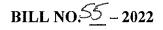
## County Council of Howard County, Maryland

2022 Legislative Session

( )

Legislative Day No. 13



Introduced by: Deb Jung

**AN ACT** to enable the Zoning Board to issue a subpoena in certain circumstances; and generally relating to Zoning matters.

Introduced and read first time <u>Septlo</u> , 2022. O	ordered post By order_	
Having been posted and notice of time & place of hearing & title of second time at a public hearing on $3642$ and $3642$ . This Bill was read the third time on $023$ , 2022 and Pase	By order	Mahly Harrod, Administrator ssed with amendments, Failed
Sealed with the County Seal and presented to the County Executi	ve for appre	oval thisday of, 2022 at a.m./p.m.
Approved/Vetoed by the County Executive	By order _ _, 2022	Michelle Harrod, Administrator
		Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL 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 amended as follows:
3	By amending:
4	Title 16 - Planning, Zoning and Subdivisions and Land Development Regulations.
5	Subtitle 2 Zoning.
6	Section. 16.206. Conduct of hearings.
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9	
10	HOWARD COUNTY CODE
11	Title 16 - Planning, Zoning and Subdivisions and Land Development Regulations.
12	Subtitle 2. – Zoning.
13	Sec. 16.206. Conduct of hearings.
14	(A) All public hearings on piecemeal map amendment or development plan petitions shall
15	be conducted in accordance with the rules of procedure adopted by the Zoning Board insofar as they
16	do not conflict with the Howard County Administrative Procedure Act.
17	(B) THE ZONING BOARD MAY ISSUE SUBPOENAS DECIDED THROUGH A MAJORITY VOTE IN
18	AID OF HEARINGS HELD UNDER THIS SECTION.
19	(C)(1) The Board shall prepare an official record of its proceedings in each case, which shall
20	include testimony and exhibits; but it shall not be necessary to transcribe the testimony unless
21	requested for court review.
22	(2) Every decision and final order in a piecemeal map amendment or
23	development plan case shall be in writing, signed by a majority of the entire board, attested by the
24	administrative assistant to the Board, and shall be accompanied by findings of fact and conclusions of
25	law and shall be made a part of the record of proceedings.
26	(3) The final order of the Zoning Board denying or granting the petition for a
27	piecemeal map amendment, or approving or disapproving a development plan, shall be filed with the
28	Department of Planning and Zoning, which shall maintain it as part of the official records of the
29	County.
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31	Section 2. Be it further enacted by the County Council of Howard County, Maryland, that this Act

32 shall become effective 61 days after its enactment.

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## Amendment \_\_\_\_\_ to Council Bill No. 55-2022

BY: Deb Jung

Legislative Day No. 14

Date: October 3, 2022

Amendment No. 📕

(This amendment limits who may be the subject of a subpoena.)

1 On page 1, in line 18, before the period, insert "; HOWEVER, A SUBPOENA MAY BE ISSUED ONLY TO

AN EMPLOYEE, OFFICIAL, OR REPRESENTATIVE OF A UNIT OF COUNTY GOVERNMENT AND MAY NOT
BE ISSUED TO A PARTY".

Not Introduced - Late Giled FAILED 10-3-2022 Nay -2 Muchelle Harrod Needs 4 votes



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