

Introduced 3/2/09
Public hearing 3/14/09
Council action 4/06/09
Executive action _____
Effective date _____

County Council of Howard County, Maryland

2009 Legislative Session

Legislative day # 3

BILL NO. 11 – 2009 (ZRA – 108)

**Introduced by: The Chair
at the request of Brantly Development Group**

AN ACT amending the Howard County Zoning Regulation's definition of Age-restricted Adult Housing to allow an exception of up to 20 percent of the units within age-restricted adult housing developments to be unrestricted in terms of age occupancy requirements except for the existing restriction applicable to children under 18 years of age; to delete an existing exception relating to surviving household members 50 years or older; and generally relating to age-restricted adult housing.

Introduced and read first time March 2, 2009. Ordered posted and hearing scheduled.

By order Stephen M. LeGendre
Stephen M. LeGendre, 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 March 16, 2009 and concluded on March 16, 2009.

By order Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

This Bill was read the third time April 6, 2009 and Passed , Passed with amendments , Failed ✓

By order Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

Sealed with the County Seal and presented to the County Executive for approval this _____ day of _____, 2009 at _____ a.m./p.m.

By order _____
Stephen M. LeGendre, Administrator to the County Council

Approved/vetoed by the County Executive on _____, 2009.

Ken Ulman, 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 Number 5***
2 ***“Age-restricted Adult Housing”, of Subsection A, of Section 103 “Definitions” of the Howard***
3 ***County Zoning Regulations is hereby amended to read as follows:***

4
5
6 **Howard County Zoning Regulations**

7
8 **SECTION 103: Definitions**

- 9
10 5. **Age-Restricted Adult Housing:** A development that contains independent
11 dwelling units with full kitchens that is designed for and restricted to occupancy
12 by households having at least one member who is 55 years of age or older. An
13 exception is allowed for up to [[five years following the death or departure, due to
14 incapacity, of a household member 55 years or older, provided a surviving
15 household member who is at least 50 years old continues to live in the unit.]] 20
16 PERCENT OF THE UNITS WITHIN A DEVELOPMENT WHICH MAY BE UNRESTRICTED IN
17 TERMS OF AGE OCCUPANCY REQUIREMENTS, PROVIDED HOWEVER THAT
18 [[C]]Children less than 18 years of age shall not reside in a dwelling unit for more
19 than a total of 90 days per calendar year. Age-restricted adult housing may
20 include related facilities or services for the residents, such as social, recreational
21 or educational facilities and housekeeping, security, transportation or personal
22 services.

23
24
25 ***Section 2. And be it further enacted by the County Council of Howard County, Maryland, that***
26 ***the provisions of this act shall become effective 61 days after enactment.***
27
28