



COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
AGENDA

County Council Meeting
Council Chambers

Legislative Session 2022, Legislative Day No. 15
July 18, 2022 – 7:00 P.M.

- A. Call to Order
- B. Invocation (Ms. Pickard)
- C. Pledge of Allegiance
- D. Ethics Statement
- E. Invitation to Audience
- F. Announcement of Items not Appearing on Agenda
- G. Preliminary Motion
- H. Approval of Minutes

July 5, 2022 – Legislative Day No. 14

- I. Introduction of Bills

BILL NO. 76-22 – AN ORDINANCE concerning: Licenses and Registrations – Massage Therapy Establishments – FOR the purpose of establishing a massage therapy establishment license requirement; designating the authority to administer and enforce the licensing provisions; adding certain definitions; establishing the term of a license; adding an application process for a license; prohibiting violations of the licensing requirements; allowing enforcement under certain circumstances; allowing fines for violations; and generally relating to licenses and registrations.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 77-22 – AN ORDINANCE concerning: Boards, Commissions, and Similar Bodies – Youth Advisory Council – FOR the purpose of establishing the Anne Arundel County Youth Advisory Council; providing for the purpose, composition, terms of members, meeting standards, and duties of the Youth Advisory Council; and generally relating to boards, commissions, and similar bodies.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

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

BILL NO. 57-22 (As Amended) – AN ORDINANCE concerning: Zoning – Nurseries with Landscaping and Plant Sales – FOR the purpose of amending the definition of “nurseries with landscaping and plant sales”; removing a limit on the percentage of a lot that can be used for accessory retail or wholesale uses; adding a conditional use requirement for “nurseries with landscaping and plant sales” to allow the storage and display of certain materials on a portion of the lot; making a facility in use as of a certain date a lawful use under certain conditions; making the effective date of certain parts of this Ordinance contingent on the approval of the Maryland Critical Area Commission; and generally relating to zoning.
Introduced by the Entire Council

BILL NO. 58-22 (As Amended) – AN ORDINANCE concerning: the issuance, sale and delivery of Anne Arundel County, Maryland general obligation bonds and bond anticipation notes – FOR the purpose of authorizing the issuance by Anne Arundel County, Maryland (the “County”) of bond anticipation notes in an amount to be outstanding at any time not in excess of Six Hundred Million Dollars (\$600,000,000) and bonds in an amount not exceeding ~~One Billion Seven Million Five Hundred Thirty Nine Thousand One Hundred Thirteen Dollars (\$1,007,539,113)~~ One Billion Two Million Seven Hundred Eleven Thousand One Hundred Eleven Dollars (\$1,002,711,111) in order to finance in whole or in part the construction of capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2023, or in such capital budgets for prior fiscal years, or usable portions thereof; authorizing the issuance by the County of refunding bonds to refund some or all of the outstanding bond issues of the County listed on Exhibit II attached hereto and incorporated herein in an aggregate principal amount not to exceed 120% of the aggregate principal amount of the outstanding bonds to be refunded, subject to the requirement that debt service savings shall be achieved in connection with any such refunding; authorizing the County to borrow money and incur indebtedness otherwise authorized to be borrowed and incurred hereunder in the form of bonds or bond anticipation notes by obtaining a loan or loans from the ~~Maryland Water Quality Financing Administration~~ Maryland Water Infrastructure Financing Administration pursuant to and in accordance with Sections 9-1601 through 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland (2014 Replacement Volume and 2021 Supplement, as amended) for the public purpose of financing a portion of the costs of acquiring, constructing and equipping certain wastewater facilities and water supply systems; providing for the execution and delivery by the County of a loan agreement and bond to evidence any such loan; reaffirming and clarifying the guides and standards relating to the borrowing of money to finance such capital projects

heretofore adopted; listing the capital projects to be financed in whole or in part from the proceeds of sale of the bonds hereby authorized, or usable portions thereof; estimated costs and probable useful lives thereof; showing compliance with the limitations on the power of the County to incur indebtedness; providing for essential flexibility in the financing of such capital projects and the issuance of such bonds by authorizing such bond anticipation notes to be repaid from the proceeds of the sale of such bonds; prescribing the procedure for the issuance and sale of such bond anticipation notes and bonds; empowering the County Executive of the County (the “County Executive”), or the Chief Administrative Officer of the County (the “Chief Administrative Officer”) if authorized by the County Executive, subject to such guides and standards, to determine the time and method of sale of such bond anticipation notes and refunding bonds, which sale may be a private (negotiated) sale or a public sale, and the time, place, and procedure for the public sale of such bonds other than refunding bonds; empowering the County Executive, or the Chief Administrative Officer if authorized by the County Executive, subject to such guides and standards, to determine the forms of such bonds and to determine the forms of such bond anticipation notes; empowering the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to provide for or determine the private (negotiated) sale of any loan agreement or bond to the ~~Maryland Water Quality Financing Administration~~ Maryland Water Infrastructure Financing Administration, the form or forms thereof and other details with respect thereto and to the sales thereof; providing that such bond anticipation notes may be issued as notes in the nature of commercial paper and, in such event, authorizing the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to determine various matters and to take various actions in connection with such issuance; providing that such bonds and bond anticipation notes may be issued as variable rate demand or similar obligations and, in such event, authorizing the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to determine various matters and to take various actions in connection with such issuance; covenanting to issue, upon its full faith and credit, the bonds in anticipation of the sale of which any bond anticipation notes are issued when, and as soon as, the reason for deferring the issuance thereof no longer exists, to pay the principal of and interest on (to the extent such is not otherwise paid) such notes from the proceeds of such bonds and that, if the County shall be unable to issue and sell its bonds in an amount sufficient to pay the principal of and interest on any notes issued, then to appropriate sufficient revenues in each fiscal year following the issuance of such bond anticipation notes to pay the maturing principal thereof and the interest thereon to the extent not otherwise paid; covenanting to appropriate sufficient revenues in each fiscal year following the issuance of such bonds to pay the maturing principal thereof and the interest thereon and to meet such appropriation either by revenues derived from self-liquidating projects or from the proceeds of ad valorem taxes, or a combination of the foregoing; pledging the full faith and credit of the County, to the payment of the bonds and bond anticipation notes issued hereunder and the interest thereon, when due; providing that the pledge of the taxing power to secure such bonds and bond anticipation notes shall be subject to the limitation imposed by Section 710(d) of The Anne Arundel County Charter, except in the case where refunding bonds are issued to refund bonds secured by the pledge of the full faith and credit and unlimited taxing power of the County; covenanting that the proceeds of such bonds and bond anticipation notes, or any money which may be deemed to be proceeds,

will not be used in a manner to cause such bonds to be arbitrage bonds; canceling, rescinding, and repealing authority to issue certain bonds only to the extent such authority has not been previously exercised under Bill No. 57-21, as amended, and ratifying, confirming and validating the previous authorization, issuance, sale and delivery of bonds and bond anticipation notes pursuant to applicable authority; ratifying and authorizing the issuance of Shore Erosion Control Construction Loans pursuant to and in accordance with Sections 8-1001 to 8-1008, inclusive, of the Natural Resources Article of the Annotated Code of Maryland (2012 Replacement Volume and 2021 Supplement); and generally providing for the consolidation and authorization of a borrowing program for the County, and matters generally related thereto.

