

Pertaining to the Amendment of the Calvert County Zoning Ordinance
Section 1-6.01 Procedures for Ordinance Amendments
(Text Amendment Case No. 23-03)

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 (the “CCZO”);

WHEREAS, after study and evaluation, the Calvert County Department of Planning & Zoning recommended to the Planning Commission of Calvert County, Maryland (hereinafter, the “Planning Commission”) and the Board of County Commissioners text amendment to the CCZO Section 1-6.01, Procedures for Ordinance Amendments;

WHEREAS, after due notice was published, the Board of County Commissioners and the Planning Commission conducted a joint public hearing on June 21, 2023, 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 and conveyed its recommendation to the Board of County Commissioners by resolution; and

WHEREAS, after considering 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 determined it is in the best interest of the citizens of the County to enact the text amendment 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, the Calvert County Zoning Ordinance Section 1-6.01, Procedures for Ordinance Amendments, **BE**, and hereby **IS**, amended by adopting the text amendment 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, 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 ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein; and

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, but not sooner than ten (10) days following adoption.

DONE, this ___ day of _____, 2023, by the Board of County Commissioners of Calvert County, Maryland.

Aye: _____
Nay: _____
Absent/Abstain: _____

ATTEST:

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

Katie Brittain, Clerk

Earl F. Hance, President

Approved for form and legal
sufficiency:

Mike Hart, Vice-President

Catherine M. Grasso

John B. Norris, III, County Attorney

Mark C. Cox

Todd Ireland

Approved for form
and legal sufficiency *for Public Hearing*

Office of County Attorney

Text Amendment Case #23-03

Amendment to the Calvert County

Zoning Ordinance

Article 1, Section 6 Ordinance Amendments

Black font – existing ordinance language

Red font – proposed ordinance language

~~Black Strikethrough~~ – existing ordinance language to be removed

1-6 ORDINANCE AMENDMENTS

1-6.01 Procedures for Ordinance Amendments

- A. Proposed Zoning Ordinance text amendments may be submitted to the Planning Commission by the Board of County Commissioners, any citizen, organization, governmental agency, or by the Planning Commission on its own initiative.
- B. Before any text amendment can be adopted, a duly advertised public hearing shall be held by the Planning Commission and the Board of County Commissioners. Such hearings may be held jointly or separately by the respective Commissions at the discretion of the Board of County Commissioners.
- C. The public hearing notice shall contain a summary of the proposed text amendment and the date, time and place of the public hearing and shall comply with the requirements of Maryland Annotated Code, Land Use Article, Section 4-203, as amended from time to time.
- D. Notwithstanding the foregoing, all text and map amendment requests received after 4:00 p.m. local prevailing time on Wednesday, June 21, 2023 will be held in abeyance and considered as part of the drafting of the new Calvert County Zoning Ordinance. Requestors will be afforded a period of thirty (30) days after the effective date of the new Calvert County Zoning Ordinance to request revival of their request if not satisfied how it was addressed in the new Zoning Ordinance.

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Zoning Ordinance

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