S.B. 404 VETOES

LIMIT THE USES OR DENSITIES OF THE ANNEXED LAND TO FEWER THAN ALL OF THE USES OR DENSITIES OTHERWISE ALLOWED UNDER THE ZONING CLASSIFICATION TO BE PLACED ON THE LAND BY THE MUNICIPALITY IN CONJUNCTION WITH THE ANNEXATION

(2) If the county expressly approves, the municipality, without regard to the provisions of Article 66B, § 4.05(a) of the Code, may place the annexed land in a zoning classification that permits a land use substantially different from the use for the land specified in the current and duly adopted master plan or general plan of the county or agency having planning and zoning jurisdiction over the land prior to its annexation.

10.

- (n) The resolution to add to the corporate boundaries of a municipal corporation shall provide generally that the persons residing in the area to be annexed, and their property, shall be added to the corporate boundaries, generally subject or not subject, as the case may be, to the provisions of the charter of the municipal corporation; except that for stated periods and under specific conditions provision may be made for special treatment of the residents and property in the area to be annexed, as to rates of municipal [taxation and as to] TAXATION, municipal services and facilities, AND ALLOWABLE USES OF LAND AND DENSITIES OF DEVELOPMENT. No change shall be made in these provisions for special treatment for stated periods and under specific conditions, except by resolution enacted in accordance with the provisions and requirements of this section.
- (T) IN ADDITION TO THOSE PURPOSES FOR WHICH A MUNICIPAL CORPORATION AND A PROPERTY OWNER MAY ENTER INTO AN AGREEMENT THAT ESTABLISHES TERMS AND CONDITIONS UNDER WHICH THE MUNICIPAL CORPORATION WILL ANNEX LAND, A MUNICIPAL CORPORATION AND A PROPERTY OWNER MAY ENTER INTO AN AGREEMENT THAT IMPOSES CONDITIONS ON THE FUTURE USE AND DEVELOPMENT OF THE AREA TO BE ANNEXED FOR THE BENEFIT OF THE AREA TO BE ANNEXED OR FOR THE PROTECTION OF NEARBY AREAS. NOTWITHSTANDING THE PROVISIONS OF ARTICLE 66B OF THE CODE, THESE AGREEMENTS MAY INCLUDE LIMITATIONS ON THE USES OF LAND OR DENSITIES OF DEVELOPMENT OF THE ANNEXED AREA TO FEWER THAN ALL OF THE USES OR DENSITIES OTHERWISE ALLOWED UNDER THE ZONING CLASSIFICATION TO BE PLACED ON THE LAND BY THE MUNICIPAL CORPORATION IN CONJUNCTION WITH THE ANNEXATION.

Article 66B - Land Use

4.01.

(c) (1) On the zoning or rezoning of any land under this article, a local legislative body may impose any additional restrictions, conditions, or limitations that the local legislative body considers appropriate, INCLUDING IN AN ANNEXATION AGREEMENT LIMITATIONS ON THE USES OF LAND AND DENSITIES OF DEVELOPMENT OTHERWISE ALLOWED IN THE ZONING DISTRICT WHERE THE LAND IS LOCATED, to preserve, improve, or protect the general character and design of: