

HOUSE BILL 213

L6, L1, L3

4lr0806

By: **Delegates McDermott, Afzali, Arentz, Aumann, Boteler, Cluster, Eckardt, Elliott, Frank, Haddaway–Riccio, Hough, Jacobs, K. Kelly, Krebs, McComas, Otto, Parrott, Smigiel, and Stocksdale**

Introduced and read first time: January 16, 2014

Assigned to: Environmental Matters

A BILL ENTITLED

AN ACT concerning

Local Government – Permit Review and Explanation of Denial

FOR the purpose of requiring that, if a municipality requires a certain permit, within a certain time period a certain municipal official shall examine the application for compliance with certain requirements, approve or deny the application, and, if denying the application, provide a written explanation that includes certain information; requiring that, if a county requires a certain permit, within a certain time period a certain county official shall examine the application for compliance with certain requirements, approve or deny the application, and, if denying the application, provide a written explanation that includes certain information; and generally relating to the processing of certain permit applications by local governments.

BY adding to

Article – Local Government
Section 5–107 and 13–901.1
Annotated Code of Maryland
(2013 Volume)

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

Article – Local Government

5–107.

IF A MUNICIPALITY REQUIRES A PERMIT FOR THE CONSTRUCTION, ALTERATION, REPAIR, INSTALLATION, OR DEMOLITION OF A BUILDING OR

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



STRUCTURE OR A RELATED ELECTRICAL, GAS, MECHANICAL, OR PLUMBING SYSTEM, WITHIN A REASONABLE TIME AFTER A PERMIT APPLICATION IS FILED, AN APPROPRIATE MUNICIPAL OFFICIAL SHALL:

(1) DETERMINE WHETHER THE APPLICATION COMPLIES WITH ALL APPLICABLE STATE AND LOCAL LAWS AND REGULATIONS, INCLUDING BUILDING CODES;

(2) APPROVE OR DENY THE APPLICATION; AND

(3) IF DENYING THE APPLICATION, PROVIDE A WRITTEN EXPLANATION THAT INCLUDES A CITATION TO A SPECIFIC SECTION OF LAW OR REGULATION WITH WHICH THE APPLICATION IS NOT IN COMPLIANCE.

13-901.1.

IF A COUNTY REQUIRES A PERMIT FOR THE CONSTRUCTION, ALTERATION, REPAIR, INSTALLATION, OR DEMOLITION OF A BUILDING OR STRUCTURE OR A RELATED ELECTRICAL, GAS, MECHANICAL, OR PLUMBING SYSTEM, WITHIN A REASONABLE TIME AFTER A PERMIT APPLICATION IS FILED, AN APPROPRIATE COUNTY OFFICIAL SHALL:

(1) DETERMINE WHETHER THE APPLICATION COMPLIES WITH ALL APPLICABLE STATE AND LOCAL LAWS AND REGULATIONS, INCLUDING BUILDING CODES;

(2) APPROVE OR DENY THE APPLICATION; AND

(3) IF DENYING THE APPLICATION, PROVIDE A WRITTEN EXPLANATION THAT INCLUDES A CITATION TO A SPECIFIC SECTION OF LAW OR REGULATION WITH WHICH THE APPLICATION IS NOT IN COMPLIANCE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.