

Zoning Text Amendment No.: 21-09
Concerning: Office and Professional –
Biohealth Priority
Campus

Draft No. & Date: 1 – 10/13/2021

Introduced: October 19, 2021

Public Hearing:

Adopted:

Effective:

Ordinance No.:

**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION OF
THE MARYLAND-WASHINGTON REGIONAL DISTRICT WITHIN
MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: Councilmember Friedson

AN AMENDMENT to the Montgomery County Zoning Ordinance to:

- create a Biohealth Priority Campus use; and
- provide a process for approval of a Biohealth Priority Campus.

By amending the following sections of the Montgomery County Zoning Ordinance,
Chapter 59 of the Montgomery County Code:

DIVISION 1.4.	“DEFINED TERMS”
Section 1.4.2.	“Specific Terms and Phrases Defined”
DIVISION 3.1.	“USE TABLE”
Section 3.1.6.	“Use Table”
DIVISION 3.5.	“COMMERCIAL USES”
Section 3.5.8.	“Office and Professional”
DIVISION 4.5.	“COMMERCIAL/RESIDENTIAL ZONES”
Section 4.5.2.	“Density and Height Allocation”
Section 4.5.4.	“Optional Method Development”
DIVISION 4.6.	“EMPLOYMENT ZONES”
Section 4.6.2.	“Density and Height Allocation”
Section 4.6.4.	“Optional Method Development”
DIVISION 7.3.	“REGULATORY APPROVALS”
Section 7.3.3.	“Sketch Plan”
DIVISION 7.5.	“NOTICE STANDARDS”
Section 7.5.1.	“Noticed Required”

And by adding the following section:

Section 7.3.6. “Biohealth Priority Campus Plan”

EXPLANATION: *Boldface indicates a Heading or a defined term.*
Underlining indicates text that is added to existing law by the original text amendment.
[Single boldface brackets] indicate text that is deleted from existing law by original text amendment.
Double underlining indicates text that is added to the text amendment by amendment.
[[Double boldface brackets]] indicate text that is deleted from the text amendment by amendment.
** * * indicates existing law unaffected by the text amendment.*

ORDINANCE

The County Council for Montgomery County, Maryland, sitting as the District Council for that portion of the Maryland-Washington Regional District in Montgomery County, Maryland, approves the following ordinance:

1 **Sec. 1. DIVISION 59-1.4 is amended as follows:**

2 **Division 1.4. Defined Terms**

3 * * *

4 **Section 1.4.2. Specific Terms and Phrases Defined**

5 * * *

6 Biohealth Priority Campus: See Section 3.5.8.E

7 * * *

8 **Sec. 2. DIVISION 59-3.1 is amended as follows:**

9 **Division 3.1. Use Table**

10 * * *

11 **Section 3.1.6. Use Table**

12 The following Use Table identifies uses allowed in each zone. Uses may be
13 modified in Overlay zones under Division 4.9.

14

15

USE OR USE GROUP	Definitions and Standards	Ag	Rural Residential			Residential												Commercial / Residential			Employment				Industrial			
						Residential Detached						Residential Townhouse			Residential Multi-Unit													
			AR	R	RC	RNC	RE-2	RE-2C	RE-1	R-200	R-90	R-60	R-40	TLD	TMD	THD	R-30	R-20	R-10	CRN	CRT	CR	GR	NR	LSC	EOF	IL	IM
* * *																												
COMMERCIAL																												
* * *																												
Office and Professional	3.5.8																											
Life Sciences	3.5.8.A																						P					
Office	3.5.8.B								C	C	C							P	P	P	P	P	L	P	L	L		
Research and Development	3.5.8.C																		P	P			P	L	P	P		
Signature Business Headquarters	3.5.8.D																			L								
<u>Biohealth Priority Campus</u>	<u>3.5.8.E.</u>																			<u>L</u>				<u>L</u>				
* * *																												

