

Introduced _____
Public hearing _____
Council action _____
Executive action _____
Effective date _____

County Council of Howard County, Maryland

2016 Legislative Session

Legislative day # 14

BILL NO. 60 – 2016 (ZRA – 165)

Introduced by:

The Chairperson
at the request of Robert Haney

AN ACT amending the Howard County Zoning Regulations Conditional Use section to create a new Athletic Facilities, Commercial Conditional Use in the RC and RR zoning districts; and generally relating to Athletic Facilities, Commercial.

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

By order _____
Jessica Feldmark, 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 _____, 2016.

By order _____
Jessica Feldmark, Administrator

This Bill was read the third time on _____, 2016 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Jessica Feldmark, Administrator

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

By order _____
Jessica Feldmark, Administrator

Approved/Vetoed by the County Executive _____, 2016

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

3
4 *By Adding*

5
6 *Section 131.0: "Conditional Uses"*

7 *Subsection O. "New Conditional Use Categories"*

8 *Number 1. "Athletic Facilities, Commercial"*

9
10
11
12 **Howard County Zoning Regulations**

13
14 **SECTION 131.0: - Conditional Uses**

15
16 **O. New Conditional Use Categories**

17 Completely new Conditional Use categories established after the effective date of the current
18 Zoning Regulations are listed below along with the zoning districts in which the Conditional
19 Use category is permitted and the specific criteria required for approval.

20
21 **1. ATHLETIC FACILITIES, COMMERCIAL**

22
23 A CONDITIONAL USE MAY BE GRANTED IN THE RC AND RR DISTRICTS FOR AN
24 INDOOR COMMERCIAL ATHLETIC FACILITY PROVIDED THAT:

25
26 A. A CONDITIONAL USE IS NOT REQUIRED FOR FACILITIES THAT ARE RESERVED
27 FOR USE BY RESIDENTS OF A COMMUNITY AND THEIR GUESTS AND ARE
28 LOCATED WITHIN NEIGHBORHOODS OR COMMUNITIES WHERE ALL
29 PROPERTIES ARE SUBJECT TO RECORDED COVENANTS AND LIENS THAT
30 PROVIDE FOR THE OPERATION AND MAINTENANCE OF THE FACILITIES.

31
32 B. BUILDINGS AND PARKING USES SHALL BE AT LEAST 75 FEET FROM A
33 RESIDENTIAL LOT OR PARCEL.

- 1 C. REASONABLE STANDARDS FOR HOURS OF OPERATION SHALL BE PROPOSED BY
2 THE PETITIONER AND APPROVED BY THE HEARING AUTHORITY.
3
- 4 D. OUTDOOR USES, EXCEPT PARKING USES AND ANY OUTDOOR LIGHTING, SHALL
5 NOT BE PERMITTED UNLESS APPROVED UNDER THE ATHLETIC FACILITIES,
6 OUTDOOR CONDITIONAL USE CATEGORY.
7
- 8 E. THE LAND AREA USED FOR THE CONDITIONAL USE SHALL NOT BE SUBJECT TO
9 AN ALPP PURCHASED OR OTHER DEDICATED EASEMENT.
10
- 11 F. THE MINIMUM LOT SIZE SHALL BE 3 ACRES.
12
13

14 ***Section 2. Be it further enacted*** by the County Council of Howard County, Maryland, that the
15 publisher of the Howard County Zoning Regulations is authorized hereby to amend the Conditional
16 Uses and Permissible Zoning Districts chart attached to Section 131 of the Zoning Regulations in
17 order to reflect the substantive changes made by this Act.
18

19 ***Section 3. Be It Further Enacted*** by the County Council of Howard County, Maryland, that Section
20 131.0.O of the Zoning Regulations be renumbered, if necessary, based on previous passage of CB46-
21 2016 (ZRA 159), which amends Section 131.0.O of the Zoning Regulations and is to become effective
22 prior to this bill's effective date.
23

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