

Introduction –June 11, 2014  
Public Hearing – June 25, 2014  
Adopted – July 23, 2014  
Effective – August 13, 2014

## ORDINANCE NO. 446

### **AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF ST. MICHAELS; CHAPTER (340), ARTICLE XV (DEFINITIONS), OF THE CODE OF THE TOWN OF ST. MICHAELS BY REPEALING AND REENACTING THE DEFINITION OF STRUCTURE; AND GENERALLY RELATING TO STRUCTURES IN THE TOWN OF ST. MICHAELS**

WHEREAS, it is the desire of the Commissioners of the Town of St. Michaels (the “Commissioners”) to amend Chapter 340 of the Code of the Town of St. Michaels by making textual changes to Section 108 “Definitions”; and

WHEREAS, the Commissioners have determined the textual changes to Chapter 340 do not require Planning Commission review; and

WHEREAS, all the requirements of the Annotated Code of Maryland (2012) , as amended, and Article XII of Chapter 340 of the Code of the Town of St. Michaels, have been satisfied; and

WHEREAS, public notice was published on June 10, 2014 and June 17, 2014 that a public hearing would be held by the Commissioners on June 25, 2014 concerning amendments to Chapter 340 of the Code of the Town of St. Michaels substantially in the form as hereafter set forth; and

WHEREAS, after having given due public notice, the Commissioners conducted a public hearing on June 25, 2014 to receive public comment on the aforesaid amendments; and

WHEREAS, all the requirements of the Maryland Annotated Code, as amended, and Article XII of Chapter 340 of the Code of the Town of St. Michaels, have been satisfied; and

WHEREAS, for the reasons stated above the Commissioners deem it in the interest of the public health, welfare and safety of the citizens of the Town, and for the good government of the Town, to enact the following Ordinance.

**SECTION 1.** NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMISSIONERS OF ST. MICHAELS that Chapter 340 (Zoning), Article XV(Definitions), Section 108 (Definitions) of the Code of the Town of St. Michaels is hereby repealed and reenacted as follows, with new language shown in *italics* and underlined and deleted language shown in ((double parentheses)) and as a ~~striketrough~~:

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**STRUCTURE**

~~((Building or construction materials, or a combination of those materials, that are purposely assembled or joined together on or over land or water. Structure includes a temporary or permanent fixed or floating pier, piling, deck, walkway, dwelling, building, boathouse, platform, gazebo or shelter for the purpose of marine access, navigation, working, eating, sleeping, or recreating))~~

**STRUCTURE**

Anything that is built or constructed, the use of which is intended to have a permanent location on the ground or is attached to or abuts something having a permanent location on the ground. The term “structure” shall be construed as if followed by the words, “or part thereof”.

SECTION 2. AND BE IT FURTHER ORDAINED AND ENACTED, that this Ordinance shall take effect twenty (20) days from the date of its enactment, having been read at two (2) meetings of The Commissioners of St. Michaels and having been passed by a yea and nay vote of The Commissioners of St. Michaels.

HAVING BEEN INTRODUCED, read for the first time and ordered posted on the Town bulletin board at the Public Meeting of The Commissioners of St. Michaels held on the 12<sup>th</sup> day of June, 2014, at 8:30 o'clock a.m., in the meeting room at the Town Office, St. Michaels, Maryland.

\_\_\_\_\_ (SEAL)  
JEAN R. WEISMAN  
Town Clerk\Manager

HAVING BEEN READ for the second time and passed by a yea and nay vote of The Commissioners of St. Michaels at a Public Meeting of The Commissioners of St. Michaels held on this 23<sup>rd</sup> day of July, 2014, at 5:00 o'clock p.m., in the meeting room of the Town Office, St. Michaels, Maryland.

Borders	-	___yea_____
Clark	-	___yea_____
Harrod	-	___yea_____
Myers	-	___yea_____
Winton	-	___yea_____

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I HEREBY CERTIFY that the above Ordinance No. 446 was passed by a yea and nay vote of The Commissioners of St. Michaels on the 23<sup>rd</sup> day of July, 2014.

ATTEST:

THE COMMISSIONERS OF ST. MICHAELS

By: \_\_\_\_\_ (Seal)

\_\_\_\_\_  
Jean R. Weisman, Town Clerk / Manager

Joanne Clark, President

I HEREBY CERTIFY that an exact copy of this Ordinance was posted from the 24<sup>th</sup> day of July, 2014, at 8:30 o'clock a.m. to the 12<sup>th</sup> day of August, 2014, at 4:30 o'clock p.m. on the bulletin board at the Town Office in St. Michaels, Maryland, and that a summary of the aforesaid Ordinance No 446, the date of its passage, its effective date and the fact that the entire text of the Ordinance may be read on the bulletin board of the Town Office, St. Michaels, Maryland, for at least twenty (20) days following the passage, has been published at least once each week for two (2) consecutive weeks following the passage of said Ordinance in a newspaper having general circulation in the Town of St. Michaels.

Date: \_\_\_\_\_, 2014

\_\_\_\_\_  
Jean R. Weisman, Town Clerk / Manager (Seal)