

[[Expedited]] Bill No. 15-07
Concerning: Forest Conservation -
Religious Institutions
Revised: 7-27-07 Draft No. 2
Introduced: June 26, 2007
Enacted: July 31, 2007
Executive: August 8, 2007
Effective: November 8, 2007
Sunset Date: None
Ch. 10, Laws of Mont. Co. 2007

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive
and Councilmembers Leventhal and Ervin

AN [[EXPEDITED]] ACT to:

- (1) further define the application of certain forest conservation requirements to certain religious institutions; and
- (2) generally amend the law regarding forest conservation.

By amending

Montgomery County Code
Chapter 22A, Forest Conservation - Trees
Sections 22A-3 and 22A-12

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

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

1 **Sec. 1. Sections 22A-3 and 22A-12 are amended as follows:**

2 **22A-3. Definitions**

* * *

3
4 *Institutional development area* means land occupied by uses such as schools,
5 colleges and universities, military installations, transportation facilities, utility and
6 sewer projects, government offices and facilities, fire stations, golf courses,
7 recreation areas, parks, ~~[[and]]~~ cemeteries, and religious institutions. [In this
8 Chapter, *institutional development* does not include a religious institution which is a
9 permitted use in any zone and would not require a special exception.]

* * *

10
11 **22A-12. Retention, afforestation, and reforestation requirements.**

12 (a) *Table.*

<i>Forest Conservation Threshold and Required Afforestation as a Percentage of Net Tract Area</i>		
<i>Land Use Category</i> ⁽¹⁾	<i>Forest Conservation Threshold</i>	<i>Required Afforestation</i>
Agricultural and resource areas	50%	20%
Medium-density residential areas	25%	20%
Institutional development areas	20%	15%
High-density residential areas	20%	15%
Mixed-use development areas	15-20% ²	15%
Planned unit development areas	15-20% ²	15%
Commercial and industrial use areas	15%	15%

13 " A religious institution must comply with the requirements that apply to the base
14 zone in which it is located.]

15 * * *

16 [[Sec. 2. Expedited Effective Date. The Council declares that this
17 legislation is necessary for the immediate protection of the public interest. This Act
18 takes effect on the date when it becomes law.]]

19 *Approved:*

20 Marilyn J. Praisner August 1, 2007
Marilyn J. Praisner, President, County Council Date

21 *Approved:*

22 Isiah Leggett August 8, 2007
Isiah Leggett, County Executive Date

23 *This is a correct copy of Council action.*

24 Linda M. Lauer August 9, 2007
Linda M. Lauer, Clerk of the Council Date