Introduced by Ms. Rodvien, Chair

(by request of the County Executive)

BILL NO. 63-22 (As Amended) – AN ORDINANCE concerning: Zoning – Bulk Regulations – Adult Independent Dwelling Units – FOR the purpose of establishing maximum density allowed in R1, R2, and R5 residential districts for adult independent dwelling units served by public sewer and located within a two-mile radius of ~~County libraries and community centers~~ an assisted living facility or a County library or community center; and generally relating to zoning.

Introduced by Ms. Lacey

BILL NO. 64-22 – AN ORDINANCE concerning: Public Works – Heritage Harbour Condominium Phases 1 through 10 Water and Wastewater Petition – Assessment Correction – FOR the purpose of repealing Bill No. 23-19 and the special “per-unit” front foot benefit assessment rate for the County’s takeover of the Heritage Harbour Condominium, Phases 1 through 10 Water and Wastewater Systems; and providing for an assessment rate for the County’s takeover of the Heritage Harbour Condominium, Phases 1 through 10 Water and Wastewater Systems.

Introduced by Ms. Rodvien, Chair

(by request of the County Executive)

BILL NO. 65-22 – AN ORDINANCE concerning: Payment in Lieu of Taxes – Eagle Park Vista and Eagle Park Village, Jessup, Maryland – FOR the purpose of approving exemptions from County real property taxes for a certain property located in Jessup, Maryland; authorizing the County Executive to enter into certain agreements for payment of a negotiated amount in lieu of County real property taxes; and providing for the time and terms under which the tax exemptions will take effect.

Introduced by Ms. Rodvien, Chair

(by request of the County Executive)

BILL NO. 66-22 – AN ORDINANCE concerning: Payment in Lieu of Taxes – Blue Oaks at North Odenton Apartments, Odenton, Maryland – FOR the purpose of approving exemptions from County real property taxes for a certain property located in Odenton, Maryland; authorizing the County Executive to enter into certain agreements for payment of a negotiated amount in lieu of County real property taxes; and providing for the time and terms under which the tax exemptions will take effect.

Introduced by Ms. Rodvien, Chair

(by request of the County Executive)

[BILL NO. 67-22](#) – AN ORDINANCE concerning: Payment in Lieu of Taxes – The Villages at Marley Station, Glen Burnie, Maryland – FOR the purpose of approving exemptions from County real property taxes for a certain property located in Glen Burnie, Maryland; authorizing the County Executive to enter into a certain agreement for payment of a negotiated amount in lieu of County real property taxes; and providing for the time and terms under which the tax exemptions will take effect.

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

[BILL NO. 68-22](#) – AN ORDINANCE concerning: Payment in Lieu of Taxes – The Village at Little Patuxent, Gambrills, Maryland – FOR the purpose of approving exemptions from County real property taxes for a certain property located in Gambrills, Maryland; authorizing the County Executive to enter into a certain agreement for payment of a negotiated amount in lieu of County real property taxes; and providing for the time and terms under which the tax exemptions will take effect.

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

[BILL NO. 69-22](#) – AN ORDINANCE concerning: Payment in Lieu of Taxes – Willows at Forest Drive, Annapolis, Maryland – FOR the purpose of approving exemptions from County real property taxes for a certain property located in Annapolis, Maryland; authorizing the County Executive to enter into a certain agreement for payment of a negotiated amount in lieu of County real property taxes; and providing for the time and terms under which the tax exemptions will take effect.

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

[BILL NO. 70-22](#) – AN ORDINANCE concerning: Public Safety – Security Measures for the Sale of Firearms – Effective Date Contingency – FOR the purpose of adding an effective date contingency for the application of County provisions relating to security measures for the sale of firearms; and generally relating to public safety.

Introduced by Mr. Pruski

[RESOLUTION NO. 26-22](#) – RESOLUTION approving estimates of the annual costs of providing health insurance benefits and the employer subsidies used to determine the rates for certain participants under the County Employee and Retiree Health Benefits Program

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

[RESOLUTION NO. 27-22](#) – RESOLUTION approving the terms and conditions of the acquisition of real properties in Pasadena, Maryland from Dynasplint Holdings, LLC, utilizing funds from the Advance Land Acquisition Capital Project

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

[RESOLUTION NO. 28-22](#) – RESOLUTION endorsing financial assistance from the Maryland Economic Development Assistance Fund to Catalent, Inc.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

[RESOLUTION NO. 30-22](#) – RESOLUTION proposing an amendment to the Charter of Anne Arundel County to make the language of the Charter gender neutral
Introduced by Mr. Pruski and Ms. Lacey

K. Other Business

L. Adjournment

~

Anyone with a disability who requires a reasonable accommodation to fully participate in 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 July 18, 2022 meeting on local cable channels or via Arundel TV. To find a list of channels or to access Arundel TV, 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>.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
Minutes of
Legislative Session 2022, Legislative Day No. 14
July 5, 2022 - 7:00 P.M.

The meeting was called to order at 7:00 P.M. by Ms. Rodvien. The Invocation was followed by the Pledge of Allegiance, both led by Ms. Lacey. The meeting was held in the County Council Chambers, Arundel Center, Annapolis, Maryland. There were approximately 20 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 Michelle Bohlayer.

ETHICS STATEMENT

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

INVITATION TO AUDIENCE

The Chair opened Invitation to Audience.

The Administrative Officer stated there were no submissions of public testimony received for Invitation to Audience portion of the meeting.

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

ITEMS NOT APPEARING ON AGENDA

Ms. Pickard, Mr. Volke, and Mr. Pruski all asked to be added as a co-sponsor to Bill No. 57-22.

Mr. Pruski and Ms. Lacey asked that Resolution No. 20-22 be withdrawn.

RESOLUTION NO. 25-22

The Chair suggested Resolution No. 25-22 be addressed first. On motion of Ms. Lacey, seconded by Mr. Pruski, the motion to introduce and vote on Res. No. 25-22 was passed by the following roll call:

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

Nay – None

The Chair then called for Resolution No. 25-22, a Resolution appointing Legislative Counsel to the County Council, to be read. The Administrative Officer read the entire resolution for the record.