16

17 **Sec. 3. Division 3.5 is amended as follows:**

18 **Division 3.5. Commercial Uses**

19 * * *

20 **Section 3.5.8. Office and Professional**

21 * * *

22 **E. Biohealth Priority Campus**

23 **1. Defined**

24 Biohealth Priority Campus means the headquarters or other primary
25 place of business of a single commercial or industrial organization,
26 including ancillary uses, that includes at least 150,000 square feet of
27 new space to be constructed or 50,000 square feet of new space to be
28 added to an existing building or group of buildings:

29 a. that qualifies as a Life Sciences or Research and Development
30 Use under Section 3.5.8 or as a Medical/Scientific
31 Manufacturing and Production Use under Section 3.6.4.D; and

32 b. is located within or adjacent to a red policy area, within an
33 opportunity zone, or within ½ mile of a planned or existing Bus
34 Rapid Transit route.

35 **2. Exemptions**

36 a. A sketch plan and a site plan are not required for a Biohealth
37 Priority Campus if the Planning Board approves a Biohealth
38 Priority Campus plan under Section 7.3.6.

39 b. Development of a Biohealth Priority Campus should proceed
40 under the standards of the underlying zone and Chapter 50,
41 except as modified by Section 3.5.8.E.

42 c. After a Biohealth Priority Campus Plan is approved, subsequent
43 additions or expansions of the Biohealth Priority Campus, in

44 any size or amount, will be processed under Section 7.3.6 as
45 amendments.

46 **3. Use Standards**

47 a. Commercial and residential FAR limits on the subject property
48 may be reallocated if the total FAR does not exceed the
49 maximum total mapped FAR of the property.

50 b. A mechanical penthouse, and the roof structures listed in
51 Section 4.1.7.C.3, may occupy a maximum of 50% of the roof
52 area.

53 c. The subject property may utilize FAR averaging under Sections
54 4.5.2.B. and 4.6.2.B.

55 * * *

56 **Sec. 4. DIVISION 59-4.5 is amended as follows:**

57 **Division 4.5. Commercial/Residential Zones**

58 * * *

59 **Section 4.5.2. Density and Height Allocation**

60 * * *

61 **B. FAR Averaging**

62 1. Only standard method development projects that require site plan
63 approval or optional method development projects can average FAR
64 between properties.

65 2. FAR may be averaged over 2 or more directly abutting or confronting
66 properties in one or more Commercial/Residential zones[,] if:

67 a. the properties are under the same site plan, sketch plan, [or]
68 Signature Business Headquarters plan, or Biohealth Priority
69 Campus plan; however, if a sketch plan, [or] Signature Business
70 Headquarters plan, or Biohealth Priority Campus plan is

- 71 required, density averaging must be shown on the applicable
- 72 plan;
- 73 b. the resulting properties are created by the same preliminary
- 74 subdivision plan or satisfy a phasing plan established by an
- 75 approved sketch plan, [or] Signature Business Headquarters
- 76 plan, or Biohealth Priority Campus plan;
- 77 c. the maximum total, nonresidential, and residential FAR limits
- 78 apply to the entire development, not to individual properties;
- 79 d. the total allowed maximum density on a resulting property that
- 80 is abutting or confronting a property in an Agricultural, Rural
- 81 Residential, or Residential Detached zone that is vacant or
- 82 improved with an agricultural or residential use does not exceed
- 83 that allowed by the property's zone; and
- 84 e. public benefits are required to be provided under any phasing
- 85 element of an approved sketch plan, [or] Signature Business
- 86 Headquarters plan, or Biohealth Priority Campus plan.
- 87 3. Density may be averaged over 2 or more non-contiguous properties in
- 88 one or more CRT or CR zones[,] if:
- 89 a. [Each] each provision under Section 4.5.2.B.2 is satisfied;
- 90 b. [The] the properties are within ¼ mile of each other, located in
- 91 a designated master-planned density transfer area, or are part of
- 92 a Signature Business Headquarters plan or Biohealth Priority
- 93 Campus plan;
- 94 c. [The] the minimum public benefit points required under
- 95 Section 4.5.4.A.2 must be exceeded by at least 50%; and
- 96 d. [The] the applicable master plan does not specifically prohibit
- 97 the averaging of density between non-contiguous properties.

