



AGENDA

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
Legislative Session 2021, Legislative Day No. 23
December 6, 2021 – 7:00 P.M.

- A. Invocation (Pruski)
- B. Pledge of Allegiance – Cub Scout Pack 209, Odenton, Maryland
- C. Ethics Statement
- D. Resolution to Elect a Chair and Vice Chair

RESOLUTION NO. 60-21 – RESOLUTION electing a Chairman and Vice Chairman of the
County Council
By Ms. Pickard, Ms. Lacey, and Ms. Rodvien

- E. Invitation to Audience
- F. Announcement of Items not Appearing on Agenda
- G. Preliminary Motion
- H. Approval of Minutes

November 15, 2021 – Legislative Day No. 22

- I. Introduction of Bills

BILL NO. 105-21 – AN ORDINANCE concerning: Personnel – Employee Relations –
Rights of Classified Employees – Limitation on Number of Appropriate Representation
Units – FOR the purpose of modifying the maximum number of appropriate
representation units for collective negotiations; providing for the application of the
Ordinance; and generally relating to personnel.
By Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 106-21 – AN ORDINANCE concerning: Zoning – Critical Area Overlay –
Resource Conservation Area – Farm Alcohol Production Facility – FOR the purpose of
allowing farm alcohol production facilities as a use in the critical area Resource
Conservation Area (“RCA”); making this Ordinance subject to approval of the Maryland
Critical Area Commission; and generally relating to zoning.
By Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 107-21 – AN ORDINANCE concerning: Capital Budget and Program – OPS Compl Solar Panels-Sewer and OPS Compl Solar Panels Water capital projects – Reduced and Supplementary Appropriations – FOR the purpose of amending the Capital Budget for the current fiscal year by reducing an appropriation to the OPS Compl Solar Panels-Sewer and the OPS Compl Solar Panels Water capital projects; making a supplementary appropriation of funds to the OPS Compl Solar Panels-Sewer and the OPS Compl Solar Panels Water capital projects; amending the Capital Program and Capital Projects Bond Ordinance for the current fiscal year; and generally relating to appropriations of funds in projects in the Capital Budget for the fiscal year ending June 30, 2022.

By Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 108-21 – AN ORDINANCE concerning: Public Safety – Distribution of Literature to Purchasers of Guns or Ammunition – FOR the purpose of requiring the Health Department to prepare and distribute certain literature to establishments that sell guns or ammunition; adding certain display and distribution requirements for sellers; authorizing enforcement by the Health Department; making a violation a Class C civil offense; providing for an abnormal effective date; and generally relating to public safety.
By Ms. Rodvien

BILL NO. 109-21 – AN ORDINANCE concerning: Public Safety – Security Measures for the Sale of Firearms – FOR the purpose of defining certain terms; prohibiting a gun dealer or a person promoting or sponsoring a gun show from conducting business without Police Department approval of security measures; specifying the required security measures; requiring gun dealers who transport firearms to have a certain inventory list in their possession; setting forth enforcement measures; making a violation a Class C civil offense; providing for the application of this Ordinance; and generally relating to public safety.
By Mr. Pruski

BILL NO. 110-21 – AN ORDINANCE concerning: Subdivision and Development – Critical Area Overlay – Marina Development in Buffer Modification Areas – FOR the purpose of exempting from certain reconfiguration requirements marinas that relocate legal lot coverage in a buffer modification area to an area outside the buffer modification area without creating additional lot coverage; exempting from certain reconfiguration requirements certified Clean Marinas that construct improvements over existing legal lot coverage outside the buffer modification area; making technical changes; making this Ordinance subject to approval of the Maryland Critical Area Commission; and generally relating to subdivision and development.
By Ms. Haire

BILL NO. 111-21 – AN ORDINANCE concerning: Finance, Taxation, and Budget – Budget – Grants Special Revenue Fund – Coronavirus State and Local Fiscal Recovery Funds – FOR the purpose of requiring that certain appropriations to the Grants Special Revenue Fund funded by Coronavirus State and Local Fiscal Recovery Funds be approved by resolution of the County Council; requiring reports to the County Council concerning the use of Coronavirus State and Local Fiscal Recovery Funds; providing for the termination

of certain provisions of this Ordinance; and generally relating to finance, taxation, and budget.

By Mr. Pruski, Ms. Pickard, Ms. Lacey, and Ms. Rodvien

BILL NO. 112-21 – AN ORDINANCE concerning: Finance, Taxation, and Budget – Budget – Grants Special Revenue Fund – Coronavirus State and Local Fiscal Recovery Funds – FOR the purpose of requiring that certain appropriations to the Grants Special Revenue Fund funded by Coronavirus State and Local Fiscal Recovery Funds be approved by resolution of the County Council; requiring that a hearing to act on the resolution be requested by at least three Councilmembers; requiring reports to the County Council concerning the use of Coronavirus State and Local Fiscal Recovery Funds; providing for the termination of certain provisions of this Ordinance; and generally relating to finance, taxation, and budget.
By Ms. Fiedler

J. Introduction of Resolutions

RESOLUTION NO. 61-21 – RESOLUTION approving the nomination for reappointment of a member to the Anne Arundel County Human Relations Commission
By Ms. Lacey, Chair
(by request of the County Executive)

RESOLUTION NO. 62-21 – RESOLUTION ENTITLED: Charter Amendment – Executive Branch – Appointment and Confirmation of the Planning and Zoning Officer
By Mr. Volke

RESOLUTION NO. 63-21 – RESOLUTION amending certain reporting deadlines required of the Charter Revision Commission
By Mr. Volke

K. Public Hearings and Call of Bills and Resolutions for Final Reading and/or Vote

BILL NO. 85-21 (As Amended) – AN ORDINANCE concerning: Subdivision and Development – Adequate Public Facilities – Public Schools – FOR the purpose of modifying the provisions for an exemption from requirements for adequate public facilities for schools; restoring provisions relating to the school utilization chart as they existed before the sunset of Bill No. 15-18; adding the option of donating land to the Board of Education for future construction of school facilities to pass the test for adequate school facilities; making certain technical changes; providing for the termination of this Ordinance; and generally relating to subdivision and development.
By Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 94-21 (As Amended) – AN ORDINANCE concerning: Subdivision and Development and Zoning – Glen Burnie Sustainable Community Overlay Area – Transit-Oriented Overlay Development Policy Areas – FOR the purpose of amending the conditions for an exemption from the test for adequate school facilities for residential redevelopment projects within the Glen Burnie Sustainable Community Overlay Area;

amending the definition of “redevelopment” to include lots located in transit-oriented overlay development policy areas; and generally relating to subdivision and development and zoning.

Introduced by Ms. Pickard

BILL NO. 96-21 (Amendment Proposed) – AN ORDINANCE concerning: Cedarhurst-on-the-Bay Shore Erosion Control District – Approval of Loan and Assignment Agreement – FOR the purpose of obligating the County to levy the special tax known as the shore erosion control district assessment on the Cedarhurst-on-the-Bay Shore Erosion Control District in an amount sufficient to repay a loan from Severn Savings Bank to the Cedarhurst Citizens Association, Inc., in each of up to six (6) fiscal years during the term of the loan.

By Ms. Lacey, Chair

(by request of the County Executive)

BILL NO. 97-21 (Amendment Proposed) – AN ORDINANCE concerning: Personnel – Benefits – Annual Leave – FOR the purpose of allowing annual leave accrued as of the end of pay period calendar year 2021 to be carried over and used during the first pay period of pay period calendar year 2022; increasing permitted carry over of accumulated annual leave accrued as of the end of pay period calendar year 2021; providing for the application of this Ordinance; and generally relating to personnel.

By Ms. Lacey, Chair

(by request of the County Executive)

BILL NO. 98-21 (Amendment Proposed) – AN ORDINANCE concerning: Boards, Commissions, and Similar Bodies – Human Relations Commission – Student Member – FOR the purpose of making the student member of the Human Relations Commission a voting member; adding the Executive Director of Arundel Community Development Services as a voting member of the Commission; and generally relating to boards, commissions, and similar bodies.

By Ms. Lacey, Chair

(by request of the County Executive)

BILL NO. 99-21 (Amendment(s) Proposed) – AN ORDINANCE concerning: Subdivision and Development – Site Development – Exemptions – FOR the purpose of exempting improvements to an existing nonresidential structure outside the critical area or bog protection area from the site development plan process under certain conditions; repealing an exemption relating to certain grading permits; and generally relating to subdivision and development.

By Mr. Volke

L. Other Business

M. Adjournment

~

Anyone with a disability who requires a reasonable accommodation to fully participate in a Council meeting should contact the Administrative Officer at least 72 hours before the meeting to discuss your accessibility needs. The Administrative Officer may be reached by email at CouncilAdmin@aacounty.org or by telephone at 410-222-1401. TTY users, please use Maryland Relay, 7-1-1.

~

WAYS TO FOLLOW THE COUNTY COUNCIL

Members of the public can watch the December 6, 2021 meeting on local cable channels or via Arundel TV Live. To find a list of channels or to access Arundel TV Live, visit www.aacounty.org/services-and-programs/government-television.

For more details on all the ways to participate please visit <https://www.aacounty.org/services-and-programs/county-council-meeting-participation>.



**ANNE ARUNDEL COUNTY
OFFICE OF THE COUNTY AUDITOR**

To: Councilmembers, Anne Arundel County Council
From: Michelle Bohlayer, County Auditor
Date: December 1, 2021
Subject: Auditor Review of Legislation for the December 6, 2021 Council Meeting

**Bill 85-21:
Subdivision and
Development – Adequate
Public Facilities – Public
Schools (As Amended)**

Summary of Legislation

This bill modifies the provisions for an exemption from requirements for adequate public facilities for schools and restores provisions relating to the school utilization chart as they existed before the sunset of Bill 15-18. This bill provides that a developer may obtain an exemption from the requirements for adequate public facilities for schools for five or less lots in a subdivision of single family dwellings or for five or less dwelling units on a site development plan if the developer has owned the property for at least three years. In addition, the bill provides that an agreement related to the exemption reflect that the developer acknowledges that the exemption is limited to five lots or dwelling units.

We commented on this bill in our letters dated October 27, 2021 and November 10, 2021. At the November 15, 2021 Council meeting, this bill was amended to add in a requirement for passing the school adequate public facilities test, which was a part of Bill 15-18. We have no further comments on this bill.

**Bill 94-21:
Subdivision and
Development and Zoning –
Glen Burnie Sustainable
Community Overlay Area
– Transit-Oriented
Overlay Development
Policy Areas (As
Amended)**

Summary of Legislation

This bill revises the definition of redevelopment under the Glen Burnie Sustainable Community Overlay to include rehabilitation of an existing structure or new construction on a lot or lots located, in whole or in part, within a Transit-Oriented Overlay Development Policy Area identified in the General Development Plan. This bill also exempts such properties from the adequate school facilities test under certain conditions. Bill 64-20 originally exempted properties from the adequate school facilities test under certain conditions, and this bill adds redevelopment, located in whole or in part, within a transit-oriented overlay development policy area as identified in the GDP to the exemption conditions.

We commented on this bill in our letter dated November 10, 2021. At the November 15, 2021 Council meeting, this bill was amended to change the terminology used in one of the conditions for exemption from the test for adequate public schools in the Glen Burnie Sustainable Community Overlay Area to reference residential uses instead of multifamily dwellings. This is a clarifying amendment to ensure that at least 50% of the dwelling units in the proposed redevelopment project will be efficiency or one bedrooms and none of the dwelling units are greater than two bedrooms, regardless of the dwelling unit type (multifamily, townhome, etc.).

**Bill 96-21:
Cedarhurst-on-the-Bay
Shore Erosion Control
District – Approval of
Loan and Assignment
Agreement**

Summary of Legislation

This bill obligates the County to levy a special tax known as the shore erosion control district assessment on the Cedarhurst-on-the-Bay Shore Erosion Control District (SECD) beginning in fiscal year 2022 in an amount sufficient to repay a \$346,000 loan from Severn Savings Bank to the Cedarhurst Citizens Associations, Inc. The loan proceeds will be used to refinance the existing loan with Sandy Spring Bank for maintenance of an existing shore erosion, bulkhead, and dredging project, which was approved via Bill 90-17. The loan commitment letter provided by the bank shows the interest rate of 3.875% annually, a loan fee of 1% of the loan amount, and the repayment term of six years.

