

Resolution No. 5-20 RESOLUTION:

To extend the time for the Mayor and Council to approve, modify, remand or disapprove the Planning Commission's February 2020 Park Road and North/South Stonestreet Avenue Area Comprehensive Master Plan Amendment for 60 days, until August 22, 2020.

WHEREAS, on February 12, 2020, the Rockville Planning Commission approved a resolution to recommend its February 2020, draft Park Road and North/South Stonestreet Avenue Area Comprehensive Master Plan Amendment to the Mayor and Council; and

WHEREAS, on March 25, 2020, the Planning Commission Liaison transmitted a certified attested copy of the Commission's recommended plan to the Mayor and Council; and

WHEREAS, pursuant to Section 3-204 of the Land Use Article of the Annotated Code of Maryland, a legislative body may adopt, modify, remand, or disapprove a plan and may hold a public hearing before remanding or disapproving and shall hold a public hearing before adopting or modifying a plan; and

WHEREAS, on March 30, 2020, the Mayor and Council set a public hearing date of May 4, 2020; and

WHEREAS, on April 10, 2020, the Governor of the State of Maryland renewed the State of Emergency, for the entire State of Maryland, in a continued effort to control and prevent the spread of COVID-19; and

WHEREAS, to reduce the spread of COVID-19, the U.S. Centers for Disease Control and Prevention and the Maryland Department of Health recommended social distancing and avoiding gatherings; and

WHEREAS, due to State directives for slowing the spread of COVID-19, Rockville City Hall is closed and Mayor and Council meetings are conducted virtually; and

WHEREAS, on April 27, 2020, the Mayor and Council postponed the May 4, 2020 public hearing until June 8, 2020 to provide additional time to establish procedures for the public to participate virtually in public hearings; and

WHEREAS, on June 8, 2020, the Mayor and Council public hearing was advertised and held on the rescheduled date; and

WHEREAS, pursuant to Section 3-204 of the Land Use Article, the recommendation of the Planning Commission shall be considered approved if the legislative body fails to approve, modify, remand, or disapprove the recommended plan within 90 days after the date that the

Planning Commission certifies an attested copy of the recommended plan to the legislative body;
and

WHEREAS the 90-day period for the Mayor and Council to approve, modify, remand or disapprove the recommended plan expires on June 23, 2020; and

WHEREAS Section 3-204 of the Land Use Article also states that if the legislative body determines that there are exigent circumstances so that the legislative body is unable to approve, modify, remand or disapprove the recommended plan, the legislative body may extend the deadline for no more than one 60-day extension by resolution; and

WHEREAS the Mayor and Council has determined that there are exigent circumstances so that it is unable to approve, modify, remand or disapprove the Planning Commission's recommended plan within 90 days; and

WHEREAS it is the desire of the Mayor and Council to extend the deadline to approve, modify, remand or disapprove the plan by 60 days; and

WHEREAS the 60-day extension period expires on August 22, 2020.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF ROCKVILLE, MARYLAND, that the deadline to approve, modify, remand or disapprove the Planning Commission's recommended Park Road and North/South Stonestreet Avenue Area Comprehensive Master Plan Amendment is extended for 60 days, until August 22, 2020.

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I hereby certify that the foregoing is a true and correct copy
of a resolution adopted by the Mayor and Council at its
meeting of June 22, 2020.


Sara Taylor-Ferrell
City Clerk/Director of Council Operations