

(2) THE POWERS GRANTED BY THIS SUBSECTION INCLUDE THE POWER TO ESTABLISH A PROGRAM FOR THE TRANSFER OF DEVELOPMENT RIGHTS.

(3) No regulation may 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 500 feet from the surface of the earth.

(4) The County Council for Montgomery County, sitting as a district council, may 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 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. Further, 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 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. It 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 the property. However, the foregoing time limitation and name requirement do not apply to applications filed by the district council or by the Commission.

#### Article 66B - Zoning and Planning

##### 7.03.

Except as provided in §§ 3.05(A)(1)(V), 3.05(A)(3)(I) AND (II), 7.01(c) [and 3.05(a)(1)(v) and (3)(i) and (ii)], AND 11.01 of this [subtitle] ARTICLE, this article does not apply to the chartered counties of Maryland.

##### 11.01.

(A) IN ORDER TO ENCOURAGE THE PRESERVATION OF NATURAL RESOURCES AND TO FACILITATE ORDERLY GROWTH AND DEVELOPMENT IN THE STATE, ANY--COUNTY-AND-ANY-MUNICIPALITY-EXERCISING-ITS-PLANNING, ZONING, OR-SUBDIVISION-AUTHORITY--GRANTED--BY--THIS--ARTICLE--MAY ENACT-PROVISIONS-FOR-THE-ESTABLISHMENT-OF-TRANSFER-OF-DEVELOPMENT RIGHTS--REGULATIONS THE LEGISLATIVE BODY OF A COUNTY OR MUNICIPAL CORPORATION, INCLUDING BALTIMORE CITY, THAT EXERCISES AUTHORITY GRANTED BY THIS ARTICLE MAY ESTABLISH A PROGRAM FOR THE TRANSFER OF DEVELOPMENT RIGHTS.