

Introduced \_\_\_\_\_  
Public Hearing \_\_\_\_\_  
Council Action \_\_\_\_\_  
Executive Action \_\_\_\_\_  
Effective Date \_\_\_\_\_

## County Council Of Howard County, Maryland

2012 Legislative Session

Legislative Day No. 1

### Bill No. 5-2012 (ZRA 138)

Introduced by: The Chairperson at the request of the Marsha S. McLaughlin,  
Director, Department of Planning and Zoning

AN ACT removing a requirement that pick-your-own-enterprises located in the RC (Rural Conservation) Zoning District have frontage on and direct access to certain types of roads, requiring that all necessary permits and licenses to be obtained from the Health Department prior to use as a pick-your-own enterprise, and generally relating to the Howard County Zoning Regulations.

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Introduced and read first time \_\_\_\_\_, 2012. Ordered posted and hearing scheduled.

By order \_\_\_\_\_  
Stephen LeGendre, 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 \_\_\_\_\_, 2012.

By order \_\_\_\_\_  
Stephen LeGendre, Administrator

This Bill was read the third time on \_\_\_\_\_, 2012 and Passed \_\_\_\_, Passed with amendments \_\_\_\_\_, Failed \_\_\_\_\_.

By order \_\_\_\_\_  
Stephen LeGendre, Administrator

Sealed with the County Seal and presented to the County Executive for approval this \_\_\_\_ day of \_\_\_\_\_, 2012 at \_\_\_\_ a.m./p.m.

By order \_\_\_\_\_  
Stephen LeGendre, Administrator

Approved/Vetoed by the County Executive \_\_\_\_\_, 2012

\_\_\_\_\_  
Ken Ulman, 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  
2 Howard County Zoning Regulations is amended as follows:

3 (1) Paragraph 2 of Subsection J of Section 128 “Supplementary Zoning District  
4 Regulations” is amended.

5  
6 **Howard County Zoning Regulations.**

7 **Section 128. Supplementary Zoning District Regulations.**

8  
9 **J. Direct Farm Marketing and Agritourism Enterprises**

10 2. Pick-Your-Own Enterprises

11 Pick-your-own produce operations and cut-your-own Christmas tree or flower  
12 operations are permitted as accessory uses to farming in the RC and RR Districts,  
13 provided that:

- 14 a. Adequate off-street parking is provided, parking areas and driveways are  
15 treated as needed to control dust, and parking areas are screened from  
16 neighboring properties.
- 17 b. Sight distance and the design of driveway entrances are adequate to  
18 accommodate expected traffic.
- 19 c. Where the areas open to customers are close to the property boundaries,  
20 boundaries are clearly marked through fencing or landscaping to protect  
21 neighboring properties from unintentional trespassing by visitors.
- 22 d. Incidental uses such as snack sales or hayrides to the produce fields are  
23 permitted.
- 24 e. A permit is approved as provided in subsection J.4 of this section.
- 25 f. [[The site]] A SITE IN THE RR DISTRICT has frontage on and direct access  
26 to a collector or arterial road as designated in the General Plan.
- 27 g. PRIOR TO THE COMMENCEMENT OF THE USE, THE PETITIONER MUST  
28 OBTAIN ANY REQUIRED LICENSES OR PERMITS FROM THE HOWARD  
29 COUNTY HEALTH DEPARTMENT.

30  
31 **Section 2. And Be It Further Enacted** by the County Council of Howard County,  
32 Maryland that the Director of the Department of Planning and Zoning is authorized to

1 *publish this Act, to correct obvious errors in section references, numbers and references*  
2 *to existing law, capitalization, spelling, grammar, headings and similar matters.*

3

4 ***Section 3. And Be It Further Enacted*** *by the County Council of Howard County,*  
5 *Maryland, that this Act shall become effective 61 days after its enactment.*