

Amendment 2 to Council Bill 59-2016

BY: Mary Kay Sigaty

**Legislative Day No: 16
Date: October 5, 2016**

Amendment No. 2

1 *(This amendment establishes requirements for the Agricultural Land Preservation Board's*
2 *recommendation for Commercial Solar Facilities conditional uses).*
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6 On page 6, strike line 14, in its entirety, and substitute the following:

7 "PRESERVATION PROGRAM PRIOR TO APPROVAL BY THE HEARING AUTHORITY IN THE FOLLOWING
8 MANNER:
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10 (1) PRIOR TO SCHEDULING AND CONVENING A PRESUBMISSION COMMUNITY MEETING PURSUANT
11 TO HOWARD COUNTY ZONING REGULATIONS SECTION 131.0.F.1, THE PETITIONER SHALL
12 SUBMIT A PROPOSED CONDITIONAL USE PLAN FOR A COMMERCIAL SOLAR FACILITY ON A
13 PARCEL OR PARCELS IN THE AGRICULTURAL LAND PRESERVATION PROGRAM TO THE
14 HOWARD COUNTY AGRICULTURAL LAND PRESERVATION BOARD FOR ADVISORY REVIEW AS
15 TO WHETHER THE SITING OF THE COMMERCIAL SOLAR FACILITY ON THE PARCEL OR PARCELS
16 SUPPORTS THE PRIMARY AGRICULTURAL PURPOSE OF THE EASEMENT PROPERTY OR IS AN
17 ANCILLARY BUSINESS WHICH SUPPORTS THE ECONOMIC VIABILITY OF THE FARM.
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19 (2) THE MATERIALS SUBMITTED FOR REVIEW SHALL INCLUDE, AT A MINIMUM, A COPY OF THE
20 AGRICULTURAL LAND PRESERVATION PROGRAM EASEMENT, A COPY OF THE HOWARD
21 COUNTY SOIL CONSERVATION AND WATER QUALITY PLAN, AND A COPY OF THE PROPOSED
22 CONDITIONAL USE PLAN.
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24 (3) THE BOARD'S ADVISORY REVIEW SHALL BE IN WRITING.
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26 (4) THE PETITIONER SHALL MAKE THE BOARD'S ADVISORY REVIEW AVAILABLE AT THE
27 PRESUBMISSION COMMUNITY MEETING.
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(5) THE DEPARTMENT OF PLANNING AND ZONING'S TECHNICAL STAFF REPORT ON THE PETITION SHALL INCLUDE AN EVALUATION OF AND A RECOMMENDATION ON THE BOARD'S ADVISORY REVIEW OF THE PETITION AND SHALL INCLUDE AS ATTACHMENTS THE BOARD'S ADVISORY REVIEW AND A COPY OF THE AGRICULTURAL PRESERVATION EASEMENT."