

Pertaining to the Amendments of the Calvert County Zoning Ordinance
(Calvert County Zoning Ordinance, Article 3 Land Use Charts; Section 3-1.02, Agricultural Uses, Use #13a “Veterinary Hospital or Clinic, Livestock”, Use #13b “Veterinary Hospital or Clinic, Small Animals and Household Pets”; and Article 12 Definitions)
RE: To Expand the Definition of Veterinary Hospital or Clinic Uses to include Animal Shelters and to permit the Uses in the Light Industrial Zoning District
(Text Amendment Case No.16-03)

WHEREAS, Title 4 of the *Land Use Article* of the Maryland Annotated Code, as amended, empowers the Board of County Commissioners of Calvert County, Maryland (the “Board of County Commissioners”) to enact a Zoning Ordinance to promote the health, safety and welfare of the citizens of Calvert County, and to provide for its administration, enforcement and amendment;

WHEREAS, by Ordinance 35-06, the Board of County Commissioners of Calvert County, Maryland has heretofore adopted the Calvert County Zoning Ordinance;

WHEREAS, after study and evaluation, the Calvert County Department of Community Planning & Building recommended to the Planning Commission and the Board of County Commissioners text amendments to the Calvert County Zoning Ordinance (“CCZO”), to Article 3, Land Use Charts; Section 3-1.02, Agricultural Uses, Use #13a “Veterinary Hospital or Clinic, Livestock”, Use #13b “Veterinary Hospital or Clinic, Small Animals and Household Pets”; and Article 12 Definitions;

WHEREAS, after due notice was published, the Board of County Commissioners and the Planning Commission of Calvert County, Maryland (hereinafter, the “Planning Commission”) conducted a joint public hearing on October 25, 2016, at which time the proposed amendments were discussed, staff’s recommendations were considered, and public comment was solicited;

WHEREAS, at the conclusion of said public hearing the Planning Commission voted to recommend adoption of the amendments and conveyed its recommendation to the Board of County Commissioners by resolution; and

WHEREAS, after considering the staff report, testimony presented at the public hearing regarding the proposed text amendments, and the recommendation of the Planning Commission, and in furtherance of the public health, safety and welfare, the Board of County Commissioners of Calvert County, Maryland determined it is in the best interest of the citizens of the County to enact the text amendments to the Calvert County Zoning Ordinance as set forth in Exhibit A, attached hereto and made a part hereof.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Calvert County, Maryland, that Article 3 Land Use Charts; Section 3-1.02, Agricultural Uses, Use #13a “Veterinary Hospital or Clinic, Livestock”, Use #13b “Veterinary Hospital or Clinic, Small Animals and Household Pets”; and Article 12 Definitions, of the CCZO **BE**, and hereby **IS**, amended by adopting the text amendments as shown in attached Exhibit A hereto and made a part hereof (Exhibit B depicts the amendments as they will actually appear in the Zoning Ordinance).

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance or the Calvert County Zoning Ordinance, are found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Ordinance shall be enforceable and valid.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein.

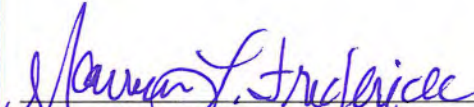
BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that this amendatory Ordinance shall be effective upon recordation and without publication of a fair summary.


DONE, the 25th day of October 2016 by the Board of County Commissioners of Calvert County, Maryland.

