

ORDINANCE NO. 29-12

Pertaining to the Amendment of the Dunkirk Zoning Ordinance  
(Table of Land Uses-Agricultural, Use #27)

**RE: VETERINARY HOSPITALS & CLINICS FOR SMALL ANIMALS &  
HOUSEHOLD PETS**

(Text Amendment Case No. 11-3d)

**WHEREAS**, *Article 66B* of the Maryland Annotated Code, as amended, empowers the Board of County Commissioners of Calvert County, Maryland 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; and

**WHEREAS**, pursuant to that authority, the Board of County Commissioners of Calvert County, Maryland has heretofore adopted the Dunkirk Zoning Ordinance; and

**WHEREAS**, after study and evaluation, the Department of Planning and Zoning of Calvert County recommended to the Planning Commission and the Board of County Commissioners an amendment to Use #27 of the Table of Land Uses-Agricultural in the Dunkirk Zoning Ordinance to make Veterinary Hospitals and Clinics for Small Animals and Household Pets a Conditional Use subject to the conditions of the Calvert County Zoning Ordinance; and

**WHEREAS**, after due notice was published, the Planning Commission of Calvert County conducted a public hearing on September 21, 2011, at which time the proposed amendments were discussed, staff's recommendations were considered, and public comment was solicited; and

**WHEREAS**, at the conclusion of said public hearing the Planning Commission voted to recommend approval of the amendments as proposed; and

**WHEREAS**, the Planning Commission conveyed its recommendation to the Board of County Commissioners by letter dated September 21, 2011; and

**WHEREAS**, after due notice was published, the Board of County Commissioners of Calvert County, Maryland conducted a public hearing on September 27, 2011, at which time

the proposed amendments were discussed, staff's recommendations were considered, and public comment was solicited; and

**WHEREAS**, after considering the evidence which had been 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 Dunkirk Zoning Ordinance as set forth in Exhibits A and B, attached hereto and made a part hereof.

**NOW, THEREFORE, BE IT RESOLVED AND ORDAINED**, by the Board of County Commissioners of Calvert County, Maryland, that Use #27 of the Table of Land Uses- Agricultural in the Dunkirk Zoning Ordinance **BE**, and hereby **IS**, amended by adopting amendments to the Dunkirk Zoning Ordinance as set forth in Exhibit "A" hereto and hereby incorporated by reference such that the effect of such revisions is as reflected in Exhibit "B" hereto and hereby incorporated by reference; and

**BE IT FURTHER RESOLVED AND ORDAINED**, by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance or the Dunkirk Zoning Ordinance, is 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 RESOLVED AND ORDAINED**, by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein.

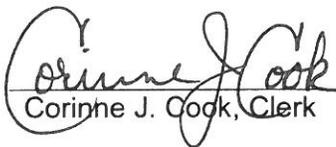
**BE IT FURTHER RESOLVED AND ORDAINED**, by the Board of County Commissioners of Calvert County, Maryland that this amendatory Ordinance shall be effective upon recordation.

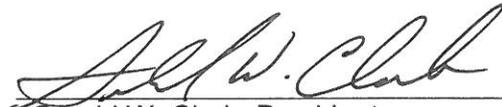
DONE, this 1 day of May, 2012 by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye: 5  
Nay: 0  
Absent/Abstain: 0

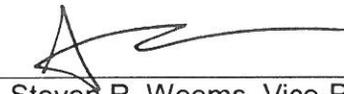
ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF CALVERT COUNTY, MARYLAND

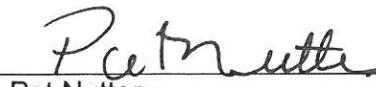
  
Corinne J. Cook, Clerk

  
Gerald W. Clark, President

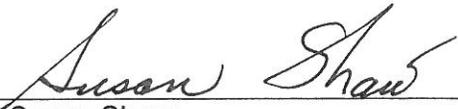
Approved for legal sufficiency on April 9, 2012

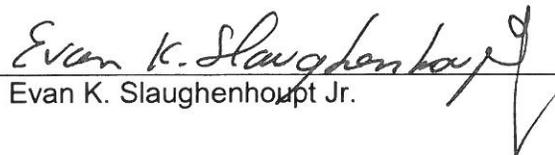
  
Steven R. Weems, Vice-President

by:

  
Pat Nutter

  
John B. Norris, III, County Attorney

  
Susan Shaw

  
Evan K. Slaughenroth Jr.

Received for Record May 4 2012  
at 9:00 o'clock A M. Same day  
recorded in Liber KPS No. 40  
Folio 81 COUNTY COMMISSIONERS  
ORDINANCE NO. 29-12



DK0004016084

DUNKIRK TOWN CENTER		TC
USE #	DUNKIRK TABLE OF LAND USES - AGRICULTURAL	
1.	Animal Husbandry	
2.	Aquaculture, Freshwater and Land-based	
3.	Aquaculture, Marine/Estuarine	
4.	Commercial Greenhouse, Retail	P
5.	Commercial Greenhouse, Wholesale	P
6.	Commercial Kennel, with indoor facilities only	
7.	Commercial Kennel, with outdoor facilities	
8.	Commercial or Non-Profit Stable or Horseback-Riding Club	
9.	Commercial Raising of Dangerous or Wild Animals	SC
10.	Commercial Raising of Fur-bearing Animals	
11.	Farm	P
12.	Farm Brewery	
13.	Farm Building	P
14.	Farm Distillery	
15.	Farm Stand	
16.	Farm Winery	
17.	Field Crops	P
18.	Forest Product Processing	
19.	Garden Center or Farm Supply Store, 75,000 square feet	C
20.	Garden Center or Farm Supply Store, less than 75,000 square feet	P
21.	Livestock Auction and/or Sales Barn, Commercial	
22.	Livestock Auction, by a Non-Profit Organization or Farm Owner	
23.	Nursery, Retail	P
24.	Nursery, Wholesale	P
25.	Tree Farming	
26.	Veterinary Hospital or Clinic, Livestock	P
27.	Veterinary Hospital or Clinic, Small Animals and Household Pets	PC

RES. NO. 29-12

0000408085

DUNKIRK TOWN CENTER		TC
USE #	DUNKIRK TABLE OF LAND USES - AGRICULTURAL	
1.	Animal Husbandry	
2.	Aquaculture, Freshwater and Land-based	
3.	Aquaculture, Marine/Estuarine	
4.	Commercial Greenhouse, Retail	P
5.	Commercial Greenhouse, Wholesale	P
6.	Commercial Kennel, with indoor facilities only	
7.	Commercial Kennel, with outdoor facilities	
8.	Commercial or Non-Profit Stable or Horseback-Riding Club	
9.	Commercial Raising of Dangerous or Wild Animals	SC
10.	Commercial Raising of Fur-bearing Animals	
11.	Farm	P
12.	Farm Brewery	
13.	Farm Building	P
14.	Farm Distillery	
15.	Farm Stand	
16.	Farm Winery	
17.	Field Crops	P
18.	Forest Product Processing	
19.	Garden Center or Farm Supply Store, 75,000 square feet	C
20.	Garden Center or Farm Supply Store, less than 75,000 square feet	P
21.	Livestock Auction and/or Sales Barn, Commercial	
22.	Livestock Auction, by a Non-Profit Organization or Farm Owner	
23.	Nursery, Retail	P
24.	Nursery, Wholesale	P
25.	Tree Farming	
26.	Veterinary Hospital or Clinic, Livestock	P
27.	Veterinary Hospital or Clinic, Small Animals and Household Pets	C

RES No. 29-16