
By: St. Mary's County Delegation

Introduced and read first time: January 31, 1997

Assigned to: Commerce and Government Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 12, 1997

CHAPTER ____

1 AN ACT concerning

2 **Zoning and Planning - Subdivision Plat and Site Plan Approval - Delegation**

3 FOR the purpose of authorizing a planning commission to delegate to certain persons the
4 approval of certain subdivision plats and site plans in accordance with certain
5 criteria adopted by ordinance under certain circumstances; making stylistic changes;
6 and generally relating to subdivision and site plan approval.

7 BY repealing and reenacting, with amendments,
8 Article 66B - Zoning and Planning
9 Section 5.02
10 Annotated Code of Maryland
11 (1995 Replacement Volume and 1996 Supplement)

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

14 **Article 66B - Zoning and Planning**

15 5.02.

16 (A) [Whenever] IF a local legislative body [shall have] HAS adopted the
17 transportation element of the plan of the territory within its subdivision jurisdiction or
18 part [thereof] OF THE TERRITORY, and [shall have] HAS filed a certified copy of
19 [such] THAT plan in the office of clerk of the circuit court of the county in which [such]
20 THE territory or part is [located]:

21 (1) A] LOCATED, A plat of a subdivision of land within [such] THE
22 territory or part may not be filed or recorded until it [shall have] HAS been approved by
23 the planning commission and [such] THE approval entered in writing on the plat by the
24 chairman or secretary of the [commission; and] COMMISSION.

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1 (B) [(2) If a plat of a subdivision of land within the territory or part contains 5 or
2 less lots, sites, or other divisions of land, the] THE planning commission may authorize
3 [the chairman of the planning commission,] the zoning administrator[,] or an
4 equivalent administrative official to approve [the plat of the] subdivision PLATS AND
5 SITE PLANS UNDER SUBSECTION (A) OF THIS SECTION IN ACCORDANCE WITH
6 NONDISCRETIONARY CRITERIA ADOPTED AND SPECIFIED BY ORDINANCE. The
7 approval shall be entered in writing on the plat.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 1997.