Resolution No.: 15-1002
Introduced: April 5, 2005
Adopted: May 19, 2005

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

By: District Council at the request of the County Executive

SUBJECT: Establishing a Fee for Equestrian Event Permit

Background

1. Section 59-A-1.10 of the County Code states: "The Director may establish fees, if approved by Council Resolution, to cover the cost of administration of this chapter."

2. Current fees do not exist for Equestrian Event Permits.

3. Zoning Text Amendment 15-21 Riding Stables was adopted by the County Council March 16, 2004 and made effective April 5, 2004.

4. Section 59-C-9.31.(a)(4) of the Montgomery County Code states: "A permit must be obtained from the Department of Permitting Services for each major event."

5. The Department of Permitting Services (DPS) currently performs the following functions in processing applications for Equestrian Event Permits: DPS reviews applications for completeness; inspects the property for compliance with the County Code when necessary; and investigates complaints. An Equestrian Event Permit is issued when both the application and the property are in compliance with all applicable County Codes.

6. The fee for the Equestrian Event Permit will cover all resources required to administer and enforce the permit.

7. The Department of Permitting Services was established as a fee-supported enterprise within the Executive Branch of Montgomery County in 1996. Revenues that support the Department are established by Method 2 or Method 3 Executive Regulations and by County Council resolution.

Action

The County council for Montgomery county Maryland approves the following resolution:

1. The fee for an Equestrian Event Permit is $155.00.

2. The fee for an Equestrian Event Permit must be paid at the time of application submittal.

3. The Department of Permitting Services may raise this fee annually by regulation by a percentage that does not exceed the rate of the increase (if any) in the department's approved personnel costs for the then-current fiscal year compared to the approved personnel costs for the preceding fiscal year. For fees of $100 or more, the Director must calculate the revised fee to the nearest five dollars. For fees under $100, the Director must calculate the revised fee to the nearest dollar. The Director must publish the amount of this adjustment not later than July 1 of each year.

4. This resolution becomes effective July 1, 2005.

This is a correct copy of Council action.

Linda M. Lauer

Linda M. Lauer, Clerk of the Council