98 4. If the Planning Board approves a site plan [or], Signature Business
 99 Headquarters plan, or Biohealth Priority Campus plan for a
 100 development project using FAR averaging across two or more lots,
 101 the maximum density on certain lots in the development project will
 102 be less than or greater than the zone allows, as indicated in the
 103 applicable plan. To provide additional notice of the FAR averaging,
 104 before the Planning Board approves a certified site plan [or], certified
 105 Signature Business Headquarters plan, or Biohealth Priority Campus
 106 plan for such a project or, if plat approval is required, before plat
 107 approval, the applicant must state the gross square footage taken from
 108 any lot with reduced density in an instrument approved by the
 109 Planning Board and must record the instrument in the Montgomery
 110 County land records.

111 * * *

112 **Section 4.5.4. Optional Method Development**

113 The CRT and CR zones allow development under the optional method.

114 **A. General Requirements**

115 **1. Procedure for Approval**

116 A sketch plan must be approved under Section 7.3.3, unless a
 117 Signature Business Headquarters plan is approved under Section 7.3.5
 118 or a Biohealth Priority Campus plan is approved under Section 7.3.6.
 119 A site plan must be approved under Section 7.3.4 for any development
 120 on a property with an approved sketch plan.

121 * * *

122 **Sec. 5. DIVISION 59-4.6 is amended as follows:**

123 **Division 4.6. Employment Zones**

124 * * *

125 **Section 4.6.2. Density and Height Allocation**

126 * * *

127 **B. FAR Averaging**

128 1. Only standard method development projects that require site plan
129 approval or optional method development projects can average FAR
130 between properties.

131 2. FAR may be averaged over 2 or more directly abutting or confronting
132 properties in one or more Employment zones[,] if:

133 a. the properties are under the same site plan, [or] sketch plan, or
134 Biohealth Priority Campus plan; however, if a sketch plan or
135 Biohealth Priority Campus plan is required, density averaging
136 must be shown on the [sketch] applicable plan;

137 b. the resulting properties are created by the same preliminary
138 subdivision plan or satisfy a phasing plan established by an
139 approved sketch plan or Biohealth Priority Campus plan;

140 * * *

141 e. public benefits are required to be provided under the phasing
142 element of an approved sketch plan or Biohealth Priority
143 Campus plan.

144 3. Density may be averaged over 2 or more non-contiguous properties in
145 one or more LSC or EOF zones[,] if:

146 a. [Each] each provision under Section 4.6.2.B.2 is satisfied;

147 b. [The] the properties are within ¼ mile of each other or in a
148 designated master-planned density transfer area or part of a
149 Biohealth Priority Campus plan;

150 c. [The] the minimum public benefit points required under Section
151 4.6.4.A.2 [must be] are exceeded by at least 50%; and

152 d. [The] the applicable master plan does not specifically prohibit
153 the averaging of density between non-contiguous properties.

154 4. If the Planning Board approves a site plan or Biohealth Priority
155 Campus plan for a development project using FAR averaging across
156 two or more lots, the maximum density on certain lots in the
157 development project will be less than or greater than the zone allows,
158 as indicated in the [site]applicable plan. To provide additional notice
159 of the FAR averaging, before the Planning Board approves a certified
160 site plan or certified Biohealth Priority campus plan for such a project
161 or, if plat approval is required, before plat approval, the applicant
162 must state the gross square footage taken from any lot with reduced
163 density in an instrument approved by the Planning Board and must
164 record the instrument in the Montgomery County land records.

