

AMENDMENT 1 to Bill No. 17-07

Introduced By: Council Vice President M.C. Keegan-Ayer (District 3)

Introduction Date:

Adopted/Rejected/Withdrawn: May 2, 2017

An ACT to: Delete existing Code provisions related to solar collection systems and adopt new provisions defining three categories of solar energy systems, identifying in which Zoning districts the solar energy systems may be located as a permitted use, establishing a Commercial Solar Facility Floating Zone and certain other criteria.

Amend §1-19-10.900. Institutional Floating Zoning District (I).

On Exhibit 1, Page 8, Subsection 1-19-900(F) is hereby amended as follows:

(F) Land use. Land uses permitted within the Institutional Zoning District are limited to the following:

(1) Public Airports

(2) College or university

[(3) Solar array approved as a nongovernmental utility in conjunction with a college or university]

[(4)] (3) Private School

[(5)] (4) Public School

[(6)] (5) Accessory uses shall be limited to those deemed to be incidental accessory uses associated with an institutional use as provided within this chapter (see also § 1-19-10-900(H)(1)(a) and (b), and Article VIII, Division 2. Accessory Uses) or as approved by the Zoning Administrator.

* * * * *

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

AMENDMENT 2 to Bill No. 17-07

Introduced By: Council Vice President M.C. Keegan-Ayer (District 3)

Introduction Date:

Adopted Rejected/Withdrawn: May 2, 2017

L with amendment

An ACT to: Delete existing Code provisions related to solar collection systems and adopt new provisions defining three categories of solar energy systems, identifying in which Zoning districts the solar energy systems may be located as a permitted use, establishing a Commercial Solar Facility Floating Zone and certain other criteria.

The Bill page is hereby amended to include the following provision:

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

BE IT FURTHER ENACTED, THAT THESE PROVISIONS DO NOT APPLY TO COMMERCIAL SOLAR FACILITIES THAT, AS OF THE DATE OF THE BILL'S ENACTMENT HAVE OBTAINED 1) A FINAL APPROVED CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (CPCN) FROM THE MARYLAND PUBLIC SERVICE COMMISSION; 2) A SIGNED FINAL SITE PLAN APPROVED BY THE FREDERICK COUNTY PLANNING COMMISSION; ~~AND 3) A GRADING PERMIT ISSUED BY FREDERICK COUNTY.~~

* * * *

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.

AMENDMENT 1 to Bill No. 17-07

Introduced By:

Council Member Billy Shreve

Introduction Date:

Adopted/Rejected/Withdrawn:

May 2, 2017

with amendment

An ACT to: Delete existing Code provisions related to solar collection systems and adopt new provisions defining three categories of solar energy systems, identifying in which zoning districts the solar energy systems may be located as a permitted use, establishing a Commercial Solar Facility Floating Zone and certain other criteria.

Amend § 1-19-8.401. SOLAR FACILITY COMMERCIAL IN THE LI OR GI DISTRICTS to remove language describing type of screening to be used.

On Exhibit 1, Page 3, Subsection 1-19-8.401(B) is hereby amended as follows:

* * * * *

g (B) The appearance and visual impact of the solar facility shall be minimized [by the use of screening comprised of a combination of berms, evergreen plantings and fencing].

* * * * *

EXPLANATION:

BOLD CAPITALS INDICATE MATTER ADDED TO THE BILL.

[Brackets] indicate matter deleted from the bill.