

Ordinance No.: 20-23
Zoning Text Amendment No.: 25-08
Concerning: Exemptions –
Landscape Contractor
Revised: 6/2/2025 Draft No.: 1
Introduced: June 10, 2025
Public Hearing: July 15, 2025
Adopted: September 16, 2025
Effective: October 6, 2025

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

Lead Sponsor: Councilmember Mink

AN AMENDMENT to the Montgomery County Zoning Ordinance to:

- (1) require conditional use approval for certain landscape contractors in the RC zone after more than 1 violation notice is issued for enlargement or expansion; and
- (2) generally amend the exemption requirements for landscape contractors in the RC zone in operation prior to October 31, 2014.

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

Division 7.7.	“Exemptions and Nonconformities”
Section 7.7.1.	“Exemptions”

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 text that 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 59-7.7 is amended as follows:

Division 7.7. Exemptions and Nonconformities

Section 7.7.1. Exemptions

* * *

D. Residential Lots and Parcels

* * *

8. Exempted Lots, Parcels, and Buildings in the Rural Cluster Zone

* * *

d. Any landscape contractor in the RC zone in operation on October 30, 2014, is a permitted use if it satisfies any master plan or zoning impervious surface limits. Conditional use approval is required if [and is not required to obtain a conditional use, unless]:

i. more than one violation notice has been issued for expanding or enlarging the total square footage of the on-site operation greater than the total square footage as of October 30, 2014 [is expanded or enlarged];

ii. the on-site operation is diversified to include retail facilities or related uses not in operation before October 30, 2014; or

iii. the operation is discontinued for a period of 6 months or more.

* * *

Sec. 2. Effective date. This ordinance becomes effective 20 days after the date of Council adoption.

This is a correct copy of Council action.

A handwritten signature in black ink, appearing to read 'Sara', is positioned above a horizontal line.

Sara R. Tenenbaum
Clerk of the Council