165 * * *

166 **Section 4.6.4. Optional Method Development**

167 The LSC and EOF [zone]zones allow development under the optional method.

168 **A. General Requirements**

169 **1. Procedure for Approval**

170 A sketch plan must be approved under Section 7.3.3 or a Biohealth
171 Priority Campus plan must be approved under Section 7.3.6. A site
172 plan must be approved under Section 7.3.4 for any development on a
173 property with an approved sketch plan.

174 * * *

175 **Sec. 6. DIVISION 59-7.3 is amended as follows:**

176 **Division 7.3. Regulatory Approvals**

177 * * *

178 **Section 7.3.3. Sketch Plan**

179 **A. Applicability and Description**

180 1. Development under optional method in the CRT, CR, EOF, or LSC
181 zone requires approval of a sketch plan, [or] Signature Business
182 Headquarters plan, or Biohealth Priority Campus plan.

183 * * *

184 **Section 7.3.6. Biohealth Priority Campus Plan**

185 **A. Applicability and Description**

186 1. A Biohealth Priority Campus plan provides a detailed overview of a
187 proposed Biohealth Priority Campus. A Biohealth Priority Campus
188 plan review will be used to determine if the proposed development
189 satisfies current laws, regulations, and this Chapter, and substantially
190 conforms with the intent of the applicable master plan and approved
191 guidelines.

192 2. A Biohealth Priority Campus plan may be phased, with each phase
193 approved separately under this section.

194 3. A Biohealth Priority Campus plan may encompass all or part of any
195 property on which the Biohealth Priority Campus will be located and
196 must demonstrate its relation to and coordination with other
197 applicable approvals or submittals. Any amendment to a previously
198 approved plan may follow the timeframe for review under Section
199 7.3.6.B.3 through Section 7.3.6.B.6, Section 7.3.6.C, and Section
200 7.3.6.D.

201 **B. Application Requirements**

202 1. Ownership

203 a. An applicant must own the subject property or be authorized by
204 the owner to file the application.

205 b. If any land or right-of-way encompassed by a Biohealth Priority
206 Campus plan application is owned or controlled by the State,
207 County, or any other entity or agency, a written agreement or
208 authorization from that entity or agency must be submitted with
209 the Biohealth Priority Campus plan application.

210 2. A Biohealth Priority Campus plan application must include:

211 a. a legally binding commitment or other evidence accepted by the
212 Planning Director that the Biohealth Priority Campus will meet
213 the requirements of Section 3.5.8.E.1.

214 b. an application form and fees required by the Planning Director;

215 c. a site map showing existing buildings, structures, circulation
216 routes, significant natural features, historic resources, and
217 zoning and legal descriptions on the proposed development site
218 and within 500 feet of the perimeter boundary;

219 d. a list of abutting and confronting property owners in the County
220 tax records;

221 e. a list of any civic, homeowners, and renters associations that
222 are registered with the Planning Department and located within
223 1/2 mile of the site;

224 f. documentation of interest in the proposed development site
225 under Section 7.3.6.B.1;

226 g. a statement of justification outlining how the proposed
227 development satisfies the standards and criteria required to
228 grant the application;

229 h. verification that the applicant has posted notice on the property,
230 notified affected properties, and held a pre-submittal

