

Composting

	Current			CB 60 ***			Proposed Amendments *			ZRA 160 **		
	MDE Permit Not Required	MDE Tier I	MDE Tier II	MDE Permit Not Required	MDE Tier I or Tier II Small Permit	MDE Tier II Large Permit	MDE Permit Not Required	MDE Tier I or Tier II Small Permit	MDE Tier II Large Permit	MDE Permit Not Required	MDE Tier I	MDE Tier II
RC & RR	Accessory to principal use	Conditional Use - only yard waste composting	Not Permitted	Accessory to principal use	By Permit < 3 acres accessory to a farm All Other - Conditional Use - Up to 5 acres or 10 %	Conditional Use - Up to 5 acres or 10 %	Accessory to principal use	By Permit < 3 acres accessory to a farm with 5% limit on retail sales By Conditional Use- up to 1 acre or up to 5 acres or 10% only if abutting an Interstate (does not need to be accessory to a farm)	Conditional Use -Up to 1 acre or up to 5 acres or 10 % only if abutting an Interstate (does not need to be accessory to a farm)	On the Farm/For the Farm - with restrictions	On the Farm/For the Farm by right- up to 1 acre or 5% On the farm/For the farm- by permit up to 3 acres or 5%	On the Farm/For the Farm - by permit up to 3 acres or 5%
ALPP	Accessory to principal use	Not Permitted	Not Permitted	Accessory to principal use	By Permit < 3 acres accessory to a farm	Not Permitted	Accessory to principal use	By Permit < 3 acres accessory to a farm with 5% limit on retail sales	Not Permitted	On the Farm/For the Farm - by right with restrictions	On the Farm/For the Farm - by right up to 1 acre of 5% On the farm/For the farm- by permit up to 3 acres or 5%	On the Farm/For the Farm - by permit up to 3 acres or 5%
M-1	Accessory to principal use	Conditional Use - only yard waste composting	Not Permitted	Accessory to principal use	By-Right	Conditional Use	Accessory to principal use	By-Right	Conditional Use	Not addressed	Conditional Use	Conditional Use
M-2	Accessory to principal use	Not Permitted	Not Permitted	Accessory to principal use	By-Right	By-Right	Accessory to principal use	By-Right	By-Right	Not addressed	Conditional Use	Conditional Use
SW	Accessory to principal use	By-Right	Not Permitted	Accessory to principal use	By-Right	By-Right	Accessory to principal use	By-Right	By-Right	Not addressed	Not Permitted	Not Permitted

Natural Wood Waste Recycling

	Current		CB 60		Proposed Amendments *		ZRA 160	
	MDE Permit Not Required	MDE Permit Required	MDE Permit Not Required	MDE Permit Required	MDE Permit Not Required	MDE Permit Required	MDE Permit Not Required	MDE Permit Required
RC & RR	Accessory to a principal Farm	Conditional Use	Accessory to a principal Farm	Conditional Use - Up to 5 acres or 10 %	Accessory to a principal Farm	Conditional Use -Up to 1 acre or up to 5 acres or 10 % only if abutting an Interstate (does not need to be accessory to a farm)	On the Farm/for the farm- By-right up to 1acre or 5%	Not Permitted
ALPP	Accessory to a principal Farm	Not Permitted	Accessory to a principal Farm	Not permitted unless accessory to a principal Tree Farming Use Only (Conditional Use) - Up to 2 acres or 15% of area actively farmed	Accessory to a principal Farm	Not permitted unless accessory to a principal Horticultural Nursery Only (Conditional Use) - Up to 1 acre or 15% of area in active production with 5% limit on retail sales	On the Farm/for the farm -By - right up to 1 acre or 5%	Not Permitted
M-1	By-Right	By-Right	By-Right	By-Right	By-Right	By-Right	Not addressed	Conditional Use
M-2	By-Right	By-Right	By-Right	By-Right	By-Right	By-Right	Not addressed	Conditional Use

* red text indicates changes from CB 60

** ZRA 160 defines composting facilities as "A facility that produces compost as defined and regulated by the State of Maryland COMAR 26.04.22- Composting Facilities. These facilities may or may not require a permit by the State of Maryland as determined by the size of the facility and type of material (feedstock) being processed." Therefore the proposed regulations apply regardless of permit requirements.

*** CB 60 defines a composting facility as "A facility where composting takes place as regulated by and which operated under a permit from the Maryland Department of the Environment under COMAR 26.04.11." Therefore, the proposed regulations only apply to composting operations that require an MDE permit.