



Bill No. 18-06

Concerning: Temporary Limited Wood Waste Recycling in GC zone.

Introduced: February 6, 2018

Revised: April 3, 2018 Draft No. 2

Enacted: _____

Effective: _____

Expires: _____

Frederick County Code, Chapter 1-19

Section(s) 5.310, 8.349

COUNTY COUNCIL FOR FREDERICK COUNTY, MARYLAND

By: Council Member Tony Chmelik

AN ACT to: allow Limited Wood Waste Recycling in the General Commercial zone as a temporary use with special criteria.

Executive: _____ Date Received: _____

Approved: _____ Date: _____

Vetoed: _____ Date: _____

By amending:

Frederick County Code, Chapter, 1-19 Section(s) 5.310, 8.349

Other: _____

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* * *

Heading or defined term.

Added to existing law.

Deleted from existing law.

Added by amendment.

Deleted from existing law or the bill by amendment.

Existing law unaffected by bill.

Bill No. 18-06

The County Council of Frederick County, Maryland, finds it necessary and appropriate to allow Limited Wood Waste Recycling as a temporary use as a special exception, with site development plan approval in the General Commercial zone under specific circumstances.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND, 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.*

- 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

	<i>Zoning Districts</i>													
<i>Uses</i>	<i>RC</i>	<i>A</i>	<i>RI</i>	<i>R3</i>	<i>R5</i>	<i>R8</i>	<i>R12</i>	<i>R16</i>	<i>VC</i>	<i>MX</i>	<i>GC</i>	<i>ORI</i>	<i>LI</i>	<i>GI</i>
<i>Solid Waste Operations</i>														
Composting:														
Limited wood waste recycling facility		E									<u>T</u>			E

* * * * *

§ 1-19-8.349. LIMITED WOOD WASTE RECYCLING IN THE GENERAL COMMERCIAL DISTRICT.

The following provisions shall apply to Limited Wood Waste Recycling requiring special exception and site development plan approval in the General Commercial District.

- (A) Minimum Lot Size. Minimum lot size shall be 5 acres.
- (B) Frontage. The site shall have a minimum of ~~[[24]] 80 feet frontage on a public road.~~

Boldface *Heading or defined term.*
Underlining *Added to existing law.*
~~[[Single boldface brackets strikethrough]]~~ *Deleted from existing law.*
Double underlining *Added by amendment.*
~~[[Double boldface brackets strikethrough]]~~ *Deleted from existing law or the bill by amendment.*
 * * *

(C) The holder of the special exception must maintain all applicable federal, state, and local permits.

(D) Conditions may be established regulating noise, dust, and screening. Operating activities must be included within the application and will be subject to all conditions established by the Board of Zoning Appeals.

(E) Required Setbacks. No active grinding operations associated with the use shall be located less than 150 feet from the property lines **PROVIDING THAT THE ACTIVE GRINDING OPERATION SHALL BE LOCATED NO LESS THAN 250 FEET FROM AN ADJOINING RESIDENTIAL STRUCTURE.**

(F) A ~~[[solid waste operation]]~~ **LIMITED WOOD WASTE RECYCLING FACILITY** in the general commercial district may only adjoin **AGRICULTURAL OR** the following uses designated “general commercial, or limited industrial” by § 1-19-5.310:

- (1) Forestry
- (2) Farm equipment sales or service
- (3) Sawmill
- (4) Other Solid Waste Operations
- (5) Feed and grain mill
- (6) Lumber yard
- (7) Stone monument sales
- ~~[[(8) Carpentry, electrical, plumbing, welding, printing, upholstering]]~~
- ~~[[(9)]] (8) Landscape contractor~~
- ~~[[(10)]] (9) Wholesaling and processing facilities permitted in GC, LI, or GI zones~~
- ~~[[(11)]] (10) Salvage yard~~
- ~~[[(12)]] (11) Motor Freight Terminal~~
- ~~[[(13)]] (12) Industrial Uses permitted in the GC, LI, or GI zones~~
- ~~[[(14)]] (13) Mineral extraction and mineral processing~~

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<u>Underlining</u>	<i>Added to existing law.</i>
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[[Double boldface brackets strikethrough]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

(G) USES NOT IN THE AGRICULTURAL, GENERAL COMMERCIAL, OR INDUSTRIAL ZONES LISTED IN SECTION F ABOVE MAY ELECT TO BE SITED ADJACENT TO AN EXISTING LIMITED WOOD WASTE OPERATION.

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* * *

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