

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2013, Legislative Day No. 12

Bill No. 40-13

Mrs. Cathy Bevins, Councilwoman

By the County Council, July 1, 2013

A BILL
ENTITLED

AN ACT concerning

Wireless Telecommunications Facilities

FOR the purpose of providing a certain definition to a certain term in order to clarify the setback requirements for wireless telecommunications towers; and generally relating to wireless telecommunications facilities.

BY adding

Section 426.1, the Definition of “Residential Property”
Baltimore County Zoning Regulations, as amended

WHEREAS, the Baltimore County Council recognizes and supports the Legislative Policy pertaining to wireless telecommunications antennas and towers in the Zoning Regulations that new towers be erected in medium- or high-intensity commercial zones when available, and located 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.

designed to minimize visibility from residential and transitional zones; and

WHEREAS, the Council also recognizes the need to provide adequate telecommunications service that meets the needs of County residents without jeopardizing the appearance, aesthetics, and quality of life in truly residential areas; and

WHEREAS, it has come to the attention of the Council that certain ambiguities have led to inconsistent interpretations of the term “residential property” when determining the applicable setback requirements for wireless telecommunications towers; and

WHEREAS, the Council desires to clarify the meaning of “residential property” only as that term relates to the setback requirements for wireless telecommunications towers; now therefore,

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

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4 § 426.1. Definitions.
5 RESIDENTIAL PROPERTY – ANY PROPERTY OR PORTION THEREOF WITH A D.R.
6 ZONING CLASSIFICATION OR ANY OTHER PROPERTY THAT IS RESIDENTIALLY USED,
7 OCCUPIED, OR IMPROVED.

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9 SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by the
10 affirmative vote of five members of the County Council, shall take effect on August 19, 2013.

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