Ms. Pickard thanked all those who applied and interviewed for the position.

Mr. Pruski welcomed the new Legislative Counsel.

Mr. Volke and Ms. Fiedler also shared their appreciation for the pool of applicants, and congratulated the new Legislative Counsel.

Resolution No. 25-22 was adopted by the following roll call:

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

Nay – None

PRELIMINARY MOTION

On motion of Ms. Lacey, seconded by Ms. Pickard, 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 Mr. Pruski, seconded by Mr. Volke, the minutes of June 21, 2022 were unanimously approved.

INTRODUCTION OF BILLS

BILL NO. 71-22 – AN ORDINANCE concerning: Zoning – Critical Area Overlay – Growth Allocation FOR the purpose of modifying the critical area growth allocation process; removing the growth allocation application acceptance schedule; modifying the criteria for rescission of growth allocation; making the effective date of this Ordinance contingent on the approval of the Maryland Critical Area Commission; and generally relating to zoning.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 72-22 – AN ORDINANCE concerning: Bay Ridge Shore Erosion Control District FOR the purpose of authorizing a certain shore erosion control project in the Bay Ridge Shore Erosion Control District.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 73-22 – AN ORDINANCE concerning: Subdivision and Development and Zoning – Cluster Development FOR the purpose of defining “cluster development”; requiring cluster development to include landscaped screening and buffer areas; and generally relating subdivision and development and zoning.
Introduced by Ms. Fiedler

BILL NO. 74-22 – AN ORDINANCE concerning: General Provisions – Flags on County Property FOR the purpose of allowing only certain flags to be flown on County flagpoles or displayed in or on County buildings; and generally relating to general provisions.
Introduced by Mr. Volke

BILL NO. 75-22 – AN EMERGENCY ORDINANCE concerning: Licenses and Registrations – Amusements – Licensing of Coin-Operated Amusement Devices FOR the purpose of allowing a Class E license for coin-operated amusement devices to be issued to a Class I licensee; making this Ordinance an emergency measure; and generally relating to licenses and registrations.
Introduced by Ms. Fiedler

INTRODUCTION OF RESOLUTIONS

RESOLUTION NO. 26-22 – RESOLUTION approving estimates of the annual costs of providing health insurance benefits and the employer subsidies used to determine the rates for certain participants under the County Employee and Retiree Health Benefits Program.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 27-22 – RESOLUTION approving the terms and conditions of the acquisition of real properties in Pasadena, Maryland from Dynasplint Holdings, LLC, utilizing funds from the Advance Land Acquisition Capital Project.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 28-22 – RESOLUTION endorsing financial assistance from the Maryland Economic Development Assistance Fund to Catalent, Inc.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 29-22 – RESOLUTION confirming nominations to the Board of Trustees of The Public Library Association of Annapolis and Anne Arundel County, Incorporated.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 30-22 – RESOLUTION proposing an amendment to the Charter of Anne Arundel County to make the language of the Charter gender neutral.
Introduced by Mr. Pruski and Ms. Lacey

RESOLUTION NO. 31-22 – RESOLUTION in support of women’s right to safe, comprehensive reproductive health care and in opposition to the overturning of *Roe v. Wade* by the Supreme Court’s decision in *Dobbs v. Jackson Women’s Health Organization*.
Introduced by Ms. Rodvien, Chair

MOTION TO CHANGE THE ORDER

Ms. Rodvien requested that Bill No. 58-22, Resolution No. 17-22, and Resolution No. 31-22 be heard out of order.

Ms. Haire shared a concern with a motion to change the order.

Ms. Lacey asked that any debate on the motion be disallowed.

On motion of Ms. Lacey, seconded by Mr. Pruski, the motion to hear and vote on Bill No. 58-22, Resolution No. 17-22, and Resolution No. 31-22 out of order was passed by the following roll call:

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

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

BILL NO. 58-22 (Amendments Proposed)

The Chair called for Bill No. 58-22, an Ordinance concerning: the issuance, sale and delivery of Anne Arundel County, Maryland general obligation bonds and bond anticipation notes FOR the purpose of authorizing the issuance by Anne Arundel County, Maryland (the “County”) of bond anticipation notes in an amount to be outstanding at any time not in excess of Six Hundred Million Dollars (\$600,000,000) and bonds in an amount not exceeding One Billion Seven Million Five Hundred Thirty Nine Thousand One Hundred Thirteen Dollars (\$1,007,539,113) in order to finance in whole or in part the construction of capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2023, or in such capital budgets for prior fiscal years, or usable portions thereof; authorizing the issuance by the County of refunding bonds to refund some or all of the outstanding bond issues of the County listed on Exhibit II attached hereto and incorporated herein in an aggregate principal amount not to exceed 120% of the aggregate principal amount of the outstanding bonds to be refunded, subject to the requirement that debt service savings shall be achieved in connection with any such refunding; authorizing the County to borrow money and incur indebtedness otherwise authorized to be borrowed and incurred hereunder in the form of bonds or bond anticipation notes by obtaining a loan or loans from the Maryland Water Quality Financing Administration pursuant to and in accordance with Sections 9-1601 through 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland (2014 Replacement Volume and 2021 Supplement) for the public purpose of financing a portion of the costs of acquiring, constructing and equipping certain wastewater facilities and water supply systems; providing for the execution and delivery by the County of a loan agreement and bond to evidence any such loan; reaffirming and clarifying the guides and standards relating to the borrowing of money to finance such capital projects heretofore adopted; listing the capital projects

