

Mayor and Town Council of Mountain Lake Park
Zoning Ordinance Amendment No. 2023-01 for Fences

TOWN OF MOUNTAIN LAKE PARK

ORDINANCE NO. 2023-01

CIR CT GARRETT CO, MD
2023 MAY 5 PM 1:37

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 405, Paragraph 65 of the December 5, 2013 Zoning Ordinance states:

405 Table of Use Regulations

MISCELLANEOUS AND ACCESSORY USES

	<u>PD</u>	<u>TR</u>	<u>SR</u>	<u>C</u>	<u>AR</u>	<u>R</u>	<u>SW</u>
(65) Fences, walls, landscaping materials subject to the traffic visibility requirements and provisions of Section 504. In PD fences are subject to the review and approval of the Historic Review Board.	SE	SE	SE	P	P	P	N

BE IT ORDAINED AND RESOLVED, Section 405, Paragraph 65 of the Zoning Ordinance is rescinded and replaced by the following:

MISCELLANEOUS AND ACCESSORY USES

	<u>PD</u>	<u>TR</u>	<u>SR</u>	<u>C</u>	<u>AR</u>	<u>R</u>	<u>SW</u>
(65A) Fences, walls landscaping materials subject to the traffic visibility requirements and provisions of Section 504. For fences, the permit applicant shall provide in writing a detailed description of the fence, including type, material and height.	P	P	P	P	P	P	N

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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 6 th day of April 2023, at 6:00 P. M. at the Town Hall located at 1007 Allegheny Drive, Mountain Lake Park, Maryland 21550.

INTRODUCED this 6th day of April 2023.

SECOND READING AND ADOPTION this 4th day of May 2023.

AND BE IT FURTHER ORDAINED AND RESOLVED, this Ordinance shall be effective May month 14 day, 2023.

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

ATTEST:



Clerk Treasurer

APPROVED:



Mayor



Councilmember



Councilmember



Councilmember



Councilmember

Councilmember