

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2023, Legislative Day No. 20

Bill No. 85-23

Councilmembers, Patoka & Marks

By the County Council, November 6, 2023

A BILL
ENTITLED

AN ACT concerning

Development – Public Hearing on a Variance, Special Hearing, or Special Exception –
Posting Notice of Hearing

FOR the purpose of requiring that certain signs posted on a property regarding certain development hearings be double-sided and placed within view of and perpendicular to a public road where possible; making certain technical corrections regarding numbers; and generally relating to posting notice of on a property.

BY repealing and re-enacting, without amendments

Section 32-3-302(a)
Article 32 – Planning, Zoning, and Subdivision Control
Title 3 – Zoning
Subtitle 3 – Variances
Baltimore County Code, 2015

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter stricken from existing law.
~~Strike out~~ indicates matter stricken from bill.
Underlining indicates amendments to bill.

BY repealing and re-enacting, with amendments

Section 32-3-302(b)(1)(i)
Article 32 – Planning, Zoning, and Subdivision Control
Title 3 – Zoning
Subtitle 3 – Variances
Baltimore County Code, 2015

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that the Laws of Baltimore County read as follows:

3
4 ARTICLE 32 – PLANNING, ZONING, AND SUBDIVISION CONTROL
5 Title 3 – Zoning
6 Subtitle 3 – Variances
7

8 § 32-3-302. Same – Hearing Required; Notice.

9 (a) Except as provided in § 32-3-303 of this subtitle, the Department of Permits,
10 Approvals, and Inspections shall schedule a public hearing on a petition for a variance, special
11 hearing, or special exception for a date not less than 30 days and not more than 120 days after the
12 petition is accepted for filing.

13 (b) (1) The Department of Permits, Approvals and Inspections shall ensure that
14 notice of the time and place of the hearing relating to the property under petition be provided:

15 (i) By requiring the petitioner at petitioner’s expense to conspicuously
16 post [two (2)] 2 signs of the notice on the property for a period of at least 20 days before the date
17 of the hearing, and to provide a certificate of posting to the Department of Permits, Approvals,
18 and Inspections on the date of the posting and a second certification of posting within [five] 5

1 days of the hearing. THE SIGNS SHALL BE DOUBLE-SIDED AND BE THE SAME ON
2 EACH SIDE. The signs shall measure at least 24 inches by 36 inches in size and be placed
3 within view of AND PERPENDICULAR TO a public road where possible;

4
5 SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by
6 the affirmative vote of five members of the County Council, shall take effect 14 days from the
7 date of enactment and shall apply prospectively to any petition for a variance, special hearing, or
8 special exception filed on or after January 1, 2024.



LEGISLATION DETAIL

LEGISLATION _____

DISPOSITION _____

ENACTED _____

EFFECTIVE _____

AMENDMENTS _____

ROLL CALL - LEGISLATION

| MOTION | | SECOND |
|--------------------------|--------------------------|---------------------|
| AYE | NAY | |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Young |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Patoka |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Kach |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Jones |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Marks |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Ertel |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Crandell |

ROLL CALL - AMENDMENTS

| MOTION | | SECOND |
|--------------------------|--------------------------|---------------------|
| AYE | NAY | |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Young |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Patoka |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Kach |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Jones |
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| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Crandell |

ROLL CALL - AMENDMENTS

| MOTION | | SECOND |
|--------------------------|--------------------------|---------------------|
| AYE | NAY | |
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ROLL CALL - AMENDMENTS

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|--------------------------|--------------------------|---------------------|
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| <input type="checkbox"/> | <input type="checkbox"/> | Councilman Crandell |