

DK 00045PG05 DK 00045PG427

Ordinance No. 24-14

RE: Text Amendment Case No. 13-08

Amendments to the Calvert County Zoning Ordinance

RE: Target Range, Indoor; Target Range,

Institutional; Recreation Target Range Indoor; and Recreation Target Range Institutional

Being re-recorded to
add missing Exhibit A Pages.

Page 1 of 4

**PERTAINING TO THE AMENDMENTS OF THE CALVERT COUNTY
ZONING ORDINANCE AMENDMENTS TO THE LAND USE CHARTS AND
DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE
OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE,
INSTITUTIONAL**

(Text Amendment Case No.13-08)

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

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 pertaining to Target Range, Indoor; and Target Range, Institutional;

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 29, 2013, 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 approve the amendments as recommended by staff, with further revisions based upon public hearing testimony and further contemplation and conveyed its recommendation to the Board of County Commissioners by resolution; 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 Calvert County Zoning Ordinance recommended by the Planning Commission and 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 the Calvert County Zoning Ordinance **BE**, and hereby **IS**, amended by adopting the text amendments depicted in Exhibit A hereto and made a part hereof (Exhibit B depicts the amendments as they will actually appear in the Zoning Ordinance), including amendments to:

1. Article 3, Land Use by Zoning District:
 - a. Sections 3-1.06.11a, Target Range, Indoor; and

- b. Section 3-1.06.11c, Target Range, Institutional;
- 2. Dunkirk Master Plan and Zoning Ordinance:
 - a. Section 3-2.01.19, Dunkirk Table of Land Uses- Recreation Target Range, Indoor;
 - b. Section 3-2.01.21, Dunkirk Table of Land Uses- Recreation, Target Range, Institutional; and
 - c. Section 3-2.01.A, Dunkirk Town Center Conditional Uses;
- 3. Owings Town Center Zoning Ordinance:
 - a. Section 3-2.02.19, Owings Table of Land Uses-Recreation Target Range, Indoor;
 - b. Section 3-2.02.21, Owings Table of Land Uses- Recreation Target Range, Institutional; and
 - c. Section 3-2.02.A, Owings Town Center Conditional Uses;
- 4. Huntingtown Zoning Ordinance:
 - a. Section 3-2.03.20, Huntingtown Table of Land Uses- Recreation Target Range, Indoor;
 - b. Section 3-2.03.22, Huntingtown Table of Land Uses- Recreation Target Range Institutional; and
 - c. Section 3-2.03.A, Huntingtown Town Center Conditional Uses;
- 5. Prince Frederick Zoning Ordinance:
 - a. Section 3-2.04.19, Prince Frederick Table of Land Uses- Target Range, Indoor; and
 - b. Section 3-2.04.21, Prince Frederick Table of Land Uses- Target Range, Institutional;
 - c. Section 3-2.04.A, Prince Frederick Town Center Conditional Uses;
- 6. St. Leonard Zoning Ordinance:
 - a. Section 3-2.05.20, St. Leonard Table of Land Uses- Recreation Target Range, Indoor;
 - b. Section 3-2.05.22, St. Leonard Table of Land Uses-Recreation Target Range, Institutional;
 - c. Section 3-2.05.A, St. Leonard Town Center Conditional Uses;
- 7. Lusby Town Center Zoning Ordinance:

- a. Section 3-2.06.22, Lusby Table of Land Uses-Recreation Target Range Indoor;
 - b. Section 3-2.06.24, Lusby Table of Land Uses- Recreation Target Range, Institutional;
 - c. Section 3-2.06.A, Lusby Town Center Conditional Uses;
8. Solomons Town Center Zoning Ordinance:
- a. Section 3-2.07.11a, Solomons Table of Land Uses- Recreation Uses Target Range Indoor;
 - b. Section 3-2.07.11c., Solomons Table of Land Uses- Recreation Uses Target Range, Institutional;
 - c. Section 3-2.07.A., Solomons Town Center Conditional Uses; and
9. Article 12, Definitions.

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 without publication of a fair summary.

APPROVED, the 29 day of October, 2013 by the Board of County Commissioners of Calvert County, Maryland.

[SIGNATURES ON FOLLOWING PAGE]

Aye: 5
 Nay: 0
 Absent/Abstain: 0

ATTEST:

BOARD OF COUNTY
COMMISSIONERS OF CALVERT
COUNTY, MARYLAND

Maureen L. Frederick
 Maureen L. Frederick, Clerk

Pat Nutter
 Pat Nutter, President

Approved for form and legal
sufficiency on May 28, 2014 by:

Steven R. Weems
 Steven R. Weems, Vice-President

Gerald W. Clark
 Gerald W. Clark

John B. Norris, III
 John B. Norris, III, County Attorney

Susan Shaw
 Susan Shaw

Evan K. Slaughenhoupt Jr.
 Evan K. Slaughenhoupt Jr.

