CHAPTER 436

(House Bill 457)

AN ACT concerning

Economic Growth and Resource Policy – Counties and Municipal Corporations – Planning and Zoning Powers

FOR the purpose of expanding and clarifying the powers of all counties and municipal corporations to enact ordinances or other laws in order to facilitate orderly development and growth and encourage the preservation of natural resources and promotion of affordable housing; ~~defining certain terms~~ providing certain definitions to serve as a nonbinding guide for purposes of a certain provision of law and requiring the Office of Planning to supplement and update these definitions; providing that the authority granted under this law is not intended to limit a county's or municipal corporation's existing authority or to limit the adoption of other methods for facilitating orderly development and growth and encouraging the preservation of natural resources or the provision of affordable housing; and generally relating to the planning and zoning powers of counties and municipal corporations.

BY repealing and reenacting, with amendments,
    Article 66B – Zoning and Planning
    Section ~~1.00,~~ 7.03~~,~~ and .10.01
    Annotated Code of Maryland
    (1988 Replacement Volume and 1991 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

~~1.00.~~

~~(a)   In this article the following words have the meanings indicated, except where the context clearly indicates otherwise.~~

~~(B)   "ADEQUATE PUBLIC FACILITIES" MEANS PUBLIC FACILITIES DETERMINED BY THE COUNTY OR MUNICIPAL CORPORATION TO BE ADEQUATE TO SERVICE A DEVELOPMENT, INCLUDING BUT NOT LIMITED TO WATER SUPPLY, SEWERS, ROADS, PUBLIC SCHOOLS, POLICE, FIRE AND RESCUE SERVICES, STORM DRAINAGE, UTILITIES, AND AFFORDABLE HOUSING.~~

~~(C)   "AFFORDABLE HOUSING" MEANS HOUSING THAT IS AFFORDABLE TO PERSONS AND FAMILIES WHO HAVE LOW OR MODERATE INCOMES AS ESTABLISHED BY THE COUNTY OR MUNICIPAL CORPORATION IN WHICH THE HOUSING IS LOCATED.~~