

~~(HH) HOLDER OF A 5 PERCENT OR GREATER INTEREST IN THE BUSINESS ENTITY THAT HAS AN INTEREST IN THE LAND IF:~~

~~1. THE INTEREST HOLDER IS INVOLVED SIGNIFICANTLY IN DIRECTING THE AFFAIRS OF THE BUSINESS ENTITY, INCLUDING THE DISPOSITION OF THE LAND; OR~~

~~2. THE INTEREST HOLDER IS ENGAGED IN SUBSTANTIVE ACTIONS SPECIFICALLY PERTAINING TO LAND DEVELOPMENT IN MONTGOMERY COUNTY AS A REGULAR PART OF THE ACTIVITY OF THE BUSINESS ENTITY.~~

~~(2) "APPLICANT" INCLUDES:~~

~~(I) ANY OTHER BUSINESS ENTITY IN WHICH AN INDIVIDUAL OR BUSINESS ENTITY DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION HOLDS A 5 PERCENT OR GREATER INTEREST; OR~~

~~(II) AN OFFICER OR DIRECTOR OF A CORPORATION IF THE CORPORATION ACTUALLY HOLDS TITLE TO, OR IS THE CONTRACT PURCHASER OR ASSIGNEE OF, THE LAND THAT IS THE SUBJECT OF AN APPLICATION.~~

~~(3) "APPLICANT" DOES NOT INCLUDE:~~

~~(I) A FINANCIAL INSTITUTION THAT HAS LOANED MONEY OR EXTENDED FINANCING FOR THE ACQUISITION, DEVELOPMENT, OR CONSTRUCTION OF IMPROVEMENTS ON THE LAND THAT IS THE SUBJECT OF AN APPLICATION;~~

~~(II) A MUNICIPAL OR PUBLIC CORPORATION;~~

~~(III) A PUBLIC AUTHORITY;~~

~~(IV) A PUBLIC SERVICE COMPANY ACTING WITHIN THE SCOPE OF ARTICLE 78 OF THE CODE; OR~~

~~(V) A PERSON WHO IS:~~

~~1. NOT A FULL TIME EMPLOYEE OF THE APPLICANT; AND~~

~~2. HIRED OR RETAINED AS AN ACCOUNTANT, ATTORNEY, ARCHITECT, ENGINEER, LAND USE CONSULTANT, ECONOMIC CONSULTANT, REAL ESTATE AGENT, REAL ESTATE BROKER, TRAFFIC CONSULTANT, OR TRAFFIC ENGINEER.~~

~~(B) (1) (I) "APPLICANT" MEANS AN INDIVIDUAL OR BUSINESS ENTITY THAT IS:~~

~~1. A TITLE OWNER OR CONTRACT PURCHASER OF LAND THAT IS THE SUBJECT OF AN APPLICATION;~~

~~2. A TRUSTEE WHO HAS AN INTEREST IN LAND THAT IS THE SUBJECT OF AN APPLICATION, EXCLUDING TRUSTEES DESCRIBED IN A MORTGAGE OR DEED OF TRUST; OR~~