to be financed in whole or in part from the proceeds of sale of the bonds hereby authorized, or usable portions thereof, estimated costs and probable useful lives thereof; showing compliance with the limitations on the power of the County to incur indebtedness; providing for essential flexibility in the financing of such capital projects and the issuance of such bonds by authorizing such bond anticipation notes to be repaid from the proceeds of the sale of such bonds; prescribing the procedure for the issuance and sale of such bond anticipation notes and bonds; empowering the County Executive of the County (the "County Executive"), or the Chief Administrative Officer of the County (the "Chief Administrative Officer") if authorized by the County Executive, subject to such guides and standards, to determine the time and method of sale of such bond anticipation notes and refunding bonds, which sale may be a private (negotiated) sale or a public sale, and the time, place, and procedure for the public sale of such bonds other than refunding bonds; empowering the County Executive, or the Chief Administrative Officer if authorized by the County Executive, subject to such guides and standards, to determine the forms of such bonds and to determine the forms of such bond anticipation notes; empowering the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to provide for or determine the private (negotiated) sale of any loan agreement or bond to the Maryland Water Quality Financing Administration, the form or forms thereof and other details with respect thereto and to the sales thereof; providing that such bond anticipation notes may be issued as notes in the nature of commercial paper and, in such event, authorizing the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to determine various matters and to take various actions in connection with such issuance; providing that such bonds and bond anticipation notes may be issued as variable rate demand or similar obligations and, in such event, authorizing the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to determine various matters and to take various actions in connection with such issuance; covenanting to issue, upon its full faith and credit, the bonds in anticipation of the sale of which any bond anticipation notes are issued when, and as soon as, the reason for deferring the issuance thereof no longer exists, to pay the principal of and interest on (to the extent such is not otherwise paid) such notes from the proceeds of such bonds and that, if the County shall be unable to issue and sell its bonds in an amount sufficient to pay the principal of and interest on any notes issued, then to appropriate sufficient revenues in each fiscal year following the issuance of such bond anticipation notes to pay the maturing principal thereof and the interest thereon to the extent not otherwise paid; covenanting to appropriate sufficient revenues in each fiscal year following the issuance of such bonds to pay the maturing principal thereof and the interest thereon and to meet such appropriation either by revenues derived from self-liquidating projects or from the proceeds of ad valorem taxes, or a combination of the foregoing; pledging the full faith and credit of the County, to the payment of the bonds and bond anticipation notes issued hereunder and the interest thereon, when due; providing that the pledge of the taxing power to secure such bonds and bond anticipation notes shall be subject to the limitation imposed by Section 710(d) of The Anne Arundel County Charter, except in the case where refunding bonds are issued to refund bonds secured by the pledge of the full faith and credit and unlimited taxing power of the County; covenanting that the proceeds of such bonds and bond anticipation notes, or any money which may be deemed to be proceeds, will not be used in a manner to cause such bonds to be arbitrage bonds; canceling, rescinding, and repealing authority to issue certain bonds only to the extent such authority has not been previously exercised under Bill No. 57-21, as amended, and ratifying, confirming and validating the previous authorization, issuance, sale and delivery of bonds and bond anticipation notes pursuant to applicable authority; ratifying and authorizing the issuance of Shore Erosion Control Construction Loans pursuant to and in accordance with Sections 8-1001 to 8-1008, inclusive, of the Natural Resources Article of the Annotated Code of Maryland (2012

Replacement Volume and 2021 Supplement); and generally providing for the consolidation and authorization of a borrowing program for the County, and matters generally related thereto.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Karin McQuade and Jessica Papaleonti, Office of Finance, Bill Henn, outside bond counsel, and Lori Blair Klasmeier, Office of Law.

Mr. Baron explained the purpose of Bill No. 58-22.

The Chair called for the public hearing on Bill No. 58-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 58-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 58-22 to be read and the Administrative Officer read a portion of the title.

Amendment No. 1

This amendment decreases the amount of bond authority; and corrects certain amounts in the bill to conform to the final capital budget.

Mr. Baron explained the purpose of Amendment No. 1.

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

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

Nay – None

Amendment No. 2

This amendment conforms the proposed bill to State legislation, effective July 1, 2022, that changes the name of Maryland Water Quality Financing Administration to Maryland Water Infrastructure Financing Administration.

Mr. Baron explained the purpose of Amendment No. 2.

On motion of Ms. Pickard, seconded by Mr. Pruski, Amendment No. 2 was adopted by the following roll call:

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

Nay – None

Amendment No. 3

This amendment clarifies the reference to Debt Management Policy.

Mr. Baron explained the purpose of Amendment No. 3.

On motion of Ms. Pickard, seconded by Mr. Pruski, Amendment No. 2 was adopted by the following roll call:

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

Nay – None

The Chair stated that for Bill No. 58-22, as amended, will be heard on July 18, 2022.

RESOLUTION NO. 17-22

The Chair called for Resolution No. 17-22, a Resolution adopting the Debt Management Policy for Anne Arundel County, Maryland.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Karin McQuade and Jessica Papaleonti, Office of Finance, Chris Trumbauer, Budget Office, Lori Blair Klasmeier, Office of Law, and Bill Henn, outside bond counsel.

Mr. Baron explained the purpose of Resolution No. 17-22.

Ms. Fiedler asked a question about the Resolution.

Mr. Trumbauer responded and explained the background behind Resolution No. 17-22.

Ms. Haire asked a follow up question.

Mr. Trumbauer replied.

Ms. Lacey directed a question to Bill Henn.

Mr. Henn responded to Ms. Lacey.

Mr. Volke directed a question to Karin McQuade.

Ms. McQuade replied to Mr. Volke.

Ms. Haire asked a clarifying question and shared her concern with the Resolution.

Ms. McQuade responded to Ms. Haire.

Mr. Trumbauer followed up with more information.

The Chair called for the public hearing on Resolution No. 17-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Resolution No. 17-22 to be read and the Administrative Officer read a portion of the title.

Resolution No. 17-22 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 31-22

The Chair called for Resolution No. 31-22, a Resolution in support of women's right to safe, comprehensive reproductive health care and in opposition to the overturning of *Roe v. Wade* by the Supreme Court's decision in *Dobbs v. Jackson Women's Health Organization*.

The Administrative Officer read a portion of the title.

Ms. Rodvien read Resolution No. 31-22 in its entirety.

Mr. Volke asked a question about Resolution No. 31-22.

Ms. Haire asked a technical question.

Ms. Rodvien responded.

Ms. Fiedler asked a question directed at the Office of Law.

Ms. Blair-Klasmeier responded to Ms. Fiedler.

There was continued discussion among the entire Council.

The Chair offered the Administration an opportunity to speak on Resolution No. 31-22.

Mr. Baron came forward and conveyed thanks on behalf of the Administration for Resolution No. 31-22.

Ms. Fiedler shared a personal experience with her healthcare.

Several Councilmembers offered their views on Resolution No. 31-22 prior the roll call.

Resolution No. 31-22 was adopted by the following roll call:

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

BILL NO. 57-22 (As Amended) (Amendments Proposed)

The Chair called for Bill No. 57-22, an Ordinance concerning: Zoning – Nurseries with Landscaping and Plant Sales FOR the purpose of amending the definition of “nurseries with landscaping and plant sales”; adding a conditional use requirement for “nurseries with landscaping and plant sales” to allow the storage and display of certain materials on a portion of the lot; making the effective date of certain parts of this Ordinance contingent on the approval of the Maryland Critical Area Commission; and generally relating to zoning.

The Administrative Officer read a portion of the title.

Pete Baron, Director, and Lori Rhodes, Government Affairs, was accompanied by Lynn Miller, Office of Planning and Zoning, and Kelly Kenney, Office of Law.

Ms. Haire, Sponsor, explained the history behind Bill No. 57-22.

Mr. Baron thanked the Council for their continued work on Bill No. 57-22.

