

Introduced 7-6-2021  
Public Hearing 7-21-2021  
Council Action 7-28-2021  
Executive Action 7-28-2021  
Effective Date 9-27-2021

## County Council of Howard County, Maryland

2021 Legislative Session

Legislative Day # 12

**BILL NO. 55 - 2021**

**Introduced by:**  
David Yungmann

**AN ACT** to remove the minimum size criteria for a parcel on which a landowner's dwelling could be built; and generally relating to agricultural preservation.

Introduced and read first time July 6, 2021. Ordered posted and hearing scheduled.

By order Michelle Harrod  
Michelle R. Harrod, Council Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on July 21, 2021.

By order Michelle Harrod  
Michelle R. Harrod, Council Administrator

This Bill was read the third time on July 28, 2021 and Passed , Passed with amendments \_\_\_\_\_, Failed \_\_\_\_\_.

By order Michelle Harrod  
Michelle R. Harrod, Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 28 day of July, 2021 at 4<sup>00</sup> a.m./p.m.

By order Michelle Harrod  
Michelle R. Harrod, Council Administrator

Approved/Vetoed by the County Executive July 28, 2021

Calvin Ball  
Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the Howard*  
2 *County Code is amended as follows:*

3 *By amending:*

4 *Title 15. Natural Resources*

5 *Subtitle 5. Agricultural Preservation*

6 *Section. 15.514 (c)*

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9

**HOWARD COUNTY CODE**

10

**Title 15. Natural Resources**

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**Subtitle 5. Agricultural Preservation**

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**Section 15.514. - Rights.**

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(c) *Limited Number of Dwellings.* Only the following dwellings, which may not be subdivided from  
14 the land, may be constructed on land subject to an agricultural land preservation easement, after the  
15 Board has determined that they are located so as to minimize disruption of existing or potential future  
16 agricultural activities:

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(1) An existing dwelling which is no longer habitable may be replaced, provided that the  
18 existing dwelling is demolished;

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(2) If permitted under the deed of easement; tenant housing may be constructed at a density  
20 of one tenant dwelling per 25 acres; this density includes tenant housing which existed when the  
21 County acquired the easement;

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(3) A landowner's dwelling, if:

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(i) There were no dwellings other than tenant housing on the parcel when the  
24 County acquired the easement; and

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(ii) [[The parcel is 50 acres or larger; and

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(iii)]] The parcel is not a subdivision or separate portion of the parcel on which the

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County acquired the easement, unless the landowner has relinquished the right to subdivide one of the

1 one-acre lots allowed pursuant to section 15.517.

2 ***Section 2. Be it further enacted by the County Council of Howard County, Maryland, that this Act***  
3 ***shall become effective 61 days after its enactment.***

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on July 28, 2021.

Michelle Harrod  
Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on \_\_\_\_\_, 2021.

\_\_\_\_\_  
Michelle Harrod, Administrator to the County Council