Review of Fiscal Impact

We agree with the fiscal note that any cost associated with administering the Cedarhurst-on-the-Bay SECD loan payment will be offset by the administrative fee charged by the County when taxes are collected. The County does not commit its full faith and credit to the repayment of the loan.

**Bill 97-21:
Personnel – Benefits –
Annual Leave**

Summary of Legislation

This bill allows employees who accrue and accumulate annual leave under County Code (Code) § 6-1-302 to carry over and use annual leave accumulated up through pay period year 2021 (December 24, 2020 to December 22, 2021) during the first pay period of pay period year 2022 (December 23, 2021 through, and including, January 5, 2022). In addition, the bill also allows employees who accrue and accumulate annual leave under Code § 6-1-302 to carry over 40 days of accumulated leave into pay period year 2022. The current limit per Code § 6-1-302(d) is 35 days. The 40 days will be calculated based on the accumulated annual leave as of December 22, 2021, less any annual leave used during the first pay period of pay period year 2022.

A similar change was adopted last year due to the Covid-19 pandemic. Per Executive Order Number 31, employees were allowed to rollover up to 42 days of annual leave accrued in pay period year 2020 into pay period year 2021. This bill would similarly extend the use of annual leave through the first pay period of pay period year 2022.

Review of Fiscal Impact

This bill could result in an increase in annual leave payouts for employees that leave County service and increase in overtime due to increased leave use for applicable positions if this causes employees to use their earned leave rather than let it expire. If employees would otherwise have used the leave, it will only change the timing of used annual leave, rather than change any fiscal impact of such leave. According to the Office of Personnel, the intent is to permit the 40 days just for pay period year 2022, therefore, we agree with the fiscal note that the fiscal impact of this bill is expected to be minimal.

**Bill 98-21:
Boards, Commissions, and
Similar Bodies – Human
Relations Commission –
Student Member**

Summary of Legislation

This bill makes the student member of the Human Relations Commission (Commission) a voting member. This bill also adds the Executive Director of Arundel Community Development Services as a voting member of the Commission.

Review of Fiscal Impact

This bill does not have a direct fiscal impact.

**Bill 99-21:
Subdivision and
Development – Site
Development –
Exemptions**

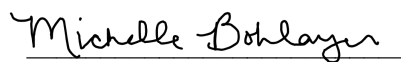
Summary of Legislation

This bill exempts improvements to an existing nonresidential structure outside the critical area or bog protection area from the site development plan process under certain conditions and repeals an exemption relating to certain grading permits.

Review of Fiscal Impact

The Office of Planning and Zoning (OPZ) does not anticipate a significant fiscal impact from this bill. This bill will allow proposed improvements to be exempt from the site development plan process that are relatively minor. These specific improvement projects would then go directly to their permit applications, as needed. Currently, a project may be allowed to skip the site development plan requirements via approval of a modification application. OPZ does not anticipate that this bill would result in additional or fewer modifications being granted, but rather would require a new process so that staff can confirm that the required criteria are demonstrated, rather than the review occurring during the current modification application review process. Based on the provisions of the bill, it may be necessary for OPZ and the Department of Inspections and Permits (I&P) to create a new application intake and review process in order to ensure the projects meet the criteria required to exempt the aforementioned improvement projects from site development plan requirements. If necessary, a new application would require OPZ, I&P, and the Office of Information Technology resources to develop and implement.

Sincerely,


Michelle Bohlayer
County Auditor

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of

Legislative Session 2021, Legislative Day No. 22

November 15, 2021 - 7:00 P.M.

The meeting was called to order by Chair Lacey at 7:00 P.M. and opened with the Invocation given by Pastor Maurice Cornwell from Uplift Through The Word Ministries, Pasadena, followed by the Pledge of Allegiance led by Mr. Volke. The meeting was held in the County Council Chambers, Arundel Center, Annapolis, Maryland. There were approximately 30 persons in the audience.

The following members of the County Council were present:

Sarah F. Lacey	First District
Allison Pickard	Second District
Nathan Volke	Third District
Andrew C. Pruski	Fourth District
Amanda Fiedler	Fifth District
Lisa D.B. Rodvien	Sixth District
Jessica Haire	Seventh District

The County Auditor's Office was represented by the County Auditor, Michelle Bohlayer. Linda Schuett, Legislative Counsel, was also present.

ETHICS STATEMENT

Laura Corby, Administrative Officer, read aloud the Ethics Statement.

INVITATION TO AUDIENCE

The Administrative Officer stated there was one submission of written public testimony received for Invitation to Audience, which was posted to the website and is part of the official record.

The following persons spoke on Invitation to Audience:

Kurt Svendsen, Severna Park
David Dull, Severna Park
Joe Larsen, Hanover
Julie Johnson, Annapolis
David Morsberger, Davidsonville

There was no one else present who wished to speak, and the Invitation to Audience was concluded.

ITEMS NOT APPEARING ON AGENDA

Ms. Lacey withdrew Bill No. 88-21 on behalf of the Administration.

PRELIMINARY MOTION

On motion of Ms. Pickard, seconded by Mr. Pruski, the Council voted that the partial reading of any bill, resolution, minutes, or amendment constitutes the reading of the whole.

APPROVAL OF MINUTES

On motion of Ms. Pickard, seconded by Mr. Pruski, the minutes of the meeting of November 1, 2021 were approved as presented.

INTRODUCTION OF BILLS

BILL NO. 100-21 – AN ORDINANCE concerning: Pensions – Reemployment – Reduction of Benefits – FOR the purpose of limiting the exemption from pension benefit reduction to the first 1,500 hours worked for certain reemployment situations; and generally relating to pensions.

By Ms. Lacey, Chair

(by request of the County Executive)

BILL NO. 101-21 – AN ORDINANCE concerning: Approval of private disposition of County-owned property located in Millersville, Maryland – FOR the purpose of approving the terms and conditions under which the County may convey certain County-owned property to the Board of Education of Anne Arundel County (“BOE”).

By Ms. Lacey, Chair

(by request of the County Executive)

BILL NO. 102-21 – AN ORDINANCE concerning: Zoning – Requirements for Conditional Uses – Adult Independent Dwelling Units – Setbacks – FOR the purpose of clarifying that structures in an adult independent dwelling facility be located a certain distance from all lot lines; requiring that parking areas for adult independent dwelling units be located a certain distance from residential lot lines; and generally relating to zoning.

Introduced by Mr. Volke

BILL NO. 103-21 – AN ORDINANCE concerning: Zoning – Commercial Districts – Gunsmiths and Ammunition Sales Facilities – FOR the purpose of allowing gunsmiths and ammunition sales facilities as a permitted use in C3 zoning districts; and generally relating to zoning.

Introduced by Ms. Fiedler and Mr. Volke

BILL NO. 104-21 – AN ORDINANCE concerning: Zoning – School Bus Facilities – FOR the purpose of adding a definition of “school bus facility”; allowing school bus facilities as a permitted use in certain commercial and industrial zoning districts; allowing school bus facilities as a conditional use in certain commercial and small business zoning districts; adding the conditional use requirements for school bus facilities; and generally relating to zoning.

Introduced by Ms. Fiedler

INTRODUCTION OF RESOLUTIONS

RESOLUTION NO. 59-21 – RESOLUTION appointing a member to the Anne Arundel Ethics Commission
By Ms. Lacey, Chair
(by request of the County Executive)
and Mr. Volke

The Chair stated Resolution No. 59-21 will be heard at the end of the meeting.

PUBLIC HEARINGS AND CALL OF BILLS FOR FINAL READING AND/OR VOTE

BILL NO. 85-21 (As Amended)

The Chair called Bill No. 85-21, as amended, An Ordinance concerning: Subdivision and Development – Adequate Public Facilities – Public Schools – For the purpose of modifying the provisions for an exemption from requirements for adequate public facilities for schools; restoring provisions relating to the school utilization chart as they existed before the sunset of Bill No. 15-18; adding the option of donating land to the Board of Education for future construction of school facilities to pass the test for adequate school facilities; making certain technical changes; providing for the termination of this Ordinance; and generally relating to subdivision and development; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Lynn Miller, Assistant Planning and Zoning Officer, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

Mr. Baron explained the purpose and goal of the bill.

The Chair opened the public hearing on Bill No. 85-21, as amended.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 85-21, as amended.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Bill No. 85-21, as amended, An Ordinance concerning: Subdivision and Development – Adequate Public Facilities – Public Schools; and the Administrative Officer read a portion of the title.

Amendment No. 5

The Chair called for Amendment No. 5 and the Administrative Officer read the description.

This amendment adds in a requirement for passing school APF that was part of Bill 15-18.

Mr. Baron explained the amendment.

Ms. Haire asked if the sentence was in the current code.

Ms. Kenney explained the reason it was not.

On motion of Ms. Pickard, seconded by Ms. Rodvien, Amendment No. 5 was adopted by the following roll call vote:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Haire, Ms. Pickard, Mr. Volke, Mr. Pruski,
Ms. Lacey
Nay – None

The Chair stated that Bill No. 85-21, as amended, will be heard on December 6, 2021.

BILL NO. 89-21

The Chair called for the public hearing on Bill No. 89-21, An Ordinance concerning: Current Expense Budget – Supplementary Appropriations – For the purpose of making supplementary appropriations from unanticipated revenues to certain offices, departments, institutions, boards, commissions or other agencies in the general fund and to certain special funds of the County government for the current fiscal year; and generally relating to making supplementary appropriations of funds to the current expense budget for the fiscal year ending June 30, 2022; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Steven Theroux, Budget Office, Billie Penley, Chief Financial Officer, Health Department, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

Mr. Baron explained the bill.

Mr. Volke asked what the \$4.8 billion would be spent on.

Ms. Penley responded.

Mr. Volke asked if the staff already existed in the department.

Ms. Penley agreed.

Ms. Fielder asked for clarification of the language in the Auditor's report and about the vaccination of children.

Ms. Penley answered.

Mr. Volke asked how the staff was being paid currently.

Ms. Penley responded.

Ms. Haire asked if any of the money would go to County surveillance testing.

Ms. Penley stated the money goes toward contact tracing.

There was discussion regarding the fund's uses.

The Chair called for the public hearing on Bill No. 89-21.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 89-21.

The following person spoke on Bill No. 89-21:

David Dull, Severna Park

There was no one else present who wished to speak and the hearing was concluded.

The Chair called Bill No. 89-21, An Ordinance concerning: Current Expense Budget – Supplementary Appropriations; and the Administrative Officer read a portion of the title.

Mr. Volke asked where else a student could be vaccinated besides through the County.

Ms. Penley shared where that was possible.

Ms. Fiedler asked for highlights from the CDC crisis cooperative agreement.

Ms. Penley shared the list.

Mr. Baron stated the agreements were provided to the Council.

Ms. Haire asked when the documents were given.

Mr. Theroux answered.

Ms. Lacey commended the smooth operation of the Health Department.

There was continued discussion regarding the use of the grant.

Bill No. 89-21 was passed by the following roll call vote:

Aye – Ms. Rodvien, Ms. Pickard, Mr. Pruski, Ms. Lacey

Nay – Ms. Fiedler, Ms. Haire, Mr. Volke

BILL NO. 90-21

The Chair called for the public hearing on Bill No. 90-21, An Ordinance concerning: Personnel – Positions in the Classified Service – Department of Public Works and Police Department – Position Control – Office of Central Services and Department of Public Works – For the purpose of modifying minimum qualifications for certain positions in the classified service; adding certain positions in the classified service; providing for the pay grade, work week, and minimum qualifications applicable to positions added to the classified service; decreasing certain

positions in the classified service; increasing certain positions in the classified service; and generally relating to personnel; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Nancy Noonan, Deputy Central Service Officer, Karen Henry, Department of Public Works, Chris Klein, Superintendent, Department of Detention Facilities, Jackie Atkinson, Personnel, Pearlene Collins, Personnel, and Kelly Kenney, Senior Assistant County Attorney.

Mr. Baron explained the bill.

Ms. Rodvien asked what motivated the amending of job qualifications.