The Chair called for the public hearing on Bill No. 57-22.

The Administrative Officer stated there were 3 submissions of public testimony received ahead of time for Bill No. 57-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 57-22 to be read and the Administrative Officer read a portion of the title.

Amendment No. 4

This amendment allows accessory retail or wholesale uses associated with “nurseries with landscaping and plant sales” on any portion of the lot.

Ms. Haire explained the purpose of Amendment No. 4 and thanked the Office of Planning and Zoning.

Mr. Baron further explained the intent of Amendment No. 4.

Ms. Rhodes added further explanation and shared the Administration’s support.

Ms. Pickard asked a question about the stakeholders

On motion of Ms. Haire, seconded by Ms. Fiedler, Amendment No. 4 was adopted by the following roll call:

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

Nay – None

Amendment No. 5

This amendment amends the purpose paragraph to reference a prior change made in the body of the bill; and corrects a typographical error referencing the proper Code section.

Ms. Haire explained the purpose of Amendment No. 5.

Ms. Lacey asked to be added as a Sponsor to Bill No. 57-22.

On motion of Ms. Haire, seconded by Ms. Fiedler, Amendment No. 5 was adopted by the following roll call:

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

Nay – None

The Chair stated that Bill 57-22, as amended, would be heard on July 18, 2022.

BILL NO. 59-22

The Chair called for Bill No. 59-22, an Ordinance concerning: Planning and Development – Master Plan for Land Preservation, Parks and Recreation FOR the purpose of repealing the Anne Arundel County 2017 Land Preservation, Parks and Recreation Plan; adopting the Anne Arundel County 2022 Land Preservation, Parks and Recreation Plan; and generally relating to the master plan for land preservation, parks, and recreation.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Jessica Leys, Erica Jackson Matthews, and Bruce Bruchey, Recreation and Parks, and Christine Neiderer, Office of Law.

Mr. Baron explained the purpose of Bill No. 59-22.

Ms. Leys thanked the Council for their support and continued to discuss the importance of Bill No. 59-22.

The Chair called for the public hearing on Bill No. 59-22, and the following persons spoke:

Michael Lofton, Harwood

The Administrative Officer stated there was 1 submission of public testimony received ahead of time for Bill No. 59-22.

There was no one else present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 59-22 to be read and the Administrative Officer read a portion of the title.

Ms. Fiedler asked a follow up question related to the testimony given.

Ms. Matthews responded to Ms. Fiedler.

Ms. Haire asked a follow up question.

Ms. Leys replied to Ms. Haire and deferred to Mr. Bruchey.

Mr. Bruchey responded to Ms. Haire's question.

Ms. Haire asked a follow up question and Mr. Buchey responded.

Ms. Lacey asked the panel a clarifying question.

Ms. Matthews responded.

Ms. Haire asked a question related to testimony that was received.

Ms. Matthews responded to Ms. Haire and they had continued conversation.

Ms. Lacey followed up with clarifying question in relation to the testimony that was received.

Ms. Matthews responded.

Ms. Lacey asked if the Administration was willing to hold Bill No. 59-22.

Mr. Baron explained that the Administration wanted to see Bill No. 59-22 move forward.

Ms. Pickard thanked Parks and Recreation for their continued work on Bill No. 59-22.

Bill No. 59-22 was passed by the following roll call:

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

Nay – None

BILL NO. 60-22

The Chair called for Bill No. 60-22, an Ordinance concerning: Branches of Government – Orphans' Court – Compensation FOR the purpose of increasing the salary of the Orphans' Court Judges; providing for the effective date of the salary increases; and generally relating to branches of government.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Anne Budowski, Office of Personnel, and Lori Blair Klasmeier, Office of Law.

Mr. Baron explained the purpose of Bill No. 60-22.

Ms. Rodvien thanked the Administration for proposing Bill No. 60-22.

Mr. Baron clarified when the bill would take effect, if passed.

Mr. Volke asked a question.

Mr. Baron responded to Mr. Volke.

Mr. Volke spoke on his personal experience working with the Orphans Court in Maryland.

Mr. Baron replied.

Ms. Rodvien asked Mr. Baron to explain the Orphans Court.

Mr. Baron replied.

Mr. Volke added onto Mr. Baron's statement.

Ms. Blair-Klasmeier responded.

The Administrative Officer shared an online resource from the State about the Orphan's Court.

The Chair called for the public hearing on Bill No. 60-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 60-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 60-22 to be read and the Administrative Officer read a portion of the title.

Ms. Haire spoke on Bill No. 60-22, and asked a follow up question.

Mr. Baron responded and Ms. Haire.

Ms. Rodvien followed up with another question.

Mr. Volke and Mr. Baron responded.

Bill No. 60-22 was passed by the following roll call:

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

BILL NO. 61-22

The Chair called for Bill No. 61-22, an Ordinance concerning: Pensions – Deferred Retirement Option Program – Fire Service Retirement Plan FOR the purpose of modifying the eligibility for the sixth year of participation in DROP for certain participants in the Fire Service Retirement Plan; and generally relating to pensions.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Anne Budowski and Kelly Lovett, Office of Personnel, and Lori Blair Klasmeier, Office of Law.

Mr. Baron explained the purpose of Bill No. 61-22.

Ms. Lacey asked a question.

Ms. Budowski responded to Ms. Lacey.

The Chair called for the public hearing on Bill No. 61-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 61-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 61-22 to be read and the Administrative Officer read a portion of the title.

Bill No. 61-22 was passed by the following roll call:

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

Nay – None

BILL NO. 62-22

The Chair called for Bill No. 62-22, an Ordinance concerning: Crimes, Civil Offenses, and Fines – Littering – Civil Fines FOR the purpose of modifying the civil fines for littering; and generally related to crimes, civil offenses, and fines.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Major Ross Passman, Anne Arundel County Police, and Lori Blair Klasmeier, Office of Law.

The Chair called for the public hearing of Bill No. 62-22.

Mr. Pruski, Sponsor, explained the purpose of Bill No. 62-22 and continued onto describe his personal experience.

Ms. Pickard asked to be added as a Co-Sponsor for Bill No. 62-22, and expressed her support for tackling the litter problem.

Mr. Volke, Co-Sponsor, shared his personal experience.

Ms. Rodvien asked how littering fines are enforced and Major Passman responded.

Ms. Lacey asked about enforcement relating to geographical locations.

Ms. Blair-Klasmeier responded.

The Chair called for the public hearing of Bill No. 62-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 62-22 to be read and the Administrative Officer read a portion of the title.

