

Zoning Text Amendment No.: 12-03  
Concerning: Agricultural Zones -  
Wineries  
Draft No. & Date: 2 – 2/14/12  
Introduced: February 14, 2012  
Public Hearing:  
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: Councilmembers Rice, Floreen, and Elrich

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**AN AMENDMENT** to the Montgomery County Zoning Ordinance to:

- revise the definition of a winery;
- revise the number of public events that a winery can hold annually as of right in certain zones; and
- generally amend the provision for wineries.

By amending the following sections of the Montgomery County Zoning Ordinance, Chapter 59 of the Montgomery County Code:

DIVISION 59-A-2    “DEFINITIONS AND INTERPRETATIONS”  
Section 59-A-2.1    “Definitions”  
DIVISION 59-C-9    “AGRICULTURAL ZONES”  
Section 59-C-9.3    “Land Uses”

**EXPLANATION:** ***Boldface** indicates a Heading or a defined term.*

*Underlining indicates text that is added to existing law by the original text amendment.*

*[Single boldface brackets] indicate that text is deleted from existing law by 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:*

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

DIVISION 59-A-2. DEFINITIONS AND INTERPRETATION.

**Sec. 59-A-2.1. Definitions.**

\* \* \*

Winery: A facility for processing grapes or other fruit into wine for sale on site or through wholesale or retail outlets. At least 20 percent of the fruit used in the winemaking process must be grown on the site of the winery.

\* \* \*

**Sec. 2. DIVISION 59-C-9 is amended as follows:**

DIVISION 59-C-9. AGRICULTURAL ZONES.

\* \* \*

**Sec. 59-C-9.3. Land uses.**

No use is allowed except as indicated in the following table:

— **Permitted uses.** Uses designated by the letter “P” are permitted on any lot in the zones indicated, subject to all applicable regulations.

— **Special exception uses.** Uses designated by the letters “SE” may be authorized as special exceptions under Article 59-G.

	Rural	RC	LDRC	RDT	RS	RNC	RNC/TDR
* * *							
<b>(b) Agricultural-Industrial:</b>							
* * *							
Winery. <sup>38</sup>	SE/P	SE/P	SE/P	SE/P	SE/P	SE <sup>2</sup>	SE <sup>2</sup>
* * *							

<sup>38</sup> Permitted by right [provided] if no more than two public events are held per year; however, in the RDT zone, a winery is permitted by right if no more than 6 public events are held per year.

22           **Sec. 3. Effective date.** This ordinance becomes effective 20 days after the  
23 date of Council adoption.

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25 This is a correct copy of Council action.

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28 Linda M. Lauer, Clerk of the Council