

Amending Section 4-104, Permit applications
Sponsored by: Councilmember Morrissey

LEGISLATIVE RESOLUTION 22-0-07

Resolution and Ordinance of the Town of University Park to amend Chapter 4 “Building and Construction”, Article 1, “Building” 4-104, “Permit applications” to delegate issuance of routine building permit applications that do not require a variance, to the Office of the Mayor.

WHEREAS, pursuant to §5-202 of the Local Government Article, Annotated Code of Maryland, the Mayor and Common Council of the Town of University Park have the power to pass such ordinances as deemed necessary to protect the health, safety and welfare of the residents of the municipality and to prevent and remove nuisances; and

WHEREAS, Chapter 4, Building and Construction, to regulate exterior building in the Town; and

WHEREAS, §4-104 of the Town Code requires that all building permits be approved by the Council; and

WHEREAS, the Mayor and Common Council have determined that it is in the public interest to delegate the approval of routine building permits that do not require a variance to the Office of the Mayor to be administratively approved.

Section 1: NOW THEREFORE be it resolved and ordained by the Mayor and Common Council of the Town of University Park that Chapter 4 “Building and Construction”, Article 1 “Building Code”, Section 4-104 “Permit applications” of the Code of the Town of University Park, be repealed, re-enacted and amended to read as follows:

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW

[Brackets] indicate matter deleted from existing law

* * Asterisks* * indicate existing law which are unchanged but not set forth in the ordinance

CAPITALS INDICATE MATTER ADDED BY AMENDMENT TO THE PROPOSED ORDINANCE

[Brackets] indicate matter deleted by amendment to the proposed ordinance

4-104 Permit applications.

A. * * * * *

B. Procedures. To be eligible for consideration, COMPLETED permit applications must be submitted to the Office of the Mayor. ALL PERMITS EXCEPT PERMITS REQUIRING A VARIANCE WILL BE APPROVED AND ISSUED ADMINISTRATIVELY THROUGH THE OFFICE OF THE MAYOR. PERMIT APPLICATIONS THAT REQUIRE A VARIANCE MUST BE APPROVED BY THE MAYOR AND COUNCIL AND MUST BE SUBMITTED TO THE OFFICE OF THE MAYOR at least five calendar days prior to the date of the meeting at which consideration of the permit is requested. Permits REQUIRING A VARIANCE [applications] will be considered by the Council at [the] A public meeting. [~~The Council shall grant or deny a permit.~~] The granting of a permit shall certify to the county that the Town has approved the proposed activity. All application fees are non-refundable and all plans and specifications submitted to the Office of the Mayor shall be kept on file for public inspection, as required by state law. THE OFFICE OF THE MAYOR WILL REPORT THE PERMITS THAT HAVE BEEN ISSUED AT LEAST MONTHLY TO THE COUNCIL.

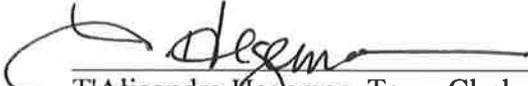
Section 2. Be it further resolved that this ordinance shall become effective twenty (20) days after enactment by the Mayor and Common Council of University Park. If any section, subsection, provision, sentence, clause, phrase or word of this Ordinance is for any reason held to be illegal or otherwise invalid by any court of competent jurisdiction, such invalidity shall be severable, and shall not affect or impair any remaining section, subsection, provision, sentence, clause, phrase or word included within this Ordinance, it being the intent of the Town that the remainder of the Ordinance shall be and shall remain in full force and effect, valid and enforceable.

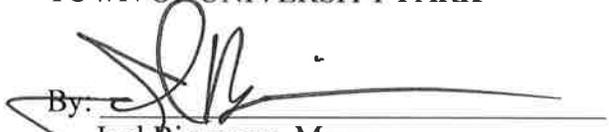
Section 3: Be it further resolved that a complete and exact copy of this proposed Ordinance shall be posted on the entrance door of the Town Building of University Park, Maryland, for a period of not less than ten (10) days, and a fair summary of this Ordinance shall be published at least once in a newspaper having general circulation in the community.

APPROVED this 19th day of October, 2022

ATTEST:

MAYOR AND COMMON COUNCIL
TOWN OF UNIVERSITY PARK


Alicandra Kegeman, Town Clerk

By: 
Joel Biermann, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____
Suellen M. Ferguson, Town Attorney