

Bill No. 34-07
Concerning: Planning Procedures –
Greenhouse Gas Emissions
Revised: 4/22/2008 Draft No. 12
Introduced: November 20, 2007
Enacted: April 22, 2008
Executive: May 5, 2008
Effective: August 4, 2008
Sunset Date: None
Ch. 11, Laws of Mont. Co. 2008

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Councilmembers Berliner and Ervin, Council President Praisner, and Councilmembers
Andrews, Elrich, Floreen, Trachtenberg, and Leventhal

AN ACT to:

- (1) require the Montgomery County Planning Board, when preparing certain plans, to assess a plan's potential impact on greenhouse gas emissions in the County, consider ways to reduce vehicle miles traveled in the County, and consider options that would minimize those emissions; and
- (2) generally amend the law relating to planning procedures.

By amending

Montgomery County Code
Chapter 33A, Planning Procedures
Article I, Master Plans
Section 33A-2

Chapter 33A, Planning Procedures
Article II, Growth Policies

By adding

Montgomery County Code
Chapter 33A, Planning Procedures
Article 2, Components of the Plan
Section ~~[[33A-4A]]~~ 33A-14

Boldface

Underlining

~~[[Single boldface brackets]]~~

Double underlining

~~[[Double boldface brackets]]~~

* * *

Heading or defined term.

Added to existing law by original bill.

Deleted from existing law by original bill.

Added by amendment.

Deleted from existing law or the bill by amendment.

Existing law unaffected by bill.

The County Council for Montgomery County, Maryland approves the following Act:

1 Sec. 1. [[Section 33A-2 is amended and Section 33A-4A is added]] **The**
 2 **title of Article 1 is amended, Article 2 is renamed Article 3, a new Article 2 is**
 3 **added, and Sections 33A-2 and 33A-14 are amended as follows:**

4 Article [[I]] 1. Master Plans

5 **33A-2. Definitions.**

6 [For the purpose of this chapter] In this Chapter, the following words [and
 7 phrases shall] have the meanings [respectively ascribed to them by this section]
 8 indicated:

9 “Article 66B” means Article 66B of the Maryland Code.

10 [(a) Commission: The] “Commission” means the Maryland-National Capital
 11 Park and Planning Commission.

12 [(b) District council: The county council for Montgomery County] “District
 13 Council” means the County Council sitting as the [district council]
 14 District Council for that portion of the Maryland-Washington Regional
 15 District [within] in Montgomery County.

16 “Greenhouse gas” includes carbon dioxide, methane, nitrous oxide,
 17 hydrofluorocarbons, perfluorocarbons, and sulfur hexafluoride, and any
 18 other gas or substance the Director of the Department of Environmental
 19 Protection finds to be a significant contributor to global warming.

20 [(c) Plan.] “Plan” means the General [plan] Plan, an area master plan, a
 21 sector plan, [master plan] the Master Plan of [highways] Highways, a
 22 functional plan, and any amendments [thereto] to those plans, as [further
 23 set forth] described in the Regional District Act.

24 “Planning Board” means the Montgomery County Planning Board.

25 [(d) Regional district act:] “Regional District Act” means Chapter 780 of the
 26 [1959] Laws of Maryland for 1959, as amended and codified in Article
 27 28 of the Maryland Code.

* * *

Article 2. Components of the Plan

[[33A-4A. Preparation of the Plan.]]

33A-14. [[Reserved]] Greenhouse Gas Emissions.

[[In addition to]] As part of the factors and conditions outlined in [[§7-101]] §7-108 of the Regional District Act and §1.01 and §1.03 of Article 66B, in preparing the Plan, the Planning Board must:

- (a) [[Assess]] assess the Plan's potential impact on greenhouse gas emissions in the County, including a carbon footprint analysis; [[and]]
- (b) consider ways to reduce vehicle miles traveled in the County; and
- (c) [[Consider]] consider options that would minimize [[those]] greenhouse gas emissions.

* * *

Article [[II]] 3. Growth Policies

* * *

Approved:

Michael J. Knapp 25 Apr 08
 Michael J. Knapp, President, County Council Date

Approved:

Isiah Leggett May 7, 2008
 Isiah Leggett, County Executive Date

This is a correct copy of Council action.

Linda M. Lauer May 6, 2008
 Linda M. Lauer, Clerk of the Council Date