**Amendment 8 to Bill No. 59 – 2009 (as amended)**

**By: Calvin Ball**
**Mary Kay Sigaty**
**Jennifer Terrasa**
**And at the request of the County Executive**

**Legislative Day No. 2**
**Date: February 1, 2010**

**Amendment No. 8**

*(In order to avoid a potential conflict with a State law (Article 66B, §1.02) that defines the phrase "consistent with" when that phrase is used in zoning laws like this Bill that require consistency with planning documents like the Howard County General Plan, this amendment:*

*1. Defines "conform with" and similar phrases; and*

*2. Substitutes "conform with", or a similar phrase, in certain places where the Bill uses the phrase "consistent with", or a similar phrase.)*

On page 4, in line 27, strike "BE CONSISTENT" and substitute "CONFORM".

On page 5, strike lines 17 and 18 in their entirety and substitute:

"2. AS USED HEREIN:

a. THE TERMS "NEW TOWN DISTRICT", "NT DISTRICT", AND "THE DISTRICT" MEAN THE LAND ZONED FOR THE ERECTION OF A NEW TOWN UNDER THE PROVISIONS OF THIS SECTION 125.

b. WHEN A PROVISION IN THIS SECTION REQUIRES THAT AN ACTION "WILL CONFORM", "CONFORM WITH", "CONFORMS WITH", OR "CONFORMS TO" THE DOWNTOWN COLUMBIA PLAN OR ANY PART OF THE PLAN, THE ACTION BEING TAKEN SHALL FURTHER, AND NOT BE CONTRARY TO, THE FOLLOWING ITEMS IN THE DOWNTOWN COLUMBIA PLAN:

(1) POLICIES;

(2) TIMING AND IMPLEMENTATION OF THE PLAN;

(3) TIMING OF DEVELOPMENT;

(4) DEVELOPMENT PATTERNS;

(5) LAND USES; AND

(6) DENSITIES AND INTENSITIES.".

On page 14, in line 29, strike "BE CONSISTENT" and substitute "CONFORM".

On page 17, in line 3, strike "BE CONSISTENT" and substitute "CONFORM". Also on page 17, in line 25, strike "IS GENERALLY CONSISTENT" and substitute "GENERALLY CONFORMS".