

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2008, Legislative Day No. 5

Bill No. 11-08

Councilmembers Oliver & McIntire

By the County Council, March 3, 2008

A BILL
ENTITLED

AN ACT concerning

Funeral Homes

FOR the purpose of permitting a funeral home to be located in an R.C. 6 Zone under certain conditions; exempting cemeteries and funeral homes from certain provisions of the R.C. 6 Zone; providing parking requirements for a funeral home; and generally relating to the requirements for funeral homes and cemeteries in the R.C. 6 Zone.

BY repealing and re-enacting, with amendments

Section 1A07.3.B.4
Baltimore County Zoning Regulations, as amended

BY adding

Section 1A07.3.B.16
Baltimore County Zoning Regulations, as amended

BY repealing, and re-enacting, with amendments

Section 409.6.A.4, funeral home or mortuary
Baltimore County Zoning Regulations, as amended

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter stricken from existing law.
~~Strike out~~ indicates matter stricken from bill.
Underlining indicates amendments to bill.

COUNTY, MARYLAND, that Section 1A07.3.B.4 of the Baltimore County Zoning Regulations, as amended, be and is hereby repealed and re-enacted, with amendments to read as follows:

Section 1A07

R. C. 6 (Rural Conservation and Residential) Zone

1A07.3 Permitted uses.

B. Uses permitted by special exception.

The following uses only may be permitted by special exception in an R.C. 6 Zone:

4. Cemeteries, WHICH ARE EXEMPT FROM THE PROVISIONS OF SECTIONS 1A07.4, 1A07.5, 1A07.6, 1A07.7, 1A07.8, 1A07.9 AND 1A07.10.

SECTION 2. AND BE IT FURTHER ENACTED, that Section 1A07.3.B.16 be and it is hereby added to the Baltimore County Zoning Regulations, as amended, to read as follows:

1A07.3 Permitted uses.

B. Uses permitted by special exception.

The following uses only may be permitted by special exception in an R.C. 6 Zone:

16. FUNERAL HOMES, IF IN CONJUNCTION WITH A PREVIOUSLY APPROVED CEMETERY CONSISTING OF AT LEAST 150 ACRES. A FUNERAL HOME IS EXEMPT FROM THE PROVISIONS OF SECTIONS 1A07.4, 1A07.5, 1A07.6, 1A07.7, 1A07.8, 1A07 9, AND 1A07.10. ANY STRUCTURE DEDICATED TO FUNERAL HOME USE SHALL BE SET BACK AT LEAST 200 FEET FROM ANY TRACT BOUNDARY AND 300 FEET FROM ANY PUBLIC RIGHT-OF-WAY, AND MAY NOT EXCEED 50 FEET IN HEIGHT.

SECTION 3. AND BE IT FURTHER ENACTED, that Section 409.6.A.4, funeral home or mortuary, of the Baltimore County Zoning Regulations, as amended, be and it is hereby repealed and re-enacted, with amendments, to read as follows:

Section 409

Off-Street Parking and Loading

409.6 Required number of parking spaces.

A. General Requirements.

4. Recreational and institutional uses.

Type of use	Minimum Number of Required Off-Street Parking Spaces
Funeral Home or Mortuary	10 per 1,000 square feet of floor space available for use by the public, plus 1 per 2 employees, plus 1 per each vehicle used in connection with the business; UNLESS LOCATED IN THE R.C. 6 ZONE WHERE ONLY A TOTAL OF 7 PER 1,000 SQUARE FEET OF FLOOR SPACE AVAILABLE FOR USE BY THE PUBLIC IS REQUIRED.

SECTION 4. AND BE IT FURTHER ENACTED, that this Act having been passed by the affirmative vote of five members of the County Council, shall take effect on April 21, 2008.