Bill No. 62-22 was adopted by the following roll call vote:

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

Nay – None

BILL NO. 63-22 (Amendment Proposed)

The Chair called for Bill No. 63-22, an Ordinance concerning: Zoning – Bulk Regulations – Adult Independent Dwelling Units FOR the purpose of establishing maximum density allowed in R1, R2, and R5 residential districts for adult independent dwelling units served by public sewer and located within a two-mile radius of County libraries and community centers; and generally relating to zoning.

The Administrative Officer read a portion of the title.

Pete Baron, Director, and Lori Rhodes, Government Affairs, was accompanied by Lynn Miller, Office of Planning and Zoning, and Kelly Kenney and Lori Blair Klasmeier, Office of Law.

Ms. Lacey, Sponsor, explained the purpose of Bill No. 63-22.

Mr. Baron expressed the Administration's support for Bill No. 63-22.

Ms. Pickard expressed support for Bill No. 63-22.

The Chair called for the public hearing on Bill No. 63-22, as amended.

The Administrative Officer stated there were 3 submissions of public testimony received ahead of time for Bill No. 63-22.

The following persons spoke on Bill No. 63-22:

Helene Raven, Annapolis
Eileen Tally, Annapolis

There was no one else present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 63-22, as amended, to be read and the Administrative Officer read a portion of the title.

Amendment No. 1

This amendment makes a correction to the purpose paragraph.

Mr. Baron shared the Administration's support of Amendment No. 1.

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

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

Nay – None

Ms. Haire asked a question about testimony that was submitted.

Ms. Lacey responded to Ms. Haire and passed the question to Ms. Rhodes.

Ms. Fiedler asked a qualifying question.

Ms. Rhodes responded to Ms. Fiedler.

There was continued discussion about the impact of Bill No. 63-22 and the amendment to the bill.

The Chair stated that Bill No. 63-22, as amended, would be heard on July 18, 2022.

RESOLUTION NO. 18-22

The Chair called for Resolution No. 18-22, a Resolution proposing an amendment to the Charter of Anne Arundel County to allow a Councilmember to serve up to three consecutive terms of office.

The Administrative Officer read a portion of the title.

Lori Blair-Klasmeier, Office of Law, was present.

Mr. Volke, Sponsor, spoke about the history of Resolution No. 18-22.

Mr. Pruski discussed possible implications of the Resolution.

Resolution No. 18-22 was adopted by the following roll call:

Aye – Ms. Haire, Ms. Lacey, Ms. Pickard, Mr. Volke, Ms. Fidler, and Ms. Rodvien

Nay – Mr. Pruski

RESOLUTION NO. 19-22

The Chair called for Resolution No. 19-22, a Resolution proposing an amendment to the Charter of Anne Arundel County to require that the compensation paid to each member of the County Council be in accordance with recommendations of the Salary Standard Commission that are approved by ordinance of the County Council.

The Administrative Officer read a portion of the title.

Lori Blair-Klasmeier from the Office of Law was present.

Mr. Pruski explained the history of Res. No. 19-22.

Mr. Volke asked a direct question to the Office of Law and Ms. Blair-Klasmeier responded.

Ms. Haire shared her concerns and motioned for Resolution No. 19-22 to be held, and Ms. Fiedler seconded the motion.

There was discussion between the Administrative Officer, Ms. Blair-Klasmeier, and Ms. Haire.

Ms. Haire and Ms. Fiedler withdrew their motion.

The Chair called for the public hearing on Resolution No. 19-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 19-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Resolution No. 19-22 to be read and the Administrative Officer read a portion of the title.

Mr. Volke questioned terminology used in the resolution.

Ms. Lacey shared her concerns.

On motion of Mr. Volke, seconded by Ms. Fiedler, the vote on Resolution No. 19-22 was postponed until the end of the meeting:

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

RESOLUTION NO. 21-22

The Chair called for Resolution No. 21-22, a Resolution proposing an amendment to the Charter of Anne Arundel County to remove the requirement that copies of bills and notices of public hearings be posted on a bulletin board and to require that electronic copies of bills and notice of any public hearing be published to the County Council website and printed copies be made available to the public and press.

The Administrative Officer read a portion of the title.

Lori Blair-Klasmeier from the Office of Law was present.

Mr. Pruski, Sponsor, explained the purpose of the Resolution.

The Chair called for the public hearing for Resolution No. 21-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 21-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Resolution No. 21-22, as amended, to be read and the Administrative Officer read a portion of the title.

Resolution No. 21-22 was adopted by the following vote:

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

RESOLUTION NO. 22-22

The Chair called for Resolution No. 22-22, a Resolution proposing an amendment to the Charter of Anne Arundel County to clarify the differences between the two types of emergency ordinances allowed under the Charter and the legislative procedure that applies to each.

The Administrative Officer read a portion of the title.

Lori Blair-Klasmeier from the Office of Law was present.

Mr. Pruski, Sponsor, explained the purpose of Resolution No. 22-22.

The Chair called for the public hearing for Resolution No. 22-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 22-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Resolution No. 22-22, as amended, to be read and the Administrative Officer read a portion of the title.

Resolution No. 22-22 was adopted by the following vote:

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

Nay – None

RESOLUTION NO. 23-22

The Chair called for Resolution No. 23-22, a Resolution proposing an amendment to the Charter of Anne Arundel County to allow the County Council to assign additional functions, duties, and personnel to the County Auditor that are related to the finances and financial affairs of the County.

The Administrative Officer read a portion of the title.

Lori Blair-Klasmeier from the Office of Law was present.

Mr. Pruski explained the history of Resolution No. 23-22.

The Chair called for the public hearing for Resolution No. 23-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 23-22.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Resolution No. 23-22, as amended, to be read and the Administrative Officer read a portion of the title.

Resolution No. 23-22 was adopted by the following vote:

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

Nay – None

RESOLUTION NO. 24-22

The Chair called for Resolution No. 24-22, a Resolution proposing an amendment to the Charter of Anne Arundel County to change the name of the Charter Revision Commission to the Redistricting and Charter Revision Commission and to amend the date by which a decennial Redistricting and Charter Revision Commission must be appointed by the County Council.

The Administrative Officer read a portion of the title.

Lori Blair-Klasmeier from the Office of Law was present.

Mr. Pruski explained the history and purpose of Resolution No. 24-22.

The Chair called for the public hearing for Resolution No. 24-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 24-22.

Mr. Baron expressed support on behalf of the Administration.

There was no one present who wished to speak and the hearing was concluded. The Chair called for the title of Resolution No. 24-22, as amended, to be read and the Administrative Officer read a portion of the title.

Resolution No. 24-22 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 19-22 (Continued) (Amendment Proposed)

Amendment No. 1

This amendment alters language so that the compensation paid to each member of the County Council is considered based on recommendations of the Salary Standard Commission.

Mr. Volke explained Amendment No. 1.

