

Mayor and Town Council of Mountain Lake Park
Zoning Ordinance Amendment No. 2015-02 for Community Center Use

TOWN OF MOUNTAIN LAKE PARK

ORDINANCE NO. 2015-02

ZONING ORDINANCE AMENDMENT FOR INSTITUTION, RECREATIONAL AND EDUCATIONAL USES

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF MOUNTAIN LAKE PARK AMENDING THE ZONING ORDINANCE TO RESCIND THE CURRENT INSTITUTION, RECREATIONAL AND EDUCATION USE PROVISIONS AND ADOPT NEW PROVISIONS IN THEIR STEAD.

WHEREAS, the Mayor and Town Council of Mountain Lake Park is authorized by the Maryland Local Government Annotated Code Title 5, Subtitle 2, or its successor, and by the Mountain Lake Park Town Charter to enact ordinances to protect the health, safety and welfare of residents of and visitors to Mountain Lake Park, and

WHEREAS, on December 5, 2013, the Mayor and Town Council of Mountain Lake Park adopted a zoning ordinance regulating institution, recreational and educational uses, and

WHEREAS, the Town finds that the current provisions of Section 405, Paragraph 20, of said ordinance do not permit institution, recreational and educational uses in suburban residential (SR) zone, and

WHEREAS Section 405, Paragraph of the December 5, 2013 Zoning Ordinance states:

405 Table of Use Regulations

<u>INSTITUTION, RECREATIONAL AND EDUCATIONAL USE</u>	<u>PD</u>	<u>TR</u>	<u>SR</u>	<u>C</u>	<u>AR</u>	<u>R</u>	<u>SW</u>
(20) Community center, adult education center, religious camp meetings or other similar facility operated by an educational, philanthropic or religious institution, provided no outdoor active recreation shall be located nearer to any lot line than the required yard depth.	N	N	N	SE	N	P	N

BE IT ORDAINED AND RESOLVED, Section 405, Paragraph 20 of the Zoning Ordinance is rescinded. and replaced by the following:

405 Table of Use Regulations

<u>INSTITUTION, RECREATIONAL AND EDUCATIONAL USE</u>	<u>PD</u>	<u>TR</u>	<u>SR</u>	<u>C</u>	<u>AR</u>	<u>R</u>	<u>SW</u>
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BE IT FURTHER RESOLVED, this ordinance amendment shall be duly advertised in accordance with the Policy for the Adoption of Ordinances by the Mayor and Town Council of Mountain Lake Park. A public hearing on this zoning ordinance amendment shall be held on the 5th day of February 2015, at 6:00 P. M. at the Town Hall located at 1007 Allegany Drive, Mountain Lake Park, Maryland 21550.

INTRODUCED this 8th day of January, 2015.

SECOND READING AND ADOPTION this 5th day of February, 2015.

AND BE IT FURTHER ORDAINED AND RESOLVED, this Ordinance shall be effective February 15, 2015.

THIS ORDINANCE AMENDMENT IS SUBJECT TO REFERENDUM AS OUTLINED IN THE MARYLAND LOCAL GOVERNMENT ANNOTATED CODE TITLE 4, SUBTITLE 3, OR ITS SUCCESSOR.

ATTEST:

Lenora Fischetti
Clerk Treasurer

Gayle Caldwell
Councilmember

Patrick J. Harmon
Councilmember

Linda H. Pike
Councilmember

Brett L. Mantz
Mayor

Donald W. Sincell
Councilmember

TOWN OF MOUNTAIN LAKE PARK ZONING ORDINANCE CHECKLIST

1. 12/30/14 Review and recommendation by Mountain Lake Park's Planning Commission.
2. 1/8/15 Introduce proposed ordinance to governing body. (Constitutes first reading.)
3. 1/15, 1/22, 1/29 Publish public hearing date and time and a fair summary of proposed ordinance once each week for at least two successive weeks, with the first such publication of notice appearing at least 14 days prior to the hearing.
4. 2/5/15 Conduct public hearing, and second reading. (The date of the public hearing must be set at least 6 days, but not more than 60 days, after introduction.)
5. 2/5/15 Adoption of Ordinance.
6. 2/5/15 Zoning Ordinance, amendment, supplement, change, modification, or repeal shall not become effective until 10 days after a public hearing.
7. 3/17/15 Wait 40 days from adoption to allow time for petition to ordinance referendum.
8. 3/18/15 If no petition is received, promptly register the ordinance with the County Clerk of Courts.

FILED 08 MAR 24 10

TOWN OF MOUNTAIN LAKE PARK
ZONING ORDINANCE CHECKLIST

Filed and recorded March 18, 2015,
in O & R Record, Liber T.W.M., No. 8,
folio 238, one of the Records in the
Office of the Clerk of the Circuit Court
for Garrett County, Maryland, and compared
by:

Timothy W. Miller

, Clerk

1	Review all proposed zoning ordinances for consistency with the Comprehensive Zoning Ordinance.	10/30/14
2	Introduce proposed ordinance to Planning Board (Committee first reading).	1/8/15
3	Publish public hearing date and time with a full summary of proposed ordinance once each week for at least two consecutive weeks with the first such publication of notice appearing at least 14 days prior to the hearing.	1/12/15, 1/19/15
4	Conduct public hearing, and second reading. (The date of the public hearing must be set at least 60 days, but not more than 90 days, after introduction.)	2/2/15
5	Adoption of Ordinance.	2/2/15
6	Zoning Ordinance, amendment, supplement, change, modification, or repeal shall not become effective until 18 days after a public hearing.	2/2/15
7	With 45 days from adoption to allow time for petition to ordinance referendum.	2/17/15
8	If no petition is received, promptly register the ordinance with the County Clerk of Court.	2/18/15