

63(E)

(70-74(E))

(59-68(E))

THE COMMISSION IS AUTHORIZED AND EMPOWERED TO MAKE AND ADOPT AND, FROM TIME TO TIME, AMEND A PLAN WHICH SHALL IDENTIFY AND DESIGNATE SITES, STRUCTURES WITH THEIR APPURTENANCES AND ENVIRONMENTAL SETTINGS, OR DISTRICTS HAVING A HISTORICAL, ARCHEOLOGICAL, ARCHITECTURAL OR CULTURAL VALUE, PROVIDED THAT THE CRITERIA FOR SUCH DESIGNATION OR IDENTIFICATION SHALL NOT BE INCONSISTENT WITH THE CRITERIA APPLICABLE TO THE MARYLAND HISTORICAL TRUST UNDER ARTICLE 41, SECTION 181E(F) OF THE ANNOTATED CODE OF MARYLAND. IN THE MAKING OR AMENDING OF SUCH PLAN, THE COMMISSION MAY ESTABLISH ADVISORY COMMITTEES TO ASSIST IT IN THE PERFORMANCE OF ITS DUTIES. THE SAID PLAN SHALL CONSTITUTE AN AMENDMENT TO THE GENERAL PLAN FOR THE MARYLAND-WASHINGTON REGIONAL DISTRICT EXCEPT THAT SAID PLAN MAY INCLUDE SITES, STRUCTURES WITH THEIR APPURTENANCES AND ENVIRONMENTAL SETTINGS, OR DISTRICTS LOCATED IN MUNICIPALITIES WITHIN MONTGOMERY AND PRINCE GEORGE'S COUNTIES, NOT SUBJECT TO THE JURISDICTION OF THE COMMISSION, WITH THE CONSENT OF THE GOVERNING BODY OF THAT MUNICIPALITY. CONSENT OF THE GOVERNING BODY SHALL CONSTITUTE THE AGREEMENT OF THE MUNICIPALITY TO BE BOUND BY ALL RULES AND REGULATIONS GOVERNING SUCH SITES, STRUCTURES WITH THEIR APPURTENANCES AND ENVIRONMENTAL SETTINGS, OR DISTRICTS AS MAY BE ENACTED BY THE DISTRICT COUNCIL.

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(a) The County Councils of Montgomery County and Prince George's County are each individually designated, for the purposes of this article, as the District Council for that portion of the Regional District lying within each county, respectively. Sitting together, they are jointly designated, for the special purposes delineated in this article, as the Bi-county District Council for the entire Maryland-Washington Regional District. The adoption of an ordinance or resolution by the Bi-county District Council shall be accomplished only by the affirmative votes of a majority of the total membership of each District Council.

(b) Each District Council is respectively empowered, in accordance with the conditions and procedures specified in this article of this chapter to regulate, by ordinance, in the portion of the Regional District lying within its county, (1) the location, height, bulk, and size of buildings, other structures, and units therein, building lines, minimum frontages, depths and areas of lots, and percentages of lots which may be occupied; (2) the size of lots, yards, courts, and other open spaces; (3) the erection of temporary stands and structures; (4) the density and distribution of population; (5) the location and uses of buildings and structures and units therein for trade, industry, residence, recreation, agriculture, public activities, and other purposes; and (6) the uses of land, including surface, subsurface, and air rights therein, for building, trade, industry, residence, recreation, agriculture,