

RESOLUTION OF THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND

RESOLUTION NO. 22-46

Re: Adoption of the Sugarloaf Treasured Landscape Management Plan

RECITALS

WHEREAS, State law, Md. Code Ann., Land Use Article § 3-201 et. seq provides that the Planning Commission shall make and approve a plan which the Planning Commission shall recommend to the local legislative body, the County Council, for adoption; and

WHEREAS, the Frederick County Planning Commission certified to the County Council the Sugarloaf Treasured Landscape Management Plan (Plan) on July 13, 2022; and

WHEREAS, the County Council, after providing the required public notice, conducted public hearings on September 27 and October 11, 2022, concerning the Plan; and

WHEREAS, the County Council considered all of the recommendations of the Frederick County Planning Commission, the Planning Staff, public comments received as part of the public hearings of the Planning Commission and before the County Council, and also reviewed written correspondence which was submitted concerning the Plan by adjoining planning jurisdictions, municipalities, affected State and local agencies and interested persons, and the County Council conducted this review in sessions open to the public; and

WHEREAS, as a result of the various public hearings, comments and correspondence received on this matter, the County Council approved 11 amendments to the Planning Commission's recommended Plan on October 3, 2022; and

WHEREAS, the County Council finds that the Plan was made in accordance with the Land Use Article of the Annotated Code of Maryland with the general purpose of guiding and accomplishing the coordinated and harmonious development of Frederick County, and will

accommodate present and future needs, promote the health, safety, morals, order, convenience, prosperity and general welfare of the County and its citizens; and

WHEREAS, Md. Code Annotated, Land Use Article § 3-204 provides that the County Council may approve, modify, remand or disapprove the whole or part of the Plan received from the Planning Commission.

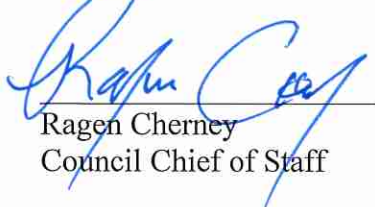
NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND, that portions of the 2022 Sugarloaf Treasured Landscape Management Plan, specifically: the text section titled “Sugarloaf Rural Heritage Overlay Zoning District” on page 53 and the corresponding graphic shown as Map 4-6 on page 65; and Appendix pages A-21 through A-26 (collectively, the “Remanded Portions”), are hereby remanded to the Planning Commission for further discussion and consideration;

AND BE IT FURTHER RESOLVED, that the Planning Commission certified 2022 Sugarloaf Treasured Landscape Management Plan with the 11 amendments approved by the County Council, and without the Remanded Portions described above, is hereby approved and adopted.

AND BE IT FURTHER RESOLVED that this Resolution shall take effect on October 31, 2022.

The undersigned hereby certifies that this Resolution was approved and adopted on the 31st day of October 2022.

ATTEST:


Ragen Cherney
Council Chief of Staff

FREDERICK COUNTY COUNCIL

By: 
M.C. Keegan-Ayer
President

The motion to remand the above identified portions of the 2022 Sugarloaf Treasured Landscape Management Plan to the Planning Commission for further discussion and consideration was approved by a 4-3 vote, with Council Members Steve McKay, Kai Hagen and Jerry Donald voting nay.

The motion to adopt the remainder of the 2022 Sugarloaf Treasured Landscape Management Plan was approved by a vote of 7-0.