Received for Record June 17 2014
 at 10:30 o'clock A M. Same day
 recorded in Liber KPS No. 45
 Folio 59 COUNTY COMMISSIONERS
 ORDINANCES AND RESOLUTION.

Gary P. Smith

Received for Record September 9 2014
 at 9:55 o'clock A M. Same day
 recorded in Liber KPS No. 45
 Folio 427 COUNTY COMMISSIONERS
 ORDINANCES AND RESOLUTION.

Gary P. Smith

BK 000' 5PG430

RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL

(Text Amendment Case No.13-08)

Article 3: Land Use Charts

USE #	3-1.06 RECREATION USES & DEFINITIONS (<i>in italics</i>)	FFD	RCD	RD	WL	APD	HD	I-1	RC	MC	EC	CONDITIONS
11a.	Target Range, Indoor (9/22/09) <i>A building that is used for the purpose of organized shooting events or practice using rifles, shotguns pistols, etc.</i>							C	SC		C	<ol style="list-style-type: none"> The use shall maintain a 200 foot setback from any residence; be located at least 1,000 feet from any existing property boundary; and A site development plan shall be submitted to and approved by the Planning Commission, which, at a minimum, incorporates nationally accepted standards for target range construction; A site development plan shall be submitted to and approved by the Planning Commission, which, at a minimum, incorporates nationally accepted standards for target range construction. Prior to Planning Commission action, all adjoining property owners shall be notified of the proposed development by first class mail at least thirty (30) days in advance of the meeting and shall be provided the opportunity to comment on placement of the facility.
11c.	Target Range, Institutional <i>A target range which may be either indoor or outdoor unless located in a Town Center where the use may only be permitted indoors for the purpose of training law enforcement or military forces such as National Guard.</i>	C	C					C	C		C	<ol style="list-style-type: none"> An Institutional Target Range that allows the discharge of a firearm only within an enclosed structure or building shall be located at least 200 feet from any residence; An Institutional Target Range that allows the outdoor discharge of a firearm shall be located at least 500 feet from any property boundary; A site development plan shall be submitted to and approved by the Planning Commission, which, at a minimum, incorporates nationally accepted standards for target range construction. Prior to Planning Commission action, all adjoining property owners shall be notified of the proposed development by first class mail at least thirty (30) days in advance of the meeting and shall be provided the opportunity to comment on placement of the facility; Institutional Target Ranges located in Town Centers shall meet the Target Ranges, Indoor conditions. There shall be no Institutional Target Ranges that allows the outdoor discharge of firearms located in a Town Center; All Institutional Target Ranges that allow the outdoor discharge of firearms shall be located at least 0.25 mile from schools, hospitals and nursing homes.

BLACK TEXT – Existing Language to remain

BLACK TEXT WITH STRIKE-OUT – Existing Language to be removed

RED BOLD TEXT – Proposed language

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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL

(Text Amendment Case No.13-08)

Article 12: Definitions

<u>Term</u> (Date of Amendment)	<u>Definition</u>
Target Range, Indoor	A building that is used for the purpose of organized shooting events or practice using, rifles, shotguns, pistols, etc.
Target Range, Institutional	A target range which may be either indoor or outdoor unless located in a Town Center where the use may only be permitted indoors for the purpose of training law enforcement or military forces such as National Guard .

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BLACK TEXT – Existing Language to remain
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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL
 (Text Amendment Case No.13-08)

DUNKIRK TOWN CENTER		
USE #	3-2.01 DUNKIRK TABLE OF LAND USES- RECREATION	TC
19.	Target Range, Indoor	C
20.	Target Range, Outdoor	
21.	Target Range, Institutional	C

3-2.01.A Dunkirk Town Center Conditional Uses

- Recreation Use #19 **Target Range, Indoor – See CCZO for conditions.**
- Recreation Use #21 **Target Range, Institutional – See CCZO for conditions.**

OWINGS TOWN CENTER				
USE #	3-2.02 OWINGS TABLE OF LAND USES – RECREATION	EDGE	VILLAGE	CORE
19.	Target Range, Indoor	C	C	C
20.	Target Range, Outdoor			
21.	Target Range, Institutional	C	C	C

3-2.02. A Owings Town Center Conditional Uses

- Recreation Uses #19 **Target Range, Indoor- See CCZO for conditions.**
- Recreation Use #21 **Target Range Institutional- see CCZO for conditions**

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RED BOLD TEXT – Proposed language

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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL
 (Text Amendment Case No.13-08)

HUNTINGTOWN TOWN CENTER				
USE #	3-2.03 HUNTINGTOWN TABLE OF LAND USES – RECREATION	MIXED USE	NEIGHBORHOOD	RESIDENTIAL
19.	Target Range, Indoor	C		
20.	Target Range, Outdoor			
21.	Target Range, Institutional	C		

