

7.03.

Except as provided in §§ 3.05(a)(1)(v) and (3), 7.01(c), [and] 10.01, 11.01, AND 12.01 of this article, this article does not apply to the chartered counties of Maryland.

10.01.

(A) In order TO ENCOURAGE THE PRESERVATION OF NATURAL RESOURCES ~~AND OR THE~~ PROVISION OF AFFORDABLE HOUSING AND to facilitate orderly development and growth, any county [and any municipality with planning and zoning authority] OR MUNICIPAL CORPORATION, INCLUDING BALTIMORE CITY, THAT EXERCISES AUTHORITY GRANTED BY THIS ARTICLE may enact AND IS ENCOURAGED TO ENACT ordinances OR OTHER LAWS PROVIDING FOR OR requiring:

(1) [the] THE planning, staging or provision of adequate public facilities AND AFFORDABLE HOUSING [.] ;

(2) OFF-SITE IMPROVEMENTS OR DEDICATION OF LAND FOR PUBLIC FACILITIES ESSENTIAL FOR A DEVELOPMENT;

(3) MODERATELY PRICED DWELLING ~~UNITS~~ UNIT PROGRAMS;

(4) MIXED USE DEVELOPMENTS;

(5) CLUSTER DEVELOPMENTS;

(6) PLANNED UNIT DEVELOPMENTS;

(7) ALTERNATIVE SUBDIVISION REQUIREMENTS THAT MEET MINIMUM PERFORMANCE STANDARDS SET BY THE COUNTY OR MUNICIPAL CORPORATION AND THAT REDUCE INFRASTRUCTURE COSTS;

(8) FLOATING ZONES;

(9) INCENTIVE ZONING; AND

(10) PERFORMANCE ZONING.

(B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE LEGISLATIVE BODY OF A COUNTY OR MUNICIPAL CORPORATION, INCLUDING BALTIMORE CITY, THAT EXERCISES AUTHORITY GRANTED BY THIS ARTICLE MAY ENACT ORDINANCES OR OTHER LAWS PROVIDING FOR THE TRANSFER OF REAL PROPERTY BELONGING TO THE COUNTY OR MUNICIPAL CORPORATION, WITH OR WITHOUT CONSIDERATION, TO A PUBLIC OR PRIVATE ENTITY FOR USE IN THE DEVELOPMENT OR PRESERVATION OF AFFORDABLE HOUSING.

(C) THE AUTHORITY PROVIDED FOR IN THIS SECTION IS NOT INTENDED TO LIMIT A COUNTY'S OR MUNICIPAL CORPORATION'S AUTHORITY TO: