

COUNTY COMMISSIONERS OF CAROLINE COUNTY, MARYLAND

LEGISLATIVE BILL #2023-003

INTRODUCED BY: COMMISSIONERS BREEDING, PORTER, AND BARTZ
INTRODUCED ON: OCTOBER 10, 2023
ATTEST: 
J. TRAVIS BREEDING, PRESIDENT
PUBLIC HEARING: OCTOBER 17, 2023
THIRD READING: NOVEMBER 14, 2023
ENACTED: NOVEMBER 14, 2023
EFFECTIVE: DECEMBER 30, 2023

Chapter 175 - Zoning - Setbacks

AN Act to repeal and reenact with amendments the Table of General Design Regulations in Chapter 175 Attachment 4 - Zoning, of the Code of Public Local Laws of Caroline County, Maryland;

FOR the purpose of revising the required side and rear yard setbacks for VC Village Center, VN Village Neighborhood, R-Rural, R-1 Residential, and R-2 Residential Districts.

BY repealing and replacing the requirements for rear and side yard setbacks in Chapter 175 Attachment 4, Table of General Design Regulations - Zoning, of the Code of Public Local Laws of Caroline County, Maryland.

WHEREAS, the County Commissioners of Caroline County, Maryland (the "County Commissioners") are authorized under Article XI-F of the Maryland Constitution and § 9-308 of the Local Government Article of the Annotated Code of Maryland (the "Local Government Article") to adopt public local laws in general;

WHEREAS, the County Commissioners are authorized under the Land Use Article, Title 4, of the Annotated Code of Maryland to enact and administer zoning and land use Bills; and

WHEREAS, pursuant to Section 197 B. of Chapter 175, the County Commissioners have received the positive recommendation of the Planning Commission the staff of the Caroline County Department of Planning and Codes regarding the changes to the setback requirements for rear and side yard setbacks proposed in this Bill, which will have the effect of permitting uses in the VC-Village Center, VN-Village Neighborhood, R-Rural, R-1 Residential, and R-2 Residential Districts; and

WHEREAS, this Bill may also be known by its short title “Chapter 175 - Zoning, Attachment 4 Table of General Design Regulations - Amendment to Rear and Side Yard Setbacks.

NOW, THEREFORE, be it enacted by the County Commissioners of Caroline County, Maryland that:

SECTION 1. THE TABLE OF GENERAL DESIGN REGULATIONS, ATTACHMENT 4 OF CHAPTER 175 of the Code of Public Local Laws of Caroline County, Maryland is hereby repealed.

SECTION 2. NEW TABLE OF GENERAL DESIGN REGULATIONS , ATTACHMENT 4 OF CHAPTER 175 is hereby enacted in lieu thereof, to read as shown on the attachment.

Please see attached.

SECTION 3. The Recitals to this Bill are incorporated herein and deemed a substantive part of this Bill.

SECTION 4. The provisions of this Bill are declared to be severable. If any section, subsection, sentence, clause, phrase, or portion of this Bill is for any reason held invalid or unconstitutional by any court or competent jurisdiction, the same shall be deemed separate, distinct, and independent from, and such holding shall not affect the validity of, the remaining portions of this Bill, it being the intent of the County that this Bill shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

SECTION 5. The Publishers of the Code of Public Local Laws of Caroline County, Maryland (the “Code”) in consultation with and subject to the approval of the County shall make non-substantive corrections to codification, style, capitalization, punctuation, grammar, spelling, organization, and any internal or external reference or citations to the Code that is incorrect or obsolete, with no further action required by the County Commissioners. All such corrections shall be adequately referenced and described in the editor's note following the section affected.

SECTION 6. The title of this Bill, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Bill for publication and all other purposes.

SECTION 7. This Bill shall take effect on December 30, 2023.

Enacted this 14 day of November 2023.

ATTEST:

COUNTY COMMISSIONERS OF
CAROLINE COUNTY, MARYLAND

Jennifer Reibly
Public Information Officer

J. Travis Breeding, President

Larry C. Porter, Vice-President

N. Franklin Bartz, III, Commissioner



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Attorney