

Introduced 9/6/16
Public hearing 9/19/16
Council action 10/5/16
Executive action 10/12/16
Effective date 12/12/16

County Council of Howard County, Maryland

2016 Legislative Session

Legislative day # 14

BILL NO. 60 - 2016 (ZRA - 165)

Introduced by:

The Chairperson
at the request of Robert Haney

AN ACT amending the Howard County Zoning Regulations Conditional Use section to create a new Athletic Facilities, Commercial Conditional Use in the RC and RR zoning districts; and generally relating to Athletic Facilities, Commercial.

Introduced and read first time September 6, 2016. Ordered posted and hearing scheduled.

By order Jessica Feldmark
Jessica Feldmark, 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 September 19, 2016.

By order Jessica Feldmark
Jessica Feldmark, Administrator

This Bill was read the third time on October 5, 2016 and Passed , Passed with amendments _____, Failed _____.

By order Jessica Feldmark
Jessica Feldmark, Administrator

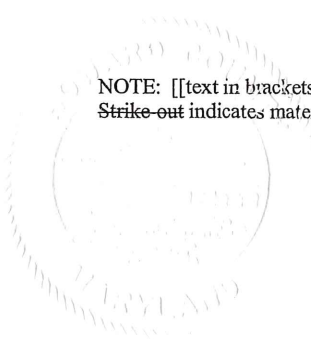
Sealed with the County Seal and presented to the County Executive for approval this 6th day of October, 2016 at 4 a.m./p.m.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Approved Vetoed by the County Executive Oct 12, 2016

Allan H. Kittleman
Allan H. Kittleman, 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 Zoning Regulations are hereby amended as follows:**

3
4 *By Adding*

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6 *Section 131.0: "Conditional Uses"*
7 *Subsection O. "New Conditional Use Categories"*
8 *Number 1. "Athletic Facilities, Commercial"*

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12 **Howard County Zoning Regulations**

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16 **SECTION 131.0: - Conditional Uses**

17 **O. New Conditional Use Categories**

18 Completely new Conditional Use categories established after the effective date of the current
19 Zoning Regulations are listed below along with the zoning districts in which the Conditional
20 Use category is permitted and the specific criteria required for approval.

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22 **1. ATHLETIC FACILITIES, COMMERCIAL**

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A CONDITIONAL USE MAY BE GRANTED IN THE RC AND RR DISTRICTS FOR AN
INDOOR COMMERCIAL ATHLETIC FACILITY PROVIDED THAT:

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A. A CONDITIONAL USE IS NOT REQUIRED FOR FACILITIES THAT ARE RESERVED
FOR USE BY RESIDENTS OF A COMMUNITY AND THEIR GUESTS AND ARE
LOCATED WITHIN NEIGHBORHOODS OR COMMUNITIES WHERE ALL
PROPERTIES ARE SUBJECT TO RECORDED COVENANTS AND LIENS THAT
PROVIDE FOR THE OPERATION AND MAINTENANCE OF THE FACILITIES.

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B. BUILDINGS AND PARKING USES SHALL BE AT LEAST 75 FEET FROM A
RESIDENTIAL LOT OR PARCEL.

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1 C. REASONABLE STANDARDS FOR HOURS OF OPERATION SHALL BE PROPOSED BY
2 THE PETITIONER AND APPROVED BY THE HEARING AUTHORITY.

3
4 D. OUTDOOR USES, EXCEPT PARKING USES AND ANY OUTDOOR LIGHTING, SHALL
5 NOT BE PERMITTED UNLESS APPROVED UNDER THE ATHLETIC FACILITIES,
6 OUTDOOR CONDITIONAL USE CATEGORY.

7
8 E. THE LAND AREA USED FOR THE CONDITIONAL USE SHALL NOT BE SUBJECT TO
9 AN ALPP PURCHASED OR OTHER DEDICATED EASEMENT.

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11 F. THE MINIMUM LOT SIZE SHALL BE 3 ACRES.
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14 ***Section 2. Be it further enacted by the County Council of Howard County, Maryland, that the***
15 ***publisher of the Howard County Zoning Regulations is authorized hereby to amend the Conditional***
16 ***Uses and Permissible Zoning Districts chart attached to Section 131 of the Zoning Regulations in***
17 ***order to reflect the substantive changes made by this Act.***

18
19 ***Section 3. Be It Further Enacted by the County Council of Howard County, Maryland, that Section***
20 ***131.0.O of the Zoning Regulations be renumbered, if necessary, based on previous passage of CB46-***
21 ***2016 (ZRA 159), which amends Section 131.0.O of the Zoning Regulations and is to become effective***
22 ***prior to this bill's effective date.***

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24 ***Section 4. And Be It Further Enacted by the County Council of Howard County, Maryland, that this***
25 ***Act shall become effective 61 days after its enactment.***
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