

COUNTY ORDINANCE NO. 08-23

A BILL ENTITLED

AN ACT CONCERNING the Applicability of Certain Provisions of the Queen Anne's County Adequate Facilities Ordinance Adopted By County Ordinance 06-107;

FOR THE PURPOSE of clarifying the applicability of County Ordinance 06-107 to subdivisions which had received final subdivision approval prior to March 23, 2007, the effective date of CO 06-107;

BY AMENDING Section 28-4 of the Code of Public Local Laws of Queen Anne's County.

WHEREAS, the County Commissioners of Queen Anne's County ("the County Commissioners") did, on February 6, 2007, adopt Ordinance No. 06-107 with Amendments, ("Adequate Public Facilities Ordinance"), and

WHEREAS, the County Commissioners did not intend by the adoption of Ordinance No. 06-107, to include those subdivision proposals which had received final subdivision approval from the Queen Anne's County Planning Commission prior to the effective date of the Ordinance, and

WHEREAS, there are only two subdivision which had received final subdivision approval prior to March 23, 2007 and which are unintentionally affected by Ordinance 06-107, namely: Major Subdivision No. 01-06-10-0003 and Major Subdivision No. 01-06-08-0002.

WHEREAS, the County Commissioners desire to clarify the provisions of Chapter 28 to ensure that the true intent of the Ordinance is realized.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that Section 28-4(a) of the Code of Public Local laws of Queen Anne's County be amended to read as follows:

(h) Previously Approval Subdivisions

The requirements of this Chapter shall not apply to any Development Proposal which had received final approval from the Queen Anne's County Planning Commission prior to March 23, 2007.

SECTION II

BE IT FURTHER ENACTED that this Act shall take effect on the forty-sixth (46th) day following its enactment.

INTRODUCED BY: Commissioner Ransom

CO-SPONSORED: Commissioner Wargotz

DATE: October 28, 2008

PUBLIC HEARING HELD: November 11, 2008 @ 10:00 a.m.

VOTE: 5 Yea 0 Nay

DATE OF ADOPTION: November 11, 2008

EFFECTIVE DATE: December 27, 2008

FISCAL IMPACT NOTE

Legislation No: 0-08-23 **Hearing Date:** 11-11-08
Date Introduced: 10-28-08 **Note Date:** 11-11-08

Legislation Title: Applicability of Certain Provisions of the
Queen Anne's County Adequate Facilities Ordinance Adopted By
County Ordinance 06-107

Analysis of Fiscal Impact:

This ordinance impacts the timing of the implementation of the APFO. There is no significant fiscal impact.