

AN ORDINANCE TO AMEND
TITLE 17
OF THE CODE OF EMMITSBURG
ENTITLED
ZONING

BE IT RESOLVED, ENACTED AND ORDAINED by the Mayor and Board of Commissioners of the Town of Emmitsburg, Maryland, pursuant to the authority granted to them by the laws of Maryland and the Charter of the Town of Emmitsburg, that Title 17, Zoning, of the Emmitsburg Municipal Code, be amended as follows:

New language is indicated by being in **BOLD, CAPITAL LETTERS**, and deleted language is designated by being in ~~{brackets and strike out}~~.

Chapter 17.04 – General Provisions.

§17.04.020 – Definitions.

“PRIVATE OR PUBLIC SHOOTING RANGES” MEANS, IN THE INDUSTRIAL PARK DISTRICT (I-P), A PERMANENTLY LOCATED AND IMPROVED FACILITY THAT IS DESIGNED AND OPERATED FOR THE SAFE USE OF TRAP, SKEET, RIFLES, ARCHERY, PISTOLS, SHOTGUNS, BLACK POWDER OR ANY OTHER SIMILAR SPORT SHOOTING AT TARGETS.

Chapter 17.08 – General Regulations.

§17.08.170 - Prohibited uses in all districts.

A. **EXCEPT AS PROVIDED IN §17.24.020**, private or public rifle shooting ranges are prohibited.

[B-E unchanged]

Chapter 17.24 – Industrial Park District (I-P) and Office, Research, Industrial (ORI) District.

§17.24.020 - Uses permitted in the Industrial Park district (I-P).

Uses permitted in the Industrial Park district (I-P) are as follows:

- A. Warehousing and storage of goods and materials, including warehousing, pole yards, building material storage and trucking storage. (Not however, to include auto wrecking, junk and other salvage storage);
- B. Manufacturing uses of a light nature and research and development or science oriented industries that are free from any objectionable odors, fumes, dirt, vibration, or noise detectable at the lot line. Such uses shall not be established without an application for a permit which shall be accompanied by a certification by a registered engineer or architect

indicating that fumes, odors, dirt, vibration or noise produced by the industry will not be detectable at the lot line. In the event of the denial of such permit, the applicant shall have the right of appeal to the board of appeals, in accordance with Chapter 17.12.

C. Rental facility for cars and/or trucks.

D. Vehicle repair facility.

E. PRIVATE SHOOTING RANGES, SUBJECT TO THE FOLLOWING:

- 1. STRUCTURES ASSOCIATED WITH SHOOTING RANGES SHALL BE LOCATED AT LEAST 250 FEET FROM ALL PROPERTY LINES AND PUBLIC WAYS AND 450 FEET FROM OCCUPIED STRUCTURES.**
- 2. THE SETBACK OF ALL STRUCTURES NOT USED FOR SHOOTING RANGES SHALL COMPLY WITH THE SETBACKS FOR PRINCIPAL STRUCTURES.**
- 3. A SITE DEVELOPMENT PLAN SHALL BE SUBMITTED TO AND APPROVED BY THE PLANNING COMMISSION.**
- 4. AS PART OF SITE DEVELOPMENT PLAN REVIEW, THE APPLICANT SHALL SUBMIT A RANGE SAFETY PROTOCOL OR SIMILAR SAFETY PROTOCOL DOCUMENT.**
- 5. OUTDOOR DISCHARGING OF FIREARMS OR RELEASE OF ARROWS SHALL NOT BE PERMITTED WITHIN 500 FEET OF ANY PROPERTY LINE.**
- 6. SHOOTING RANGES SHALL BE CONSTRUCTED TO ELIMINATE DANGER TO PERSONS OR PROPERTY FROM FLYING PROJECTILES. SAFETY DESIGN SHOULD BE IN ACCORDANCE WITH ACCEPTED STANDARDS AND PRACTICES.**
- 7. SHOOTING RANGES SHALL PRACTICE LEAD CONTAINMENT/COLLECTION OF PROJECTILES WITH BEST MANAGEMENT PRACTICES FOR THE INDIVIDUAL SITE IN ACCORDANCE WITH ACCEPTED STANDARDS FOR CONTAINMENT.**
- 8. THE MINIMUM LOT SIZE SHALL BE 10 ACRES.**
- 9. THE FACILITY SHALL BE DESIGNED SO THAT TOPOGRAPHIC FEATURES OF THE SITE ARE USED TO ENHANCE SAFETY, MINIMIZE FIREARM NOISE, AND MAXIMIZE LEAD CONTAINMENT.**

BE IT FURTHER RESOLVED, ENACTED AND ORDAINED that this Ordinance shall take effect on the date on which the Mayor approves the Ordinance after passing by the Board of Commissioners or on the date on which the Board of Commissioners passes the Ordinance over the veto of the Mayor.

PASSED this ___ day of _____, 2022 by a vote of

Commissioners:	For	Against	Absent	Abstain
O'Donnell				
Sweeney				
Ritz III				
Davis				
Boehman-Pollitt				
TOTAL:				

ATTEST:

BOARD OF COMMISSIONERS:

Sabrina King, Town Clerk

Timothy J. O'Donnell, President

MAYOR

_____ APPROVED _____ VETOED

this _____ day of _____, 2022.

Donald N. Briggs, Mayor

I hereby certify that the foregoing Ordinance has been posted as required by Chapter 2.04 of the Emmitsburg Municipal Code.

Sabrina King, Town Clerk
Date: