

Bill No.: \_\_\_\_\_

Requested: \_\_\_\_\_

Committee: \_\_\_\_\_

Drafted by: Baker

Typed by: Julia

Stored – 10/25/23

Proofread by \_\_\_\_\_

Checked by \_\_\_\_\_

By: **Prince George’s County Delegation and Montgomery County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Transportation Planning – Local Authority**

3 **PG/MC 113–24**

4 FOR the purpose of requiring that in Montgomery County the means of access for all  
5 loading and service vehicles servicing a commercial building site be of sufficient  
6 length and configuration to avoid causing certain obstructions; establishing that in  
7 Montgomery County a land use plan or the transportation component of a land use  
8 plan developed and adopted by the Maryland–National Capital Park and Planning  
9 Commission shall only describe the layout of a proposed transportation network;  
10 prohibiting a land use plan developed and adopted by the Commission for  
11 Montgomery County from including transportation operational considerations; and  
12 generally relating to transportation planning in Montgomery County.

13 BY adding to

14 Article – Land Use

15 Section 20–510 and 21–108

16 Annotated Code of Maryland

17 (2012 Volume and 2023 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
19 That the Laws of Maryland read as follows:

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Land Use

**20-510.**

EXCEPT AS APPROVED BY THE MONTGOMERY COUNTY DEPARTMENT OF TRANSPORTATION, THE MEANS OF ACCESS FOR ALL LOADING AND SERVICE VEHICLES SERVICING A COMMERCIAL BUILDING SITE SHALL BE OF SUFFICIENT LENGTH AND CONFIGURATION THAT THE LOADING AND SERVICE VEHICLES DO NOT OBSTRUCT:

- (1) A RIGHT-OF-WAY;
- (2) A PUBLIC EASEMENT; OR
- (3) AN ON-SITE PEDESTRIAN ROUTE.

**21-108.**

(A) (1) IN THIS SECTION, “PLAN” MEANS THE POLICIES, STATEMENTS, GOALS, AND INTERRELATED PLANS FOR PRIVATE AND PUBLIC LAND USE, TRANSPORTATION, AND COMMUNITY FACILITIES DOCUMENTED IN TEXTS AND MAPS THAT CONSTITUTE THE GUIDE FOR AN AREA’S FUTURE DEVELOPMENT.

(2) “PLAN” INCLUDES A GENERAL PLAN, MASTER PLAN, COMPREHENSIVE PLAN, FUNCTIONAL PLAN, OR REGIONAL DISTRICT PLAN DEVELOPED AND ADOPTED IN ACCORDANCE WITH THIS DIVISION II OF THIS ARTICLE.

(B) THIS SECTION APPLIES ONLY IN MONTGOMERY COUNTY.

(C) A PLAN OR THE TRANSPORTATION COMPONENT OF A PLAN:

(1) SHALL ONLY DESCRIBE THE LAYOUT OF A PROPOSED TRANSPORTATION NETWORK, INCLUDING:

- (I) NODES;

1 (II) LINKS; AND

2 (III) REQUIRED RIGHTS-OF-WAY; AND

3 (2) MAY NOT INCLUDE TRANSPORTATION OPERATIONAL  
4 CONSIDERATIONS, INCLUDING:

5 (I) PERFORMANCE METRICS;

6 (II) MAINTENANCE CONSIDERATIONS;

7 (III) ASSET MANAGEMENT;

8 (IV) THE ALLOCATION OF RIGHTS-OF-WAY TO SPECIFIC USES OR  
9 MODES;

10 (V) THE LOCATION AND REQUIREMENTS FOR TRAFFIC  
11 CONTROL DEVICES;

12 (VI) STANDARDS AND REQUIREMENTS FOR PEDESTRIAN AND  
13 BICYCLE CROSSINGS;

14 (VII) STANDARDS AND REQUIREMENTS FOR TRANSIT STOPS;

15 (VIII) STANDARDS AND REQUIREMENTS FOR LIGHTING; OR

16 (IX) STORMWATER MANAGEMENT.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 October 1, 2024.