Mr. Baron explained.

The Chair opened the public hearing on Bill No. 90-21.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 90-21.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Bill No. 90-21, An Ordinance concerning: Personnel – Positions in the Classified Service – Department of Public Works and Police Department – Position Control – Office of Central Services and Department of Public Works; and the Administrative Officer read a portion of the title.

Bill No. 90-21 was passed by the following roll call vote:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Haire, Ms. Pickard, Mr. Volke, Mr. Pruski,
Ms. Lacey
Nay – None

BILL NO. 91-21

The Chair called for the public hearing on Bill No. 91-21, An Ordinance concerning: Approval of private disposition of County-owned property consisting of approximately 37.50 +/- acres, known as 1127 Bragers Road in Odenton, Maryland – For the purpose of approving the terms and conditions under which the County may convey certain County-owned property to the Board of Education of Anne Arundel County (“BOE”); and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Alex Szachnowicz, Chief Operating Officer, AACPS, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

Mr. Baron explained the bill.

The Chair opened the public hearing on Bill No. 91-21.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 91-21.

The following person spoke on Bill No. 91-21:

Julie Johnson, Annapolis

There was no one else present who wished to testify and the hearing was concluded.

The Chair called Bill No. 91-21, An Ordinance concerning: Approval of private disposition of County-owned property consisting of approximately 37.50 +/- acres, known as 1127 Bragers Road in Odenton, Maryland; and the Administrative Officer read a portion of the title.

Mr. Volke asked what the current policy of afterhours use of the school properties was.

Mr. Szachnowicz answered.

Mr. Volke asked if there were any changes to the policy in the past years.

Mr. Szachnowicz explained the changes.

Mr. Pruski stated what the property was for and asked if there was discussion about accelerating the project.

Mr. Szachnowicz responded.

Mr. Volke expressed concern about how the Board of Education was handling the use of the property.

Mr. Szachnowicz spoke on the Board's policy.

Ms. Pickard thanked the Board for school fields.

Bill No. 91-21 was passed by the following roll call vote:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Haire, Ms. Pickard, Mr. Volke, Mr. Pruski,

Ms. Lacey

Nay – None

BILL NO. 92-21

The Chair called for the public hearing on Bill No. 92-21, An Emergency Ordinance concerning: Budget – Grants Special Revenue Fund – Limitation on Conditional Appropriation – For the purpose of limiting a conditional appropriation to the Grants Special Revenue Fund; making this an emergency ordinance; and generally relating to finance, taxation, and budget; and the Administrative Officer read the title.

Ms. Fiedler, Sponsor, explained the bill.

Peter Baron, Director, Government Affairs, was accompanied by Chris Trumbauer, Budget Officer, Steven Theroux, Budget Office, Karin McQuade, Controller, Office of Finance, Michael Beard, Office of Finance, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

Mr. Trumbauer reminded the Council of the Budget's process for grant funds.

Mr. Volke asked about the accountability or requirements that the Administration would approve and why the bill would be a problem.

Mr. Trumbauer explained the needed changes for the bill.

Ms. Fielder stated the amendment would address the concerns.

The Chair opened the public hearing on Bill No. 92-21.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 92-21.

The following persons spoke on Bill No. 92-21:

Dawn Pulliam, Crofton
Kurt Svendsen, Severna Park
Amy Leahy, Severna Park
David Dull, Severna Park

There was no one else present who wished to testify and the hearing was concluded.

The Chair called Bill No. 92-21, An Emergency Ordinance concerning: Budget – Grants Special Revenue Fund – Limitation on Conditional Appropriation; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Chair called for Amendment No. 1 and the Administrative Officer read the description.

This amendment removes a general limitation on certain appropriations to the Grants Special Revenue Fund and instead adds a condition that the County Council approve appropriations of more than \$500,000 to the Grants Special Revenue Fund funded by Fiscal Recovery Funds; adds an approval process for the County Council that may be triggered by 3 or more Councilmembers; and adds a sunset provision.

Ms. Fiedler, Sponsor, explained the amendment.

Mr. Trumbauer shared that the Administration already gives notification for any appropriations over \$500,000 and that the Administration agrees with the amendment.

Ms. Fiedler expressed her desire for the Council to have a vote during the approval process.

Ms. Rodvien voiced her concern regarding if the Council declined to approve appropriations.

Ms. Fiedler explained the amendment in detail and what would happen if the Council declines the appropriation.

Mr. Trumbauer gave his view of the amendment.

Mr. Volke explained how extra money in the budget was allocated without the Council's approval.

Ms. Pickard asked what would happen to the money if appropriations were not approved.

Mr. Beard explained.

Ms. Lacey expressed concern about the changes that will happen over the next couple of years and her view of the amendment.

There was further discussion on the amendment.

On motion of Ms. Haire, seconded by Ms. Fiedler, Amendment No. 1 was adopted by the following roll call vote:

Aye – Ms. Fiedler, Ms. Haire, Mr. Volke, Ms. Lacey

Nay – Ms. Rodvien, Ms. Pickard, Mr. Pruski

Bill No. 92-21 was defeated by the following roll call vote:

Aye – Ms. Fiedler, Ms. Haire, Mr. Volke, Ms. Lacey

Nay – Ms. Rodvien, Ms. Pickard, Mr. Pruski

BILL NO. 93-21

The Chair called for the public hearing on Bill No. 93-21, An Ordinance concerning: Subdivision and Development – Adequate School Facilities – Residential Development in Transit-Oriented Overlay Development Policy Areas – For the purpose of exempting residential development located in transit-oriented overlay development policy areas from the adequate school facilities test under certain conditions; adding the conditions for the exemption from the test for adequate school facilities; and generally relating to subdivision and development; and the Administrative Officer read the title.

Ms. Lacey, Sponsor, explained the bill.

Peter Baron, Director, Government Affairs, was accompanied by Lynn Miller, Assistant Planning and Zoning Officer, Raghavenderrao Badami, Inspections and Permits, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

Mr. Baron expressed the Administration's agreement of the bill.

Ms. Haire asked about one-bedroom/studio dwellings that generate children under the school's formula.

Ms. Miller stated that AAC public school generates the data.

Ms. Fiedler asked about the reviews of the formula.

Ms. Miller answered.

Ms. Rodvien expressed her concerns about matching the type of housing needed and asked for information indicating where the need was greatest.

Mr. Baron replied.

Ms. Lacey expounded on the lack of information.

Ms. Rodvien shared her concern of excluding larger family groups.

Ms. Lacey responded.

The Chair opened the public hearing on Bill No. 93-21.

The Administrative Officer stated there was one submission of public testimony received for Bill No. 93-21, which was posted to the website and is part of the official record.

The following persons spoke on Bill No. 93-21:

Mark Thompson, Laurel
Phil Dales, Annapolis
David Dull, Severna Park
Julie Johnson, Annapolis

There was no one else present who wished to testify and the hearing was concluded.

The Chair called Bill No. 93-21, An Ordinance concerning: Subdivision and Development – Adequate School Facilities – Residential Development in Transit-Oriented Overlay Development Policy Areas; and the Administrative Officer read a portion of the title.

Ms. Pickard expressed her concerns about the bill.

Ms. Rodvien shared her view of the need for affordable housing.

Ms. Lacey shared that affordability needed to be looked at separately.

Ms. Rodvien moved to hold the bill until December 6. There was no second and the motion failed.

Bill No. 93-21 was passed by the following roll call vote:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Haire, Mr. Volke, Mr. Pruski, Ms. Lacey

Nay – Ms. Pickard

BILL NO. 94-21

The Chair called for the public hearing on Bill No. 94-21, An Ordinance concerning: Subdivision and Development and Zoning – Glen Burnie Sustainable Community Overlay Area – Transit-Oriented Overlay Development Policy Areas – For the purpose of amending the conditions for an exemption from the test for adequate school facilities for residential redevelopment projects within the Glen Burnie Sustainable Community Overlay Area; amending the definition of “redevelopment” to include lots located in transit-oriented overlay development policy areas; and generally relating to subdivision and development and zoning; and the Administrative Officer read the title.

Ms. Pickard, Sponsor, explained the bill.

Peter Baron, Director, Government Affairs, was accompanied by Lori Rhodes, Deputy Chief Administrative Officer, Planning and Zoning, Lynn Miller, Assistant Planning and Zoning Officer, Raghavenderrao Badami, Inspections and Permits, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

Mr. Baron stated this bill is about redevelopment.

Ms. Haire asked how many children two bedroom facilities would generate through the tests.

Ms. Fiedler explained that the bill will not generate overcrowding for schools.

Mr. Szachnowicz agreed that the number would be minimal.

The Chair opened the public hearing on Bill No. 94-21.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 94-21.

The following person spoke on Bill No. 94-21:

David Dull, Severna Park

There was no one else present who wished to testify and the hearing was concluded.

The Chair called Bill No. 94-21, An Ordinance concerning: Subdivision and Development and Zoning – Glen Burnie Sustainable Community Overlay Area – Transit-Oriented Overlay Development Policy Areas; and the Administrative Officer read a portion of the title.

Ms. Pickard reiterated that the bill does not engage residential development, only vacant residences.

Ms. Lacey asked about the definition of redevelopment in the bill.

Ms. Pickard clarified the specific areas to be included in the bill.

Ms. Kenney stated that the bill would apply only in the Glen Burnie Overlay area.

Ms. Fiedler asked if there was a dramatic difference between this bill and Bill No. 93-21.

Mr. Baron stated this bill covers a smaller area.

Amendment No. 1

The Chair called for Amendment No. 1 and the Administrative Officer read the description.

This amendment changes the terminology used in one of the conditions for exemption from the test for adequate public schools in the Glen Burnie Sustainable Community Overlay Area to reference “residential uses” instead of “multifamily dwellings”.

Ms. Pickard explained the amendment.

The Administration supports.

Ms. Fiedler asked for clarification of mix-used developments.

Ms. Pickard answered.

On motion of Ms. Rodvien, seconded by Ms. Pickard, Amendment No. 1 was adopted by the following roll call vote:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Haire, Ms. Pickard, Mr. Pruski

Nay – Mr. Volke, Ms. Lacey

The Chair stated that Bill No. 94-21, as amended, will be heard on December 6, 2021.

BILL NO. 95-21

The Chair called for the public hearing on Bill No. 95-21, An Ordinance concerning: Construction and Property Maintenance Codes Supplement – International Building Codes Supplement – Exterior Wall Glass and Glazing – Nonresidential Construction – For the purpose of defining “threat factor”; requiring that glass installed on the exterior walls of nonresidential construction comply with certain bird threat factors; providing for the application of this ordinance; and generally relating to the construction and property maintenance codes; and the Administrative Officer read the title.

Ms. Rodvien, Sponsor, explained the bill and gave examples of buildings.

Peter Baron, Director, Government Affairs, was accompanied by Andrew McCarra, Inspections and Permits, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

The Administration supports.

Ms. Haire asked about the grandfathering clause.

Ms. Rodvien answered.

Ms. Kenney agreed that it was only for new constructions.

Mr. McCarra explained there was no permit needed to add new windows.

Mr. Pruski asked for any local studies and about updating the permit process.

Mr. Baron stated there were no local studies.

Mr. McCarra was not sure why the Code was not updated.

Mr. Pruski asked about using other materials.

Ms. Fiedler asked how a new structure would meet the requirement of windows.

Mr. McCarra explained when the windows would be inspected.

Ms. Fiedler asked if etching or decals would be allowed.

Mr. McCarra confirmed.

Ms. Fiedler asked about the details of the decals.

Ms. Kenney explained there is no regulation for them.

Ms. Haire asked about the threat factor.

Ms. Rodvien explained.

Ms. Pickard asked if the example building chose to change the windows out, or if they were mandated to.

Ms. Rodvien stated they chose to change the windows out and gave other building examples.

The Chair opened the public hearing on Bill No. 95-21.

The Administrative Officer stated there were ten submissions of public testimony received for Bill No. 93-21, which were posted to the website and are part of the official record.

The following persons spoke on Bill No. 95-21:

Jack Turner, Annapolis
Ginger Woolridge, Annapolis
Mark Southerland, Columbia
Lani Hummel, Annapolis
Julie Johnson, Annapolis

There was no one else present who wished to testify and the hearing was concluded.