- 231 community meeting that followed the Planning Department’s
- 232 Administrative Procedures for Development Review process;
- 233 i. a Traffic Statement or Study accepted by the Planning Director,
- 234 if not submitted with a previous or concurrent application;
- 235 j. environmental documentation or exemption for:
 - 236 i. an approved Natural Resources Inventory/Forest Stand
 - 237 Delineation;
 - 238 ii. a Stormwater Management Concept Application or, if
 - 239 required, a Water Quality Plan Application; and
 - 240 iii. a final Forest Conservation Plan application;
 - 241 k. existing and proposed dry and wet utility plan;
 - 242 l. plans of proposed development showing:
 - 243 i. use, footprints, ground-floor layout, and heights of all
 - 244 buildings and structures;
 - 245 ii. required open spaces and recreational amenities;
 - 246 iii. detailed layout and dimensions for all sidewalks, trails,
 - 247 paths, roadways, parking, loading, and bicycle storage
 - 248 areas;
 - 249 iv. grading;
 - 250 v. landscaping and lighting; and
 - 251 m. a development program and inspection schedule detailing the
 - 252 construction schedule for the project.
- 253 3. The applicant must submit an initial application to the Planning
- 254 Director for approval of completeness. The Planning Director must
- 255 review the application for completeness within 3 days after receipt.
- 256 An application is incomplete if any required element is missing or is
- 257 facially defective, e.g., a drawing that is not to scale or lacks proper

258 signatures. The assessment of completeness must not address the
259 merits of the application.

260 4. The applicant must submit any required revisions to the Planning
261 Director. The Planning Director must review the revised application
262 for completeness within 2 days after receipt.

263 5. After the Planning Director verifies that the application is complete,
264 the applicant must file the final application with the Planning
265 Director, who will accept the application and establish a hearing date
266 under Section 7.3.6.C.

267 6. Public notice is required under Division 7.5.

268 **C. Hearing Date**

269 The Planning Board must schedule a public hearing to begin within 60 days
270 after the date an application is accepted. The applicant may request an
271 extension with Planning Director approval. Any extension of the public
272 hearing must be noticed on the hearing agenda with the new public hearing
273 date indicated.

274 **D. Review and Recommendation**

275 1. State and County Agencies

276 a. Reviewing State and County agencies and utilities must submit
277 comments within 15 days after the date an application is
278 accepted. If no comments are submitted within that time, the
279 application is deemed approved.

280 b. The applicant must submit revised drawings to address the
281 comments a minimum of 20 days before the date of the hearing.
282 The Planning Director may extend the deadline if the applicant
283 submits a written request within 5 days after the revised
284 drawings were due.

285 2. Planning Director
286 The Planning Director must publish a report and recommendation a
287 minimum of 10 days before the Planning Board hearing.

288 3. Withdrawal of an Application
289 The Planning Board must send a notice to all parties entitled to notice
290 of the hearing when an applicant withdraws an application for a
291 Biohealth Priority Campus plan.

292 **E. Necessary Findings**

293 1. When reviewing an application, the approval findings apply only to
294 the site covered by the application.

295 2. To approve a Biohealth Priority Campus plan, the Planning Board
296 must find that the proposed development:

297 a. satisfies any previous approval that applies to the site, unless
298 exempt under Section 3.5.8.E.2 or amended;

299 b. satisfies the applicable use and development standards and
300 general requirements of this Chapter;

301 c. satisfies the applicable requirements of Chapter 19 and Chapter
302 22A;

303 d. provides safe, well-integrated parking, circulation patterns,
304 building massing, and site amenities;

305 e. substantially conforms with the intent of the applicable master
306 plan and any guidelines approved by the Planning Board that
307 implement the applicable plan;

308 f. will be located within or adjacent to a red policy area, within an
309 opportunity zone, or within ½ mile of a planned or existing Bus
310 Rapid Transit route;

311 g. on a property in a master plan area that requires staging based
312 on Non-Auto Driver Mode Share (NADMS), is exempt from
313 the staging requirement if:

314 i. the applicant agrees to enter into a traffic mitigation
315 agreement that provides an action plan for substantial
316 achievement of the applicable NADMS goal;

317 ii. parking below the minimum required under Section 6.2.4
318 is provided; and

319 iii. transit, bicycle, and pedestrian infrastructure required by
320 the applicable stage of the master plan is funded in the
321 Capital Improvements Program or Consolidated
322 Transportation Program, or provided by the applicant;
323 and

324 h. will be served by adequate public services and facilities,
325 including schools, police and fire protection, water, sanitary
326 sewer, public roads, storm drainage, and other public facilities.

