

CHAPTER 800

(House Bill 452)

AN ACT to repeal and re-enact, with amendments, Section 155 of the Code of Public Local Laws of Howard County (1957 Edition, being Article 14 of the Code of Public Local Laws of Maryland), title "Howard County," subtitle "Planning and Subdivision Control," as last amended by Chapter 774 of the Acts of 1963; relating generally to the clarification of the definition of the terms "subdivision" and "street" or "road," and the addition of the definition of the term "building development."

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 155 of the Code of Public Local Laws of Howard County (1957 Edition, being Article 14 of the Code of Public Local Laws of Maryland), title "Howard County," subtitle "Planning and Subdivision Control," as last amended by Chapter 774 of the Acts of 1963; be and it is hereby repealed and re-enacted with amendments to read as follows:

155. Definitions:

(a) The term "Subdivision" means *any* [the] division of a parcel of land into [two (2) or more] lots or parcels for the purpose, *whether immediate or future*, of transfer of ownership, *sale, lease* or building development [, or, if a new street is involved, and division of a parcel of land]; provided that [in case of] a division of land into lots or parcels of five (5) or more acres *for agricultural or residential uses only* and not involving a new street shall not be deemed a subdivision [and may be excepted therefrom by a petition to the Planning Commission of Howard County]. The term includes re-subdivision and, when appropriate to the context, shall relate to the process of subdividing or to the land subdivided. ~~ALSO EXEMPT FROM THE DEFINITION OF "SUBDIVISION" ARE TRANSFERS BETWEEN THE ADJOINING LAND OWNERS FOR THE PURPOSE OF STRAIGHTENING A BOUNDARY OR BOUNDARIES, AND , PROVIDED THAT NOTHING HEREIN CONTAINED SHALL BE CONSTRUED TO APPLY TO CONVEYANCES BY WHICH THE PARTICULAR GRANTEE THEREUNDER ACQUIRES ADJOINING AND CONTIGUOUS LAND TO THAT WHICH HE ALREADY OWNS, OR TO BONA FIDE GIFTS OF LAND FROM PARENT TO CHILD OR BETWEEN OTHER PERSONS WITHIN THE SECOND DEGREE OF RELATIONSHIP.~~

(b) The term "street" or "road" means a way for vehicular traffic of such width, design, construction, and specifications as the Howard County Planning Commission's *master plan (major street plan)* and regulations now require or might hereafter require.

(c) *The term "building development" means the improvement of land, by annexing to the ground, construction* ~~THE ADDITION~~ ~~THERETO OF STRUCTURES~~ *for residential, commercial or industrial uses.*

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1965.

Approved May 4, 1965.