

Resolution No.: 16-603
Introduced: June 17, 2008
Adopted: June 17, 2008

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY MARYLAND**

By: County Council

SUBJECT: Executive Regulation 13-08, Non-Profit Organization Sign Permit and Sign Variance Fees

Background

1. On May 20, 2008, the County Executive transmitted Executive Regulation 13-08, Non-Profit Organization Sign Permit and Sign Variance Fees.
2. Executive Regulation 13-08 implements changes approved by the County Council as part of Zoning Text Amendment 07-15 which requires the Director of the Department of Permitting Services to waive sign permit fees for a non-profit organization that is on the Planning Board's list of civic and homeowners associations and deletes the requirement for non-profit organizations to use the sign only for its own activities.

Action

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

Executive Regulation 13-08, Non-Profit Organization Sign Permit and Sign Variance Fees is approved.

This is a correct copy of Council action.


Linda M. Lauer, Clerk of the Council



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 13-08
Originating Department: DEPARTMENT OF PERMITTING SERVICES	Effective Date: June 17, 2008

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: 19-06AM
Council Review: Method 2 under Code Section 2A-15
Register Issue
Comment Deadline: April 30, 2008
Effective date: June 17, 2008
Sunset date: None

SUMMARY: The revisions to this regulation are a result of Zoning Text Amendment 07-15 Signs – Permits Fees effective 3/3/08 which requires the Director of the Department of Permitting Services to waive sign permit fees for a non-profit organization that is on the Planning Board's list of civic and homeowners associations and deletes the requirement for nonprofit organizations to use the sign only for its own activities.

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 13-08
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 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

Applicants on the Planning Board's list of civic and homeowners associations must only submit proof of their non-profit status. All other applicants 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 will be required to provide the following with the application:



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1. proof of non-profit status, and
2. proof of annual revenue (not required for non-profit organizations on the Planning Board's list of civic and homeowners associations), and
3. 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 waived for non-profit organizations on the Planning Board's list of civic and homeowners associations. All other 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



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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 _____.



Isiah Leggett, County Executive

15 MAY 08

Date

Approved as to form and legality
Montgomery County, Md. County Attorney's Office