3-2.03. A Huntingtown Town Center Conditional Uses

Recreation Uses #19 **Target Range, Indoor- See CCZO for conditions.**
 Recreation Use #21 **Target Range Institutional- see CCZO for conditions**

PRINCE FREDERICK TOWN CENTER									
USE #	3-2.04 PRINCE FREDERICK TABLE OF LAND USES –RECREATION	OLD TOWN	OLD TOWN RESIDENTIAL	OLD TOWN TRANSITIONAL	FAIR-GROUND	ENTRY	VILLAGE	NEW TOWN	FOREST
19.	Target Range, Indoor					C	C	C	C
20.	Target Range, Outdoor								
21.	Target Range, Institutional	C				C	C	C	C

3-2.04.A Prince Frederick Town Center Conditional Uses

Recreation Use #19 **Target Range, Indoor – See CCZO for conditions.**
 Recreation Use #21 **Target Range, Institutional – See CCZO for conditions.**

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**RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND,
AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL**
(Text Amendment Case No.13-08)

ST. LEONARD TOWN CENTER				
USE #	3-2.05 ST. LEONARD TABLE OF LAND USES – RECREATION	VILLAGE	RESIDENTIAL	EMPLOYMENT
19.	Target Range, Indoor	C		C
20.	Target Range, Outdoor			
21.	Target Range, Institutional	C		C

3-2.05. A St. Leonard Town Center Conditional Uses

Recreation Uses #19 Target Range, Indoor- See CCZO for conditions.
Recreation Use #21 Target Range Institutional- see CCZO for conditions

LUSBY TOWN CENTER						
USE #	3-2.06 LUSBY TABLE OF LAND USES – RECREATION	INSTITUTIONAL	NEIGHBORHOOD COMMERCIAL	VILLAGE COMMERCIAL	VILLAGE RESIDENTIAL-OFFICE	VILLAGE EDGE
19.	Target Range, Indoor			C		
20.	Target Range, Outdoor					
21.	Target Range, Institutional			C		

3-2.06.A Lusby Town Center Conditional Uses

Recreation Use #19 Target Range, Indoor – See CCZO for conditions.
Recreation Use #21 Target Range, Institutional – See CCZO for conditions.

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**RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND,
AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL**
(Text Amendment Case No.13-08)

USE #	3-2.07 SOLOMONS TABLE OF LAND USES – RECREATION USES	SOUTH OF LORE ROAD							NORTH OF LORE ROAD					DOWELL			WEST SIDE					
		B1	B2	B3	B4	C1 ¹	C2	C3	C4	C5	C6	C7	D1	D2	D3	D4	D5	E1	E2	E3	F1	F2
11a.	Target Range, Indoor			C	C					C			C			C	C	C				
11b.	Target Range, Outdoor																					
11c.	Target Range, Institutional			C	C					C			C			C	C	C				

3-2.07. A Solomons Town Center Conditional Uses

Recreation Uses #19
Recreation Use #21

Target Range, Indoor- See CCZO for conditions.
Target Range Institutional- see CCZO for conditions.

¹ For Recreation Uses permitted in the C1 Sub-area, see Section 6-12.07 of the Solomons Town Center Zoning Ordinance.

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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL

(Text Amendment Case No.13-08)

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USE #	3-1.06 RECREATION USES & DEFINITIONS (<i>in italics</i>)	FFD	RCD	RD	WL	APD	HD	I-1	RC	MC	EC	CONDITIONS
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11c.	Target Range, Institutional <i>A target range which may be either indoor or outdoor unless located in a Town Center where the use may only be permitted indoors for the purpose of training law enforcement or military forces such as National Guard .</i>	C	C					C	C		C	<ol style="list-style-type: none"> An Institutional Target Range that allows the discharge of a firearm only within an enclosed structure or building shall be located at least 200 feet from any residence; An Institutional Target Range that allows the outdoor discharge of a firearm shall be located at least 500 feet from any property boundary; A site development plan shall be submitted to and approved by the Planning Commission, which, at a minimum, incorporates nationally accepted standards for target range construction. Prior to Planning Commission action, all adjoining property owners shall be notified of the proposed development by first class mail at least thirty (30) days in advance of the meeting and shall be provided the opportunity to comment on placement of the facility; Institutional Target Ranges located in Town Centers shall meet the Target Ranges, Indoor conditions. There shall be no Institutional Target Ranges that allows the outdoor discharge of firearms located in a Town Center; All Institutional Target Ranges that allow the outdoor discharge of firearms shall be located at least 0.25 mile from schools, hospitals and nursing homes.

