

ORDINANCE NO. 2012-10

AN ORDINANCE ADOPTING AMENDMENTS TO THE CODE OF PUBLIC LOCAL LAWS AND ORDINANCES OF CARROLL COUNTY, MARYLAND

WHEREAS, The Board of Commissioners of Carroll County, Maryland, has enacted and codified the "Code of Public Local Laws and Ordinances of Carroll County, Maryland";

WHEREAS, the Board is charged under State law with the duty and responsibility for the comprehensive, coordinated, orderly growth, development and use of land and structures through implementation of planning, zoning and subdivision controls, plans, policies and programs to promote the health, safety, morals and general welfare of the inhabitants of the County and accordingly deems the subject amendment necessary to accomplish these duties and responsibilities; and

NOW, THEREFORE, BE IT ENACTED by the Board of County Commissioners of Carroll County, Maryland:

ARTICLE I. AMENDMENTS.

Section 1. Code of Public Local Laws and Ordinances of Carroll County, Chapter 103, Development and Subdivision of Land, Article II, § 103-5, the definition of "Septic Minor Subdivision" is added as follows:

§ 103-5. Definitions.

SEPTIC MINOR SUBDIVISION – A septic minor subdivision will be defined as up to 7 new lots for purposes of the applicability of Health Department approval of on-site disposal systems. All development proposals will be required to comply with all other processing and Code provisions applicable to minor subdivisions.

Section 2. Code of Public Local Laws and Ordinances of Carroll County, Chapter 103, Development and Subdivision of Land, Article III, § 103-9T is added as follows:

§ 103-9. Requirements for subdivision.

T. A septic minor subdivision will be defined as up to 7 new lots for purposes of Health Department approval of on-site disposal systems. The preliminary plan will indicate the number of lots that have been created from the parcel since October 1, 2012. All development proposals will be required to comply with all other processing and Code provisions applicable to minor subdivisions.

ARTICLE II. APPLICABILITY.

This Ordinance and the changes herein shall be applicable to any preliminary subdivision plan, or amendment thereto, that is submitted to the Carroll County Bureau of Development Review after October 1, 2012.

ARTICLE III. SEVERABILITY.

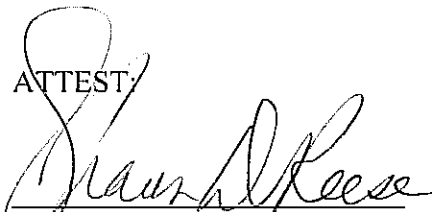
Should any provision, section, paragraph or subparagraph of this Ordinance, including any code or text adopted hereby, be declared null and void, illegal, unconstitutional, or otherwise determined to be unenforceable by a court having jurisdiction; the same shall not effect the validity, legality, or enforceability of any other provision, section, paragraph or subparagraph hereof, including any code or text adopted hereby. Each such provision, section, paragraph or subparagraph is expressly declared to be and is deemed severable.

ARTICLE IV. EFFECTIVE DATE.

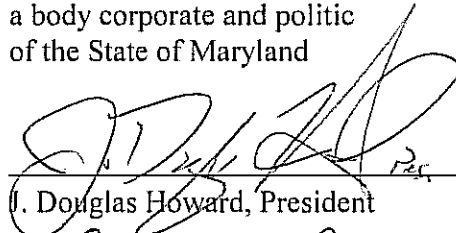
This Ordinance shall become effective on December 31, 2012.


ADOPTED this 20th day of December, 2012.

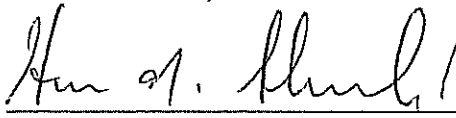
ATTEST:


Shawn D. Reese, County Clerk

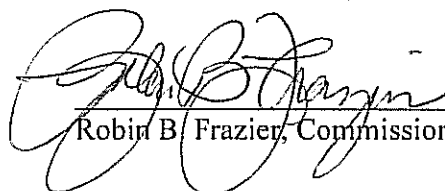
THE COUNTY COMMISSIONERS OF
CARROLL COUNTY, MARYLAND,
a body corporate and politic
of the State of Maryland


I. Douglas Howard, President (SEAL)


David H. Roush, Vice-President (SEAL)


Haven N. Shoemaker, Jr., Secretary (SEAL)


Richard S. Rothschild, Commissioner (SEAL)


Robin B. Frazier, Commissioner (SEAL)

Approved for legal sufficiency:



Timothy C. Burke, County Attorney

Notice of Public Hearing published: 11/15/12 and 11/23/12
Public Hearing held: 11/29/12
Public Meeting to adopt Ordinance: 12/20/12
Notice of Adoption of Ordinance published: 12/31/12
Ordinance filed with Clerk of Court: 01/02/13

I hereby certify that the actions described above took place on the dates referred to above and that this Ordinance is effective as of the 31st of December, 2012.



Timothy C. Burke, County Attorney

12230-0234\TCB\lh\ATTORNEY\ORDINANCES(Hearings)\CH103\SB236\Ordinance.doc/12/10/12

AFTER RECORDING, RETURN TO: County Attorney, 225 North Center Street, Westminster, MD