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

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

Nay – None

Resolution 19-22, as amended, was adopted by the following roll call:

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

Nay – None

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Ms. Pickard, the meeting adjourned at 10:11 P.M.

Respectfully submitted,

By Ann Aluise

For Laura Corby
 Administrative Office



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

To: Councilmembers, Anne Arundel County Council
From: Michelle Bohlayer, County Auditor
Date: July 15, 2022
Subject: Auditor's Review of Legislation for the July 18, 2022 Council Meeting

**Bill 57-22:
Zoning – Nurseries with
Landscaping and Plant
Sales (As Amended)**

Summary of Legislation

This bill amends the definition of nurseries with landscaping and plant sales and adds a conditional use requirement for nurseries with landscaping and plant sales to allow the storage and display of certain materials on a portion of the lot.

We commented on this bill in our letters dated June 17, 2022 and June 29, 2022. At the July 5, 2022 Council meeting, this bill was amended to allow accessory retail or wholesale uses associated with nurseries with landscaping and plant sales on any portion of the lot and to correct an updated reference and typographical error. We have no further comments on this bill.

**Bill 58-22:
Issuance, Sale, and
Delivery of Anne Arundel
County General
Obligation Bonds and
Bond Anticipation Notes
(As Amended)**

Summary of Legislation

This bill authorizes the sale and issuance of bonds, bond anticipation notes, and Maryland Water Quality Loans.

We commented on this bill in our letter dated June 29, 2022. At the July 5, 2022 Council meeting, this bill was amended to make it consistent with the Fiscal Year 2023 (FY23) Approved Capital Budget. This bill was also amended to update the name of the Maryland Water Quality Financing Administration to the Maryland Water Infrastructure Financing Administration and to clarify the reference to the Debt Management Policy. We reviewed the bill and supporting documentation and agree with the information presented.

**Bill 63-22:
Zoning – Bulk Regulations
– Adult Independent
Dwelling Units (As
Amended)**

Summary of Legislation

This bill establishes maximum density allowed in R1, R2, and R5 residential districts for adult independent dwelling units served by public sewer and located within a two-mile radius of an assisted living facility, County library, or community center.

Review of Fiscal Impact

We commented on this bill in our letter dated June 29, 2022. At the July 5, 2022 Council meeting, this bill was amended to correct the purpose paragraph. We have no further comments on this bill.

**Bill 64-22:
Public Works – Heritage
Harbour Condominium
Phases 1 through 10 Water
and Wastewater Petition –
Assessment Correction**

Summary of Legislation

This bill repeals Bill 23-19 and the special per-unit front foot benefit assessment rate for the County's takeover of the Heritage Harbour Condominium, Phases 1 through 10 Water and Wastewater Systems (W805700 and S807500) and for providing an assessment rate for the project.

Per Bill 23-19, a specific rate was approved for the water portion of the project and a separate rate was approved for the wastewater portion of the project. Based on bids received for the project, the per-unit cost would be lower than the approved rate for the water portion of the project and higher than the approved rate for the wastewater portion of the project, however, the total per-unit, per year assessment will be less than the total amount of the assessment approved in Bill 23-19. Since Bill 23-19 was passed, Bill 79-20 was also passed, which allows the assessment rates for both water and wastewater projects to be combined and no longer requires Council approval of the assessment rate for petition projects. If Bill 23-19 is repealed, this will allow the project and related assessment to proceed with a combined assessment, which will not exceed the amount approved by a majority of the property owners within Heritage Harbour Condominium, Phases 1 through 10 which was approved in Bill 23-19.

Review of Fiscal Impact

We agree with the Administration's fiscal note that there is no fiscal impact because property owners reimburse the County for the full cost of the project including interest, annually over 30 years.

**Bill 65-22:
Payment in Lieu of Taxes
– Eagle Park Vista and
Eagle Park Village,
Jessup, Maryland**

Summary of Legislation

This bill authorizes the County Executive to enter into payment in lieu of taxes (PILOT) Agreements with Eagle Park Senior, LLC to acquire land and develop 72 units and Eagle Park Family, LLC to acquire land and develop 48 units of rental housing for 40 years, effective July 1, 2024. Under the terms of the proposed agreement for Eagle Park Senior, LLC, it will make 72 units available to households earning 60% and below the area median income (AMI). Under the terms of the proposed agreement for Eagle Park Family, LLC, it will make 31 units available to households earning 30% and below the AMI and 17 units available to households earning 50% and below AMI.

Review of Fiscal Impact

A PILOT reduces the amount of property taxes collected by the County, however, if the County maximizes the property tax revenue under the tax cap, a PILOT would not impact the property tax revenue collected by the County, but rather would be absorbed by the remaining tax base. Based on the estimated Maryland Department of Assessments and Taxation (SDAT) assessment for the planned projects of \$5,796,300 and \$4,148,800 for Eagle Park Senior, LLC and Eagle Park Family, LLC, respectively; and the FY23 property tax rate, the relative tax burden that will be shifted under this PILOT Agreement is approximately \$75,000 for the first year.

Under the terms of the proposed agreements, the payment required by Eagle Park Senior, LLC will be \$10,800 and the payment required by Eagle Park Family, LLC will be \$7,200 for the first year. The proposed agreements include a 4% annual adjustment factor for each subsequent year of the term.

**Bill 66-22:
Payment in Lieu of Taxes
– Blue Oaks at North
Odenton Apartments,
Odenton, Maryland**

Summary of Legislation

This bill authorizes the County Executive to enter into PILOT Agreements with North Odenton Associates, LLC to acquire land and develop 55 units and North Odenton Associates II, LLC to acquire land and develop 95 units of rental housing for 40 years, effective July 1, 2024. Under the terms of the proposed agreement for North Odenton Associates, LLC, it will make 36 units available to households earning 30% and below the AMI, 10 units available to households earning 40% and below AMI, and 9 units unrestricted for income. Under the terms of the proposed agreement for North Odenton Associates II, LLC, it will make 95 units available to households earning 60% and below the AMI.

Review of Fiscal Impact

A PILOT reduces the amount of property taxes collected by the County, however, if the County maximizes the property tax revenue under the tax cap, a PILOT would not impact the property tax revenue collected by the County, but rather would be absorbed by the remaining tax base.

Bill 66-22 (continued)

Based on the estimated SDAT assessment for the planned projects of \$8,035,600 and \$3,602,300 for North Odenton Associates, LLC and North Odenton Associates II, LLC, respectively; and the FY23 property tax rate, the relative tax burden that will be shifted under this PILOT Agreement is approximately \$53,000 for the first year.

Under the terms of the proposed agreements, the payment required by North Odenton Associates, LLC will be \$13,750 and the payment required by North Odenton Associates II, LLC will be \$41,800 for the first year. The proposed agreements include a 4% annual adjustment factor for each subsequent year of the term.

