

HOUSE BILL 491

L5

1lr0811

By: **Montgomery County Delegation and Prince George's County Delegation**
Introduced and read first time: January 15, 2021
Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland–National Capital Park and Planning Commission – Prince George's**
3 **County – Concrete Batching Plants – Setback Requirement**

4 **MC/PG 106–21**

5 FOR the purpose of requiring that certain concrete batching plants in Prince George's
6 County comply with a certain setback requirement; defining certain terms; and
7 generally relating to concrete batching plants in Prince George's County.

8 BY repealing and reenacting, without amendments,

9 Article – Land Use

10 Section 25–101

11 Annotated Code of Maryland

12 (2012 Volume and 2020 Supplement)

13 BY adding to

14 Article – Land Use

15 Section 25–214

16 Annotated Code of Maryland

17 (2012 Volume and 2020 Supplement)

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

20 **Article – Land Use**

21 25–101.

22 This title applies only in Prince George's County.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **25-214.**

2 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
3 INDICATED.

4 (2) (I) "CONCRETE BATCHING PLANT" MEANS A FACILITY USED TO
5 PRODUCE CONCRETE BY MIXING AGGREGATE WITH CEMENT.

6 (II) "CONCRETE BATCHING PLANT" INCLUDES STRUCTURES
7 USED TO STOCKPILE BULK MATERIALS REQUIRED FOR THE PROCESS OR TO STORE
8 EQUIPMENT REQUIRED FOR USE IN THE PRODUCTION OF CONCRETE.

9 (3) "SETBACK DISTANCE" MEANS THE DISTANCE MEASURED FROM
10 THE CONCRETE BATCHING PLANT, INCLUDING ANY LOCATION ON THE PROPERTY
11 THAT IS USED FOR THE PRODUCTION OF CONCRETE, TO ANY RESIDENTIAL BUILDING
12 IN ALL DIRECTIONS.

13 (B) EACH CONCRETE BATCHING PLANT APPROVED FOR CONSTRUCTION ON
14 OR AFTER OCTOBER 1, 2021, SHALL COMPLY WITH A MINIMUM SETBACK DISTANCE
15 EQUAL TO NOT LESS THAN 1,000 FEET.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2021.