

land, 1965; being subparagraph 75, heading "Zoning Powers of District Councils Generally"; to make correction of errors therein and to provide that no regulation shall prohibit the use of any land at a level below five hundred (500) feet from the surface of the earth for the purpose of storing natural or artificial gas within a certain area of Prince George's County.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 75 of Chapter 780 of the Laws of Maryland, 1959, title "Maryland-National Capital Park and Planning Commission," subtitle "Regional District," being Section 59-80 of the Code of Public Local Laws of Prince George's County (1963 Edition) and Section 70-86 of the Montgomery County Code (1965 Edition) being Articles 17 and 16 of the Code of Public Local Laws of Maryland, respectively, as the same was last amended by Chapter 449 of the Laws of Maryland, 1965, be and the same is hereby repealed and re-enacted, with amendments, to read as follows:

75. (59-80) (70-86) Zoning Powers of District Councils Generally.

The county council of Montgomery County and the board of county commissioners of Prince George's County are respectively empowered, in accordance with the conditions and procedures specified in *this subtitle* [sections 72-82, 72-83, 72-84, 72-87, 72-88, 72-90, 72-91, 72-93 and 72-104] of this article, to regulate in the portion of the Regional District lying within its county, (1) the location, height, bulk, and size of buildings and other structures, building lines, minimum frontages, depths and areas of lots, and percentages of lots which may be occupied; (2) the sizes of yards, courts, and other open spaces; (3) the erection of temporary stands and structures; (4) the density and distribution of population; (5) the uses of buildings and structures for trade, industry, residence, recreation, agriculture, public activities, and other purposes; and (6) the uses of land for trade, industry, residence, recreation, agriculture, forestry, or other purposes. No regulation shall prohibit the use of any land by the owner of such land or *the holder of any easement or right therein* or his tenant for farming, [or] other agricultural uses exclusively [.] or, *within the area described in Section 605-B of Article 66C of the Annotated Code of Maryland, in Prince George's County, for the purpose of storing natural or artificial gas at a level below five hundred (500) feet from the surface of the earth.* The county council and the board of county commissioners are individually designated, for the purposes of *this subtitle* [section and sections 72-82, 72-83, 72-84, 72-87, 72-88, 72-90, 72-91, 72-93 and 72-104] of this article, as district council. Not less than three members of a district council shall constitute a quorum, except in Montgomery County, not less than four members of a district council shall constitute a quorum. And be it further provided that the county council for Montgomery County, sitting as a district council, shall not receive an application for a zoning map amendment upon the same land which has been the subject of a previous zoning application for map amendment, filed after June 1, 1965, for the same zoning classification unless thirty-six (36) months has expired since the filing of the application for the previous zoning map amendment, provided, however, that the foregoing limitation shall not apply to applications filed by the district council or by the commission. And be it further provided that an application for a zoning