

# SENATE BILL 350

R2

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By: **Senator Currie**

Introduced and read first time: January 28, 2010

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Transit Administration – Transit–Oriented Development**  
3 **– Expansion of Geographic Area**

4 FOR the purpose of altering a certain definition to expand the geographic area within  
5 which a certain project could be constructed and yet qualify as a  
6 transit–oriented development; and generally relating to transit–oriented  
7 development.

8 BY repealing and reenacting, with amendments,  
9 Article – Transportation  
10 Section 7–101(m)  
11 Annotated Code of Maryland  
12 (2008 Replacement Volume and 2009 Supplement)

13 BY repealing and reenacting, without amendments,  
14 Article – Transportation  
15 Section 7–102(a)  
16 Annotated Code of Maryland  
17 (2008 Replacement Volume and 2009 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article – Transportation**

21 7–101.

22 (m) “Transit–oriented development” means a mix of private or public parking  
23 facilities, commercial and residential structures, and uses, improvements, and  
24 facilities customarily appurtenant to such facilities and uses, that:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) Is part of a deliberate development plan or strategy involving:

2 (i) Property that is adjacent to the passenger boarding and  
3 alighting location of a planned or existing transit station; or

4 (ii) Property, any part of which is located within [one-half] **ONE**  
5 mile of the passenger boarding and alighting location of a planned or existing transit  
6 station;

7 (2) Is planned to maximize the use of transit, walking, and bicycling  
8 by residents and employees; and

9 (3) Is designated as a transit-oriented development by:

10 (i) The Secretary in consultation with the secretaries of  
11 Business and Economic Development, General Services, Housing and Community  
12 Development, the Environment, and Planning; and

13 (ii) The local government or multicounty agency with land use  
14 and planning responsibility for the relevant area.

15 7-102.

16 (a) (1) The development of improved and expanded railroad facilities,  
17 railroad services, transit facilities, and transit services operating as a unified and  
18 coordinated regional transportation system, and the realization of transit-oriented  
19 development throughout the State, represent transportation purposes that are  
20 essential for the satisfactory movement of people and goods, the alleviation of present  
21 and future traffic congestion, the economic welfare and vitality, and the development  
22 of the metropolitan area of Baltimore and other political subdivisions of the State.

23 (2) The establishment of the realization of transit-oriented  
24 development as a transportation purpose under paragraph (1) of this subsection may  
25 not be construed to:

26 (i) Limit the authority of local governments to govern land use  
27 as established under any other law; or

28 (ii) Grant the State or a department of the State additional  
29 authority to supersede local land use and planning authority.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
31 October 1, 2010.