

HOUSE BILL 825

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2004 Regular Session
4r2341
CF SB 202

By: **Delegates Costa, Boschert, Cadden, V. Clagett, Dwyer, Frush, Gilleland, Leopold, Love, McConkey, McMillan, Menes, Moe, and Sophocleus**
Introduced and read first time: February 9, 2004
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 16, 2004

CHAPTER 103

1 AN ACT concerning

2 **Anne Arundel County - Right to Farm**

3 FOR the purpose of authorizing the County Council of Anne Arundel County to adopt
4 an ordinance, resolution, or regulation or take other action that the County
5 Council considers necessary to protect a person's right to farm or engage in
6 agricultural or forestry operations; requiring the County Council to hold a public
7 hearing and provide reasonable notice of the hearing before adopting a certain
8 ordinance, resolution, or regulation or taking other action under certain
9 circumstances; and generally relating to the authority of the County Council of
10 Anne Arundel County to protect a person's right to farm.

11 BY adding to
12 Article ~~25 - County Commissioners~~ 24 - Political Subdivisions - Miscellaneous
13 Provisions
14 Section ~~237~~ 18-101 to be under the new title "Title 18. Right to Farm"
15 Annotated Code of Maryland
16 (2001 Replacement Volume and 2003 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

~~Article 25 - County Commissioners~~ 24 - Political Subdivisions -
Miscellaneous Provisions

TITLE 18. RIGHT TO FARM.

4 ~~237.~~ 18-101.

5 (A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE COUNTY COUNCIL OF
6 ANNE ARUNDEL COUNTY MAY ADOPT AN ORDINANCE, RESOLUTION, OR
7 REGULATION OR TAKE ANY OTHER ACTION THAT THE COUNTY COUNCIL CONSIDERS
8 NECESSARY TO PROTECT A PERSON'S RIGHT TO FARM OR ENGAGE IN AGRICULTURAL
9 OR FORESTRY OPERATIONS.

10 (B) BEFORE ADOPTING AN ORDINANCE, RESOLUTION, OR REGULATION OR
11 TAKING OTHER ACTION UNDER SUBSECTION (A) OF THIS SECTION, THE COUNTY
12 COUNCIL SHALL HOLD A PUBLIC HEARING AND PROVIDE REASONABLE NOTICE OF
13 THE HEARING.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2004.