

Ordinance No.: 2011 -1
Introduced: 7/11/11
Passed: 8/8/11
Approved: 8/8/11
Effective: 9/7/11

**ORDINANCE TO AMEND THE TOWN OF GLEN ECHO CODE
ARTICLE 9 APPLICABILITY OF COUNTY LEGISLATION,
SECTION 9.1 EXEMPTION FROM COUNTY CODE;
AND TO AMEND ARTICLE 17 STREETS AND SIDEWALKS,
TO DELETE SECTION 17.1 ROAD CONSTRUCTION CODE**

WHEREAS, the Annotated Code of Maryland Article 23A Section 2B and Montgomery County Code Section 1-203 provide that a municipality may designate certain County laws to be inapplicable within the municipality; and

WHEREAS, The Town Council of the Town of Glen Echo wishes to clarify and amend Section 9.1 of Article 9 of the Town of Glen Echo Code to identify which Montgomery County laws are inapplicable within the Town of Glen Echo; and

WHEREAS, The Town Council of the Town of Glen Echo wishes to delete Section 17.1 of the Town Code, in order to eliminate an inconsistency with Section 9.1.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Glen Echo to amend the Town Code, Article 9, Applicability of County Legislation, and to delete Article 17.1, Road Construction Code in its entirety as follows ([deletions in brackets], new matter underlined):

ARTICLE 9 APPLICABILITY OF COUNTY LEGISLATION

Section 9.1 Exemption from County Code

Except for the Chapters or parts of Chapters listed below, the provisions of the Montgomery County Code, as amended, are hereby adopted and shall apply [and be enforced] within the corporate

limits of the Town of Glen Echo, and the Town requests the County to enforce them to the same extent and in the same manner that such County laws are enforced in unincorporated areas of the County. Any amendments to such Chapters shall become effective within the Town to the extent not disapproved by the Town Council by Ordinance. Pursuant to the authority granted to municipal corporations by laws of the State of Maryland and Montgomery County, the Town of Glen Echo hereby exempts itself from the following Chapters of the Montgomery County Code:

- 2B - Agricultural Land Preservation
- 11B - Contracts, Purchases, and Dispositions
- [13A - Development Rights Fund]
- 19A - Ethics
- 20 - Finance
- [20A - Financial Disclosure]
- 23 - Gaming
- [23A - Group Residential Care Facilities]
- [24B - Homeowners' Associations]
- 25B - Housing Policy
- 27 - Human Rights [Relations] and Civil Liberties
- 29A - Legislative Oversight
- 30 - Licensing and Regulations Generally
- 33 - Personnel and Human Resources
- 41 - Recreation and Recreation Facilities
- 48 - Solid Wastes
- 49 - Streets and Roads
- 56 - Urban Renewal and Community Development
- 59 - Montgomery County Zoning Code, §59-C-1.323(a)
(corner lot fifteen feet (15') setback)
- 60 - Silver Spring, Bethesda, Wheaton and Montgomery Hills Parking Lot Districts
- 61[60] - Battery Park

- [62 - Chevy Chase Section 3]
- [63 - Chevy Chase Section 5]
- [64 - Chevy Chase View]
- 65 - Drummond
- 66 - "Village of Friendship Heights [" and "The Hills"]
- [67 - Martin's Addition]
- 68 - Montgomery County Suburban District
- [69 - North Chevy Chase]
- 70 - Oakmont

ARTICLE 17 STREETS AND SIDEWALKS

Section 17.1 (Reserved) [Road Construction Code Adopted]

[Glen Echo hereby adopts the Road Construction Code contained in Article II, Chapter 103, of the Montgomery County Code (1965 edition, as amended) to be and remain in effect within the corporate limits.]

Effective Date: The provisions of this Ordinance shall become effective thirty (30) days after approval by the Town Council.

PASSED: 8/8/11

TOWN COUNCIL

By: Nicole Fraser

Dated

Clerk-Treasurer

APPROVED:

Deborah M. Beers, Mayor

Dated