The Chair called Bill No. 95-21, An Ordinance concerning: Construction and Property Maintenance Codes Supplement – International Building Codes Supplement – Exterior Wall Glass and Glazing – Nonresidential Construction; and the Administrative Officer read a portion of the title.

Bill No. 95-21 was defeated by the following roll call vote:

Aye – Ms. Rodvien, Ms. Lacey
Nay – Ms. Fiedler, Ms. Haire, Ms. Pickard, Mr. Volke, Mr. Pruski

CALL OF RESOLUTIONS FOR FINAL READING AND VOTE

RESOLUTION NO. 58-21

The Chair called Resolution No. 58-21, Resolution supporting the Anne Arundel County Board of Education's Fiscal Year 2023 Public School Construction Capital Improvement Program request for submission to the Interagency Commission on School Construction; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Alex Szachnowicz, Chief Operating Officer, AACPS, Naomi McAllister, Budget Office, and Kelly Kenney, Senior Assistant County Attorney, Office of Law.

Mr. Baron explained the resolution.

The Chair called for the public hearing on Resolution No. 54-21.

The Administrative Officer stated there were no submissions of public testimony received for Resolution No. 58-21.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Resolution No. 54-21, Resolution supporting the Anne Arundel County Board of Education's Fiscal Year 2023 Public School Construction Capital Improvement Program request for submission to the Interagency Commission on School Construction; and the Administrative Officer read the title.

Ms. Pickard asked about the Crofton Middle Class addition.

Mr. Szachnowicz stated the proposal was for four classroom additions and spoke on the program.

Resolution No. 58-21 was adopted by the following roll call vote:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Haire, Ms. Pickard, Mr. Volke, Mr. Pruski,
Ms. Lacey
Nay – None

RESOLUTION NO. 59-21

The Chair called Resolution No. 59-21, Resolution appointing a member to the Anne Arundel Ethics Commission; and the Administrative Officer read the title.

Mr. Baron explained the resolution.

The Chair called Resolution No. 59-21, Resolution appointing a member to the Anne Arundel Ethics Commission; and the Administrative Officer read the title.

Resolution No. 59-21 was adopted by the following roll call vote:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Haire, Ms. Pickard, Mr. Volke, Mr. Pruski,
Ms. Lacey
Nay – None

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Ms. Pickard, the meeting adjourned at 10:13 P.M.

Respectfully submitted,

By Anna Macaulay

For Laura Corby
Administrative Officer

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 105-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021
Public Hearing set for January 3, 2022
Bill Expires March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Personnel – Employee Relations – Rights of Classified
2 Employees – Limitation on Number of Appropriate Representation Units

3
4 FOR the purpose of modifying the maximum number of appropriate representation units
5 for collective negotiations; providing for the application of this Ordinance; and
6 generally relating to personnel.

7
8 BY repealing and reenacting, with amendments: § 6-4-105(d)(1)
9 Anne Arundel County Code (2005, as amended)

10
11 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
12 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

13 ARTICLE 6. PERSONNEL

14 TITLE 4. EMPLOYEE RELATIONS

15
16
17
18 **6-4-105. Rights of classified employees – In general.**

19
20 **(d) Limitation on number of appropriate representation units.**

21
22 (1) Under no circumstances shall the number of appropriate representation units
23 exceed [[the lower of:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter stricken from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 (i) thirteen, the number of appropriate representation units in existence on
2 December 28, 2012; or

3
4 (ii) the number of appropriate representation units that results from a
5 consolidation of appropriate representation units or the election of employees in an
6 appropriate representation unit not to be represented by an exclusive representative under
7 the provisions of § 6-4-109(b)] TWELVE.

8
9 SECTION 2. *And be it further enacted*, That the provisions of this Ordinance shall be
10 construed to apply retroactively to December 1, 2021.

11
12 SECTION 3. *And be it further enacted*, That this Ordinance shall take effect 45 days
13 from the date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 105-21

INTRO. DATE: December 6, 2021

FISCAL NOTE

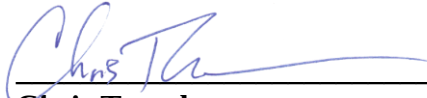
**BILL: AN ORDINANCE CONCERNING: PERSONNEL – EMPLOYEE
RELATIONS – LIMITATION ON NUMBER OF APPROPRIATE
REPRESENTATION UNITS**

SUMMARY OF LEGISLATION

The purpose of this legislation is to amend the maximum number of representation units for collective negotiations to 12.

FISCAL IMPACT

There is no estimated fiscal impact associated with this legislation. This legislation only changes the maximum number of representation units.



Chris Trumbauer
Budget Officer

12/3/2021
Date

Prepared by: Steven Theroux
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 106-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021
Public Hearing set for January 3, 2022
Bill Expires March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Critical Area Overlay – Resource Conservation
2 Area – Farm Alcohol Production Facility

3
4 FOR the purpose of allowing farm alcohol production facilities as a use in the critical area
5 Resource Conservation Area (“RCA”); making this Ordinance subject to approval of
6 the Maryland Critical Area Commission; and generally relating to zoning.

7
8 BY renumbering: § 18-13-206(15) through (45), respectively, to be § 18-13-206(16)
9 through (46), respectively
10 Anne Arundel County Code (2005, as amended)

11
12 BY adding: § 18-13-206(15)
13 Anne Arundel County Code (2005, as amended)

14
15 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
16 That § 18-13-206(15) through (45), respectively, of the Anne Arundel County Code (2005,
17 as amended) are hereby renumbered to be § 18-13-206(16) through (46), respectively.

18
19 SECTION 2. *And be it further enacted,* That Section(s) of the Anne Arundel County
20 Code (2005, as amended) read as follows:

ARTICLE 18. ZONING

TITLE 13. CRITICAL AREA OVERLAY

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.
Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.

1 **18-13-206. RCA uses.**

2
3 The following uses are the only uses allowed in the RCA and, to be allowed, the use
4 must be allowed in and meet all requirements of the underlying zoning district and, for a
5 residential use, the density allowed is one dwelling unit per 20 acres:

6
7 ***

8
9 (15) FARM ALCOHOL PRODUCTION FACILITY;

10
11 ***

12
13 SECTION 3. *And be it further enacted*, That this Ordinance shall take effect 45 days
14 from the date it becomes law, or upon approval of the Maryland Critical Area Commission
15 under the authority granted by § 8-1801, *et. seq.* of the Natural Resources Article of the
16 State Code, whichever is later. If approved, in whole or in part, after the 45 days, the
17 approved provisions of this Ordinance shall take effect on the date the notice of approval
18 is received by the Office of Planning and Zoning. If disapproved, in whole or in part, the
19 disapproved portions of this Ordinance shall be null and void without the necessity of
20 further action by the County Council. The Office of Planning and Zoning, within five days
21 after receiving any notice from the Maryland Critical Area Commission, shall forward a
22 copy to the Administrative Officer to the County Council.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 106-21

INTRO. DATE: December 6, 2021

FISCAL NOTE

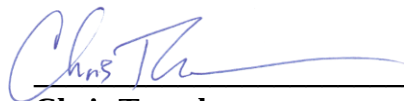
**BILL: AN ORDINANCE CONCERNING: ZONING – CRITICAL AREA
OVERLAY – RESOURCE CONSERVATION AREA – FARM ALCOHOL
PRODUCTION FACILITY**

SUMMARY OF LEGISLATION

The purpose of this legislation is to make a farm alcohol production facility an allowable use in the critical area overlay of the Resource Conservation Area. Following approval by the Anne Arundel County Council, this legislation will be forwarded to the Critical Area Commission for review and approval.

FISCAL IMPACT

There is no estimated fiscal impact associated with this legislation.

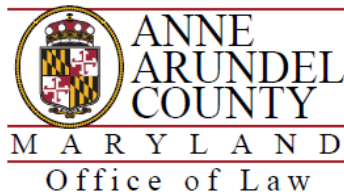


Chris Trumbauer
Budget Officer

12/3/21021
Date

Prepared by: Darlene Flynn
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller



Gregory J. Swain, County Attorney

MEMORANDUM

To: Council Members, Anne Arundel County Council

From: Kelly Phillips Kenney, Supervising County Attorney /s/

Through: Gregory J. Swain, County Attorney /s/

Date: December 6, 2021

Subject: Bill No. 106-21, Zoning – Critical Area Overlay – Resource Conservation Area – Farm Alcohol Production Facility

Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 106-21.

Background. This Bill is necessary as a result of Bill No. 68-20, which combined then-existing farm alcohol uses (farm breweries and wineries) into one use category of “farm alcohol production facility”. Prior to that Bill taking effect, wineries were allowed in the Resource Conservation Area (“RCA”) of the Chesapeake Bay Critical Area. In Bill No. 68-20, “wineries” were removed from the list of allowable uses in the RCA in § 18-13-206 of the County Code.

Purpose. The purpose of the Bill is to add “farm alcohol production facility” into the list of uses allowed in the RCA into new § 18-13-206(15).

Section 3. of the Bill provides that the Ordinance shall take effect 45 days from the date it becomes law, or upon approval of the Maryland Critical Area Commission under the authority granted by § 8-1801, *et. seq.* of the Natural Resources Article of the State Code, whichever is later.

The Office of Law is available to answer any additional questions regarding this Bill.

Thank you.

Note: This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

cc: Honorable Steuart Pittman, County Executive
Matthew Power, Chief Administrative Officer
Dr. Kai Boggess-de Bruin, Chief of Staff
Peter Baron, Legislative Liaison
Steve Kaii-Ziegler, Planning and Zoning Officer
Lori Rhodes, Assistant Planning and Zoning Officer
Chris Trumbauer, Budget Officer

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 107-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021
Public Hearing set for January 3, 2022
Bill Expires March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Capital Budget and Program – OPS Compl Solar Panels-
2 Sewer and OPS Compl Solar Panels Water capital projects – Reduced and
3 Supplementary Appropriations

4
5 FOR the purpose of amending the Capital Budget for the current fiscal year by reducing an
6 appropriation to the OPS Compl Solar Panels-Sewer and the OPS Compl Solar Panels
7 Water capital projects; making a supplementary appropriation of funds to the OPS
8 Compl Solar Panels-Sewer and the OPS Compl Solar Panels Water capital projects;
9 amending the Capital Program and Capital Projects Bond Ordinance for the current
10 fiscal year; and generally relating to appropriations of funds in projects in the Capital
11 Budget for the fiscal year ending June 30, 2022.

