

forestry, or other purposes. No regulation shall prohibit the use of any land by the owner of such land or the holder of any easement or right therein or his tenant for farming, other agricultural uses exclusively or, within Prince George's County for the purposes of storing natural or artificial gas at a level below five hundred (500) feet from the surface of the earth. 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 filed after June 1, 1965, for the same zoning classification upon which there was a decision on the merits unless thirty-six (36) months have expired since the filing of the application for the previous zoning map amendment upon which there was a decision on the merits; and be it further provided that an application for a zoning map amendment filed with the County Council for Montgomery County, sitting as a District Council, shall set forth the names of all persons having a substantial interest in the subject property of the application, such substantial interest to include all those persons with a share in such property amounting to five percent (5%) or more whether held in an individual or corporate capacity of the full cash value of such property exclusive of all mortgages, deeds of trust, liens and encumbrances, and shall also set forth the names of all contract purchasers and all those persons holding a mortgage, a deed of trust, or an option to purchase such property; provided, however, that the foregoing time limitation and name requirement shall not apply to applications filed by the District Council or by the Commission.

(C) IN ORDER TO PROTECT THE HISTORICAL, ARCHEOLOGICAL, ARCHITECTURAL OR CULTURAL HERITAGE OF AREAS IN MONTGOMERY AND PRINCE GEORGE'S COUNTIES COMPRISING THE REGIONAL DISTRICT AND TO PRESERVE AND ENHANCE THE QUALITY OF LIFE IN THE COMMUNITY, IN ADDITION TO ANY POWER OR AUTHORITY OF THE DISTRICT COUNCILS TO REGULATE BY ORDINANCE, PLANNING, ZONING OR SUBDIVISION, EACH DISTRICT COUNCIL IS RESPECTIVELY AUTHORIZED AND EMPOWERED TO PROVIDE BY ORDINANCE, REGULATIONS FOR THE PROTECTION, PRESERVATION AND ENHANCEMENT OF SITES, STRUCTURES WITH THEIR APPURTENANCES AND ENVIRONMENTAL SETTINGS, OR DISTRICTS OF HISTORICAL, ARCHEOLOGICAL, ARCHITECTURAL OR CULTURAL VALUE DESIGNATED ON THE ADOPTED AND APPROVED GENERAL PLAN. THE ENACTMENT AND APPLICATION OF SUCH REGULATIONS SHALL BE REASONABLE AND APPROPRIATE TO THE PURPOSE OF THIS SECTION AND ARE LIMITED TO THE PROTECTION, PRESERVATION AND ENHANCEMENT OF THE EXTERIOR OF THE SITES, STRUCTURES OR DISTRICTS, AND, IF SUCH ACTION CONSTITUTES A TAKING OF PRIVATE PROPERTY, PROVISION SHALL BE MADE FOR JUST COMPENSATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1973.

Approved May 24, 1973.

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