

# **BARNSTABLE COUNTY**

**In the Year Two Thousand and Eighteen**

## **Proposed Ordinance 18 - 04**

**To amend Chapter A, Enabling Regulations Governing Review of Developments of Regional Impact, of the Code of Cape Cod Commission Regulations of General Application.**

*BARNSTABLE COUNTY, hereby ordains:*

**That the following language be inserted as a new section 2(d)(iii) of Chapter A, Enabling Regulations Governing Review of Developments of Regional Impact, Barnstable County Ordinance 90-12, as amended:**

In order to expedite permitting for, and to support Barnstable County Municipalities with, the development and implementation of water quality improvement plans and projects for nutrient remediation pursuant to Section 13(1) of the Cape Cod Commission Act, and under the powers and authority conferred to the Cape Cod Commission under, without limitation, Section 4(a)(27) of the Cape Cod Commission Act, any water quality improvement plan or project with a primary purpose of nutrient remediation proposed by a Municipality, or political subdivision thereof, including without limitation a comprehensive, integrated or targeted water resources, watershed or wastewater management plan or project, shall not require or be subject to the Development of Regional Impact review and approval process, notwithstanding anything contained to the contrary in these regulations, but shall require and be subject to review and a determination by the Commission through its Executive Director, or designee, that said plan or project is consistent with any approved regional water quality management plan for Barnstable County prepared by the Commission, which review and determination shall occur prior to and as a condition to implementation of said plan or project. Without limiting the foregoing, this paragraph shall also apply to proposed modification of such a plan or project that has previously been reviewed and approved by the Commission as a Development of Regional Impact.

**(Submitted by the Cape Cod Commission Acting Executive Director Kristy Senatori (as a result of a vote taken by the Cape Cod Commission on 12/14/17) at a regular meeting of the Assembly of delegates on March 7, 2018)**