12
13 BY amending: Capital Budget
14 Capital Program
15 Capital Projects Bond Ordinance

16
17 WHEREAS, the OPS Compl Solar Panels-Sewer capital project (Project No.
18 S808600) and the OPS Compl Solar Panels Water capital project (Project No.
19 W808800) have existing appropriations in the Capital Budget for the fiscal year
20 ending June 30, 2022; and

21
22 WHEREAS, Section 716 of the Charter authorizes the County Council, upon
23 request of the County Executive and by affirmative vote of five members of the
24 County Council, to amend the Capital Budget; and

25
26 WHEREAS, pursuant to Section 716 of the Charter, upon recommendation of the
27 County Executive, the County Council may make supplementary appropriations to
28 the Capital Budget from revenues received from anticipated sources but in excess

of budget estimates therefor, or from revenues received from sources not anticipated in the budget for the current fiscal year; and

WHEREAS, additional funding in the total amount of \$1,923,000 has become available for the OPS Compl Solar Panels-Sewer and the OPS Compl Solar Panels Water capital projects through an Energy Water Infrastructure Program Grant from the Maryland Department of the Environment, which is from a source anticipated in the budget, but in excess of budget estimates therefor; and

WHEREAS, the County Executive is requesting that the Capital Budget be amended by reducing certain appropriations of funds in OPS Compl Solar Panels-Sewer capital project (Project No. S808600) from the WasteWater Bonds funding source, and by making a supplementary appropriation to the OPS Compl Solar Panels-Sewer capital project (Project No. S808600) from the Other State Grants funding source; and

WHEREAS, the County Executive is requesting that the Capital Budget be amended by reducing certain appropriations of funds in the OPS Compl Solar Panels Water capital project (Project No. W808800) from the Water Bonds funding source, and by making a supplementary appropriation to the OPS Compl Solar Panels Water capital project (Project No. W808800) from the Other State Grants funding source; and

WHEREAS, in accordance with Section 716 of the Charter, the Planning Advisory Board has recommended these amendments to the Capital Budget; and

WHEREAS, the Controller has certified in writing that the funds are available for appropriation; now, therefore,

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That the Current Expense Budget for the fiscal year ending June 30, 2022, is hereby amended by reducing appropriations in the total amount of \$1,923,000 in the following capital projects:

OPS Compl Solar Panels-Sewer capital project (Project No. S808600)	
(WasteWater Bonds)	\$ 423,000

OPS Compl Solar Panels Water capital project (Project No. W808800)	
(Water Bonds)	\$ 1,500,000

SECTION 2. *And be it further enacted,* That the Capital Budget for the fiscal year ending June 30, 2022, is hereby amended by making supplementary appropriations to the following capital projects:

OPS Compl Solar Panels-Sewer capital project (Project No. S808600)	
(Other State Grants)	\$ 423,000

OPS Compl Solar Panels Water capital project (Project No. W808800)	
(Other State Grants)	\$ 1,500,000

1 SECTION 3. *And be it further enacted*, that the Capital Program and the Capital
2 Projects Bond Ordinance for the fiscal year ending June 30, 2022, are hereby amended in
3 accordance with the provisions of this Ordinance.
4

5 SECTION 4. *And be it further enacted*, That this Ordinance shall take effect from the
6 date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 107-21

INTRO. DATE: December 6, 2021

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: CAPITAL BUDGET AND PROGRAM
 – OPS COMPL SOLAR PANELS- SEWER AND OPS COMPL SOLAR
 PANELS WATER CAPITAL PROJECTS – REDUCED AND
 SUPPLEMENTARY APPROPRIATIONS**

SUMMARY OF LEGISLATION

The purpose of this legislation is to amend the Capital Budget for the current fiscal year for the OPS Compl Solar Panels-Sewer (S808600) capital project and the OPS Compl Solar Panels Water (W808800) capital project, and to amend the Capital Program and Capital Projects Bond Ordinance accordingly.

FISCAL IMPACT

This legislation recognizes \$1,923,000 in State grant funding received in excess of FY 2022 budget estimates and reduces funding from county WasteWater Bonds and Water Bonds in the same aggregate amount. **Exhibit 1** summarizes appropriation changes for two capital projects.

Exhibit 1		
Appropriation Changes		
<u>Project</u>	<u>Funding Source</u>	<u>Change</u>
<i>Reduced Appropriations</i>		
OPS Compl Solar Panels-Sewer (S808600)	WasteWater Bonds	(423,000)
OPS Compl Solar Panels Water (W808800)	Water Bonds	(\$1,500,000)
	Total Reduced	(1,923,000)
<i>Supplementary Appropriations</i>		
OPS Compl Solar Panels-Sewer (S808600)	Other State Grants - EWIP Grant	\$423,000
OPS Compl Solar Panels Water (W808800)	Other State Grants - EWIP Grant	\$1,500,000
	Total Supplementary	1,923,000
EWIP = Energy Water Infrastructure Program		

This legislation also makes conforming changes to the Capital Program and the Capital Projects Bond Ordinance.



Chris Trumbauer
Budget Officer

12/3/2021

Date

Prepared by: Naomi McAllister

Reviewed by: Hannah Dier

cc: Karin McQuade, Controller

BILL NUMBER: 107-21

INTRO. DATE: December 6, 2021

CERTIFICATION OF FUNDS

In accordance with the Anne Arundel County Charter, Section 712, I certify that such funds are available for appropriation.

	<u>12/3/21</u>
Karin McQuade	Date
Controller	

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 108-21

Introduced by Ms. Rodvien

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021

Public Hearing set for January 3, 2022

Bill Expires on March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Public Safety – Distribution of Literature to Purchasers of
2 Guns or Ammunition

3
4 FOR the purpose of requiring the Health Department to prepare and distribute certain
5 literature to establishments that sell guns or ammunition; adding certain display and
6 distribution requirements for sellers; authorizing enforcement by the Health
7 Department; making a violation a Class C civil offense; providing for an abnormal
8 effective date; and generally relating to public safety.

9
10 BY adding: § 12-6-108
11 Anne Arundel County Code (2005, as amended)

12
13 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
14 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

15 ARTICLE 12. PUBLIC SAFETY

16 TITLE 6. MISCELLANEOUS PROVISIONS

17 12-6-108. Distribution of literature to purchasers of guns or ammunition.

18
19
20 (A) **Duties of Health Department.** THE ANNE ARUNDEL COUNTY HEALTH
21 DEPARTMENT SHALL PREPARE LITERATURE RELATING TO GUN SAFETY, GUN TRAINING,
22 SUICIDE PREVENTION, MENTAL HEALTH, AND CONFLICT RESOLUTION AND DISTRIBUTE
23 THE LITERATURE TO ALL ESTABLISHMENTS THAT SELL GUNS OR AMMUNITION.
24
25

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter repealed from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 **(B) Requirements.** ESTABLISHMENTS THAT SELL GUNS OR AMMUNITION SHALL MAKE
2 THE LITERATURE DISTRIBUTED BY THE HEALTH DEPARTMENT VISIBLE AND AVAILABLE
3 AT THE POINT OF SALE. THESE ESTABLISHMENTS SHALL ALSO DISTRIBUTE THE
4 LITERATURE TO ALL PURCHASERS OF GUNS OR AMMUNITION.
5

6 **(C) Enforcement.** AN AUTHORIZED REPRESENTATIVE OF THE ANNE ARUNDEL
7 COUNTY HEALTH DEPARTMENT MAY ISSUE A CITATION TO AN OWNER OF AN
8 ESTABLISHMENT THAT SELLS GUNS OR AMMUNITION FOR A VIOLATION OF SUBSECTION
9 (B).
10

11 **(D) Violations.** A VIOLATION OF THIS SECTION IS A CLASS C CIVIL OFFENSE PURSUANT
12 TO § 9-2-101 OF THIS CODE.
13

14 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 90 days
15 from the date it becomes law.

COUNTY COUNCIL OF

ANNE
ARUNDEL
COUNTY

M A R Y L A N D

LEGISLATIVE SUMMARY*

To: All Councilmembers of the Anne Arundel County Council

From: Linda M. Schuett, Legislative Counsel

Date: December 6, 2021

Subject: Bill No. 108-21

Bill No. 108-21 requires the Health Department to prepare literature relating to gun safety, gun training, suicide prevention, mental health, and conflict resolution. The Health Department then distributes the literature to all establishments that sell guns or ammunition. *See* subsection (a).

Establishments that sell guns or ammunition must make the literature visible and available at the point of sale. They must also distribute the literature to all purchasers of guns or ammunition. *See* subsection (b).

The Health Department may issue a citation to the owner of an establishment that violates these requirements. *See* subsection (c). Violations are a Class C civil offense. *See* subsection (d). The fine is \$500 for a first offense and \$1,000 for subsequent violations. *See* § 9-2-101 (f).

A bill usually takes effect 45 days from the date it becomes law. To provide ample time for the Health Department to create the required literature, this Bill takes effect 90 days after the date it becomes law.

* This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 109-21

Introduced by Mr. Pruski

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021
Public Hearing set for January 3, 2022
Bill Expires on March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Public Safety – Security Measures for the Sale of Firearms

2
3 FOR the purpose of defining certain terms; prohibiting a gun dealer or a person promoting
4 or sponsoring a gun show from conducting business without Police Department
5 approval of security measures; specifying the required security measures; requiring gun
6 dealers who transport firearms to have a certain inventory list in their possession;
7 setting forth enforcement measures; making a violation a Class C civil offense;
8 providing for the application of this Ordinance; and generally relating to public safety.
9

10 BY renumbering: §§ 12-6-101 through 12-6-107, respectively, and the title “Miscellaneous
11 Provisions” to be §§ 12-7-101 through 12-7-107, respectively, and the title
12 “Miscellaneous Provisions”
13 Anne Arundel County Code (2005, as amended)
14

15 BY adding: §§ 12-6-101 through 12-6-301 to be under the new title “Title 6. Security
16 Measures for the Sale of Firearms”
17 Anne Arundel County Code (2005, as amended)
18

19 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
20 That §§ 12-6-101 through 12-6-107, respectively, and the title “Miscellaneous Provisions”
21 of the Anne Arundel County Code (2005, as amended) be renumbered to be §§ 12-7-101
22 through 12-7-107, respectively, and the title “Miscellaneous Provisions”.
23

24 SECTION 2. *And be it further enacted,* That Section(s) of the Anne Arundel County
25 Code (2005, as amended) read as follows:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter repealed from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

ARTICLE 12. PUBLIC SAFETY

TITLE 6. SECURITY MEASURES FOR THE SALE OF FIREARMS

SUBTITLE 1. DEALERS

12-6-101. Definitions.

IN THIS SUBTITLE, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(1) "DEALER" MEANS A PERSON IN THE BUSINESS OF SELLING, RENTING, OR TRANSFERRING FIREARMS AT WHOLESALE OR RETAIL.

(2) "FIREARM" HAS THE MEANING STATED IN § 5-101 OF THE PUBLIC SAFETY ARTICLE OF THE STATE CODE.

(3) "PLACE OF PUBLIC ASSEMBLY" MEANS A LOCATION USED FOR A GATHERING OF 50 OR MORE PERSONS FOR DELIBERATION, WORSHIP, ENTERTAINMENT, EATING, DRINKING, AMUSEMENT, SHOPPING, AWAITING TRANSPORTATION, OR SIMILAR USES.

12-6-102. Applicability.

THIS TITLE APPLIES TO DEALERS WITHIN 100 YARDS OF OR IN A PARK, HOUSE OF WORSHIP, SCHOOL, PUBLIC BUILDING, OR OTHER PLACE OF PUBLIC ASSEMBLY.

12-6-103. Police department approval of security measures.

A DEALER MAY NOT CONDUCT BUSINESS WITHOUT POLICE DEPARTMENT APPROVAL OF THE SECURITY MEASURES REQUIRED BY § 12-6-106. THE DEALER SHALL OBTAIN APPROVAL BEFORE THE OPENING OF BUSINESS AND BY JUNE 1 OF EACH YEAR THEREAFTER.

12-6-104. Application for approval.

(A) **Contents of an application.** A DEALER SHALL SUBMIT AN APPLICATION TO THE POLICE DEPARTMENT FOR APPROVAL OF THE DEALER'S SECURITY MEASURES. THE APPLICATION SHALL BE ON A FORM REQUIRED BY THE POLICE DEPARTMENT AND SHALL INCLUDE, AT A MINIMUM:

(1) A DESCRIPTION OF PROPOSED OR EXISTING SECURITY MEASURES; AND

(2) AN AUTHORIZATION FOR THE POLICE DEPARTMENT TO INSPECT THE PREMISES AND ANY OFF-SITE STORAGE LOCATIONS.

(B) **Change of information.** A DEALER SHALL REPORT ANY CHANGES TO THE INFORMATION PROVIDED IN THE APPLICATION TO THE POLICE DEPARTMENT WITHIN 30 DAYS.

12-6-105. Transfer prohibited; relocation.

(A) **Approval is nontransferable.** THE POLICE DEPARTMENT'S APPROVAL OF SECURITY MEASURES MAY NOT BE TRANSFERRED.

