Resolution No.: 16-06
Introduced: December 12, 2006
Adopted: December 12, 2006

COUNTY COUNCIL
FOR MONTGOMERY COUNTY MARYLAND

By: County Council

SUBJECT: Executive Regulation 19-06AM, Non-Profit Organization Sign Permit and Sign Variance Fees

Background

1. On December 6, 2005 the Council approved Zoning Text Amendment 05-13, which provided authority to the Director of the Department of Permitting Services to waive or reduce sign permit and sign variance fees for non-profit organizations under certain conditions.

2. On October 30, 2006 the County Executive transmitted Executive Regulation 19-06 to the Council to implement Zoning Text Amendment 05-13.

3. On December 6, 2006 the Council received Executive Regulation 19-06AM, which included some technical revisions to Executive Regulation 19-06 suggested by Council Staff.

Action

The County Council for Montgomery County, Maryland approves the following resolution:

Executive Regulation 19-06AM, Non-Profit Organization Sign Permit and Sign Variance Fees is approved.

This is a correct copy of Council action.

Linda M. Lauer

Linda M. Lauer, Clerk of the Council

Attachment to Resolution 16-06

MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive . 101 Monroe Street . Rockville, Maryland 20850

Subject: Non-Profit Organization Sign Permit and Sign Variance Fees	Number 19-06AM
Originating Department: DEPARTMENT OF PERMITTING SERVICES	Effective Date: December 12, 2006

Montgomery County Regulation on:

NON-PROFIT ORGANIZATION SIGN PERMIT AND SIGN VARIANCE FEES

DEPARTMENT OF PERMITTING SERVICES

Issued by: County Executive
Regulation No.

AUTHORITY: Code Sections 59-F-9.1(b)(2)
Supersedes:
Council Review: Method 2 under Code Section 2A-15
Register Issue
Comment Deadline:
Effective date: December 12, 2006
Sunset date: None

SUMMARY: This regulation establishes a process for the waiving or reduction of all required sign permit and sign variance fees for non-profit organizations.

ADDRESSES: Department of Permitting Services
255 Rockville Pike, Second Floor
Rockville, Maryland 20850

STAFF CONTACT: Susan Scala-Demby, Manager
Division of Casework Management
240-777-6255

Reginald Jetter, Chief
Division of Casework Management
240-777-6275

MONTGOMERY COUNTY EXECUTIVE REGULATION

Offices of the County Executive . 101 Monroe Street . Rockville, Maryland 20850

Subject: Non-Profit Organization Sign Permit and Sign Variance Fees	Number 19-06AM
Originating Department: DEPARTMENT OF PERMITTING SERVICES	Effective Date:

BACKGROUND INFORMATION: The Department of Permitting Services enforces Chapter 59 of the Montgomery County Code. This regulation establishes the licensing requirements and operational requirements for waiving or reducing all required fees for sign permits and sign variances.

Sec. 1 PURPOSE

This regulation establishes a process for the waiving or reducing sign permit and sign variance fees for non-profit organizations.

Sec. 2 APPLICABILITY

This regulation applies to any non-profit organization that seeks to obtain a sign permit or sign variance for a sign in Montgomery County.

Sec. 3 DEFINITIONS

For the purposes of this regulation, the following words and phrases have the meaning indicated. Word and phrases defined and used in Chapters 59 of the Montgomery County Code have the meaning indicated in those Chapters.

Sec. 4 POLICY

Applicant must provide 501(C)(3) certificate and proof of annual income for the tax year immediately preceding the date of application.

Sec. 5 PROCEDURES

A non-profit organization applying for a sign permit or sign variance must follow all the permitting requirements found in Chapter 59-F of the Montgomery County Code. In addition, non-profit organizations that will use the sign for its own activities will be required to provide the following with the application:

1. proof of non-profit status, and
2. proof of annual revenue, and

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3. statement showing the proposed sign will be used only for the activities of the applicant organization, and
4. line drawing showing that the size of the proposed sign is smaller than the maximum size permitted in the zone in which the sign will be located.

Fees will be assessed in accordance with the fee scale noted below after all of the items above are submitted.

Sec. 6 FEES

Fees will be on a sliding scale based upon the annual revenue of the applicant. The fee scale is as follows:

ANNUAL REVENUE	FEE
$0.00 - $50,000.00	$0.00
$50,000.01 - $100,000.00	33% of Current Fees
$100,000.01 - $200,000.00	66% of Current Fees
$200,000.01 and above	100% of current Fees

Sec. 7 SEVERABILITY

The provisions of these regulations are severable. If a court of competent jurisdiction holds that a provision is invalid or inapplicable, the remainder of the regulation remains in effect.

EFFECTIVE DATE: This regulation becomes effective December 12, 2006

Douglas M. Duncan, County Executive

12/1/06
Date

Approved as to form and legality
Montgomery County, Md. County Attorney's Office
By Melissa T. Smith