

COUNTY ORDINANCE NO. 98-01

A BILL ENTITLED

AN ACT concerning the Repeal and Re-Adoption with Amendments of Sections 18-1-072(e)(5) and 18-1-193 of the Public Local Laws of Queen Anne's County, 1996 Edition.

For the purpose of establishing setbacks for poultry houses, manure storage buildings and other associated structures and to permit the repair and replacements of nonconforming poultry houses and associated structures.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY that Section 18-1-072(e)(5) of the Code of Public Local Laws of Queen Anne's County, 1996 Edition, be and is hereby repealed and reenacted to read as follows:

18-1-072. Detailed Use Regulations.

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(e) Miscellaneous

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(5) Poultry houses, manure storage buildings and any other associated structures shall be located:

(i) at least 100 feet from any property line in the agricultural (AG) or countryside (CS) districts; and

(ii) at least 300 feet from the property line when an existing residence, not located on the subject property, is within 300 feet or less of the property line, at least 300 feet from all other zoning district boundaries, and 300 feet from property lines of any vacant existing lot of record which is less than five acres in size.

SECTION II

BE IT FURTHER ENACTED that Section 18-1-193(a) of the Code of Public Local Laws of Queen Anne's County, 1996 Edition be and is hereby repealed and reenacted to read as follows:

18-1-193. Same - Termination.

(a) Damage, destruction or change of use.

In the event that any nonconforming use, sign, or structure is destroyed by any means to the extent of more than 60% of the cost of replacement of the use, sign, or structure newly reconstructed, or any nonconforming use, sign, or structure is changed to a conforming use or another nonconforming use, the sign, structure, or use may not be rebuilt, restored, or re-occupied for any purposes unless it shall thereafter conform to all requirements of this subtitle.

Poultry houses and associated structures are exempt from the provisions of this Section, however, the repair or replacement of a nonconforming poultry house or associated structure shall not increase the setback nonconformity which existed prior to the repair or replacement.

SECTION III

BE IT FURTHER ENACTED this Act shall take effect on the forty-sixth day following its passage.

Introduced By: Commissioner Zimmer
Date of Introduction: 1/6/98
Hearing Scheduled: February 3, 1998 11:00 ~~am~~ ^{am}
Action: 3 Yea 0 Nay
Date: 2-17-98
Effective Date April 3, 1998