1 **(B) Notification of relocation.** A DEALER SHALL NOTIFY THE POLICE DEPARTMENT
2 IN WRITING BEFORE MOVING THE LOCATION OF AN ESTABLISHMENT OR THE LOCATION
3 OF ANY OFF-SITE STORAGE.
4

5 **12-6-106. Security measures.**
6

7 **(A) Alarms.** THE BUSINESS PREMISES OF A DEALER SHALL BE MONITORED AT ALL
8 TIMES BY A BURGLAR AND SECURITY ALARM SYSTEM THAT INCLUDES VIDEO
9 SURVEILLANCE AND THAT COMPLIES WITH TITLE 5 OF THIS ARTICLE.
10

11 **(B) Additional security measures.** THE BUSINESS PREMISES OF A DEALER SHALL BE
12 SECURED BY THE FOLLOWING PHYSICAL SECURITY MEASURES:
13

14 (1) EXTERIOR BOLLARDS, CONCRETE BARRIERS, STEEL BARRICADES, PLANTERS,
15 LANDSCAPE BOULDERS, OR OTHER PHYSICAL BARRIERS THAT PREVENT VEHICULAR OR
16 OTHER INTRUSION INTO THE BUILDING; AND
17

18 (2) INTERIOR OR EXTERIOR SECURITY GATES, SCREENS, SHUTTERS, BARS, OR
19 GRILLES OVER WINDOWS AND DOORS, OR A SECURE VESTIBULE FOR DOORS.
20

21 **(C) Securing firearms when the business is closed.** WHEN THE BUSINESS IS CLOSED
22 TO THE PUBLIC, ALL FIREARMS SHALL BE SECURED IN A:
23

24 (1) RACK EQUIPPED WITH A LOCKING DEVICE, SUCH AS A METAL BAR OR A STEEL
25 CABLE;
26

27 (2) HEAVY GAUGE METAL CABINET EQUIPPED WITH AN ADEQUATE LOCKING
28 DEVICE;
29

30 (3) HEAVY GAUGE MESH WIRE CAGE EQUIPPED WITH AN ADEQUATE LOCKING
31 DEVICE ON THE DOORS;
32

33 (4) SAFE OR VAULT; OR
34

35 (5) GLASS DISPLAY CASE, PROVIDED THE FIREARMS ARE SECURED WITH A STEEL
36 CABLE OR OTHER ADEQUATE LOCKING DEVICE THAT IS ANCHORED IN A MANNER THAT
37 PREVENTS THE REMOVAL OF THE FIREARMS FROM THE PREMISES.
38

39 **12-6-107. Dealer's inventory list.**
40

41 **(A) Possession of an inventory list.** DEALERS WHO TRANSPORT FIREARMS FOR SALE
42 SHALL HAVE IN THEIR POSSESSION AT ALL TIMES AN INVENTORY LIST FOR EACH
43 FIREARM BEING TRANSPORTED. THE LIST SHALL INCLUDE, AT A MINIMUM, THE
44 MANUFACTURER, MODEL, AND SERIAL NUMBER OF THE FIREARMS.
45

46 **(B) Location of the inventory list.** A COPY OF THE INVENTORY LIST SHALL AT ALL
47 TIMES:
48

49 (1) ACCOMPANY THE FIREARMS;
50

51 (2) BE AVAILABLE AT THE DEALER'S BUSINESS PREMISES; AND
52

53 (3) BE PROVIDED TO LAW ENFORCEMENT UPON REQUEST.

SUBTITLE 2. GUN SHOWS

12-6-201. Definitions. IN THIS SUBTITLE, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(1) "FIREARM" HAS THE MEANING STATED IN § 5-101 OF THE PUBLIC SAFETY ARTICLE OF THE STATE CODE.

(2) "GUN SHOW" MEANS AN ORGANIZED GATHERING OPEN TO THE PUBLIC AT WHICH FIREARMS ARE DISPLAYED AND MAY BE SOLD, RENTED, OR TRANSFERRED AT WHOLESALE OR RETAIL.

12-6-202. Police department approval of security measures.

A PERSON PROMOTING OR SPONSORING A GUN SHOW MAY NOT PROCEED WITH THE SHOW OR PLACE FIREARMS ON THE PREMISES WITHOUT POLICE DEPARTMENT APPROVAL OF THE SECURITY MEASURES REQUIRED BY § 12-6-205.

12-6-203. Application for approval.

A PERSON PROMOTING OR SPONSORING A GUN SHOW SHALL SUBMIT AN APPLICATION TO THE POLICE DEPARTMENT FOR APPROVAL, AND REPORT ANY CHANGES TO THE INFORMATION PROVIDED IN THE APPLICATION, IN ACCORDANCE WITH § 12-6-104.

12-6-204. Transfer prohibited; relocation.

(A) **Approval is nontransferable.** THE POLICE DEPARTMENT'S APPROVAL OF SECURITY MEASURES FOR A GUN SHOW MAY NOT BE TRANSFERRED.

(B) **Notification of relocation.** A PERSON PROMOTING OR SPONSORING A GUN SHOW SHALL NOTIFY THE POLICE DEPARTMENT IN WRITING BEFORE MOVING THE GUN SHOW FROM ONE LOCATION TO ANOTHER.

12-6-205. Security measures.

A PERSON PROMOTING OR SPONSORING A GUN SHOW SHALL HAVE SECURITY MEASURES WHEN THE PREMISES ARE NOT OPEN TO THE PUBLIC AND FIREARMS ARE ONSITE. THE SECURITY MEASURES SHALL INCLUDE, AT A MINIMUM:

(1) A BURGLAR AND SECURITY ALARM SYSTEM THAT INCLUDES VIDEO SURVEILLANCE AND THAT COMPLIES WITH TITLE 5 OF THIS ARTICLE;

(2) SECURING FIREARMS AS PROVIDED IN § 12-6-105(C); AND

(3) LIVE SECURITY GUARD COVERAGE.

SUBTITLE 3. ENFORCEMENT

12-6-301. Enforcement.

(A) **Posting police officers or security guards at the site.** IF THE POLICE DEPARTMENT DETERMINES THAT A VIOLATION OF THIS TITLE MAY BRING THE SECURITY OF FIREARMS INTO QUESTION, THE DEPARTMENT MAY POST ONE OR MORE OFFICERS OR SECURITY GUARDS AT THE LOCATION AT THE EXPENSE OF THE DEALER UNTIL:

(1) THE VIOLATION HAS BEEN ABATED TO THE SATISFACTION OF THE POLICE DEPARTMENT; OR

(2) THE INVENTORY HAS BEEN REMOVED TO A SECURE LOCATION AND THE POLICE DEPARTMENT HAS VERIFIED THE MOVE.

(B) Court proceedings. THE POLICE DEPARTMENT MAY ENFORCE THE PROVISIONS OF THIS TITLE THROUGH INJUNCTIVE PROCEEDINGS, AN ACTION FOR SPECIFIC PERFORMANCE, OR ANY OTHER APPROPRIATE PROCEEDINGS.

(C) Civil offense. IT IS A CLASS C CIVIL OFFENSE TO VIOLATE THE PROVISIONS OF THIS TITLE.

(D) Remedies cumulative. THE REMEDIES AVAILABLE UNDER THIS SECTION ARE CUMULATIVE AND NOT EXCLUSIVE.

SECTION 3. *And be it further enacted,* That a firearms dealer in existence on or before the effective date of this Ordinance who would otherwise be subject to the requirements of this title shall comply with the requirements within 180 days after the effective date of this Ordinance.

SECTION 4. *And be it further enacted,* That this Ordinance shall take effect 45 days from the date it becomes law.

COUNTY COUNCIL OF

ANNE
ARUNDEL
COUNTY

M A R Y L A N D

LEGISLATIVE SUMMARY*

To: All Councilmembers of the Anne Arundel County Council

From: Linda M. Schuett, Legislative Counsel

Date: December 6, 2021

Subject: Bill No. 109-21

Bill No. 109-21 addresses the security measures required in connection with the sale of firearms.

DEALERS

The Bill applies to all dealers within 100 yards of or in a park, house of worship, school, public building, or other place of public assembly. *See* § 12-6-102.

The Bill defines "dealer," "firearm," and "place of public assembly."

- A "dealer" is defined as a person in the business of selling, renting, or transferring firearms, whether at wholesale or retail.
- The term "firearm" has the meaning stated in § 5-101(h) of the Public Safety Article of the State Code. Under State law, "firearm" means (1) a weapon that expels, is designed to expel, or may readily be converted to expel a projectile by the action of an explosive or (2) the frame or receiver of such a weapon. The term includes a starter gun.
- "Place of public assembly" is defined as "a location used for a gathering of 50 or more persons for deliberation, worship, entertainment, eating, drinking amusement, shopping, awaiting transportation, or similar uses."

See § 12-6-101.

* This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

A dealer may not conduct business without Police Department approval of the security measures in place at the premises. *See* § 12-6-102. To obtain approval, the dealer applies to the Police Department on a form required by the Department. The form must include, at a minimum, a description of proposed or existing security measures and an authorization for the Department to inspect the premises and any off-site storage areas. *See* § 12-6-103. The dealer may not transfer the Police Department's approval of the security measures and must notify the Department before moving the location of the business or any off-site storage. *See* § 12-6-104.

A dealer's business premises must be monitored at all times by a burglar and security alarm system that includes video surveillance. In addition, there must be exterior bollards, concrete barriers, and the like to prevent intrusion into the building and interior or exterior security gates, screens, and the like. When the business is closed, all firearms must be secured. *See* § 12-6-105.

If a dealer transports firearms, the dealer must have an inventory list that includes the manufacturer, model, and serial number of the firearms. A copy of the list must accompany the firearms, be available at the dealer's business premises, and be provided to law enforcement upon request. *See* § 12-6-106.

GUN SHOWS

A "gun show" is an organized gathering open to the public where firearms are displayed and may be sold, rented, or transferred at wholesale or retail. *See* § 12-6-201.

A person promoting or sponsoring a gun show may not hold the gun show or place firearms on the premises without approval by the Police Department of the required security measures. *See* § 12-6-202. To obtain approval, the person promoting or sponsoring the gun show applies to the Police Department on the form required by the Department. *See* § 12-6-203. The approval may not be transferred and the person promoting or sponsoring the show must notify the Police Department before moving the gun show from one location to another. *See* § 12-6-204.

Security measures are required whenever the premises are not open to the public and firearms are onsite. The measures include a burglar and security alarm system that includes video surveillance, securing the firearms, and live security guard coverage. *See* § 12-6-205.

ENFORCEMENT

If a dealer or a person promoting or sponsoring a gun show violates a provision of this Title in a manner that brings the security of firearms into question, the Police Department may post one or more security guards at the location until the violation has been abated or the inventory has been moved to a secure location. The Police Department may also enforce the provisions of this Title through court proceedings or through the issuance of a citation for a Class C civil offense. *See* § 12-6-301. The civil fine for a Class C civil offense is \$500 for the first violation and \$1,000 for the second or any subsequent violations. *See* § 9-2-101.

GRACE PERIOD

A dealer in existence as of the effective date of the Bill has 180 days after the effective date to comply with the requirements of the Bill.

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 110-21

Introduced by Ms. Haire

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021
Public Hearing set for January 3, 2022
Bill Expires on March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Critical Area Overlay –
2 Marina Development in Buffer Modification Areas

3
4 FOR the purpose of exempting from certain reconfiguration requirements marinas that
5 relocate legal lot coverage in a buffer modification area to an area outside the buffer
6 modification area without creating additional lot coverage; exempting from certain
7 reconfiguration requirements certified Clean Marinas that construct improvements over
8 existing legal lot coverage outside the buffer modification area; making technical
9 changes; making this Ordinance subject to approval of the Maryland Critical Area
10 Commission; and generally relating to subdivision and development.

11
12 BY repealing and reenacting, with amendments: § 17-8-705(b)
13 Anne Arundel County Code (2005, as amended)

14
15 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
16 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

17 ARTICLE 17. SUBDIVISION AND DEVELOPMENT

18 TITLE 8. CRITICAL AREA OVERLAY

19 20 21 22 **17-8-705. Development requirements for marinas.**

23
24 (b) **Criteria.** Within a buffer modification area in a marina, **[[the overall]]** development
25 **[[plan]]** shall comply with the following criteria:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter repealed from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 (1) New building footprints and new lot coverage shall maximize and enhance the
2 environmental features in the buffer MODIFICATION AREA and be at least 25 feet from THE
3 LANDWARD EDGE OF mean high tide and tidal wetlands.

4
5 (2) Mitigation for all new development within the buffer modification area shall
6 consist of:

7
8 (i) vegetated buffer at least 25 feet wide and no less in area than the square
9 footage of the new building footprint and new lot coverage within the buffer modification
10 area;

11
12 (ii) removal of lot coverage in the 25' buffer in an amount equal to lot coverage
13 added; or

14
15 (iii) a combination of (i) and (ii) above.

