

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council of Howard County, Maryland

2022 Legislative Session

Legislative Day No. 11

Bill No. 50 -2022

Introduced by: Deb Jung

AN ACT amending the Howard County Code to require newly appointed members of the Howard County Board of Appeals to complete certain land use training courses as a condition of their appointment; and generally relating to the Howard County Board of Appeals.

Introduced and read first time _____, 2022. Ordered posted and hearing scheduled.

By order _____
Michelle R. Harrod, 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 _____, 2022.

By order _____
Michelle R. Harrod, Administrator

This Bill was read the third time on _____, 2022 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Michelle R. Harrod, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2022 at ____ a.m./p.m.

By order _____
Michelle R. Harrod, Administrator

Approved/Vetoed by the County Executive _____, 2022

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 hereby amended as follows:

3 *By adding:*

4 *Title 16. Planning, Zoning and Subdivisions and Land Development Regulations*

5 *Subtitle 3. Board of Appeals.*

6 *Section 3.301A. Training.*

7

8

9 **Title 16. Planning, Zoning and Subdivisions and Land Development Regulations**

10 **Subtitle 3. Board of Appeals**

11 **Sec. 16.300. Compensation.**

12 Members of the Howard County Board of Appeals shall be paid \$5,000.00 per year plus
13 \$110.00 per official public session, up to a maximum cumulative total payment of \$16,125.00
14 per year. Members of the Board shall receive reasonable and necessary expenses, as may be
15 provided in the budget.

16 **Sec. 16.301. Powers.**

17 The Howard County Board of Appeals shall have the following zoning powers:

18 (a) To authorize a variance from the terms of the zoning regulations as is necessary to
19 avoid arbitrariness and to obtain substantial justice within the spirit of the zoning
20 regulations. However, the County Council, by passage of a resolution after public
21 hearing, shall be the sole authority to grant these variances for governmental uses of
22 land.

23 (b) To hear and decide appeals where it is alleged there is error in any order, requirement,
24 decision, or determination made by any administrative official in the application,
25 interpretation, or enforcement of this title or of any regulations adopted pursuant to it.

26 (c) To authorize uses provided by the zoning [[regulations]] REGULATIONS. However, the
27 County Council, by passage of a resolution after public hearing, shall be the sole
28 authority to issue special use variances for governmental uses of land.

1 (d) To hear and decide citations issued, under subtitle 16 of this title, for a violation of the
2 subdivision and land development regulations set forth in subtitle 1 of this title or the
3 Howard County Zoning Regulations.

4 **SEC. 16.301A. TRAINING.**

5 NEWLY APPOINTED MEMBERS OF THE HOWARD COUNTY BOARD OF APPEALS SHALL, WITHIN
6 SIX MONTHS OF THEIR APPOINTMENT, COMPLETE THE FOLLOWING:

7 (A) REVIEW MATERIALS FROM PUBLICLY OFFERED PLANNING COURSES DESIGNED BY THE
8 HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING THAT EDUCATE RESIDENTS
9 ON HOW THE PLANNING AND LAND DEVELOPMENT PROCESS WORKS; COMPLETE IN-PERSON
10 TRAINING IF SUCH COURSES ARE OFFERED AND COINCIDE WITH THE REQUIREMENT PERIOD;
11 AND

12 (B) A PUBLICLY OFFERED EDUCATION COURSE DESIGNED BY THE MARYLAND DEPARTMENT
13 OF PLANNING THAT REVIEWS CERTAIN ASPECTS OF LAND USE PLANNING.

14

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