

Subdivision Regulation Amendment No.: 15-02
Concerning: Record Plats – Exemptions
Draft No. & Date: 1 – 3/18/15
Introduced:
Public Hearing:
Adopted:
Effective:
Ordinance No:

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

By: The District Council at the Request of the County Executive

AN AMENDMENT to the Subdivision Regulations to:

(1) except deeded properties from platting requirements under certain circumstances

By amending the following section of County Code Chapter 50:

Section 50-9. "Exceptions to platting requirements"

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by introduced Subdivision Regulation Amendment.</i>
[Single boldface brackets]	<i>Deleted from existing law by introduced Subdivision Regulation Amendment.</i>
<u>Double underlining</u>	<i>Added to the Subdivision Regulation Amendment by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the Subdivision Regulation Amendment by amendment.</i>
* * *	<i>Existing law unaffected by Subdivision Regulation Amendment.</i>

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. Section 50-9 is amended as follows:**

2 **Sec. 50-9. Exceptions to platting requirements.**

3 Recording of a subdivision plat under this Chapter is not required for:

4 * * *

5 (c) Public [taking] transfer.

6 Where a property has been changed in size or shape subsequent to the date of its
7 inclusion within the district or subsequent to October 19, 1934, whichever is the
8 later date, by reason of the [taking] transfer of a part of such property for public
9 use by reference to a properly drawn and recorded [plat] instrument, [such as a
10 right of way plat; provided, that] if the outlines and dimensions of such remainder
11 may be clearly determined by reference to the previously recorded plats. This
12 provision also applies to any unplatted parcel that qualified for an exception to
13 platting before the transfer.

14 * * *

15 **Sec. 2. Effective date.** This ordinance takes effect 20 days after the date of
16 Council adoption.

17

18 *Approved:*

19

20

21 _____
Isiah Leggett, County Executive Date

22 *This is a correct copy of Council action.*

23

Linda M. Lauer, Clerk of the Council Date