COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION OF THE MARYLAND-WASHINGTON REGIONAL DISTRICT WITHIN MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Councilmember Balcombe

AN AMENDMENT to the Montgomery County Zoning Ordinance to:

- (1) allow certain parcels in the Agricultural Reserve (AR) zone that have Transfer of Development Rights (TDRs) to be allowed to be used as cemeteries; and
- (2) generally amend the provisions for TDRs.

By amending the following sections of the Montgomery County Zoning Ordinance, Chapter 59 of the Montgomery County Code:

Division 3.1. "Use Table"

Section 3.1.5. "Transferable Development Rights"

EXPLANATION: Boldface indicates a Heading or a defined term.

<u>Underlining</u> indicates text that is added to existing law by the original text amendment.

[Single boldface brackets] indicate text that is deleted from existing law by original text amendment.

<u>Double underlining</u> indicates text that is added to the text amendment by amendment.

[[Double boldface brackets]] indicate text that is deleted from the text amendment by amendment.

* * indicates existing law unaffected by the text amendment.

ORDINANCE

The County Council for Montgomery County, Maryland, sitting as the District Council for that portion of the Maryland-Washington Regional District in Montgomery County, Maryland, approves the following ordinance:

1	Sec. 1. DIVISION 59-3.1 is amended as follows:
2	Division 3.1. Use Table
3	* * *
4	Section 3.1.5. Transferable Development Rights
5	A. The following uses are prohibited if the lot or parcel on which the use is
6	located is in the AR zone and is encumbered by a recorded Transfer of
7	Development Rights easement:
8	* * *
9	4. Commercial
10	a. Veterinary Office/Hospital
11	b. Bed and Breakfast (if not accessory to Farming)
12	c. Cemetery, <u>unless</u> <u>it is a one-time expansion of [[expanding]] ar</u>
13	existing Cemetery up to 10 additional acres on an abutting los
14	or parcel
15	d. Funeral Home, Undertaker
16	e. Lawn Maintenance Service
17	f. Rural Antique Shop
18	g. Shooting Range (Outdoor)
19	* * *
20	Sec. 2. Effective date. This ordinance becomes effective 20 days after the
21	date of District Council adoption.

Ordinance No.: 20-08

This is a correct copy of Council action.

Sara R. Tenenbaum

Clerk of the Council