

(PRE-FILED)

By: **Chairman, Environmental Matters Committee (By Request -
Departmental - Agriculture)**

Requested: November 15, 2004

Introduced and read first time: January 12, 2005

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Agricultural Land Preservation Foundation - Local Land Use**

3 FOR the purpose of requiring the approval of the Maryland Agricultural Land
4 Preservation Foundation before a county may approve certain activities or uses
5 on certain land under local land use regulations.

6 BY adding to
7 Article - Agriculture
8 Section 2-513.1
9 Annotated Code of Maryland
10 (1999 Replacement Volume and 2004 Supplement)

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

13 **Article - Agriculture**

14 2-513.1.

15 (A) WITHOUT FOUNDATION APPROVAL, A COUNTY MAY NOT ISSUE ANY
16 APPROVAL UNDER LOCAL LAND USE REGULATIONS FOR:

- 17 (1) A SUBDIVISION PLAT OR PLAN;
- 18 (2) A BUILDING PERMIT;
- 19 (3) A CONDITIONAL USE OR SPECIAL EXCEPTION; OR
- 20 (4) ANY OTHER USE OR ACTIVITY.

21 (B) THIS SECTION APPLIES ONLY TO LAND SUBJECT TO A DISTRICT
22 AGREEMENT OR AGRICULTURAL LAND PRESERVATION EASEMENT CREATED UNDER
23 THIS SUBTITLE.

1 (C) ANY COUNTY APPROVAL ISSUED IN VIOLATION OF THIS SECTION IS VOID.

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
3 October 1, 2005.