

George's County (1963 Edition) as amended, being Article 17 of the Code of Public Local Laws of Maryland, title "Prince George's County," subtitle "Park and Planning Commission," subheading "Regional District," be and the same is hereby repealed and re-enacted, with amendments, and that Section 70-89(a) of the Montgomery County Code (1965 Edition) as amended by Chapter 711 of the Acts of 1969, being Article 16 of the Code of Public Local Laws of Maryland, title "Montgomery County," subtitle "Bi-County District Laws," subheading "Maryland-National Park and Planning Commission," be and the same is hereby repealed and re-enacted, with amendments, to read as follows:

59-83 (70-89).

(a) Authorized; procedure. After duly advertised public hearing each District Council may from time to time amend its regulations or any regulation, including the maps or any map, in accordance with such procedures as may be established in the respective zoning ordinances. Such procedures and ordinances may include, but shall not be limited to: Procedures limiting the times during which amendments may be adopted; provisions for hearings and preliminary determinations by an examiner, board or other agency, procedures for quorums, number of votes required to enact amendments and variations or increases therein based upon such factors as master plans, recommendations of the hearing examiner, planning board, municipality, or other body, and petitions of abutting property owners, and the evidentiary value which may be accorded to any or all of these; and the procedures for hearing, notice, costs, and fees, amendment of applications, stenographic records, reverter, lapse, and reconsideration de novo of undeveloped zoning amendments. The existing provisions of the Regional District Law and of the ordinances heretofore enacted by the respective District Councils relating to the foregoing matters shall remain in full force and effect unless or until specifically superseded or amended in accordance with the power and authority granted herein, provided that no such amendment shall be made by a District Council, in a year in which the Council is elected, after the 31st day of October and until the newly elected Council is duly qualified and has taken office. IN PRINCE GEORGE'S COUNTY, NO SPECIAL EXCEPTION SHALL BE GRANTED BY THE DISTRICT COUNCIL IN A YEAR IN WHICH THE COUNCIL IS ELECTED AFTER THE 31ST DAY OF OCTOBER AND UNTIL THE NEWLY ELECTED COUNCIL IS DULY QUALIFIED AND HAS TAKEN OFFICE. In Montgomery County, in all applications which seek a classification other than that which is attached to the subject properties on a local master plan, approved by the district council, under the provisions of Section 70-74(e) of this Code, such applications shall be granted only by the affirmative vote of five members of the district council; provided, however, that in the event such application for reclassification is recommended for approval by the commission or in the event such 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.