

**COUNTY COMMISSIONERS OF CAROLINE COUNTY, MARYLAND**

**LEGISLATIVE BILL #2023-001**

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INTRODUCED BY: COMMISSIONERS BREEDING, PORTER, AND  
BARTZ

INTRODUCED ON: MAY 23, 2023

ATTEST: \_\_\_\_\_  
J. TRAVIS BREEDING, PRESIDENT

PUBLIC HEARING: JUNE 6, 2023; AT 9:15 AM  
HEALTH & PUBLIC SERVICES BUILDING  
403 SOUTH 7<sup>TH</sup> STREET, ROOM 111  
DENTON, MARYLAND

THIRD READING: JUNE 20, 2023

ENACTED:

EFFECTIVE:

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**Chapter 175 – Zoning – Trucking or Service Business Definition**

**AN** Act to repeal and reenact with amendments the definition of Trucking or Service Business in Section 175-8 B of Chapter 175 – Zoning, of the Code of Public Local Laws of Caroline County, Maryland;

**FOR** the purpose of revising the definition of Trucking or Service Business to allow the use of accessory small-scale commercial retail sales and storage of goods (3,000 square feet or less) in the I-2, Light Industrial District.

**BY** repealing and replacing the definition of Trucking or Service Business in Section 175-8 B. of Chapter 175 – Zoning, of the Code of Public Local Laws of Caroline County, Maryland.

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**WHEREAS**, the County Commissioners of Caroline County, Maryland (the "County Commissioners") are authorized under Article XI-F of the Maryland Constitution

and § 9-308 of the Local Government Article of the Annotated Code of Maryland (the “Local Government Article”) to adopt public local laws in general;

**WHEREAS**, the County Commissioners are authorized under the Land Use Article, Title 4, of the Annotated Code of Maryland to enact and administer zoning and land use Bills; and

**WHEREAS**, pursuant to Section 197 B. of Chapter 175, the County Commissioners have received the positive recommendation of the Planning Commission the staff of the Caroline County Department of Planning and Codes regarding the changes to the definition of Trucking or Service Business proposed in this Bill, which will have the effect of permitting the amended use in the I-2, Light Industrial District; and

**WHEREAS**, this Bill may also be known by its short title “Chapter 175 – Zoning, Section 8 B – Amendment to Trucking or Service Business Definition.”

**NOW, THEREFORE**, be it enacted by the County Commissioners of Caroline County, Maryland that:

**SECTION 1. THE DEFINITION OF TRUCKING OR SERVICE BUSINESS IN SECTION 8 B. OF CHAPTER 175** of the Code of Public Local Laws of Caroline County, Maryland is hereby repealed.

**SECTION 2. A NEW DEFINITION OF TRUCKING OR SERVICE BUSINESS IN SECTION 8 B. OF CHAPTER 175** is hereby enacted in lieu thereof, to read as follows:

**TRUCKING OR SERVICE BUSINESS** – A business where drivers and other employees report to a business or commercial lot to pick up a vehicle or trailer for use in a business which transports goods from one point to another off-site, with the ability to engage in accessory small-scale commercial retail sales and storage of goods, utilizing for such sales and/or storage 3,000 square feet or less of space.

**SECTION 3.** The Recitals to this Bill are incorporated herein and deemed a substantive part of this Bill.

**SECTION 4.** The provisions of this Bill are declared to be severable. If any section, subsection, sentence, clause, phrase, or portion of this Bill is for any reason held invalid or unconstitutional by any court or competent jurisdiction, the same shall be deemed separate, distinct, and independent from, and such holding shall not affect the validity of, the remaining portions of this Bill, it being the intent of the County that this Bill shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

**SECTION 5.** The Publishers of the Code of Public Local Laws of Caroline County, Maryland (the “Code”) in consultation with and subject to the approval of the County shall make non-substantive corrections to codification, style, capitalization, punctuation, grammar, spelling, organization, and any internal or external reference or citations to the Code that is incorrect or obsolete, with no further action required by the County Commissioners. All such corrections shall be adequately referenced and described in the editor's note following the section affected.

**SECTION 6.** The title of this Bill, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Bill for publication and all other purposes.

**SECTION 7.** This Bill shall take effect on \_\_\_\_\_.

Enacted this \_\_\_\_ day of \_\_\_\_\_ 2023.

**ATTEST:**

**COUNTY COMMISSIONERS OF  
CAROLINE COUNTY, MARYLAND**

\_\_\_\_\_  
Kaleigh Leager  
Executive Assistant

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J. Travis Breeding, President

(SEAL)

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Larry C. Porter, Vice-President

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N. Franklin Bartz, III., Commissioner