

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2011, Legislative Day No. 14

Bill No. 60-11

Councilmembers Almond and Oliver

By the County Council, September 6, 2011

A BILL
ENTITLED

AN ACT concerning

Zoning Regulations - Special Regulations for Certain Restaurants and Taverns in B.L.R. Zones
FOR the purpose of permitting certain outdoor dining and accessory activities under certain conditions
in association with certain restaurants or taverns in B.L.R. Zones; and generally relating to
permitted outdoor dining and accessory activities in B.L.R. Zones.

BY adding

Section 447
Baltimore County Zoning Regulations, as amended

BY repealing and re-enacting, with amendments

Sections 229.3.A.2, 229.5.A, and B400.1
Baltimore County Zoning Regulations, as amended

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY,
2 MARYLAND, that Section 447 be and is hereby added to the Baltimore County Zoning Regulations,
3 as amended, to read as follows:

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.

1 §447. RESTAURANTS AND TAVERNS IN B.L.R. ZONE.
2 NOTWITHSTANDING OTHER PROVISIONS OF THESE REGULATIONS TO THE CONTRARY,
3 ANY RESTAURANT OR TAVERN IN A B.L.R. ZONE THAT IS LOCATED INSIDE THE URBAN
4 RURAL DEMARCATION LINE AND ON THE FINAL LANDMARKS LIST IS PERMITTED TO
5 HAVE RESTAURANT USES, TAVERN USES, AND ACCESSORY ACTIVITIES OUTSIDE OF
6 THE ENCLOSED RESTAURANT OR TAVERN BUILDING. THE ACCESSORY ACTIVITIES,
7 EXCEPT FOR OUTDOOR DINING AND BAR SERVICE, MUST END BY MIDNIGHT.
8 ADDITIONALLY, IF THE TRACT ON WHICH THE RESTAURANT OR TAVERN IS LOCATED
9 CONTAINS D.R. ZONING ADJACENT TO THE B.L.R. ZONE, THE ACCESSORY ACTIVITIES
10 MAY TAKE PLACE ON A DEDICATED PORTION OF THE ADJACENT D.R. ZONE IF THE
11 DEDICATED D.R. ZONED AREA DOES NOT EXCEED 15% OF THE TOTAL TRACT AREA.

12 SECTION 2. AND BE IT FURTHER ENACTED, that Section 229.3.A.2 of the Baltimore
13 County Zoning Regulations, as amended, be and it is hereby repealed and re-enacted, with amendments,
14 to read as follows:

15 § 229.3. Performance standards for C.B. and B.L.R. Zones.

16 A. Site design.

17 2. All permitted uses, accessory activities and storage shall be confined within
18 completely enclosed buildings with the exception of accessory off-street parking spaces, off-street
19 loading berths, dumpsters, the outdoor display of merchandise, [and] outdoor tables at restaurants, AND
20 PERMITTED ACTIVITIES UNDER SECTION 447.

1 SECTION 3. AND BE IT FURTHER ENACTED, that Section 229.5.A of the Baltimore
2 County Zoning Regulations, as amended, be and it is hereby repealed and re-enacted, with amendments,
3 to read as follows:

4 § 229.5. Uses in B.L.R. Zone.

5 A. Uses permitted by right:

6 Banks with drive-through lanes

7 Health and athletic clubs

8 Martial arts and dance studios

9 Restaurant, fast-food

10 Tavern, SUBJECT TO SECTION 447

11 Uses permitted by right in the C.B. Zones, SUBJECT TO SECTION 447

12 SECTION 4. AND BE IT FURTHER ENACTED, that Section B400.1 of the Baltimore
13 County Zoning Regulations, as amended, be and it is hereby repealed and re-enacted, with amendments,
14 to read as follows:

15 § B400.1. Applicability.

16 The provisions of this article apply only to principal uses except as otherwise specified (as in Item
17 405.4.D.7 AND SECTION 447) or unless the provision implicitly relates to accessory usage (as in
18 Section 405A).

19 SECTION 5. AND BE IT FURTHER ENACTED, that this Act, having been passed by the
20 affirmative vote of five members of the County Council, shall take effect on October 14, 2011.