



Bill No. 17-05

Concerning: Limited Private Event Venues in the Agricultural Zone

Introduced: February 21, 2017

Revised: _____ Draft No. _____

Enacted: _____

Effective: _____

Expires: _____

Frederick County Code, Chapter 1-19

Section(s) 5.310, XXX, 11.100

COUNTY COUNCIL FOR FREDERICK COUNTY, MARYLAND

By: Council Member Tony Chmelik

AN ACT to: Amend Chapter 1-19 of the County Code to allow Limited Private Event Venues to be established in the Agricultural Zone as an Accessory Use, and to include standards governing that use.

Executive: _____ Date Received: _____

Approved: _____ Date: _____

Vetoed: _____ Date: _____

By amending:

Frederick County Code, Chapter, _____ Section(s) _____

Other: _____

| | |
|--|--|
| Boldface Underlining [Single boldface brackets] * * * | <i>Heading or defined term.</i> <i>Added to existing law.</i> <i>Deleted from existing law.</i> <i>Existing law unaffected by bill.</i> |
|--|--|

Bill No. 17-05

The County Council of Frederick County, Maryland, finds it necessary and appropriate to amend the County Code to allow Limited Private Event Venues to be established as an Accessory Use in the Agricultural Zone, and to set forth standards governing that use.

NOW, THEREFORE, BE IT IN ENACTED, that the Frederick County Code be, and it is hereby, amended as shown on the attached Exhibit 1.

Harold F. (Bud) Otis, President
County Council of Frederick County,
Maryland

1-19-5.310. USE TABLE.**(A) Permitted uses and required development review.**

AS Accessory Use as a special exception with concept plan approval

P Principal permitted use subject to design regulations

PS Principal permitted use subject to site development plan approval. See §§ 1-19-2.160, and 1-19-3.300 through 1-19-3.300.4

E Principal permitted use as a special exception with site development plan approval. See §§ 1-19-8.320 and following

T Permitted as temporary use as a special exception. See § 1-19-8.300

X Permitted as temporary use only. See § 1-19-8.700

SW Solid Waste Floating Zone

A blank indicates that the use is not permitted under any situation

* * *

| Uses | Zoning Districts | | | | | | | | | | | | |
|---|------------------|-----------|----|----|----|----|-----|-----|----|----|----|-----|----|
| | RC | A | R1 | R3 | R5 | R8 | R12 | R16 | VC | MX | GC | ORI | LI |
| <i>Commercial Business and Personal Services (Cont'd)</i> | | | | | | | | | | | | | |
| <u>Limited Private Event Venue</u> | | <u>AS</u> | | | | | | | | | | | |

* * *

1-19-XXX. LIMITED PRIVATE EVENT VENUE IN THE AGRICULTURAL ZONE.

The following provisions apply to a Limited Private Event Venue in the Agricultural District.

(A) The minimum parcel size is 25 acres, and must be actively used for agricultural activity.

(B) Any building or temporary structure utilized for an event shall be at least 150 feet from any adjacent residential lot and 50 feet from any other lot line.

Underlining indicates matter added to existing law.

*** - indicates existing law unaffected by bill.

Bill No. 17-05

(C) Lot width, yard requirements and height limitations shall be same as those for an Institutional use in the Agricultural zone.

(D) Parking is not allowed in the setback areas.

(E) The lot must have frontage on and access to a paved public road having at least a 20 foot wide pavement width.

(F) Capacity shall not exceed 500 attendees, or the capacity determined by the Board of Appeals pursuant to subsection (G).

(G) The Board of Appeals will consider the recommendations of all reviewing agencies and public comments, and include in its special exception decision if approval is granted, conditions and limitations on the approval necessary for the protection of the public health, safety and welfare, including but not limited to:

(1) Hours of Operation;

(2) Maximum number of attendees per function;

(3) The frequency and number of functions which may be held;

(4) Location and surface type for each access point and parking area; and

(5) Water and wastewater access and disposal protocols acceptable to the Health Department.

(H) The Board of Appeals will consider the recommendations of all reviewing agencies and public comments and include in its approval of the concept plan for the site, conditions and limitations necessary for the public health, safety and welfare, including but not limited to:

(1) Increased setbacks; and

(2) Buffering and screening along adjacent residential properties.

* * *

1-19-11.100. DEFINITIONS.

* * *

LIMITED PRIVATE EVENT VENUE. A property used for private social activities or functions including but not limited to weddings, birthday and graduation celebrations, reunions, and other non-public events.

* * *

Underlining indicates matter added to existing law.

*** - indicates existing law unaffected by bill.

Bill No. 17-05