Aye: Commissioners Slaughenhaupt, Hejl, Hart, Weems
Nay: _____
Absent/Abstain: Commissioner Nutter


ATTEST:

**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**

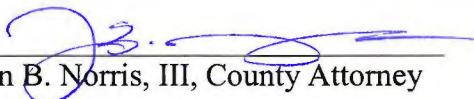

Maureen L. Frederick, Clerk


Evan K. Slaughenhaupt Jr., President

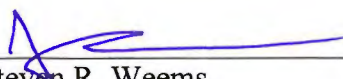
Approved for form and legal
sufficiency by:


Tom Hejl, Vice-President


Mike Hart


John B. Norris, III, County Attorney

ABSENT
Pat Nutter


Steven R. Weems

Calvert County Zoning Ordinance: Article 3 – Land Use Charts

Exhibit A

USE #	3-1.02 AGRICULTURAL USES & DEFINITIONS <i>(in italics)</i>	FFD	RCD	RD	WL	APD	HD	I-1	RC	MC	EC	CONDITIONS
13a.	Veterinary Hospital or Clinic, Livestock (12/09/06) (9/22/09) <i>An animal shelter or a A place where livestock is given medical or surgical treatment and the boarding of animals is limited to short-term care incidental to the medical use. Such use may include outdoor facilities such as runs, pens, and walking areas.</i>	P	S			P	P	P	P			
13b.	Veterinary Hospital or Clinic, Small Animals and Household Pets (12/09/06) (05/12/09) (9/22/09) (5/4/12) <i>An animal shelter or a A licensed facility where small animals or household pets are given medical or surgical treatment.</i>						C	C	P		C	<ol style="list-style-type: none"> In the HD, the minimum lot size shall be one acre and the boarding of animals shall be limited to indoor, short-term care incidental to animals receiving medical treatment. In the I-1, EC & TCs, small animals and household pets may be boarded, groomed, or bred indoors, regardless of whether the animals are receiving medical services.

Calvert County Zoning Ordinance: Article 12 - Definitions

<u>Term</u> (Date of Amendment)	<u>Definition</u>
Veterinary Hospital or Clinic, Livestock	An animal shelter or a A place where livestock is given medical or surgical treatment and the boarding of animals is limited to short-term care incidental to the medical use. Such use may include outdoor facilities such as runs, pens, and walking areas.
Veterinary Hospital or Clinic, Small Animal and Household Pets (5/4/12)	An animal shelter or a A licensed facility where small animals or household pets are given medical or surgical treatment.

BK00050PG368

Calvert County Zoning Ordinance: Article 3 – Land Use Charts

Exhibit B

USE #	3-1.02 AGRICULTURAL USES & DEFINITIONS <i>(In italics)</i>	FFD	RCD	RD	WL	APD	HD	I-1	RC	MC	EC	CONDITIONS
13a.	Veterinary Hospital or Clinic, Livestock (12/09/06) (9/22/09) <i>An animal shelter or a place where livestock is given medical or surgical treatment and the boarding of animals is limited to short-term care incidental to the medical use. Such use may include outdoor facilities such as runs, pens, and walking areas.</i>	P	S			P	P	P	P			
13b.	Veterinary Hospital or Clinic, Small Animals and Household Pets (12/09/06) (05/12/09) (9/22/09) (5/4/12) <i>An animal shelter or a licensed facility where small animals or household pets are given medical or surgical treatment.</i>						C	C	P		C	1. In the HD, the minimum lot size shall be one acre and the boarding of animals shall be limited to indoor, short-term care incidental to animals receiving medical treatment. 2. In the I-1, EC & TCs, small animals and household pets may be boarded, groomed, or bred indoors, regardless of whether the animals are receiving medical services.

Calvert County Zoning Ordinance: Article 12 - Definitions

<u>Term</u> (Date of Amendment)	<u>Definition</u>
Veterinary Hospital or Clinic, Livestock	An animal shelter or a place where livestock is given medical or surgical treatment and the boarding of animals is limited to short-term care incidental to the medical use. Such use may include outdoor facilities such as runs, pens, and walking areas.
Veterinary Hospital or Clinic, Small Animal and Household Pets (5/4/12)	An animal shelter or a licensed facility where small animals or household pets are given medical or surgical treatment.

Bethy P. Smith

Received for Record 12-7
 at 12:10 o'clock
 recorded in Liber KPS No. 50
 Folio 366
 COUNTY COMMISSIONERS
 ORDINANCES AND RESOLUTION.

BK 00050 PG 369