

Subject: Zoning - To Amend §21.1.3 of Chapter 285 and 264 of the *Code of St. Mary's County, Maryland*, to Extend the Validity of Land Use Approvals to May 4, 2017

ORDINANCE

TO AMEND §21.1.3 OF CHAPTER 285 AND 264 OF THE *CODE OF ST. MARY'S COUNTY, MARYLAND*, TO EXTEND THE VALIDITY OF LAND USE APPROVALS TO MAY 4, 2017

WHEREAS, pursuant to §§4-101 through §4-104 of the *Land Use Article* of the *Annotated Code of Maryland*, the Commissioners of St. Mary's County are authorized to establish zoning districts and prescribe and amend regulations applicable in such districts; and

WHEREAS, pursuant to §5-103 of the *Land Use Article* of the *Annotated Code of Maryland*, the Commissioners of St. Mary's County are authorized to adopt regulations governing the subdivision of land; and

WHEREAS, pursuant to §5-102 of the *Land Use Article* of the *Annotated Code of Maryland*, the St. Mary's County Planning Commission has recommended amendment of the regulations governing the subdivision of land as set forth herein below; and

WHEREAS, a notice of a public hearing was advertised on November 15, 2013 and November 22, 2013 in *The Enterprise*, a newspaper of general circulation in St. Mary's County, and a public hearing was held on December 3, 2013 to receive public comment and consider amendments of Chapters 264 and 285 of the *Code of St. Mary's County, Maryland*, to extend the validity of land use approvals to May 4, 2017; and

WHEREAS, the Board of County Commissioners for St. Mary's County, Maryland, finds that it is in the best interest of the health, safety and welfare of the citizens of St. Mary's County to amend §21.1.3 of Chapter 285 of the *Code of St. Mary's County, Maryland*, to extend the validity of land use approvals to May 4, 2017; and

NOW, THEREFORE, BE IT ORDAINED, by the Commissioners of St. Mary's County, Maryland, pursuant to §§4-101 through 4-104 of the *Land Use Article* of the *Annotated Code of Maryland*, that:

SECTION I. §21.1.3 of Chapter 285 of the *Code of St. Mary's County, Maryland*, is amended to read as follows:

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3. Extensions of Time.

- a. Upon written request, the Planning Director may, for good cause shown and without any notice or hearing, grant an extension of any time limit imposed on an applicant by this Ordinance. An extension of time may also be granted by a body acting pursuant to this Ordinance unless this Ordinance expressly provides otherwise.
- b. No permit, variance or approval in effect as of January 1, 2013, shall expire prior to May 4, 2017, unless required by a statute, rule or regulation of the State of Maryland.

SECTION II. §21.1.3 of Chapter 264 of the *Code of St. Mary's County, Maryland*, is amended to read as follows:

3. Extensions of Time.

- a. Upon written request, the Planning Director may, for good cause shown and without any notice or hearing, grant an extension of any time limit imposed on an applicant by this Ordinance. An extension of time may also be granted by a body acting pursuant to this Ordinance unless this Ordinance expressly provides otherwise.
- b. No permit, variance or approval in effect as of January 1, 2013, shall expire prior to May 4, 2017, unless required by a statute, rule or regulation of the State of Maryland

SECTION III. This Ordinance shall be effective upon the date written below.

Those voting Aye: _____

Those voting Nay: _____

Those Abstaining: _____

Date of Adoption: _____

Effective Date: _____

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ATTEST:

COMMISSIONERS OF ST. MARY'S COUNTY

Dr. Rebecca B. Bridgett
County Administrator

Francis Jack Russell, President

Lawrence D. Jarboe, Commissioner

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Cynthia L. Jones, Commissioner

George R. Sparling
County Attorney

Todd B. Morgan, Commissioner

Daniel L. Morris, Commissioner