

COUNTY ORDINANCE NO. 98-16

A BILL ENTITLED

AN ACT CONCERNING the Repeal and Re-Adoption with Amendments of Section 18-1-~~25~~<sup>23</sup> of the Code of Public Local Laws of Queen Anne's County, 1996 Edition.

FOR THE PURPOSE of allowing minor subdivisions with private roads to be reviewed and approved administratively.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY that Section 18-1-~~25~~<sup>23</sup> of the Code of Public Local Laws of Queen Anne's County, 1996 Edition, be and is hereby repealed and reenacted to read as set forth on Exhibit A attached hereto.

SECTION II

BE IF FURTHER ENACTED that this Act shall take effect on the forty-sixth day following its passage:

INTRODUCED BY: MZ  
DATE: 10/20/98  
PUBLIC HEARING SCHEDULED: 11/10/98 ~~11:30~~ 11:50  
BILL POSTED: \_\_\_\_\_  
VOTE: 3 YEA — NAY  
DATE: 11/17/98  
Effective Date: January 1, 1999

A Text Amendment Proposal  
*for consideration by*  
The County Commissioners of Queen Anne's County  
*amending*  
Title 18, Land Use and Development  
Subtitle 1, Zoning and Subdivision Regulations  
Part 9, Administration, Enforcement and Special Procedures  
Subpart 5, Subdivisions

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To allow administrative approval of minor subdivisions  
with private roads

**Strike and Delete Format**

**Please note:**

~~Strikeout~~ indicates language to be removed.

**Highlight** indicates language to be added.

Plain text indicates language to remain the same.

**Title 18, Land Use and Development  
Part IX. Administration, Enforcement and Special Procedures  
Subpart 5. Subdivisions**

**Page 598**

**18-1-233. Delegation of power of approval.**

(a) *Authorization.*

(1) The Planning Commission may authorize the Planning Director, the Deputy Planning Director, the Zoning Administrator, or an equivalent administrative official to approve an administrative subdivision or a minor subdivision.

(2) Notwithstanding paragraph (1) of this subsection, only the Planning Commission may approve a subdivision that:

(I) contains more than five lots; or

(ii) involves ~~the creation of a private road or the opening~~ **creation or extension** of a public road.

(b) *Effect.*

(1) An administrative official to whom authority is granted in accordance with this section may approve and sign a final plat and shall have those powers conferred upon the Planning Commission by this subpart that are necessary to exercise that authority.

(2) With respect to any subdivision that may be approved by an administrative official, the words "Planning Commission" in other sections of this subpart shall be construed to mean that administrative official.

*Drafter's Note: This section is derived from the 1994 Queen Anne's County Zoning Ordinance and Subdivision Regulations, Art. IX, § 9420.*

*The only changes are stylistic.*

*Defined terms: See §§ 2-101, 18-1-001, and 18-1-228*

**Final Draft Format**

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