327 **F. Decision**

328 1. The Planning Board must act upon the close of the record of the
329 public hearing by majority vote of those present at the public hearing
330 to approve, approve with modifications or conditions, or deny the
331 application. The Planning Board must issue a resolution reflecting its
332 decision within 7 days of the Planning Board vote.

333 2. Any party aggrieved by a decision of the Planning Board may file a
334 petition for judicial review of the decision within 30 days after the
335 Planning Board's action to the Circuit Court and thereafter to the
336 Court of Special Appeals.

- 337 3. Within 30 days of submission, the final Biohealth Priority Campus
338 plans must be certified by the Planning Director to confirm that the
339 drawings reflect the Planning Board’s approval. If no action is taken
340 by the Planning Director within 30 days, the plan is deemed approved
341 and certified.

342 **G. Conforming Permits**

343 For any development requiring a Biohealth Priority Campus plan, DPS must
344 not issue a sediment control permit, building permit, or use-and-occupancy
345 permit for any building, structure, or improvement unless the Planning
346 Board has approved a Biohealth Priority Campus plan and a bond has been
347 approved under Section 7.3.6.K.4.

348 **H. Duration of Approval**

- 349 1. A Biohealth Priority Campus plan expires unless a certified Biohealth
350 Priority Campus plan is approved by the Planning Director within 24
351 months after the date the resolution is mailed.
- 352 2. A Biohealth Priority Campus plan does not become effective until a
353 record plat, if otherwise needed, is recorded that satisfies any
354 approved subdivision plan for the subject property. If no record plat is
355 needed, then the Biohealth Priority Campus plan becomes effective
356 upon certification under Section 7.3.6.F.3.
- 357 3. Development activities under Section 7.3.6 must satisfy the certified
358 Biohealth Priority Campus plan and any conditions of approval.
- 359 4. If the Planning Board approves a Biohealth Priority Campus plan, the
360 applicant must have a building permit application, accepted by the
361 Department of Permitting Services, that includes the core and shell of
362 the principal building within two years of the date of the Planning
363 Board’s resolution. Within two years after the Department of

364 Permitting Services accepts the building permit application that
365 includes the core and shell of the principal building, the applicant
366 must obtain that building permit.

367 **I. Recording Procedures**

368 The certified Biohealth Priority Campus plan and Planning Board resolution
369 must be maintained in the permanent files of the Planning Department.

370 **J. Amendments**

371 Any property owner may apply for a Biohealth Priority Campus plan
372 amendment to change a certified Biohealth Priority Campus plan. There are
373 two types of amendments: a major and a minor amendment.

374 1. Major Amendment

- 375 a. A major amendment includes any request to:
 - 376 i. increase density or height by more than that allowed
 - 377 under a minor amendment (Section 7.3.6.J.2);
 - 378 ii. decrease open space;
 - 379 iii. deviate from a condition of approval; or
 - 380 iv. alter a basic element of the plan.

381 b. Public notice is required under Division 7.5.

382 c. A major amendment must follow the same hearing procedures
383 and satisfy the same necessary findings as the original
384 Biohealth Priority Campus plan.

385 2. Minor Amendment

- 386 a. A minor amendment includes any request to:
 - 387 i. increase density by up to 25%, provided the increase is
 - 388 less than or equal to the total mapped density, including
 - 389 any density increases or bonuses;

- 390 ii. increase height by up to 10%, provided the height is less
- 391 than or equal to the height and any increases allowed
- 392 under Section 3.5.8.D; or
- 393 iii. change an ancillary use, a parking or loading area,
- 394 landscaping, sidewalk, recreational facility or area,
- 395 configuration of open space, or any other plan element
- 396 that will have a minimal effect on the overall design,
- 397 layout, quality or intent of the plan.

