

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2012, Legislative Day No. 15

Bill No. 64-12

Mr. David Marks, Councilman

By the County Council, September 4, 2012

A BILL
ENTITLED

AN ACT concerning

Pet Cemeteries

FOR the purpose of imposing certain obligations upon the owner of a pet cemetery who intends to sell or lease pet cemetery grounds, or to use the grounds for purposes other than as a pet cemetery; authorizing certain actions by a pet owner; and generally relating to the intended sale or lease of pet cemetery grounds.

BY adding

Section ~~21-20-103.1~~ 21-20-104
Article 21 - Permits, Licenses, and Business Regulation
Title 20 - Pet Cemeteries
Baltimore County Code 2003

BY renumbering
Sections 21-20-104 and 21-20-105
Article 21 - Permits, Licenses and Business Regulation
Title 20 - Pet Cemeteries
Baltimore County Code, 2003
to be
Sections 21-20-105 and 21-20-106

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 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that the laws of Baltimore County read as follows:

3 ~~21-20-103.f.~~ 21-20-104. SALE OR LEASE.

4 (A) AN OWNER OF A PET CEMETERY MAY NOT ENTER INTO A CONTRACT FOR
5 THE SALE OR LEASE OF PET CEMETERY GROUNDS, OR USE THE GROUNDS FOR
6 PURPOSES OTHER THAN AS A PET CEMETERY, UNLESS THE OWNER OF THE PET
7 CEMETERY COMPLIES WITH THE PROVISIONS OF THIS SECTION.

8 ~~(B) THE OWNER OF A PET CEMETERY SHALL MAKE A DILIGENT EFFORT TO~~
9 (B) THE OWNER OF A PET CEMETERY SHALL PUBLISH NOTICE IN A NEWSPAPER OF
10 GENERAL CIRCULATION OF AN IMPENDING SALE, LEASE, OR USE OF PET CEMETERY
11 GROUNDS FOR PURPOSES OTHER THAN AS A PET CEMETERY.

12 (C) THE OWNER OF A PET CEMETERY SHALL GIVE WRITTEN NOTICE OF AN
13 IMPENDING SALE, LEASE, OR USE OF PET CEMETERY GROUNDS FOR PURPOSES
14 OTHER THAN AS A PET CEMETERY TO:

15 (1) EACH PET OWNER WITH A PET INTERRED OR INURNED IN THE PET
16 CEMETERY; AND

17 (2) EACH OWNER OF AN UNUSED PET BURIAL LOT IN THE PET
18 CEMETERY THAT WILL BE AFFECTED BY THE OWNER'S INTENT TO SELL, LEASE, OR
19 USE PET CEMETERY GROUNDS FOR PURPOSES OTHER THAN AS A PET CEMETERY.

20 ~~(C)~~ (D) (1) EACH PET OWNER THAT RECEIVES NOTICE UNDER SUBSECTION

1 ~~(B)~~ (C) OF THIS SECTION HAS THE OPTION, WITHIN 90 DAYS OF RECEIPT OF THE
2 NOTICE, TO RELOCATE THE REMAINS OF THE PET TO A COMPARABLE PET
3 CEMETERY IN THE STATE WITH AN AVAILABLE BURIAL LOT AT THE EXPENSE OF
4 THE CURRENT OWNER OF THE PET CEMETERY.

5 (2) EACH OWNER OF AN UNUSED BURIAL LOT THAT RECEIVES NOTICE
6 UNDER SUBSECTION ~~(B)~~ (C) OF THIS SECTION SHALL BE REIMBURSED FOR THE FULL
7 CONTRACT PRICE FOR THE PURCHASE OF THE BURIAL LOT UPON PRESENTING TO
8 THE PET CEMETERY OWNER A RECEIPT FOR THE PURCHASE OF THE LOT.

9 ~~—— (D) —— (1) IF A PET OWNER CANNOT BE LOCATED AFTER 90 DAYS, THE PET~~
10 ~~REMAINS SHALL BE MOVED TO A COMPARABLE SITE IN A PET CEMETERY IN THE~~
11 ~~STATE BY THE OWNER OF THE PET CEMETERY.~~

12 ~~—— (2) IF THE OWNER OF AN UNUSED BURIAL LOT CANNOT BE LOCATED~~
13 ~~AFTER 90 DAYS, THE OWNER OF THE PET CEMETERY IS NOT REQUIRED TO TAKE~~
14 ~~ANY FURTHER ACTION. ——~~

15 SECTION 2. AND BE IT FURTHER ENACTED, that Sections 21-20-104 and 21-20-105,
16 respectively, of Article 21 - Permits, Licenses and Business Regulation, Title 20 - Pet Cemeteries,
17 of the Baltimore County Code, 2003 are hereby renumbered to be Sections 21-20-105 and 21-20-
18 106, respectively.

19 SECTION 2-3. AND BE IT FURTHER ENACTED, that this Act shall take effect forty-five
(45) days after its enactment.