

CHAPTER 89

(House Bill 715)

AN ACT concerning

Charles County - Land Use - Administrative Adjustments

FOR the purpose of authorizing the local legislative body of Charles County to designate the county planning director or another designee to grant administrative adjustments to certain land use restrictions in accordance with certain standards and criteria; requiring the local legislative body to consult with certain entities in considering certain standards and criteria; authorizing the enabling of certain appeals of administrative adjustments; and generally relating to administrative adjustments and land use in Charles County.

BY adding to

Article 66B - Zoning and Planning

Section 4.05(d)

Annotated Code of Maryland

(1995 Replacement Volume and 1997 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

4.05.

(D) (1) THIS SUBSECTION APPLIES TO CHARLES COUNTY.

(2) THE LOCAL LEGISLATIVE BODY MAY AUTHORIZE THE PLANNING DIRECTOR OR OTHER DESIGNEE TO GRANT ADMINISTRATIVE ADJUSTMENTS FROM HEIGHT, SETBACK, BULK, PARKING, LOADING, DIMENSIONAL, AREA, OR SIMILAR REQUIREMENTS OF THE ZONING ORDINANCE; AND

(3) THE LOCAL LEGISLATIVE BODY SHALL CONSULT WITH THE PLANNING COMMISSION AND THE BOARD OF APPEALS IN DEVELOPING CRITERIA AND PROCEDURES FOR ADMINISTRATIVE ADJUSTMENTS UNDER THIS SUBSECTION.

(4) THE LOCAL LEGISLATIVE BODY SHALL ADOPT THE CRITERIA AND PROCEDURES AFTER REASONABLE PUBLIC NOTICE, PUBLIC HEARING, AND OPPORTUNITY FOR REVIEW AND COMMENT BY THE PUBLIC.

(5) CRITERIA FOR ADMINISTRATIVE ADJUSTMENTS SHALL INCLUDE:

(I) STANDARDS FOR ACTIONS ON REQUESTS;

(II) STANDARDS FOR CLASSES OF DEVELOPMENT ELIGIBLE FOR ADMINISTRATIVE ADJUSTMENTS; AND