398 A minor amendment also includes a reduction in approved
 399 parking to satisfy Article 59-6. A minor amendment does not
 400 include any change that prevents circulation on any street or
 401 path.

- 402 b. Public notice is required under Division 7.5.
- 403 c. A minor amendment may be approved by the Planning Director
- 404 without a public hearing if no objection to the application is
- 405 received within 15 days after the application notice is sent. If an
- 406 objection is received within 15 days after the application notice
- 407 is sent, and the objection is considered relevant, a public
- 408 hearing is required. A public hearing must be held under the
- 409 same procedures as an original application.

410 **K. Compliance and Enforcement**

- 411 1. If the Planning Board finds, after holding a public hearing or
- 412 designating a hearing officer to hold a public hearing, that a property
- 413 under development is not in compliance with a certified Biohealth
- 414 Priority Campus plan, it may:
- 415 a. impose a civil fine or administrative civil penalty authorized by
- 416 Chapter 50 (Section 50-10.6.D);

- 417 b. suspend or revoke the non-compliant portion of the Biohealth
- 418 Priority Campus plan approval;
- 419 c. order a compliance program that would permit the applicant to
- 420 take corrective action to satisfy the certified Biohealth Priority
- 421 Campus plan;
- 422 d. allow the applicant to propose modifications to the certified
- 423 Biohealth Priority Campus plan; or
- 424 e. take any combination of these actions.
- 425 2. If the Planning Board or its designee finds that the applicant has failed
- 426 to comply with a compliance program approved under Section
- 427 7.3.6.K.1.c, the Planning Board may, without holding any further
- 428 hearing, take any of the actions identified in Section 7.3.6.K.1.a
- 429 through Section 7.3.6.K.1.e.
- 430 3. If the Planning Board suspends or revokes all or any portion of a
- 431 Biohealth Priority Campus plan, DPS must immediately suspend any
- 432 applicable building permit under which construction has not been
- 433 completed or withhold any applicable use-and-occupancy permit, until
- 434 the Planning Board reinstates the applicable portion of the Biohealth
- 435 Priority Campus plan or approves a new plan for the development.
- 436 4. The Planning Board may require the applicant to post a commercially
- 437 acceptable form of surety securing compliance with and full
- 438 implementation of specified features of the certified Biohealth Priority
- 439 Campus plan in an amount set by the Planning Board. If such surety
- 440 is required, DPS must not issue a building permit or use-and-
- 441 occupancy permit until such surety is accepted.

442 * * *

443 **Sec. 7. DIVISION 59-7.5 is amended as follows:**

444 **Division 7.5. Notice Standards**

445 **Section 7.5.1. Notice Required**

446 Notice is required for each application according to the following table:

Application	Newspaper	Pre-Submittal Meeting	Application Sign	Application Notice	Hearing Notice	Resolution Notice	Building Permit Sign Notice	Website Posting
* * *								
Regulatory Approvals								
* * *								
Site Plan		X	X	X	X	X		X
Signature Business Headquarters Plan		X	X	X	X	X		X
<u>Biohealth Priority Campus Plan</u>		<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>		<u>X</u>
* * *								
Amendments to Approvals								
* * *								
Minor Site Plan Amendment				X				X
Major Signature Business Headquarters Plan Amendment			X	X	X	X		X

Minor Signature Business Headquarters Plan Amendment				x				
<u>Major Biohealth Priority Campus Plan</u>			<u>x</u>	<u>x</u>	<u>x</u>	<u>x</u>		<u>x</u>
<u>Minor Biohealth Priority Campus Plan</u>				<u>x</u>				

447 **KEY:** x = Required

448 * * *

449 **Sec. 7. Effective date.** This ordinance becomes effective 20 days after the
450 date of Council adoption.

451

452 This is a correct copy of Council action.

453

454 _____

455 Selena Mendy Singleton, Esq.
456 Clerk of the Council