

Zoning Text Amendment No: 06-17  
Concerning: Accessibility improvement  
exemption  
Draft No. & Date: 1 – 5/18/06  
Introduced: May 26, 2006  
Public Hearing: 7/11/06; 1:30 PM  
Adopted:  
Effective:  
Ordinance No:

**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND  
SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION OF  
THE MARYLAND-WASHINGTON REGIONAL DISTRICT WITHIN  
MONTGOMERY COUNTY, MARYLAND**

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By: County Executive

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**AN AMENDMENT** to the Montgomery County Zoning Ordinance for the purpose of:

- defining accessibility improvements;
- exempting minimum accessibility improvements from setback and lot coverage limits; and
- generally amending exemptions from standards for accessibility improvement.
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By amending the following section of the Montgomery County Zoning Ordinance, Chapter 59 of the Montgomery County Code:

DIVISION 59-A-2    “DEFINITIONS AND INTERPRETATION”  
Section 59-A-2.1   “Definitions”

Add a new DIVISION

DIVISION 59-B-7    “EXEMPTIONS FOR ACCESSIBILITY  
IMPROVEMENTS”

**EXPLANATION:** ***Boldface** indicates a heading or a defined term.*  
*Underlining indicates text that is added to existing laws  
by the original text amendment.*  
*[Single boldface brackets] indicate text that is deleted from  
existing law by the original text amendment.*  
*Double underlining indicates text that is added to the text  
amendment by amendment.*  
*[[Double boldface brackets]] indicate text that is deleted  
from the text amendment by amendment.*  
*\* \* \* indicates existing law unaffected by the text amendment.*

*ORDINANCE*

*The County Council for Montgomery County, Maryland, sitting as the District Council for that portion of the Maryland-Washington Regional District in Montgomery County, Maryland, approves the following ordinance:*

1           **Sec. 1. DIVISION 59-A-2 is amended as follows:**

2   **DIVISION 59-A-2.       DEFINITIONS AND INTERPRETATION.**

3   **59-A-2.1.   Definitions.**

4   In this Chapter, the following words and phrases have the meaning indicated:

5   \* \* \*

6   **Accessibility Improvement:** An unroofed and open structure, including a ramp  
7   and chairlift that: (1) allows a person with a physical disability access to a one-  
8   family dwelling; and (2) is exterior to the one-family dwelling.

9   \* \* \*

10           **Sec. 2. DIVISION 59-B-7 is added as follows:**

11   **DIVISION 59-B-7. EXEMPTIONS FOR ACCESSIBILITY**

12   **IMPROVEMENTS.**

13   **59-B-7.1. Accessibility Improvement.**

14   An accessibility improvement is not subject to setback, or lot coverage limitations  
15   if the size of the accessibility improvement does not exceed the minimum design  
16   specifications in the Maryland Accessibility Code and Montgomery County  
17   Building Code.

18           **Sec. 2. Effective date.** This ordinance takes effect 20 days after the date of  
19   Council adoption.

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21   This is a correct copy of Council action.

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Linda M. Lauer, Clerk of the Council

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