

HOWARD COUNTY

County Council of Howard County, Maryland
1969 Legislative Session, Legislative Day No. 1

Council Bill No. 1

An Act to repeal Sections 345 and 346 of the Code of Public Local Laws of Howard County (1965 Edition), being Article 14 of the Code of Public Local Laws of Maryland, title "Board of Zoning Appeals, Zoning Commissioner; appeals from Board of Zoning Appeals," and to enact new Section 16.210 through 16.216, inclusive, of the Howard County Code, to authorize the Board of Appeals to allow certain special uses under the zoning regulations, to grant variance and exception to the zoning regulations and zoning districts, to provide for the procedure thereof and to provide for appeals therefrom, and to provide for the enforcement of Board of Appeals decisions in zoning matters, and, further, declaring this Act to be an emergency measure.

Section 1. Be it enacted by the County Council of Howard County, Maryland, That Sections 345 and 346 of the Code of Public Local Laws of Howard County (1965 Edition), being Article 14 of the Code of Public Local Laws of Maryland titled "Board of Zoning Appeals" be and they are hereby repealed.

Section 2. And be it further enacted by the County Council of Howard County, Maryland, That Sections 16.210, 16.211, 16.212, 16.213, 16.214, 16.215, and 16.216, be and the same are hereby added to Title 16 of the Howard County Code, "Planning, Zoning and Sub-Division Control", sub-title "Board of Appeals", to read as follows:

16.210—General

This Act grants authority to the Howard County Board of Appeals to authorize variances and exceptions from the zoning regulations and zoning districts and provides for the method thereof.

16.211—Powers

The Howard County Board of Appeals shall have the following zoning powers:

(a) To authorize a variance or exception from the terms of the zoning regulations and the zoning districts as is necessary to avoid arbitrariness and to obtain substantial justice within the spirit of the zoning regulations and zoning districts.

(b) To hear and decide appeals where it is alleged there is error in any order, requirement, decision, or determination made by any administrative official in the application, interpretation, or enforcement of this title or of any regulations adopted pursuant thereto.

(c) To authorize temporary uses of land, in any zoning district, for a period not exceeding 30 days provided the land shall be entirely cleared within five days after such temporary authority expires.

(d) To authorize such uses as the zoning regulations may provide from time to time.