

Resolution No. 09-21

RESOLUTION: To extend the time for the Mayor and Council to approve, modify, remand, or disapprove the Planning Commission's Recommended Draft of the Rockville 2040 Comprehensive Plan for 60 days, until August 7, 2021.

WHEREAS, on February 24, 2021, the Rockville Planning Commission approved a resolution to recommend its February 2021 draft Comprehensive Plan ("draft plan") to the Mayor and Council; and

WHEREAS, on March 10, 2021, the Planning Commission Liaison transmitted a certified attested copy of the Planning Commission's recommended draft 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 15, 2021, the Mayor and Council set a public hearing date of April 12, 2021, which was properly advertised and held on the established date; and

WHEREAS, the Mayor and Council held work sessions on April 19 and May 3 and scheduled a work session on May 17, 2021, to review, discuss and consider revisions to the Planning Commission's recommended draft plan; and

WHEREAS, due to continued community interest in the draft plan and the extensive document content to review, the Mayor and Council discussed and directed staff to add additional work sessions on June 7 and June 21, 2021 to continue its review and discussion of the draft plan and an additional public hearing on June 14, 2021 to hear additional public testimony on the draft plan; 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 8, 2021; 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 detennined 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 7, 2021.

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 draft Rockville 2040 Comprehensive Plan is extended for 60 days, until August 7, 2021.

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 May 17, 2021.


Sara Taylor-Ferrell, City Clerk/Director of Council Operations