



# Howard County Council

George Howard Building  
3430 Court House Drive  
Ellicott City, Maryland 21043-4392

## COUNCILMEMBERS

Deb Jung, Chairperson  
District 4  
Liz Walsh, Vice Chairperson  
District 1  
Opel Jones  
District 2  
Christiana Rigby  
District 3  
David Yungmann  
District 5

Legislative Work Session  
Monday, February 24, 2020  
C. Vernon Gray Room  
9:30 a.m.

### Minutes (approved)

The Chairperson opened the meeting at 9:34 a.m.

Members Present: Deb Jung, Chairperson; Liz Walsh, Vice Chairperson; Opel Jones; Christiana Rigby; and David Yungmann.

Staff Present: Diane Schwartz Jones, Council Administrator, Michelle Harrod, Deputy County Auditor; Gary Kuc, County Solicitor; Theo Wimberly, Administrative Manager

#### Council Bill 1-2020 – altering number of consecutive years for retesting for school capacity test

Department of Planning and Zoning representatives Amy Gowan and Jeff Bronow distributed scenarios and 10-year historic average times for applications processing and presented an overview of development process and point at which housing unit allocations test occurs. General discussion about time it takes to get a project through the development process, whether 10-year average is representative of real world today and whether what passed last year would get approved now. Discussion followed on schools that are overcapacity and still receiving students due to project approvals. DPZ demonstrated new tool developed to calculate average development process times. School Board member Vicky Cutroneo discussed timing differential between a school being overcapacity and new construction. Councilmember Walsh requested additional information regarding specific projects.

#### Council Bill 3-2020 - permitting a publicly accessible electric scooter sharing system

Office of Transportation representatives Bruce Gartner and Chris Eatough participated along with industry representative Will Burns, Spin. Council Chairperson Jung presented a table of amendments reflecting proposals from the Administration and from District 4. Council and participants generally discussed amendments and industry operations with particular focus on defined area of operations, permit requirements, track record, labeling of scooters, scooter clutter and accessibility issues on sidewalks, liability, CDC study, scooter use education and general experience in other markets.

#### Council Bill 8-2020 - requiring a fiscal analysis for each Bill and providing for public availability

Councilmember Jones explained the bill and two amendments he proposes. Councilmember Jones explained the focus of the bill is on making fiscal analyses available to the public in advance of council action on proposed legislation and the amendments are to clarify that the fiscal impact statements are intended for all types of legislation and to require a specific time for making the statements available to the public. Council Chairperson Jung discussed a possible amendment to have the Administration

provide a fiscal impact statement for legislation requested by the Administration. Generally discussed anticipated impacts of possible amendment. Also discussed other types of analyses for consideration in future legislation including environmental impacts of legislation and equity impacts for legislation.

Recessed for lunch at 12:05 p.m.

Reconvened at 1:04 p.m.

**Council Bill 9-2020 (ZRA188)** – Requested by Glenelg Country School to allow setback variances for conditional uses, a child day care as an accessory use to a private academic school, and certain treatment of easements.

Participants included: Amy Gowan, Tom Meachum, Esquire, Cecilia Selbrede, Sam Pulver, Sang Oh, Lisa Markovitz, Greg Ventre, Glenelg Country School

Amy Gowan, Director, DPZ reviewed the May 23<sup>rd</sup> staff report recommendations. Councilmembers and the community generally discussed the breadth of the requested zoning regulation amendment and potential impacts on property interests. Sang Oh, counsel for Glenelg explained concern about impacts on corner lots and that intent of the request for amendment is to only do a conditional use on someone else's property when there is an easement allowing the use. One of the property owners expressed concern that language of the proposed ZRA assumes that the easement gives rights that may not exist. The Council Chairperson, members of the community, and Glenelg discussed possibility of working together to reach an understanding of how to proceed.

The Chairperson concluded the meeting at 3:00 p.m.