16
17 (3) Existing native vegetation may not be removed from the buffer modification
18 area except in accordance with an approved buffer management plan.

19
20 (4) Mitigation for replacement development for an existing structure where existing
21 coverage is not increased shall be at 25% of the existing coverage.

22
23 (5) A MARINA THAT RELOCATES LEGAL LOT COVERAGE FROM THE BUFFER
24 MODIFICATION AREA TO AN AREA OUTSIDE THE BUFFER MODIFICATION AREA, WITHOUT
25 CREATING ADDITIONAL LOT COVERAGE OVERALL, IS NOT SUBJECT TO THE 10%
26 REDUCTION REQUIREMENT CONTAINED IN § 17-8-403(2) FOR THE RELOCATION.

27
28 (6) A MARINA THAT CONSTRUCTS IMPROVEMENTS ON TOP OF EXISTING LEGAL LOT
29 COVERAGE OUTSIDE THE BUFFER MODIFICATION AREA IS NOT SUBJECT TO THE 10%
30 REDUCTION REQUIREMENT CONTAINED IN § 17-8-403(2) FOR THE RELOCATION IF THE
31 MARINA IS A CERTIFIED CLEAN MARINA BY THE MARYLAND DEPARTMENT OF NATURAL
32 RESOURCES AT THE TIME OF THE APPLICATION.

33
34 SECTION 2. *And be it further enacted*, That this Ordinance shall take effect 45 days
35 from the date it becomes law or upon approval of the Maryland Critical Area Commission
36 under the authority granted by § 8-1801 et seq. of the Natural Resources Article of the State
37 Code, whichever is later. If approved in whole or in part after the 45 days, the approved
38 provisions of this Ordinance shall take effect on the date the notice of approval is received
39 by the Office of Planning and Zoning. If disapproved in whole or in part, the disapproved
40 portions of this Ordinance shall be null and void without the necessity of further action by
41 the County Council. The Office of Planning and Zoning, within five days after receiving
42 any notice from the Maryland Critical Area Commission, shall forward a copy to the
43 Administrative Officer for the County Council.

COUNTY COUNCIL OF

ANNE
ARUNDEL
COUNTY

M A R Y L A N D

LEGISLATIVE SUMMARY*

To: All Councilmembers of the Anne Arundel County Council

From: Linda M. Schuett, Legislative Counsel

Date: December 6, 2021

Subject: Bill No. 110-21

Under § 17-8-403(2) of the Code, a reconfiguration of lot coverage in the critical area triggers a requirement that any lot coverage on the property that exceeds the amount allowed by law be reduced by 10%. Bill No. 110-21 contains two exceptions to the 10% reduction requirement.

Whenever a marina relocates legal lot coverage located in a buffer modification area to an area outside the buffer modification area, without creating any additional lot coverage overall, the marina need not reduce by 10% any lot coverage that exceeds the amount allowed by law. This allows a marina to move, for example, parking spaces located within 100 feet of the water to an area beyond the 100 feet, without being subject to the "penalty." *See* § 17-8-705(b)(5).

Whenever a marina constructs improvements on top of existing legal lot coverage outside the buffer modification area, a marina that is a certified clean marina by the Maryland Department of Natural Resources is not subject to the 10% reduction requirement. *See* § 17-8-705(b)(6). For additional information about "certified clean marinas," *see* <https://dnr.maryland.gov/boating/Pages/cleanmarina/home.aspx>.

Remaining changes are of a style or technical nature.

The Bill takes effect upon the later of 45 days from the date it becomes law or upon approval by the Maryland Critical Area Commission. *See* Section 2 of the Bill.

* This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 111-21

Introduced by Mr. Pruski, Ms. Pickard, Ms. Lacey, and Ms. Rodvien

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021

Public Hearing set for January 3, 2022

Bill Expires March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Finance, Taxation, and Budget – Budget – Grants Special
2 Revenue Fund – Coronavirus State and Local Fiscal Recovery Funds

3
4 FOR the purpose of requiring that certain appropriations to the Grants Special Revenue
5 Fund funded by Coronavirus State and Local Fiscal Recovery Funds be approved by
6 resolution of the County Council; requiring reports to the County Council concerning
7 the use of Coronavirus State and Local Fiscal Recovery Funds; providing for the
8 termination of certain provisions of this Ordinance; and generally relating to finance,
9 taxation, and budget.

10
11 BY repealing and reenacting, with amendments: § 4-11-114(c)
12 Anne Arundel County Code (2005, as amended)

13
14 BY renumbering: § 4-11-114(d) to be 4-11-114(e)
15 Anne Arundel County Code (2005, as amended)

16
17 BY adding: § 4-11-114(d)
18 Anne Arundel County Code (2005, as amended)

19
20 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
21 *That § 4-11-114(d) of the Anne Arundel County Code (2005, as amended) is hereby*
22 *renumbered to be § 4-11-114(e).*

23
24 SECTION 2. *And be it further enacted,* That Section(s) of the Anne Arundel County
25 Code (2005, as amended) read as follows:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

ARTICLE 4. FINANCE, TAXATION, AND BUDGET

TITLE 11. BUDGET

4-11-114. Grants Special Revenue Fund.

(c) **Conditional appropriation of unanticipated grant revenues.** Except for a grant which is used solely as a funding source for capital projects, revenue from a grant included in an ordinance appropriating funds but in excess of the amount anticipated for the grant, and any County matching funds required by the grant, are deemed appropriated for the purpose specified in the grant, subject to the following conditions:

(1) there is a grant award letter or other writing that, to the satisfaction of the Controller, confirms that the grant funds are available for expenditure by the County; [[and]]

(2) there are sufficient funds available in the budget of the agency administering the grant in either the Grants Special Revenue Fund or the General Fund for payment of any required County matching funds[.]; AND

(3) FOR APPROPRIATIONS OF MORE THAN \$500,000 FUNDED BY CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS DISTRIBUTED BY THE U.S. TREASURY, APPROVAL BY THE COUNTY COUNCIL AS DESCRIBED IN SUBSECTION (D).

(D) **Fiscal Recovery Funds – County Council approval.** WITHIN TWO BUSINESS DAYS OF RECEIPT OF A RESOLUTION TO APPROVE AN APPROPRIATION EXCEEDING \$500,000 FUNDED BY CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS DISTRIBUTED BY THE U.S. TREASURY, THE COUNTY COUNCIL MAY SCHEDULE A HEARING TO ACT ON THE RESOLUTION, SUCH HEARING TO BE HELD NOT MORE THAN TEN BUSINESS DAYS FROM THE DATE OF RECEIPT OF THE RESOLUTION. THE FAILURE OF THE COUNTY COUNCIL TO SCHEDULE A HEARING SHALL CONSTITUTE APPROVAL OF THE APPROPRIATION.

SECTION 3. *And be it further enacted,* That the Controller shall provide monthly reports to the County Council describing all approvals and expenditures for grants funded by Coronavirus State and Local Fiscal Recovery Funds by the 20th day of each month for the previous month, and the Controller shall provide a final report describing the expenditure of the grants funded by Coronavirus State and Local Fiscal Recovery Funds no later than January 31, 2027.

SECTION 4. *And be it further enacted,* That Sections 1 and 2 of this Ordinance shall remain in effect until December 31, 2024, after which they shall stand repealed and with no further action required by the County Council, be of no further force and effect.

SECTION 5. *And be it further enacted,* That this Ordinance shall take effect 45 days from the date it becomes law.

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Bill No. 112-21

Introduced by Ms. Fiedler

By the County Council, December 6, 2021

Introduced and first read on December 6, 2021
Public Hearing set for January 3, 2022
Bill Expires March 11, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Finance, Taxation, and Budget – Budget – Grants Special
2 Revenue Fund – Coronavirus State and Local Fiscal Recovery Funds

3
4 FOR the purpose of requiring that certain appropriations to the Grants Special Revenue
5 Fund funded by Coronavirus State and Local Fiscal Recovery Funds be approved by
6 resolution of the County Council; requiring that a hearing to act on the resolution be
7 requested by at least three Councilmembers; requiring reports to the County Council
8 concerning the use of Coronavirus State and Local Fiscal Recovery Funds; providing
9 for the termination of certain provisions of this Ordinance; and generally relating to
10 finance, taxation, and budget.

11
12 BY repealing and reenacting, with amendments: § 4-11-114(c)
13 Anne Arundel County Code (2005, as amended)

14
15 BY renumbering: § 4-11-114(d) to be 4-11-114(e)
16 Anne Arundel County Code (2005, as amended)

17
18 BY adding: § 4-11-114(d)
19 Anne Arundel County Code (2005, as amended)

20
21 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
22 That § 4-11-114(d) of the Anne Arundel County Code (2005, as amended) is hereby
23 renumbered to be § 4-11-114(e).

24
25 SECTION 2. *And be it further enacted,* That Section(s) of the Anne Arundel County
26 Code (2005, as amended) read as follows:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

ARTICLE 4. FINANCE, TAXATION, AND BUDGET

TITLE 11. BUDGET

4-11-114. Grants Special Revenue Fund.

(c) **Conditional appropriation of unanticipated grant revenues.** Except for a grant which is used solely as a funding source for capital projects, revenue from a grant included in an ordinance appropriating funds but in excess of the amount anticipated for the grant, and any County matching funds required by the grant, are deemed appropriated for the purpose specified in the grant, subject to the following conditions:

(1) there is a grant award letter or other writing that, to the satisfaction of the Controller, confirms that the grant funds are available for expenditure by the County; [[and]]

(2) there are sufficient funds available in the budget of the agency administering the grant in either the Grants Special Revenue Fund or the General Fund for payment of any required County matching funds[.]; AND

(3) FOR APPROPRIATIONS OF MORE THAN \$500,000 FUNDED BY CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS DISTRIBUTED BY THE U.S. TREASURY, APPROVAL BY THE COUNTY COUNCIL AS DESCRIBED IN SUBSECTION (D).

(D) **Fiscal Recovery Funds – County Council approval.** WITHIN TWO BUSINESS DAYS OF RECEIPT OF A RESOLUTION TO APPROVE AN APPROPRIATION EXCEEDING \$500,000 FUNDED BY CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS DISTRIBUTED BY THE U.S. TREASURY, THREE OR MORE MEMBERS OF THE COUNTY COUNCIL MAY REQUEST A HEARING BE SCHEDULED TO ACT ON THE RESOLUTION, SUCH HEARING TO BE HELD NOT MORE THAN TEN BUSINESS DAYS FROM THE DATE OF RECEIPT OF THE RESOLUTION. THE FAILURE OF THREE OR MORE MEMBERS OF THE COUNTY COUNCIL TO REQUEST A HEARING ON THE RESOLUTION WITHIN TWO BUSINESS DAYS SHALL CONSTITUTE APPROVAL OF THE APPROPRIATION.

SECTION 3. *And be it further enacted,* That the Controller shall provide monthly reports to the County Council describing all approvals and expenditures for grants funded by Coronavirus State and Local Fiscal Recovery Funds by the 20th day of each month for the previous month, and the Controller shall provide a final report describing the expenditure of the grants funded by Coronavirus State and Local Fiscal Recovery Funds no later than January 31, 2027.

SECTION 4. *And be it further enacted,* That Sections 1 and 2 of this Ordinance shall remain in effect until December 31, 2024, after which they shall stand repealed and with no further action required by the County Council, be of no further force and effect.

SECTION 5. *And be it further enacted,* That this Ordinance shall take effect 45 days from the date it becomes law.

COUNTY COUNCIL OF

ANNE
ARUNDEL
COUNTY

M A R Y L A N D

LEGISLATIVE SUMMARY*

To: All Councilmembers of the Anne Arundel County Council

From: Linda M. Schuett, Legislative Counsel

Date: December 6, 2021

Subject: Bill No. 111-21 and Bill No. 112-21

Bill No. 111-21 and Bill No. 112-21 both require the County Council to approve appropriations of more than \$500,000.00 funded by Coronavirus State and Local Recovery Funds distributed by the U.S. Treasury. Both Bills require the Administration to submit a resolution to obtain the approval.

