**THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND**

**March 6, 2018**

**Legislative Session Day**

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 **March 6, 2018**

**CODE HOME RULE**

**BILL NO. 1-2018**

INTRODUCED BY: William W. Pickrum, President of the Board of County Commissioners for Kent County, Maryland.

**AN ACT to amend Article V, Sections 7.3, 8.3, and 11.3 and Article VII, Sections 6 (38.5) and 7 (53.5) to include special exception provisions in the Village, Intense Village, and Commercial Districts and Special Exception section of the *Kent County Land Use Ordinance* for the purpose of adding language which will allow provisions to permit a school bus parking lot as a special exception use and to establish review standards therein.**

**the act includes amendments Article V, Sections 10 and 11 to include accessory use provisions in the Commercial and Crossroads Commercial Districts of the *Kent County Land Use Ordinance* for the purpose of adding language which will allow provisions to permit the parking of school buses as an accessory use.**

THE COUNTY COMMISSIONERS OF KENT COUNTY

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 William W. Pickrum, President

INTRODUCED, read first time, March 06, 2018, ordered posted and public hearing scheduled on March 27, 2018, at 6:00 p.m. in the County Commissioners Hearing Room, R. Clayton Mitchell, Jr., Kent County Government Center, 400 High Street, Chestertown, Maryland.

 By Order of:

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 Sondra M. Blackiston, Clerk

**PUBLIC HEARING**

HAVING been posted and notice of time and place of hearing and copies having been made availableto the public and the press, a public hearing was held on March 27, 2018. Reported favorably [with] [without] amendments; read third time and ordered to be considered on April 03, 2018, a legislative session day.

**NOW THEREFORE BE IT ENACTED BY THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND that** the *Kent County Land Use Ordinance* is hereby amended as follows:

District Regulations, Special Exceptions

Village, Intense Village, and Commercial: Article V, Sections 7.3, 8.3, and 11.3 respectively (adding 12.75, 16.5, and 6.5)

**12.75 School bus parking lot**

**16.5 School bus parking lot**

**6.5 School bus parking lot**

Accessory Uses and Structures

Commercial and Crossroads Commercial Districts, Article V, Sections 10 and 11 respectively (adding 10.4 and 11.4)

**10.4 School buses, limited to three, parked in the rear or side yard provided the buses are owned or operated by the property owner, have current licenses, and are operable**

**11.4 School buses, limited to three, parked in the rear or side yard provided the buses are owned or operated by the property owner, have current licenses, and are operable**

Special Exceptions, Procedures: Article VII, Section 6 (adding 38.5 and 53.5)

**38.5 School bus parking lot**

Special Exceptions: Article VII, Section 7

**53.5 School bus parking lot in V, IV, and C provided:**

1. **No part of the school bus parking facility shall be in the *100-year floodplain*.**
2. **Areas for school bus parking, fueling, or repair are a minimum of 100 feet from any residence.**
3. **Areas for school bus parking are 100 feet from *wetlands*.**
4. **Areas for school bus repair are enclosed in a *building*. OUTDOOR REPAIR OR STORAGE OF MATERIALS OR PRODUCTS IS PROHIBITED.**
5. **all BUSES MUST have current licenses and be operable.**
6. **The Board determines that all access *roads* are capable of handling the traffic generated and that a safe route for school buses traveling to and from the facility is provided.**
7. **Areas for parking and cartways are paved.**
8. **The *site* is screened from adjacent properties and public *roads*.**
9. **Adequate rest room facilities shall be provided.**

**BE IT FURTHER ENACTED** by the County Commissioners of Kent County that this Act shall take effect on the \_\_\_\_\_ day of \_\_\_\_ 2018.

Read Third Time \_\_\_\_\_\_\_\_\_\_\_\_\_, 2018

PASSED this \_\_\_\_\_ day of \_\_\_\_\_\_, 2018

Failed of Passage \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 By Order of:

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 Sondra M. Blackiston, Clerk

 THE COUNTY COMMISSIONERS OF KENT COUNTY

(SEAL)

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 William W. Pickrum, President

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 Ronald H. Fithian, Member

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 William A. Short, Member

ORDERED a fair summary thereof of the entire bill shall be published in at least one newspaper of general circulation in the County, not less than three times at weekly intervals within a four-week period.