

Expedited Bill No. 22-05
Concerning: Building Permits –
Moratorium – Certain Areas
Revised: 7-18-05 Draft No. 4
Introduced: July 18, 2005
Expires: January 18, 2007
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: November 1, 2005
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Councilmembers Subin, Knapp, Floreen, and Denis

AN EXPEDITED ACT to:

- (1) restrict the issuance of certain building permits during a certain period of time;
- (2) require the Department of Permitting Services to suspend, and issue a stop work order with respect to, certain previously issued building permits; and
- (3) generally amend County law governing the issuance and use of building permits.

By amending

Laws of Montgomery County 2005

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

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

1 **The Laws of Montgomery County 2005 are amended as follows:**

2 **Sec. 1. Moratorium; expiration.**

3 (a) Notwithstanding any contrary provision of Chapter 8 or any other
4 County law:

5 (1) the Department of Permitting Services must not issue a building
6 permit for construction of any residential building for which a site
7 plan is required by Chapter 59; and

8 (2) the Department of Permitting Services must suspend, and must
9 immediately issue a stop work order with respect to, any building
10 permit previously issued for construction of any residential
11 building for which a site plan is required by Chapter 59 if
12 construction of that building has not actually started when this
13 Act takes effect.

14 (b) This Act expires on the earlier of:

15 (1) November 1, 2005; or

16 (2) with respect to any residential building for which a site plan is
17 required by Chapter 59, 15 days after the Council receives a
18 report, signed jointly by the Chair of the County Planning Board
19 and the Director of the Department of Permitting Services,
20 verifying that plans for that building conform to all applicable
21 provisions of any approved project plan, subdivision plan, site
22 plan, and building permit, and any other applicable requirement
23 of Chapter 8, Chapter 50, and Chapter 59.

24 **Sec. 2. Expedited Effective Date.**

25 The Council declares that this legislation is necessary for the immediate
26 protection of the public interest. This act takes effect on the date when it becomes
27 law.

28 *Approved:*

29

Thomas E. Perez, President, County Council Date

30 *Approved:*

31

Douglas M. Duncan, County Executive Date

32 *This is a correct copy of Council action.*

33

Linda M. Lauer , Clerk of the Council Date