

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2008, Legislative Day No. 13

Bill No. 89-08

Mr. Vincent J. Gardina, Councilman

By the County Council, August 4, 2008

A BILL
ENTITLED

AN ACT concerning

The Comprehensive Zoning Maps - Fifth District

FOR the purpose of repealing certain existing zoning maps and to adopt an official zoning map for the Fifth Councilmanic District of Baltimore County, such map to be known as the 2008 Official Comprehensive Fifth District Councilmanic District Zoning Map for Baltimore County and to supersede any previous zoning maps approved by the County Council of Baltimore County for that particular district.

WHEREAS, under the provisions of Sections 32-3-221 through 32-3-223, Baltimore County Code, 2003, the County Council has received a final report of the Planning Board on the Board's proposed County-wide Comprehensive Zoning Map for Baltimore County and has held public hearings thereon after giving at least 10 working days' notice thereof in a newspaper of general circulation throughout the County, and during the period of such notice the final report of the Planning Board, with accompanying maps and supporting exhibits, were shown and exhibited in the Office of Planning, in each Councilmanic District, and at such other public places as designated by

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.

the County Council; and after the expiration of such period of notice and hearings, the County Council made certain changes in the Comprehensive Zoning Map for the Fifth Councilmanic District of Baltimore County which the County Council deemed appropriate; now, therefore

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that the portion of the official zoning map of Baltimore County referred
3 to in Section 32-1-101 of the Baltimore County Code and now in effect, including any amendments
4 thereto and comprehensive revisions of portions thereof as it pertains to the Fifth Councilman
5 District of Baltimore County, be and it is hereby repealed, and that the boundaries of zones and
6 districts, as established by the Baltimore County Zoning Regulations, as shown on the Official
7 Comprehensive Fifth Councilmanic District Zoning Map for Baltimore County accompanying this
8 Act, are hereby established.

9 SECTION 2. BE IT FURTHER ENACTED, that the accompanying Official Comprehensive
10 Fifth Councilmanic District Zoning Map for Baltimore County is hereby adopted and declared to
11 be a part of this Act to the same extent as if it were incorporated herein. The Official
12 Comprehensive Fifth Councilmanic District Zoning Map is the map described in Section 32-3-
13 202(d) of the Baltimore County Code, the correctness of which is attested to by the signature of the
14 chairman of the Baltimore County Council. When this Act stands enacted, the Director of Permits
15 and Development Management shall thereupon have legal custody of said map.

1 SECTION 3. BE IT FURTHER ENACTED, that the dimension of any zone or district
2 boundary shall be determined by use of the map scale, shown on the zoning map, scaled to the
3 nearest foot. The Director of Permits and Development Management and the County Board of
4 Appeals shall conclusively determine the location and dimensions of zone and district boundaries
5 from the official zoning map.

6 SECTION 4. BE IT FURTHER ENACTED, that in case it be judicially determined that any
7 word, phrase, clause, sentence, paragraph or section of this Act, or that the application thereof, or
8 the application of any portion of the Official Comprehensive Fifth Councilmanic District Zoning
9 Map for Baltimore County, accompanying this Act, to any person, property, or circumstance is
10 invalid, the remaining provisions of this Act and the application of such provisions, and the
11 application of the remaining portions of said Comprehensive Fifth Councilmanic District Zoning
12 Map for Baltimore County to other persons, properties, or circumstances shall not be affected
13 thereby; the County Council of Baltimore County, Maryland, hereby declares that it would have
14 enacted the remaining provisions of this Act and the remaining portions of said map without the
15 provisions or portion or the application thereof so held invalid.

16 SECTION 5. AND BE IT FURTHER ENACTED, that this Act having been passed by the
17 affirmative vote of five members of the County Council, shall take on September 8, 2008.