

MONTGOMERY COUNTY

DIVISION 59-A-2	"DEFINITIONS AND INTERPRETATIONS"
Section 59-A-2.1	"Definitions"
DIVISION 59-B-1	"EXEMPTIONS FROM HEIGHT CONTROLS"
Section 59-B-1.1	"Belfries, chimneys, etc."
DIVISION 59-C-6	"CENTRAL BUSINESS DISTRICT ZONES"
Section 59-C-6.235	"Maximum Building Height"

[Effective Date December 6, 1999]

Ordinance No. 14-11

Zoning Text Amendment No. 99004

AN AMENDMENT to the Montgomery County Zoning Ordinance for the purpose of:

- establishing a definition for the term "Special Exception" and clarifying the general standard for grant of a special exception;
- establishing that a special exception has inherent and non-inherent adverse effects which must be considered by the body that decides the special exception;
- establishing a special exception standard based on the inherent and non-inherent adverse effects at the subject site, irrespective of any adverse effects the use might have if established elsewhere in the zone;
- establishing that the Board of Appeals must be [[guided]] consistent in its special exception decisions [[by]] with the master plan;
- authorizing the People's Counsel to take certain actions regarding compliance with the grant of a special exception; and
- [[authorizing the Board of Appeals to review a special exception upon a transfer of land ownership, and periodically if a review period is established as a condition of the special exception grant; and]]
- making clarifying and conforming changes [[throughout]] to the provisions generally governing special exceptions.

By amending the following section of the Montgomery County Zoning Ordinance, Chapter 59 of the Montgomery County Code:

ARTICLE 59-A	"IN GENERAL"
DIVISION A-2	"DEFINITIONS AND INTERPRETATION"
Section 59-A-2.1	"Definitions"
ARTICLE 59-G	"SPECIAL EXCEPTIONS, VARIANCES, AND NONCONFORMING USES"