

Ordinance No.: 20-10
Subdivision Regulation Amendment No.: 23-02
Concerning: Preliminary Plan – Approval
Procedures
Revised: 12/04/2023 Draft No.: 1
Introduced: December 12, 2023
Public Hearing: January 23, 2024
Adopted: February 13, 2024
Effective: March 4, 2024

**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: Council President Friedson

AN AMENDMENT to:

- (1) allow the Director to approve a minor change to a preliminary plan application when associated with a conditional use;
- (2) and generally amend the subdivision amendment provisions.

By amending:

Montgomery County Code	
Chapter 50.	“Subdivision of Land”
Division 50.4.	“Preliminary Plans”
Section 50.4.2.	“Approval Procedures”

EXPLANATION: ***Boldface** indicates a Heading or a defined term.*

Underlining 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.

Double underlining 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:

Sec. 1. Chapter 50 is amended as follows:

* * *

Division 50.4. Preliminary Plans

* * *

Section 50.4.2. Approval Procedures

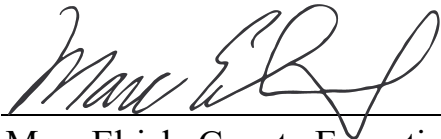
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E. Plan Certification.

1. Every preliminary plan approved by the Board must be certified by the Director to confirm that the plan reflects the Board’s approval. Any modification of the plan conditioned by the Board’s approval must be included in the plan before receiving the approval stamp. The approved plan must be filed in the records of the Board.

2. After conditional use approval and prior to certification of a preliminary plan, the Director may approve a minor change to a preliminary plan that was approved contingent on the approval of a conditional use application, if the minor change does not modify a condition of the preliminary plan. The Director may approve these minor changes without a public hearing if no objection to the application is received within 15 days after the conditional use is approved. If an objection is received within 15 days and the Director considers the objection relevant, a public hearing and action by the Board is required. The Director may also require the change be acted on by the Board when no objection is received.

Approved:



Marc Elrich, County Executive

February 26, 2024

Date

This is a correct copy of Council action.



Sara R. Tenenbaum
Clerk of the Council

February 26, 2024

Date