

Introduced 4/4/16
Public hearing 4/18/16
Council action 5/2/16
Executive action 5/5/16
Effective date 7/5/16

County Council of Howard County, Maryland

2016 Legislative Session

Legislative day # 4

BILL NO. 22 – 2016 (ZRA – 161)

**Introduced by:
Mary Kay Sigaty, Councilperson
at the request of Timothy Martins**

AN ACT amending the Howard County Zoning Regulations' Kennels and Pet Grooming Establishments conditional use to permit the use on 40,000 square-foot residential lots under specified conditions; and generally relating to Kennels and Pet Grooming Establishments.

Introduced and read first time April 4, 2016. Ordered posted and hearing scheduled.

By order Jessica Feldmark
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 April 18, 2016.

By order Jessica Feldmark
Jessica Feldmark, Administrator to the County Council

This Bill was read the third time May 2, 2016 and Passed Passed with amendments___, Failed___.

By order Jessica Feldmark
Jessica Feldmark, Administrator to the County Council

Sealed with the County Seal and presented to the County Executive for approval this 4th day of May, 2016 at 4 a.m./p.m.

By order Jessica Feldmark
Jessica Feldmark, Administrator to the County Council

Approved/vetoed by the County Executive on May 5, 2016.

Allan H. Kittleman
Allan H. 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 Zoning Regulations are hereby amended to read as follows:

3
4 *By amending:*

5 *Section 131.0: "Conditional Uses"*

6 *Subsection N. 31 "Kennels and Pet Grooming Establishments"*

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Howard County Zoning Regulations

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SECTION 131.0: CONDITIONAL USES

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N. Conditional Uses and Permissible Zoning Districts

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31. Kennels and Pet Grooming Establishments

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A Conditional Use may be granted in the RC, RR or R-20 Districts for kennels

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or pet grooming establishments, and in the B-1 District for kennels, provided

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that:

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a. For kennels housing or training eleven or more animals at one time, the

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following requirements shall apply:

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(1) Minimum lot size5 acres

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(2) Minimum setback for outdoor training and exercise areas and outside pens

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and runs from any lot line200 feet

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(3) Minimum structure setback

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(a) From public street right-of-way100 feet

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(b) From any other lot line200 feet

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(4) The Hearing Authority may reduce the 200 foot setback from lot lines for

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structures and outdoor training and exercise areas and outside pens or runs

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to a distance no less than 150 feet if it finds that the setback reduction will

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not adversely affect neighboring properties due to visual impact, noise,

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dust, odors or other causes, and that the outdoor training area, pen, run or

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structure will be located at least 200 feet from existing dwellings on

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different lots. Outside pens and runs and outdoor training and exercise

- 1 areas for which this setback reduction is approved shall be enclosed by
2 solid fences or walls.
- 3 b. For pet grooming establishments not located completely within a
4 residence, or for kennels housing or training no more than eight animals at
5 any one time, the following requirements shall apply:
- 6 (1) Minimum lot size3 acres
- 7 (2) Minimum setback for outdoor training and exercise areas and outside pens
8 and runs from any lot line150 feet
- 9 (3) Minimum structure setback:
- 10 (a) From public street right-of-way75 feet
- 11 (b) From any other lot line100 feet
- 12 c. For pet grooming establishments in which all business activities take place
13 within a residence, the minimum lot size shall be [[one acre]] 40,000
14 SQUARE-FEET.
- 15 d. All parking areas and outside pens and runs, and as appropriate, all
16 buildings shall be screened by landscaping or other suitable means from
17 adjoining properties and public street rights-of-ways.
- 18 e. Disposal of wastes must be such that odors or other emissions are not
19 perceptible at lot lines;
- 20 f. The lot shall have frontage on and direct access to a collector or arterial
21 road designated in the General Plan.
- 22 g. On an ALPP purchased or dedicated easement property, the following
23 additional criteria are required:
- 24 (1) The use shall not interfere with farming operation or limit future farming
25 production.
- 26 (2) Any new building or building addition associated with the use,
27 including any outdoor storage and parking area shall count towards
28 the cumulative use cap of 2% of the easement.

1 **Section 2. Be it further enacted** by the County Council of Howard County, Maryland, that the
2 publisher of the Howard County Zoning Regulations is authorized hereby to amend the Conditional
3 Uses and Permissible Zoning Districts chart attached to Section 131 of the Zoning Regulations in
4 order to reflect the substantive changes made by this Act.

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

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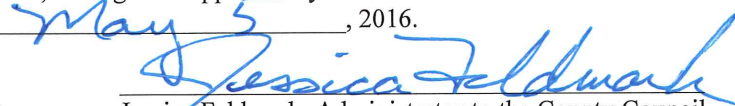
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BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on May 5, 2016.



Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2016.

Jessica Feldmark, Administrator to the County Council