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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL
(Text Amendment Case No.13-08)

Article 12: Definitions

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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL
 (Text Amendment Case No.13-08)

DUNKIRK TOWN CENTER		
USE #	3-2.01 DUNKIRK TABLE OF LAND USES- RECREATION	TC
19.	Target Range, Indoor	C
20.	Target Range, Outdoor	
21.	Target Range, Institutional	C

3-2.01.A Dunkirk Town Center Conditional Uses

- Recreation Use #19 Target Range, Indoor – See CCZO for conditions.
- Recreation Use #21 Target Range, Institutional – See CCZO for conditions.

OWINGS TOWN CENTER				
USE #	3-2.02 OWINGS TABLE OF LAND USES – RECREATION	EDGE	VILLAGE	CORE
19.	Target Range, Indoor	C	C	C
20.	Target Range, Outdoor			
21.	Target Range, Institutional	C	C	C

3-2.02. A Owings Town Center Conditional Uses

- Recreation Uses #19 Target Range, Indoor- See CCZO for conditions.
- Recreation Use #21 Target Range Institutional- see CCZO for conditions

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**RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND,
AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL**
(Text Amendment Case No.13-08)

HUNTINGTOWN TOWN CENTER				
USE #	3-2.03 HUNTINGTOWN TABLE OF LAND USES – RECREATION	MIXED USE	NEIGHBORHOOD	RESIDENTIAL
19.	Target Range, Indoor	C		
20.	Target Range, Outdoor			
21.	Target Range, Institutional	C		

3-2.03. A Huntingtown Town Center Conditional Uses

Recreation Uses #19 Target Range, Indoor- See CCZO for conditions.
Recreation Use #21 Target Range Institutional- see CCZO for conditions

PRINCE FREDERICK TOWN CENTER									
USE #	3-2.04 PRINCE FREDERICK TABLE OF LAND USES –RECREATION	OLD TOWN	OLD TOWN RESIDENTIAL	OLD TOWN TRANSITIONAL	FAIR-GROUND	ENTRY	VILLAGE	NEW TOWN	FOREST
19.	Target Range, Indoor					C	C	C	C
20.	Target Range, Outdoor								
21.	Target Range, Institutional	C				C	C	C	C

3-2.04.A Prince Frederick Town Center Conditional Uses

Recreation Use #19 Target Range, Indoor – See CCZO for conditions.
Recreation Use #21 Target Range, Institutional – See CCZO for conditions.

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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL
 (Text Amendment Case No.13-08)

ST. LEONARD TOWN CENTER				
USE #	3-2.05 ST. LEONARD TABLE OF LAND USES – RECREATION	VILLAGE	RESIDENTIAL	EMPLOYMENT
19.	Target Range, Indoor	C		C
20.	Target Range, Outdoor			
21.	Target Range, Institutional	C		C

3-2.05. A St. Leonard Town Center Conditional Uses

Recreation Uses #19 Target Range, Indoor- See CCZO for conditions.
 Recreation Use #21 Target Range Institutional- see CCZO for conditions

LUSBY TOWN CENTER						
USE #	3-2.06 LUSBY TABLE OF LAND USES – RECREATION	INSTITUTIONAL	NEIGHBORHOOD COMMERCIAL	VILLAGE COMMERCIAL	VILLAGE RESIDENTIAL-OFFICE	VILLAGE EDGE
19.	Target Range, Indoor			C		
20.	Target Range, Outdoor					
21.	Target Range, Institutional			C		

3-2.06.A Lusby Town Center Conditional Uses

Recreation Use #19 Target Range, Indoor – See CCZO for conditions.
 Recreation Use #21 Target Range, Institutional – See CCZO for conditions.

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RE: AMENDMENTS TO THE LAND USE CHARTS AND DEFINITIONS RELATED TO TARGET RANGE, INDOOR; TARGET RANGE OUTDOOR; AND, AMENDMENT TO ALLOW TARGET RANGE, INSTITUTIONAL
 (Text Amendment Case No.13-08)

USE #	3-2.07 SOLOMONS TABLE OF LAND USES – RECREATION USES	SOUTH OF LORE ROAD											NORTH OF LORE ROAD					DOWELL			WEST SIDE	
		B1	B2	B3	B4	C1 ¹	C2	C3	C4	C5	C6	C7	D1	D2	D3	D4	D5	E1	E2	E3	F1	F2
11a.	Target Range, Indoor			C	C					C			C			C	C	C				
11b.	Target Range, Outdoor									C												
11c.	Target Range, Institutional			C	C					C			C			C	C	C				

3-2.07. A Solomons Town Center Conditional Uses

Recreation Uses #19

Target Range, Indoor- See CCZO for conditions.

Recreation Use #21

Target Range Institutional- see CCZO for conditions.

¹ For Recreation Uses permitted in the C1 Sub-area, see Section 6-12.07 of the Solomons Town Center Zoning Ordinance.

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