

*County, that in the event the Commission petitions the District Council, in writing, to waive the five (5) day requirement, as set forth herein, and requests an extension of time to a day certain, for such submission, the District Council shall grant such extension and shall include the petition and grant in the record of the application.* With the Commission's resolution transmitting its recommendations with respect to applications for zoning amendments under this section, there shall be transmitted a copy of the report of the Commission's technical staff thereon. *In Montgomery County, the District Council shall give due consideration to the recommendations of the Commission and, on all applications, shall accept such recommendations unless, by the affirmative vote of five of its members, it finds the evidence of record to be contrary to the recommendations of the Commission. Likewise, in IN Montgomery County, in all applications which seek a classification other than that which is attached to the subject properties on an adopted A DETAILED WATERSHED OR PLANNING AREA Master Plan, APPROVED BY THE DISTRICT COUNCIL, UNDER THE PROVISIONS OF SECTION 63 (E) OF THIS ACT, such applications shall be granted only by the affirmative vote of five members of the District Council.* PROVIDED, HOWEVER, THAT IN THE EVENT THE SAID APPLICATION FOR RECLASSIFICATION IS RECOMMENDED FOR APPROVAL BY THE COMMISSION OR IN THE EVENT THE SAID APPLICATION IS FOR A ZONING CLASSIFICATION CREATED AFTER THE APPROVAL OF SUCH MASTER PLAN BY THE COUNCIL, THEN AN AFFIRMATIVE VOTE OF FOUR MEMBERS OF THE DISTRICT COUNCIL SHALL BE REQUIRED TO GRANT SUCH APPLICATION OR APPLICATIONS. IN ALL OTHER CASES, AN APPLICATION SHALL NOT BE GRANTED EXCEPT BY AFFIRMATIVE VOTE OF AT LEAST FOUR MEMBERS OF THE DISTRICT COUNCIL. PROVIDED, HOWEVER, THAT IN THE EVENT THE COMMISSION RECOMMENDATION IS FOR APPROVAL OF AN APPLICATION WHICH IS CONTRARY TO THE RECOMMENDED ZONING SHOWN ON A PLAN APPROVED BY THE DISTRICT COUNCIL, THE DISTRICT COUNCIL MAY DENY THE APPLICATION BY A SIMPLE MAJORITY VOTE. Similarly, in the original zoning regulations enacted by the District Councils, there shall be no change in or departure from the plan submitted by the Commission until and unless the change or departure shall first be submitted to the Commission for its approval, disapproval or suggestions; and the Commission shall have been allowed a reasonable time, not more than three (3) months, for consideration and report.

SEC. 2. *And be it further enacted, That this Act is hereby declared to be an emergency law and necessary for the immediate preservation of the public health and safety, and being passed by a yeas and nays vote, supported by three-fifths of all the members of the two houses of the General Assembly, the same shall take effect from the date of its passage.* SHALL TAKE EFFECT ON JUNE 1, 1965.

Approved May 4, 1965.