

(1963 Edition), title "Prince George's County," subtitle "59. Park and Planning Commission," as previously amended by Chapter 449 of the Acts of 1965, and AS LAST AMENDED BY CHAPTER 659 OF THE ACTS OF 1967, to provide FOR THE MARYLAND NATIONAL CAPITAL PARK AND PLANNING COMMISSION IN MONTGOMERY COUNTY that applications for zoning map amendments upon the same land which has been the subject of a previous zoning application for a map amendment, filed after June 1, 1965, for the same zoning classification shall not be received unless thirty-six (36) months has expired since the filing of the application for the previous zoning map amendment, where such previous application was the subject of a decision upon the merits.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 70-86 of the Montgomery County Code, 1965 title "Maryland National Capital Park and Planning Commission," sub-heading "Article III. Maryland Washington Regional District.," subtitle "Zoning Powers of District Councils Generally.," and as previously amended by Chapter 449, AS LAST AMENDED BY CHAPTER 659 OF THE ACTS OF 1967, BEING ALSO SECTION 59-80 OF THE CODE OF PUBLIC LOCAL LAWS OF PRINCE GEORGE'S COUNTY (1963 EDITION), TITLE "PRINCE GEORGE'S COUNTY," SUBTITLE "59. PARK AND PLANNING COMMISSION," be and it is hereby repealed and re-enacted with amendments to read as follows:

70-86(59-80).

The county council of Montgomery County and the board of county commissioners of Prince George's County are respectively empowered, in accordance with the conditions and procedures specified in Sections 70-87, 70-88, 70-89, 70-92, 70-93, 70-95, 70-96, 70-98, and 70-105 (59-81, 59-82, 59-83, 59-86, 59-87, 59-89, 59-90, 59-92 and 59-100) to regulate in the portion of the regional district lying within its county, (1) the location, height, bulk and size of buildings and other structures, building lines, minimum frontages, depths and areas of lots, and percentages of lots which may be occupied; (2) the sizes of yards, courts, and other open spaces; (3) the erection of temporary stands and structures; (4) the density and distribution of population; (5) the uses of buildings and structures for trade, industry, residence, recreation, agriculture, public activities, or other purposes; and (6) the uses of land for trade, industry, residence, recreation, agriculture, forestry, or other purposes. No regulation shall prohibit the use of any land by the owner of such land or his tenant for farming or other agricultural uses exclusively. The county council and the board of county commissioners are individually designated, for the purposes of this section and Sections 70-87, 70-88, 70-89, 70-92, 70-93, 70-95, 70-96, 70-98, and 70-105 (59-81, 59-82, 59-83, 59-86, 59-87, 59-89, 59-90, 59-92, and 59-100) as district council. Not less than three members of a district council shall constitute a quorum; except in Montgomery County, not less than four members of a district council shall constitute a quorum. And be it further provided that the county council for Montgomery County, sitting as a district council, shall not receive an application for a zoning map amendment upon the same land which has been the subject of a previous zoning application for map amendment,