The Bills differ with respect to the number of Councilmembers needed to proceed to a hearing. Bill No. 112-21 allows three or more County Councilmembers to request, within two days after receipt of the resolution, that a hearing be scheduled. Bill No. 111-21 allows the County Council to schedule a hearing within two days after receipt of the resolution, thereby requiring four affirmative votes.

Both Bills require that a hearing be held not more than ten business days from the date of receipt of the resolution. Bill No. 112-21 provides that the failure of three or more members to request a hearing within two business days constitutes approval of the appropriation. Bill No. 111-21 provides that the failure of the County Council to schedule a hearing within two business days constitutes approval of the appropriation.

Both Bills require that the Controller provide reports on the 20th day of each month to the County Council describing all approvals and expenditures for grants funded by Coronavirus State and Local Recovery Funds. Both Bills require the Controller to provide a final report on January 31, 2027.

Both Bills provide that Sections 1 and 2 of the Bills remain in effect until December 31, 2024, after which they are no further force or effect.

¹ This Legislative Summary provides a synopsis of the bills as introduced. It does not address subsequent amendments to the bills.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Resolution No. 60-21

Introduced by Ms. Pickard, Ms. Lacey, and Ms. Rodvien

By the County Council, December 6, 2021

1 RESOLUTION electing a Chairman and Vice Chairman of the County Council

2

3 WHEREAS, Section 302(a) of the Anne Arundel County Charter provides that the
4 County Council at its regular meeting or session in December of each year shall
5 elect a Chairman and Vice Chairman from its membership; now, therefore, be it
6

6

7 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
8 elects Lisa D.B. Rodvien to be Chairman of the County Council; and be it further
9

9

10 *Resolved,* That it hereby elects Andrew C. Pruski to be Vice Chairman of the County
11 Council.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Resolution No. 61-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, December 6, 2021

1 RESOLUTION approving the nomination for reappointment of a member to the Anne
2 Arundel County Human Relations Commission

3
4 WHEREAS, § 3-5A-101 of the County Code provides that there is a Human
5 Relations Commission to be known as the Anne Arundel County Human Relations
6 Commission (“Commission”); and

7
8 WHEREAS, § 3-5A-102 of the County Code provides that the purpose of the
9 Commission is to promote and enhance the ability of all Anne Arundel County
10 residents to pursue their lives free of discrimination; and

11
12 WHEREAS, § 3-5A-103 of the County Code provides that the Commission shall
13 consist of 11 voting members, all of whom shall be residents of the County,
14 nominated by the County Executive and approved by resolution of the County
15 Council; and

16
17 WHEREAS, § 3-5A-103 of the County Code further provides that seven of the
18 members shall be residents of the County, with one from each councilmanic district
19 and recommended by the County Council member of the district; four members
20 shall be recommended by the County Executive; at least four of the 11 members
21 shall reflect the ethnicity and minority diversity of the residents of the County; and
22 at least one member shall be trained in or have experience with mediation; and

23
24 WHEREAS, § 3-5A-104 provides that after the expiration of the initial terms, all
25 members shall serve three year terms; and

26
27 WHEREAS, § 3-5A-104 further provides that a member whose term has expired
28 holds over until a successor is appointed; and

29
30 WHEREAS, the initial term of Joseph Clapsaddle, a member recommended by the
31 County Executive, expired on November 17, 2021; and

32
33 WHEREAS, pursuant to § 3-5A-103(a)(2) of the County Code, the County
34 Executive has recommended and nominated, subject to approval by the County
35 Council, Joseph Clapsaddle, a resident of the County, to serve a term commencing
36 on November 18, 2021 and ending November 17, 2024; and

1 WHEREAS, the County Council, after public hearing, finds that Joseph
2 Clapsaddle, meets the eligibility requirements under § 3-5A-103 of the County
3 Code and is qualified to serve on the Commission; now, therefore, be it
4

5 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
6 approves the nomination for reappointment to the Anne Arundel County Human Relations
7 Commission of Joseph Clapsaddle, to serve as recommended by the County Executive, for
8 a term commencing on November 18, 2021 and ending November 17, 2024; and be it
9 further
10

11 *Resolved,* That a copy of this Resolution be sent to Steuart Pittman, County Executive;
12 Eugene Peterson, Chairperson, Anne Arundel County Human Relations Commission;
13 Meghan Brown, Boards and Commissions Coordinator; and nominee Joseph Clapsaddle.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Resolution No. 62-21

Introduced by Mr. Volke

By the County Council, December 6, 2021

A RESOLUTION ENTITLED
Charter Amendment – Executive Branch – Appointment and Confirmation of the
Planning and Zoning Officer

RESOLUTION proposing an amendment to the Charter of Anne Arundel County to
add a requirement that the County Council confirm the County Executive's appointment
of a Planning and Zoning Officer

*Be it resolved by the County Council of Anne Arundel County, Maryland, That the
following amendments to the Anne Arundel County Charter are proposed for submission
to the qualified voters of the County at the General Election in November 2022:*

Article IV. The County Executive

Sec. 405. Powers and duties of the office.

The County Executive shall be responsible for the proper and efficient administration
of such affairs of the County as are placed in the charge or under the jurisdiction and control
of the County Executive under this Charter or by law. In addition to and not by way of
limitation of the County Executive's general duties of supervision and management of the
executive branch of the County government, the County Executive shall have the following
express responsibilities, duties, and powers:

(b) To appoint, subject to confirmation by resolution of the County Council,
the County Attorney, Chief of Police, [[and]] Fire Chief, AND THE PLANNING AND ZONING
OFFICER;

Title V. The Executive Branch

Sec. 530. Organization of office.

The Office of Planning and Zoning shall be administered by a Planning and Zoning
Officer appointed by the County Executive AND CONFIRMED BY RESOLUTION OF THE
COUNTY COUNCIL. [[, and he]] THE PLANNING AND ZONING OFFICER shall be a trained
planner of wide and varied experience in the fields of planning and zoning, at least five
years of which shall have involved a position of administrative leadership and
responsibility.

1 *And be it further resolved*, That the following question is adopted for submittal to the
2 qualified voters of the County at the General Election in November 2022 for their adoption
3 or rejection:

4
5 “To amend the Anne Arundel County Charter to require County Council confirmation
6 of the County Executive’s appointment of a Planning and Zoning Officer.”

7
8 *And be it further resolved*, That this question shall be designated as Question “___” on
9 the ballot at the General Election in November 2022.

10
11 *And be it further resolved*, That if the majority of qualified votes cast in the election
12 are for the Charter Amendment, this amendment shall stand adopted from and after the 30th
13 day following the election.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 23

Resolution No. 63-21

Introduced by Mr. Volke

By the County Council, December 6, 2021

1 RESOLUTION amending certain reporting deadlines required of the Charter Revision
2 Commission

3
4 WHEREAS, Section 1203 of the Charter of Anne Arundel County provides that, at
5 or before the first annual legislative session of the County Council after the
6 publication of each decennial census of the population of the United States, the
7 County Council shall appoint by resolution a Charter Revision Commission for the
8 purpose of making a comprehensive study of the County government and the
9 updating of its Charter where necessary, including the matter of the revision of the
10 Councilmanic districts of the County; and

11
12 WHEREAS, the statutory deadline for the delivery of 2020 census data was missed
13 because of the delays cause by the pandemic and anomalies found in the census
14 data; and

15
16 WHEREAS, the census data needed to consider the revision of the Councilmanic
17 districts of the County was made available in September of 2021; and

18
19 WHEREAS, the Charter Revision Commission was appointed on October 4, 2021
20 via Resolution No. 50-21; and

21
22 WHEREAS, Resolution No. 50-21 required that the Charter Revision Commission
23 report its findings and recommendations on revision of the Councilmanic districts
24 to the County Council no later than December 31, 2021, and report the results of its
25 comprehensive study and any recommendations for updating the Charter to the
26 County Council no later than March 31, 2022; and

27
28 WHEREAS, it now been realized that the deadlines required by Resolution No.
29 50-21 may not allow meaningful citizen participation; now, therefore, be it

30
31 *Resolved by the County Council of Anne Arundel County, Maryland, That it hereby*
32 *amends the fourth and fifth clauses in Resolution No. 50-21 to revise the deadlines as*
33 *follows:*

34
35 *Resolved, That the Commission shall report its findings and recommendations*
36 *on revision of the Councilmanic districts to the County Council no later than April*
37 *4, 2022; and be it further*

1 *Resolved*, That the Commission shall report the results of its comprehensive
2 study and any recommendations for updating the Charter to the County Council no
3 later than October 3, 2022; and be it further

4
5 and be it further

6
7 *Resolved*, That all other resolves of the County Council adopted via Resolution No. 50-
8 21 remain intact and in effect; and be it further

9
10 *Resolved*, That a copy of this resolution be sent to each member of the Charter Review
11 Commission.

AMENDMENT TO BILL NO. 96-21
(Cedarhurst-on-the-Bay Shore Erosion Control District – Approval of Loan and Assignment Agreement)

December 6, 2021

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

Amendment No. 1

On page 1 of the proposed bill, in line 6, after “from”, and in line 18, after “with”, in each instance, insert “Shore United Bank, currently doing business as”; in line 6, after “Bank” insert a comma; in line 19, after “Bank” insert “, (the “Bank”)”; and in line 23, strike “Severn Savings” and substitute “the”.

On page 2, in lines 2, 11, and 12, in each instance, strike “Severn Savings” and substitute “the”.

(This amendment changes the name of the bank extending the loan because, on November 1, 2021, Severn Savings Bank was acquired by Shore United Bank.)

AMENDMENT TO BILL NO. 97-21
(Personnel – Benefits – Annual Leave)

December 6, 2021

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

Amendment No. 1

On page 1 of the proposed bill, in line 1, after “Leave” insert “– Personal Leave Days”; in line 3, after “leave” insert “and personal leave days”; after line 21, insert:

“SECTION 3. And be it further enacted, That employees accruing personal leave days under § 6-1-305(b)(5) of the Code are permitted to carry over and use personal leave days accrued as of the end of pay period calendar year 2021 (ending December 22, 2021) during the first pay period of pay period calendar year 2022 (December 23, 2021, through and including January 5, 2022).”;

and in lines 22 and 25, strike “3.” and “4.”, respectively, and substitute “4.” and “5.”, respectively.

(This amendment allows the carryover of personal leave days from pay period calendar year 2021 and use during the first pay period of pay period calendar year 2022.)

AMENDMENT TO BILL NO. 98-21
(Boards, Commissions, and Similar Bodies – Human Relations Commission – Student Member)

December 6, 2021

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

Amendment No. 1

On page 1 of the proposed bill, in line 6, after “Services” insert “, Inc., or their designee,”.

On page 2, in lines 9, 39, and 44, in each instance, after “INC.” insert “, OR THEIR DESIGNEE”.

(This amendment allows the Executive Director of Arundel Community Development Services, Inc. to designate a person to act on their behalf for the Commission.)

AMENDMENT TO BILL NO. 99-21
(Subdivision and Development – Site Development - Exemptions)

December 6, 2021

Introduced by Mr. Volke

Amendment No. 1

On page 2 of the proposed bill, in line 34, strike the first occurrence of “OR SCENIC”.

(This technical amendment removes redundant language.)

AMENDMENT TO BILL NO. 99-21
(Subdivision and Development – Site Development - Exemptions)

December 6, 2021

Introduced by Mr. Volke

Amendment No. 2

On page 2 of the proposed bill, in line 20, after “50” insert “NEW”.

(This amendment clarifies that the 50 daily vehicles trips in the completion year of the improvement must be new trips.)

AMENDMENT TO BILL NO. 99-21
(Subdivision and Development – Site Development - Exemptions)

December 6, 2021

Introduced by Mr. Volke

Amendment No. 3

On page 1 of the proposed bill, in line 6, strike “repealing an exemption relating to certain grading permits;”.

On page 2, strike in their entirety lines 37 and 38, inclusive, and substitute:

“(4) at the discretion of the [[Planning and Zoning Officer]] DEPARTMENT OF INSPECTIONS AND PERMITS, a grading permit FOR A SINGLE RESIDENTIAL LOT DEVELOPMENT that contains or is accompanied by all information required by this article;”.

(This amendment provides that certain grading permits for single residential lot development are not subject to the provisions of Article 17, Title 4.)