

Bill No. 24-17  
Concerning: Land Use Information -  
Burial sites  
Revised: June 20, 2017 Draft No: 5  
Introduced: June 27, 2017  
Expires: December 27, 2018  
Enacted: \_\_\_\_\_  
Executive: \_\_\_\_\_  
Effective: \_\_\_\_\_  
Sunset Date: None  
Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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Lead Sponsors: Councilmember Rice, Council President Berliner and Councilmember Leventhal

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**AN ACT** to:

- (1) require the Planning Board to establish and maintain an inventory of burial sites in the County; and
- (2) generally amend the law relating to land use information function of the Planning Department.

By amending

Montgomery County Code  
Chapter 33A, Planning Procedures  
Sections 33A-17

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

**Sec. 1. Section 33A-17 is amended as follows:**

**Article 4. Land Use information functions**

**33A-17. [Land use information functions] Information and referral services.**

(a) The Planning Board must provide informational and referral services on County land use and related regulatory functions to interested members of the public. The services to be provided include technical assistance and information on:

- (1) master plans, including pending amendments;
- (2) zoning, including pending cases and pending text amendments;
- (3) subdivision control, including pending applications and amendments to Chapter 50;
- (4) growth policy and related regulatory requirements;
- (5) federal, state, and local environmental regulations; and
- (6) related administrative, regulatory, or legislative procedures applicable to the Planning Board, Office of Zoning and Administrative Hearings, Historic Preservation Commission, Board of Appeals, other County regulatory agencies, Washington Suburban Sanitary Commission, and County Council.

(b) A resource library must be maintained that contains:

- (1) relevant laws, regulations, and administrative procedures;
- (2) appropriate zoning and other maps;
- (3) administrative and legislative hearing schedules;
- (4) significant administrative and judicial land use decision; and
- (5) master plans, policy documents, planning studies, and other appropriate reference materials.

(c) All County departments, offices, and agencies must provide the planning department with:

- 28 (1) requested materials (other than confidential documents) to ensure  
 29 the availability to the public of current information[,]; and  
 30 (2) the location and telephone number of the person or persons to  
 31 whom inquiries may be referred.
- 32 (d) (1) In this subsection, a *burial site* means a physical location where  
 33 human remains were buried in the earth, or entombed in a  
 34 mausoleum or columbarium. A burial site includes a cemetery, but  
 35 does not include the sprinkling of ashes from cremated remains.
- 36 (2) The Planning Board must maintain, and revise as appropriate, an  
 37 inventory of burial sites located in the County. The inventory  
 38 must:
- 39 (A) include each burial site located in an area of the County  
 40 where the Planning Board is authorized to approve a  
 41 subdivision;
- 42 (B) include a map and a description of each burial site including  
 43 ownership information when available;
- 44 (C) be made available to the public electronically; and
- 45 (D) be updated annually.
- 46 (3) The Planning Board must establish a procedure for a person to  
 47 request the addition of a burial site to the inventory. The  
 48 procedures must include a outreach program.

50 *Approved:*

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 Roger Berliner, President, County Council

\_\_\_\_\_ Date

54 *Approved:*

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57 Isiah Leggett, County Executive Date

58 *This is a correct copy of Council action.*

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61 Linda M. Lauer, Clerk of the Council Date

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