

TOWN OF MOUNTAIN LAKE PARK

ORDINANCE NO. 2022-02

ZONING ORDINANCE AMENDMENT FOR FENCES

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF MOUNTAIN LAKE PARK AMENDING THE ZONING ORDINANCE TO RESCIND CERTAIN PROVISIONS OF THE CURRENT FENCE USE PROVISION AND ADOPT 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 accessory and miscellaneous uses, and

WHEREAS, the Mayor and Town Council of Mountain Lake Park has decided to modify Section 405 Table of Use Regulations for Fence Use, amending the permit requirement for fences as follows subject to certain standards, permitting in certain zoning classifications as listed below.

WHEREAS Section 1009, of the December 5, 2013 Zoning Ordinance states:

- A. Publish a notice containing the name of the applicant or appellant; the date, time, and place fixed for the hearing; and a brief statement of the Special Exception sought by the applicant, or the error alleged by the appellant, or of the variance or other question which is subject to appeal, in at least one newspaper of general circulation within the Town, once each week for two successive weeks, with the first such publication of Notice appearing at least fourteen (14) days prior to the hearing.
- C. Give the written notice of the time and place of such hearing sent by certified mail to the applicant or appellant and to the owners of record of property contiguous to or opposite the property affected.

BE IT ORDAINED AND RESOLVED, Section 1009 of the Zoning Ordinance is rescinded and replaced by the following:

- A. Publish a notice containing the name of the applicant or appellant; the date, time, and place fixed for the hearing; and a brief statement of the Special Exception sought by the applicant, or the error alleged by the appellant, or of the variance or other question which is subject to appeal, in at least one newspaper of general circulation within the Town, appearing at least once, fourteen (14) days prior to the hearing.
- C. Give the written notice of the time and place of such hearing sent by first class mail to the applicant or appellant and to the owners of record of property contiguous to or opposite the property affected.

Mayor and Town Council of Mountain Lake Park
Zoning Ordinance Amendment No. 2021-03 for Fences

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

4 th day of April, 2022, at 6:00 P. M. at the Town Hall located at 1007 Allegheny Drive, Mountain Lake Park, Maryland 21550.

INTRODUCED this 4 th day of NOV 2021.

SECOND READING AND ADOPTION this 7 th day of April 2022.

AND BE IT FURTHER ORDAINED AND RESOLVED, this Ordinance shall be effective 4th month 7th day, 2022.

THIS ORDINANCE AMENDMENT IS SUBJECT TO REFERENDUM AS OUTLINED IN THE MARYLAND LOCAL GOVERNMENT ANNOTATED CODE TITLE 4, SUBTITLE 3, OR ITS SUCCESSOR.

ATTEST:

[Signature]
Clerk Treasurer

APPROVED:

[Signature: Donald W. Sinicek]
Mayor
[Signature]
Councilmember
[Signature]
Councilmember
[Signature: Patrick Harmon]
Councilmember
[Signature: Jieida K. Fike]
Councilmember
[Signature]
Councilmember