COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND Legislative Session 2011, Legislative Day No. 13

Bill No. 48-11

Councilmembers Huff & Bevins

By the County Council, August 1, 2011

A BILL ENTITLED

AN ACT concerning

Zoning Regulations - Farmer's Roadside Stand

FOR the purpose of clarifying the definition of Farmer's Roadside Stand and permitting a Farmer's Roadside Stand to be located in a barn or other farm building or portion thereof; and generally relating to a Farmer's Roadside Stand.

BY adding BY repealing and re-enacting, with amendments

Section 101.1, the Definition of "Farmer's Roadside Stand" Baltimore County Zoning Regulations, as amended

WHEREAS, farmers (agricultural producers) and the agricultural industry of Baltimore County have been under increased pressure due to the urbanization of the County; and

WHEREAS, in order to ensure the economic viability of farms in Baltimore County, it is desirable to allow farmers to sell their products directly to the public, often on-site, through agricultural roadside businesses, including Farm Markets, Farmer's Roadside Stands, and Produce Stands; and

WHEREAS, it is the nature of farms and agricultural properties that farm buildings (including barns and other outbuildings used for Commercial Agriculture) are often larger in area than the principal dwelling on the farm on which they are located, and that such farm buildings might accommodate multiple uses/purposes including Farmer's Roadside Stands and areas where products are sold directly to the public; and

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.

WHEREAS, the County Council recognizes the importance of providing agricultural producers with the flexibility to have multiple uses within the structures that are accessory to the farm and Commercial Agriculture uses; and

WHEREAS, the purpose of this Act is to address this need and clarify the circumstances under which a Farmer's Roadside Stand is permitted and to specifically permit a Farmer's Roadside Stand to be located in a barn or other farm building or portion thereof which may be larger than the principal dwelling that is located on the farm property; now, therefore:

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY,

MARYLAND, that Section 101.1, the Definition of "Farmer's Roadside Stand" be and is hereby added repealed

and re-enacted, with amendments, to the Baltimore County Zoning Regulations, as amended, to read as follows:

4 Section 101.1. Definitions

5 101.1 Word usage; definitions.

6 Farmer's Roadside Stand - An accessory structure, BARN OR OTHER FARM BUILDING OR PORTION

THEREOF owned and operated by an agricultural producer, used for the sale of indigenous farm products, the

majority of which have been grown, or grown and produced, on the premises, on adjacent land or on the

properties farmed by the same agricultural producer.

SECTION 2. AND BE IT FURTHER ENACTED, that this Act shall take effect forty-five (45) days after

11 its enactment.

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