
By: **The Speaker (Administration) and Delegates McIntosh and Shriver**
Introduced and read first time: January 28, 2000
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Smart Codes - Models and Guidelines - Infill Development and Smart**
3 **Neighborhoods**

4 FOR the purpose of requiring the Maryland Office of Planning to draft certain model
5 land-use codes and guidelines for infill development and smart neighborhood
6 development; requiring the Office to circulate certain model land-use codes and
7 guidelines to other State agencies and departments and to work with local
8 governments, State agencies, and departments to develop incentives to
9 encourage the adoption and implementation of certain land-use model codes
10 and guidelines by local governments; defining certain terms; and generally
11 relating to certain land-use model codes and guidelines.

12 BY repealing and reenacting, with amendments,
13 Article - State Finance and Procurement
14 Section 5-7B-09
15 Annotated Code of Maryland
16 (1995 Replacement Volume and 1999 Supplement)

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

19 **Article - State Finance and Procurement**

20 5-7B-09.

21 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
22 INDICATED.

23 (2) "INFILL DEVELOPMENT" MEANS NEW DEVELOPMENT IN A PRIORITY
24 FUNDING AREA ON VACANT, BYPASSED, AND UNDERUTILIZED LANDS WITHIN
25 EXISTING DEVELOPED AREAS.

26 (3) "SMART NEIGHBORHOOD DEVELOPMENT" MEANS A
27 COMPREHENSIVELY PLANNED, COMPACT MIXED USE DEVELOPMENT WITHIN A

1 PRIORITY FUNDING AREA THAT INTEGRATES RESIDENTIAL, COMMERCIAL, OPEN
2 SPACE, AND PUBLIC USES.

3 [(a)] (B) The Office of Planning shall:

4 (1) establish a process for the review of projects by the appropriate State
5 agencies and the Office of Planning for compliance with this subtitle;

6 (2) provide to each State agency and unit of State government the
7 location of priority funding areas; and

8 (3) make available to each county, and to the public for review, copies of
9 maps illustrating:

10 (i) priority funding areas certified by the local governments; and

11 (ii) any comments by the Office of Planning on the areas certified.

12 [(b)] (C) By October 1, 1998, the Office of Planning shall complete surveys of
13 municipal, county, and State governments for infrastructure needs and shall
14 maintain a list of needed projects that includes information relating to the financial
15 capacity of the affected unit of government to undertake such projects.

16 [(c)] (D) A copy of this list of projects shall be made available upon request to
17 members of the General Assembly, local government officials, and the general public.

18 (E) THE OFFICE OF PLANNING SHALL:

19 (1) DRAFT MODEL LAND-USE CODES FOR INFILL DEVELOPMENT AND
20 SMART NEIGHBORHOOD DEVELOPMENT;

21 (2) DRAFT GUIDELINES TO PROVIDE LOCAL GOVERNMENTS WITH
22 INFORMATION ON INNOVATIVE PLANNING AND IMPLEMENTATION TECHNIQUES TO
23 ENCOURAGE AND FACILITATE INFILL DEVELOPMENT AND SMART NEIGHBORHOOD
24 DEVELOPMENT;

25 (3) CIRCULATE THE MODELS AND GUIDELINES TO OTHER STATE
26 AGENCIES AND DEPARTMENTS; AND

27 (4) WORK WITH LOCAL GOVERNMENTS, STATE AGENCIES, AND
28 DEPARTMENTS TO DEVELOP INCENTIVES TO ENCOURAGE THE VOLUNTARY
29 ADOPTION AND IMPLEMENTATION OF THESE MODELS AND GUIDELINES BY LOCAL
30 GOVERNMENTS.

31 [(d)] (F) Each State agency subject to this subtitle shall report annually to the
32 Office of Planning on the implementation of this subtitle in a form approved by the
33 Office of Planning.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
35 effect July 1, 2000.