

# HOUSE BILL 256

L6

(3lr1262)

## ENROLLED BILL

— *Environmental Matters/Education, Health, and Environmental Affairs* —

Introduced by ~~Delegate Clagett~~ Frederick County Delegation

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 ~~Land Use~~ Frederick County – Development Rights and Responsibilities  
3 Agreements – Direct Judicial Review

4 FOR the purpose of prohibiting, in Frederick County, a person aggrieved by a  
5 development rights and responsibilities agreement from filing an administrative  
6 appeal; authorizing, in Frederick County, a person aggrieved by a development  
7 rights and responsibilities agreement to seek direct judicial review by the circuit  
8 court by filing a request with the circuit court of the county; requiring that the  
9 judicial review be in accordance with the Maryland Rules; ~~providing for a~~  
10 ~~delayed effective date;~~ and generally relating to development rights and  
11 responsibilities agreements in Frederick County.

12 BY adding to  
13 Article – Land Use  
14 Section 7–307

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#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics* indicate opposite chamber/conference committee amendments.



1 Annotated Code of Maryland  
2 (2012 Volume)

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

5 **Article – Land Use**

6 **7–307.**

7 **(A) ~~A~~ IN FREDERICK COUNTY, A PERSON AGGRIEVED BY AN**  
8 **AGREEMENT EXECUTED UNDER THIS SUBTITLE:**

9 **(1) MAY NOT FILE AN ADMINISTRATIVE APPEAL; AND**

10 **(2) MAY SEEK DIRECT JUDICIAL REVIEW OF THE AGREEMENT IN**  
11 **CIRCUIT COURT BY FILING A REQUEST WITH THE CIRCUIT COURT OF THE**  
12 **COUNTY.**

13 **(B) THE JUDICIAL REVIEW SHALL BE IN ACCORDANCE WITH TITLE 7,**  
14 **CHAPTER 200 OF THE MARYLAND RULES.**

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 ~~October 1, 2013~~ ~~January 1, 2015~~ October 1, 2013.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.