

Introduced _____
Public hearing _____
Council action _____
Executive action _____
Effective date _____

County Council of Howard County, Maryland

2018 Legislative Session

Legislative day # 7

BILL NO. 40 – 2018

Introduced by: Jennifer Terrasa

An Act amending the Howard County Code to require presubmission community meetings for projects on publicly owned land and for projects that abut open space; and generally relating to presubmission community meetings.

Introduced and read first time _____, 2018. Ordered posted and hearing scheduled.

By order _____
Jessica Feldmark, Administrator to the County Council

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

public hearing on _____, 2018 and concluded on _____, 2018.

By order _____
Jessica Feldmark, Administrator to the County Council

This Bill was read the third time _____, 2018 and Passed ___, Passed with amendments ___, Failed ___.

By order _____
Jessica Feldmark, Administrator to the County Council

Sealed with the County Seal and presented to the County Executive for approval this _____ day of _____, 2018 at _____ a.m./p.m.

By order _____
Jessica Feldmark, Administrator to the County Council

Approved/vetoed by the County Executive on _____, 2018.

Allan Kittleman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law. ~~Strikeout~~ 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
4 *By Amending:*

5
6 *Title 16. "Planning, Zoning and Subdivisions and Land Development Regulations"*

7 *Subtitle 1. "Subdivision and Land Development Regulations"*

8 *Article I. "General"*

9 *Section 16.108. "Rules of Construction; Definitions."*

10 *and*

11 *Article V. "Procedures for Filing and Processing Site Development Plan Applications"*

12 *Section 16.156. "Procedures."*

13
14 **Title 16. Planning, Zoning and Subdivisions and Land Development Regulations**

15 **Subtitle 1. Subdivision and Land Development Regulations**

16
17 **Article I. General**

18
19 **Section 16.108. Rules of Construction; Definitions.**

20
21 (b) *Definitions.* As used in these regulations, the following terms shall be defined as
22 follows:

23 (28.1) *Initial plan submittal.* For required presubmission community meetings,
24 the initial plan submittal is the:

25 (i) Zoning petition, if it includes a site plan or a preliminary development plan;

26 (ii) Conditional use petition, if required;

27 (iii) Sketch plan or preliminary equivalent sketch plan for a major subdivision;

28 (iv) Final plan for a minor subdivision or resubdivision; [[or]]

29 (v) Site development plan for single-family units on deeded parcels, or for
30 condominium or rental units on a parcel which is not part of a recorded
31 subdivision that authorized an equal or greater number of residential units
32 than proposed on the site development plan[.];

1 (VI) SITE DEVELOPMENT PLAN FOR A PROJECT THAT ABUTS PROPERTY OWNED BY
2 ANY GOVERNMENTAL UNIT; OR

3 (VII) SITE DEVELOPMENT PLAN FOR A PROJECT THAT ABUTS OPEN SPACE.
4

5 **Article V. Procedures for Filing and Processing Site Development Plan Applications**

6
7 **Section 16.156. Procedures.**
8

9 (a) *Presubmission Community Meetings, Required.* Presubmission community
10 meetings in accordance with section 16.128 of this subtitle are required for the
11 following site plan submittals:

12 (1) If the initial plan submittal for a residential development is a site development
13 plan; or

14 (2) If the site development plan submittal is for:

15 a. A new nonresidential development located within 200 feet of a residential
16 zoning district; [[or]]

17 b. An existing nonresidential development which is located within 200 feet of
18 a residential zoning district and proposed for a floor area expansion of more
19 than 25 percent[[.]];

20 c. A DEVELOPMENT THAT ABUTS PROPERTY OWNED BY ANY GOVERNMENTAL
21 UNIT; OR

22 d. A DEVELOPMENT THAT ABUTS OPEN SPACE.
23

24 *Section 2. And be it further enacted by the County Council of Howard County,*
25 *Maryland, that this Act shall become effective 61 days after its enactment.*
26
27