

CHAPTER 529

(House Bill 507)

AN ACT concerning

Surface Mining – Local Government Mineral Resources Plan Elements and Review

FOR the purpose of requiring that the mineral resources elements of a certain local government planning commission plan incorporate land use policies and recommendations that balance mineral resource extraction with other land uses and, to the extent feasible, prevent the preemption of mineral resources extraction by other uses; requiring the Department of Natural Resources to review the mineral resources elements of a certain plan and, within a certain period of time, to make a certain determination; and generally relating to local planning commission plans and mineral resource extraction.

BY repealing and reenacting, with amendments,

Article 66B – Zoning and Planning

Section 3.05(a)

Annotated Code of Maryland

(1988 Replacement Volume and 1992 Supplement)

BY adding to

Article – Natural Resources

Section 7–6A–03.1

Annotated Code of Maryland

(1989 Replacement Volume and 1992 Supplement)

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

Article 66B – Zoning and Planning

3.05.

(a) It shall be the function and duty of the commission to make and approve a plan which shall be recommended to the local legislative body for adoption and which shall serve as a guide to public and private actions and decisions to insure the development of public and private property in appropriate relationships and which shall include any areas outside of its boundaries which, in the commission's judgment, bear relation to the planning responsibilities of the commission. The elements of the plan may be exercised in words, graphics, or other appropriate form. They shall be interrelated and each element shall describe how it relates to each of the other elements and to the statement of objectives, principles, policies, and standards.

(1) The plan shall contain as a minimum the following elements: