

CHAPTER 543

(House Bill 1179)

AN ACT concerning

Maryland-National Capital Park and Planning Commission -
Sand and Gravel Mining Cases
PG/MC 36-86

FOR the purpose of altering certain provisions of law relating to the evaluation by the Maryland-National Capital Park and Planning Commission of a certain report concerning a request for a special exception for the mining of sand or gravel in Prince George's County; and altering provisions relating to a fee that may be charged for certain reports.

BY repealing and reenacting, with amendments,

Article 28 - Maryland-National Capital Park and
Planning Commission
Section 8-110
Annotated Code of Maryland
(1983 Replacement Volume and 1985 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 28 - Maryland-National Capital Park and
Planning Commission

8-110.

(a) A district council, in its zoning regulations, may provide that the board of zoning appeals or the district council, or in Montgomery County, an administrative office or agency designated by the district council, in appropriate cases and subject to appropriate principles, standards, rules, conditions, and safeguards set forth in the regulations, may either grant or deny, upon conditions as may be deemed necessary to carry out the purposes of this article, special exceptions and variances to the provisions of the zoning regulations in harmony with their general purposes and intent. In Prince George's County the district council may provide, in its zoning regulations, that the zoning hearing examiner may grant or deny special exceptions, and shall provide for the appeal of decisions of the zoning hearing examiner in special exception cases to the district council. The decisions of the administrative office or agency in Montgomery County shall be subject to an appeal to either the board of appeals or other administrative body as may be designated by the district council and the appeal shall follow that procedure which may from time to time be determined by the district council. The district council also may authorize the board of zoning appeals to interpret the zoning maps or pass upon disputed questions of