

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council of Howard County, Maryland

2021 Legislative Session

Legislative Day # 12

BILL NO. 55– 2021

Introduced by:
David Yungmann

AN ACT to remove the minimum size criteria for a parcel on which a landowner's dwelling could be built; and generally relating to agricultural preservation.

Introduced and read first time _____, 2021. Ordered posted and hearing scheduled.

By order _____
Michelle R. Harrod, Council 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 _____, 2021.

By order _____
Michelle R. Harrod, Council Administrator

This Bill was read the third time on _____, 2021 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Michelle R. Harrod, Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this ___ day of _____, 2021 at ___ a.m./p.m.

By order _____
Michelle R. Harrod, Council Administrator

Approved/Vetoed by the County Executive _____, 2021

Calvin Ball, 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 Code is amended as follows:

3 *By amending:*

4 *Title 15. Natural Resources*

5 *Subtitle 5. Agricultural Preservation*

6 *Section. 15.514 (c)*

7
8
9 **HOWARD COUNTY CODE**

10 **Title 15. Natural Resources**

11 **Subtitle 5. Agricultural Preservation**

12 **Section 15.514. - Rights.**

13 (c) *Limited Number of Dwellings.* Only the following dwellings, which may not be subdivided from
14 the land, may be constructed on land subject to an agricultural land preservation easement, after the
15 Board has determined that they are located so as to minimize disruption of existing or potential future
16 agricultural activities:

17 (1) An existing dwelling which is no longer habitable may be replaced, provided that the
18 existing dwelling is demolished;

19 (2) If permitted under the deed of easement; tenant housing may be constructed at a density
20 of one tenant dwelling per 25 acres; this density includes tenant housing which existed when the
21 County acquired the easement;

22 (3) A landowner's dwelling, if:

23 (i) There were no dwellings other than tenant housing on the parcel when the
24 County acquired the easement; and

25 (ii) [[The parcel is 50 acres or larger; and

26 (iii)]] The parcel is not a subdivision or separate portion of the parcel on which the
27 County acquired the easement, unless the landowner has relinquished the right to subdivide one of the

1 one-acre lots allowed pursuant to section 15.517.

2 **Section 2. *Be it further enacted*** by the County Council of Howard County, Maryland, that this Act
3 *shall become effective 61 days after its enactment.*