

Amendment 2 to Council Bill No. 40-2018

BY: The Chairperson at the request  
of the County Executive

Legislative Day 10  
Date: July 2, 2018

Amendment No. 2

*(This amendment requires presubmission community meetings for certain nonresidential developments.)*

1 In the title, in the second line, strike “*projects on publicly owned land and for projects that abut*  
2 *open space*” and substitute “*certain nonresidential developments*”.

3

4 On page 1, in line 28, strike both sets of double brackets around “or”.

5

6 On page 1, in line 32, strike both sets of double brackets around the period and strike the  
7 semicolon.

8

9 On page 2, strike lines 1 through 4, inclusive and in their entirety.

10

11 On page 2, in line 15 down through line 16, strike “located within 200 feet of a residential zoning  
12 district” and substitute “EXCEPT THAT A PRESUBMISSION COMMUNITY MEETING IS NOT REQUIRED  
13 FOR COUNTY CAPITAL PROJECTS FOR WHICH A COMMUNITY OUTREACH MEETING HAS BEEN HELD  
14 BY THE COUNTY OR THE HOWARD COUNTY PUBLIC SCHOOL SYSTEM”.

15

16 On page 2, in line 16, strike both sets of double brackets around “or”.

17

18 On page 2, in line 17 down through line 18, strike “which is located within 200 feet of a  
19 residential zoning district and”

20

21 On page 2, in line 19, after “percent” insert “EXCEPT THAT A PRESUBMISSION COMMUNITY  
22 MEETING IS NOT REQUIRED FOR COUNTY CAPITAL PROJECTS FOR WHICH A COMMUNITY OUTREACH  
23 MEETING HAS BEEN HELD BY THE COUNTY OR THE HOWARD COUNTY PUBLIC SCHOOL SYSTEM;”.

24

- 1 On page 2, in line 19, strike both sets of double brackets around the period and strike the
- 2 semicolon.
- 3
- 4 On page 2, strike lines 20 through 22 inclusive and in their entirety.

ADOPTED 7/2/18  
DAPLED \_\_\_\_\_  
SIGNATURE Jessica Feldman

Amendment 1 to Council Bill 40-2018

BY: Jennifer Terrasa

Legislative Day No: 10  
Date: 7/2/18

Amendment No. 1

1 (This amendment corrects the title, creates an exemption for roads and road rights-of-way,  
2 and changes the word "abut" to "adjoin" throughout the bill.)

3  
4  
5 On the title page, strike line 2 of the title in its entirety, and substitute "meetings for  
6 projects that adjoin publicly owned land or open".

7  
8 On page 2, strike line 1, in its entirety and substitute:  
9 "(IV) SITE DEVELOPMENT PLAN FOR A PROJECT THAT ADJOINS PROPERTY, OTHER THAN  
10 A ROAD OR ROAD RIGHT-OF-WAY, OWNED IN FEE-SIMPLE BY".

11  
12 On page 2, in line 3, strike "ABUTS" and substitute "ADJOINS".

13  
14 On page 2, strike line 20, in its entirety, and substitute:  
15 "(C) A DEVELOPMENT THAT ADJOINS PROPERTY, OTHER THAN A ROAD OR ROAD RIGHT-  
16 OF-WAY, OWNED IN FEE-SIMPLE BY ANY GOVERNMENTAL".

17  
18 On page 2, in line 22, strike "ABUTS" and substitute "ADJOINS".

19

ADOPTED \_\_\_\_\_  
FAILED not introduced  
SIGNATURE Jessica Feldman

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