

The Zoning Hearing Examiner recommended that language be inserted concerning the outcome of the application in the event that the District Council did not render a decision within the required time. The Committee addressed this point by amending the bill to require a statutory denial if a decision is not reached within 150 days.

The Office of Law, Planning Board and ZHE offered a final amendment which states that this legislation is to be read in concert with other applicable laws, but in the event of conflict, the legislation shall supersede those laws. This amendment was adopted by the Committee.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

This bill is designed to bring the normal Special Exception application process within the parameters of recent court decisions requiring time limitations on the processing of First Amendment- related applications. The steps required for adult book store applications are the same as for all others, but each step is bound by specific time limitations. The bill also deletes obsolete language relating to litigation, which is now completed, and makes other minor technical corrections.

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(Zoning)

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