

Mayor and Town Council of Mountain Lake Park  
Zoning Ordinance Amendment No. 2015-05 for Retail, Commercial, and Industrial Uses

**TOWN OF MOUNTAIN LAKE PARK**

**ORDINANCE NO. 2015-05**

**ZONING ORDINANCE AMENDMENT FOR RETAIL, COMMERCIAL, AND INDUSTRIAL SERVICE USES**

**AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF MOUNTAIN LAKE PARK AMENDING THE ZONING ORDINANCE TO RESCIND CERTAIN PROVISIONS OF THE CURRENT RETAIL, COMMERCIAL, AND INDUSTRIAL SERVICE USES PROVISION AND ADOPT NEW AND AMENDED 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 retail commercial and industrial service uses, and

**WHEREAS**, the Mayor and Town Council of Mountain Lake Park have been asked to modify Section 405 Table of Use Regulations for Retail, Commercial, and Industrial Service Uses, amending/adding a variety of uses as follows subject to certain standards, permitting in certain zoning classifications as listed below.

**WHEREAS** Section 405, Paragraph 30 of the December 5, 2013 Zoning Ordinance states:

405 Table of Use Regulations

<b>RETAIL, COMMERCIAL, AND INDUSTRIAL SERVICE USES</b>	<b>PD</b>	<b>TR</b>	<b>SR</b>	<b>C</b>	<b>AR</b>	<b>R</b>	<b>SW</b>
(30) Physical therapy, massage studios, tanning salons, tattoo parlor, beauty shops, and nail salons.	N	N	N	P	N	P	N

**BE IT ORDAINED AND RESOLVED**, Section 405, Paragraph 30 of the Zoning Ordinance is rescinded and replaced by the following:

405 Table of Use Regulations

<b>RETAIL, COMMERCIAL, AND INDUSTRIAL SERVICE USES</b>	<b>PD</b>	<b>TR</b>	<b>SR</b>	<b>C</b>	<b>AR</b>	<b>R</b>	<b>SW</b>
(30) Physical therapy, tanning salons, beauty shops, and nail salons.	N	N	N	P	N	P	N

**BE IT FURTHER ORDAINED AND RESOLVED**, the addition of the following paragraphs in Section 405 of the Zoning Ordinance:

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405 Table of Use Regulations

<u>RETAIL, COMMERCIAL, AND INDUSTRIAL SERVICE USES</u>	<u>PD</u>	<u>TR</u>	<u>SR</u>	<u>C</u>	<u>AR</u>	<u>R</u>	<u>SW</u>
(30A) Tattoo parlors and licensed massage studios.	N	N	N	N	N	P	N
(32A) Shops and stores specializing in electronic cigarettes and vaping products.	N	N	N	N	N	P	N
(32B) Medical marijuana (growing/processing/dispensing)	N	N	N	N	N	P	N

**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 November 2015, at 6:00 P. M. at the Town Hall located at 1007 Allegany Drive, Mountain Lake Park, Maryland 21550.

**INTRODUCED** this 5th day of October 2015.

**SECOND READING AND ADOPTION** this 5th day of November 2015.

**AND BE IT FURTHER ORDAINED AND RESOLVED**, this Ordinance shall be effective November 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:

*Serena Frachetta*  
Clerk Treasurer

*Ben Calli*  
Councilmember

*Patrick Johnson*  
Councilmember

*[Signature]*  
Councilmember

*Brett G. Mantz*  
Mayor

*Rueda K. Fike*  
Councilmember

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Councilmember