA
Ordinance No. 06-26

Introduced By: Mayor Gene Ambrogio

Date Introduced: September 12, 2006

Amendments Adopted:

Date Adopted: October 10, 2006

Date Effective: October 26, 2006

1 **An Ordinance concerning**

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3 **AUTOMATIC FIRE SPRINKLER SYSTEMS - ONE- AND TWO-FAMILY DWELLINGS**

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5 **FOR** the purpose of requiring the installing of certain automatic fire sprinkler systems in certain
6 new one- and two-family dwellings; providing that the provisions of this Ordinance are severable;
7 and all matters generally related thereto.

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11 **BY** repealing and reenacting with amendments
12 Chapter 75 – Building Construction
13 Article II. One- and Two-Family Dwelling Code
14 Section 75-4.1
15 Code of the Town of La Plata
16 (1998 Edition and supplements)

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18 **SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE TOWN OF LA PLATA,** That
19 Section 75-4.1 of the Code of the Town of La Plata (1998 and supplements), be and it hereby is
20 repealed and reenacted, with amendments, to read as follows:

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22 **Chapter 75 – BUILDING CONSTRUCTION**
23 **Article II. One- and Two-Family Dwelling Code**

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25 75-4.1 Modifications.

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27 The International Residential Code for One- and Two- Family Dwellings 2003, as adopted by §75-
28 4, is modified as set forth below:

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32 R. ON PAGE 59 INSERT A NEW SECTION R324 TO READ AS FOLLOWS:

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SECTION R324

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AUTOMATIC FIRE SPRINKLER SYSTEMS

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R324.1 INSTALLATION REQUIRED. INTERIOR AUTOMATIC FIRE SPRINKLER SYSTEMS SHALL BE INSTALLED, AND THEREAFTER MAINTAINED, IN A GOOD STATE OF OPERATION AND REPAIR, IN ALL NEW ONE- AND TWO-FAMILY DWELLINGS FOR WHICH BUILDING PERMITS ARE APPLIED FOR ON AND AFTER NOVEMBER 1, 2006. A ONE- OR TWO-FAMILY DWELLING THAT EXISTS OR IS UNDER CONSTRUCTION ON NOVEMBER 1, 2006, AND THAT IS DEMOLISHED AND THEREAFTER RECONSTRUCTED, OR THAT IS RENOVATED TO SUCH EXTENT AS INVOLVES THE INSTALLATION OF A NEW PLUMBING SYSTEM IN AT LEAST 50% OF THE HABITABLE AREA OF THE DWELLING, SHALL BE DEEMED A NEW DWELLING FOR PURPOSE OF COMPLIANCE WITH THE REQUIREMENTS OF THIS SECTION.

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1. A MOBILE HOME, A MANUFACTURED HOME AND A MODULAR HOME ARE SUBJECT TO THE INTERIOR AUTOMATIC FIRE SPRINKLER SYSTEM REQUIREMENTS OF THIS SECTION.

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R324.2 EXCEPTIONS. THE INTERIOR AUTOMATIC FIRE SPRINKLER SYSTEM REQUIREMENTS OF THIS SECTION DO NOT APPLY TO ANY DETACHED ACCESSORY STRUCTURE SUCH AS, BUT NOT LIMITED TO, A CARPORT, A GARAGE, A STRUCTURE THAT DOES NOT CONTAIN ANY FACILITIES OR ROOMS DESIGNED OR USED FOR COOKING, SLEEPING OR TOILETING, A GREENHOUSE AND A SHED.

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R324.3 INSTALLATION STANDARDS. INTERIOR AUTOMATIC SPRINKLER SYSTEMS SHALL BE INSTALLED AND MAINTAINED IN ACCORDANCE WITH THE MOST RECENT VERSION OF STANDARD 13D, "INSTALLATION OF SPRINKLER SYSTEMS IN ONE- AND TWO-FAMILY DWELLINGS AND MANUFACTURED HOMES" AS PROMULGATED BY THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA), AND AS MODIFIED AND ADOPTED BY THE MARYLAND STATE FIRE PREVENTION CODE, AS AMENDED FROM TIME TO TIME.

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SECTION 2. AND BE IT FURTHER ENACTED, That if any provision of this Ordinance, or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this Ordinance which can be given effect without the invalid provisions or application, and to this end, all the provisions of this Ordinance are hereby declared to be severable.

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SECTION 3. AND BE IT FURTHER ENACTED, That this Ordinance shall become effective at the expiration of fifteen (15) calendar days after its approval by the Council.

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SEAL:

COUNCIL OF THE TOWN OF LA PLATA

Gene Ambrogio
Gene Ambrogio, Mayor

R. Wayne Winkler
R. Wayne Winkler, Councilman

C. Keith Back
C. Keith Back, Councilman

Paretta D. Mudd
Paretta D. Mudd, Councilwoman

Vic E. Newman
Vic E. Newman, Councilman

ATTEST:

Judith T. Frazier
Judith T. Frazier, Town Clerk
Date: October 10, 2006

EXPLANATION:
CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
((Double Parenthesis)) indicate matter deleted from existing law.
Underlining indicates amendments to bill.
~~Strike-Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.