

**COUNTY COUNCIL OF CECIL COUNTY, MARYLAND
LEGISLATIVE SESSION DAY 2016-15**

BILL NO. 2016-18

Title of Bill: Amendment - Zoning Ordinance – Theater - Drive-in

Synopsis: An act to amend the Cecil County Zoning Ordinance, Article V, Part V, Section 96 Theater - Drive-in.

Introduced and ordered posted on: August 2, 2016

Public hearing scheduled on: September 6, 2016 **at:** 7:00 p.m.

Scheduled for consideration: September 20, 2016

By: _____
Council Manager

PUBLIC HEARING

Notice of time and place of public hearing and title of Bill having been posted by _____ at the County Administration Building, 200 Chesapeake Blvd., Elkton and having been published according to the Charter on _____, a public hearing was held on _____, and concluded on _____.

By: _____
Council Manager

Explanation: CAPITAL LETTERS INDICATE LANGUAGE ADDED TO EXISTING DOCUMENT
~~Strike through~~ indicates language deleted from existing document
Underlining indicates language added to document by amendment.
~~Double Strike through~~ indicates language stricken from document by amendment.

1 **WHEREAS**, it is the policy of the State that the orderly development and use of land and
2 structures require comprehensive regulations through the implementation of planning and zoning
3 controls, pursuant to Section 4-101 of the Land Use Article of the Annotated Code of Maryland; and

4 **WHEREAS**, the State provides that local governments shall implement planning and zoning
5 controls that are appropriate to improve or protect the general character and design of land and
6 improvements; and

7 **WHEREAS**, the County's legislative body shall adopt zoning regulations to promote health,
8 public safety and general welfare, pursuant to Section 4-202 of the Land Use Article of the Annotated
9 Code of Maryland; and

10 **WHEREAS**, the County's legislative body shall provide a manner in which its zoning
11 regulations and boundaries of districts may be amended or repealed, pursuant to Section 4-203 of the
12 Land Use Article of the Annotated Code of Maryland; and

13 **WHEREAS**, an amendment to the Zoning Ordinance has been proposed and on July 18,
14 2016, the Planning Commission recommended approval of the proposed amendment.

15 **NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY,**
16 **MARYLAND**, that the proposed amendments to Article V, Part V, Section 96 Theater - Drive-in of the
17 Zoning Ordinance are here by adopted as follows:

18 **Section 96. Theater - Drive-in**

19 Theaters - drive-in, open air theaters, and amphitheaters shall be permitted as Special Exceptions in the
20 **NAR, SAR, LDR₂** BG and BI zones provided:

- 21 1. The picture face of the screen shall be so located that the picture will not be visible from adjacent
22 roads and dwellings.
- 23 2. The screen shall be setback not less than two hundred (200) feet from all property lines.
- 24 **3. THE PROVISION OF FOOD, REFRESHMENTS, AND ENTERTAINMENT LIMITED 3 DAYS IN ANY**
25 **NINETY (90) DAY PERIOD, WHETHER CONSECUTIVE OR NOT, MAY BE ALLOWED IN CONNECTION**
26 **WITH SUCH USE.**
- 27 **4. THE ACCESS FOR THE USE IS LOCATED ON AN ARTERIAL OR COLLECTOR STREET AND NOT LOCATED**
28 **ON A LOCAL STREET.**

- 29 **5. ALL OUTDOOR LIGHTING SHALL BE LOCATED, SHIELDED, LANDSCAPED, OR OTHERWISE BUFFERED**
30 **SO THAT NO DIRECT LIGHT SHALL CONSTITUTE AN INTRUSION INTO ANY RESIDENTIAL AREA.**
- 31 **6. A BUFFERYARD MEETING THE C STANDARD OF APPENDIX B SHALL BE PROVIDED BETWEEN THE**
32 **USE AND ADJOINING RESIDENTIAL DEVELOPMENT.**
- 33 **7. THE PROPOSED SITE SHALL BE SUFFICIENT SIZE TO ACCOMMODATE THE USE WITHOUT AFFECTING**
34 **ADJACENT LAND USES.**
- 35 **8. AUTOMOBILE PARKING AREAS SHALL NOT BE CLOSER THAN FIFTY (50) FEET TO ANY ADJACENT**
36 **RESIDENTIAL LOT.**

37 **BE IT FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY, MARYLAND, that**
38 that this Act shall take effect 60 calendar days from the date it becomes law.

CERTIFICATION

I, HEREBY CERTIFY that the above Bill was posted for the public on the public bulletin board with the date, time and location of the public hearing meeting, copies were made available for the public, a copy was distributed to the press, and copy was made available on the Cecil County website.

BY: Council Manager

BILL NO: 2016-18

Bill Title: Amendment – Zoning Ordinance – Floodplain District

hereby submitted to the County Council of Cecil County, Maryland for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

Council Manager

Council President

Date: _____

Date: _____

BY THE COUNCIL

Read the third time.

Passed - LSD _____

Passage Failed - LSD _____

BY: _____
Council Manager

SEALED WITH THE COUNTY SEAL AND PRESENTED TO THE COUNTY EXECUTIVE for approval this ____ day of _____, 20____ at _____ p.m.
(10 business days from adoption §306)

BY: _____
Council Manager

BY THE EXECUTIVE:

Cecil County Executive

APPROVED Date: _____

VETOED Date: _____
(10 business days from presentation §306)

BY THE COUNCIL

This Bill No. 2013-04 having been approved by the Executive and returned to the Council becomes law on _____ with an effective date of _____.

BY: _____
Council Manager