**Bill 67-22:
Payment in Lieu of Taxes
– The Villages at Marley
Station, Glen Burnie,
Maryland****Summary of Legislation**

This bill authorizes the County Executive to enter into a PILOT Agreement with Fairfield Marley Station LP to replace an existing PILOT for 757 units of rental housing for 40 years, effective July 1, 2022. This new PILOT is necessary because of a change in ownership. Under the terms of the proposed agreement for Fairfield Marley Station LP, it will make 757 units available to households earning 60% and below AMI.

Review of Fiscal Impact

A PILOT reduces the amount of property taxes collected by the County, however, if the County maximizes the property tax revenue under the tax cap, a PILOT would not impact the property tax revenue collected by the County, but rather would be absorbed by the remaining tax base. Based on the estimated SDAT assessment for the planned project of \$63,678,600 for Fairfield Marley Station LP and the FY23 property tax rate, the relative tax burden that will continue to be shifted under this PILOT Agreement is approximately \$376,000 for the first year.

Under the terms of the proposed agreement, the payment required by Fairfield Marley Station LP will be \$218,120 for the first year. The proposed agreement includes a 4% annual adjustment factor for each subsequent year of the term.

**Bill 68-22:
Payment in Lieu of Taxes
– The Village at Little
Patuxent, Gambrills,
Maryland**

Summary of Legislation

This bill authorizes the County Executive to enter into a PILOT Agreement with Little Patuxent Senior, LLC to acquire land and develop 78 age-restricted units of rental housing for 40 years, effective July 1, 2024. Under the terms of the proposed agreement for Little Patuxent Senior, LLC, it will make 78 units available to age-restricted households earning 60% and below the AMI.

Review of Fiscal Impact

A PILOT reduces the amount of property taxes collected by the County, however, if the County maximizes the property tax revenue under the tax cap, a PILOT would not impact the property tax revenue collected by the County, but rather would be absorbed by the remaining tax base. Based on the estimated SDAT assessment for the planned project of \$6,192,300 for Little Patuxent Senior, LLC and the FY23 property tax rate, the relative tax burden that will be shifted under this PILOT Agreement is approximately \$34,000 for the first year.

Under the terms of the proposed agreement, the payment required by Little Patuxent Senior, LLC will be \$24,180 for the first year. The proposed agreement includes a 4% annual adjustment factor for each subsequent year of the term.

**Bill 69-22:
Payment in Lieu of Taxes
– Willows at Forest Drive,
Annapolis, Maryland**

Summary of Legislation

This bill authorizes the County Executive to enter into a PILOT Agreement with Forest Drive LIHTC, LLC to acquire the land and develop 58 units of rental housing for 40 years, effective July 1, 2024. Under the terms of the proposed agreement for Forest Drive LIHTC, LLC, it will make 12 units available to households earning 20% and below the AMI, 27 units available to households earning 30% and below AMI, 14 units available to households earning 40% and below AMI, and 5 units available to households earning 50% and below AMI.

Review of Fiscal Impact

A PILOT reduces the amount of property taxes collected by the County, however, if the County maximizes the property tax revenue under the tax cap, a PILOT would not impact the property tax revenue collected by the County, but rather would be absorbed by the remaining tax base. Based on the estimated SDAT assessment for the planned project of \$3,726,000 for Forest Drive LIHTC, LLC and the FY23 property tax rate, the relative tax burden that will be shifted under this PILOT Agreement is approximately \$9,000 for the first year.

Under the terms of the proposed agreement, the payment required by Forest Drive LIHTC, LLC will be \$11,600 for the first year. The proposed agreement includes a 4% annual adjustment factor for each subsequent year of the term.

**Bill 70-22:
Public Safety – Security
Measures for the Sale of
Firearms – Effective Date
Contingency**

Summary of Legislation

This bill adds an effective date contingency for the application of County provisions relating to security measures for the sale of firearms.

Review of Fiscal Impact

This bill does not have a direct fiscal impact.

**Resolution 26-22:
Approving Estimates of
Health Insurance Benefits
and Employer Subsidies**

Summary of Legislation

This resolution approves the estimates of the annual cost of providing health insurance benefits and employer subsidies used to determine the rates for certain participants in the County's Employee and Retiree Health Benefits Program.

Anne Arundel County Code (Code) § 6-1-308(h)(1) requires the Personnel Officer to prepare an estimate of the annual costs to provide health benefits under the County's health insurance plans for the Council's approval by resolution. Code § 6-1-308(i)(5) requires the Personnel Officer to propose the employer subsidy for non-represented employees and survivors of employees and retirees for the Council's approval by resolution and it requires the resolution to include the proposed rates for part-time employees and any monetary credits given to non-represented employees who opt out of coverage.

Exhibit A, page 1 of this proposed resolution sets forth the estimated annual costs and proposes the employer subsidies for non-represented employees. Exhibit A, page 2 establishes the proposed rates for part-time employees, employer subsidies for retirees by hire date, survivors of retirees and employees, and monetary credits for non-represented employees who opt out of coverage.

Review of Fiscal Impact

The County will continue to offer the same options in calendar year 2023 as those that were available in calendar year 2022. The Administration proposed rates for the EPO/HMO and National PPO insurance plans for active employees increased by 6% for calendar year 2023. The per plan increases from the Administration for these plans are consistent with the 6% rate projection estimated by the County's consultant. Medicare Advantage proposed rates increased by 3.43% for calendar year 2023 based on the Medicare Advantage contract that has guaranteed medical rates for calendar years 2022 through 2026.

The rates on Exhibit A, page 1 reflect a rate increase of 2% for the Dental HMO option and a rate decrease of approximately 6% for the Dental PPO and Dental PPO Buy-Up options. The dental rate change for the Dental PPO and Dental PPO Buy-Up options are consistent with the County consultant's rate projections. The County consultant's rate projections do not include the Dental HMO option as it is a fully-insured plan. In addition, the Administration has a proposed decrease of

**Resolution 26-22
(continued)**

approximately 25% for the County's EyeMed vision plan. The rate decrease for the vision plan is consistent with the County consultant's projections.

A placeholder for an estimated 5.5% increase in health insurance rates on January 1, 2023 was included in the FY23 Approved Budget.

**Resolution 27-22:
Approving the Acquisition
of Fifteen Parcels of Real
Property in Pasadena**

Summary of Legislation

This resolution approves the purchase of 15 parcels of real property, on Ritchie Highway in Pasadena, from Dynasplint Holdings LLC, utilizing funds from the Advanced Land Acquisition (ALA) Capital Project C106700 for a potential fire equipment maintenance facility. This property includes: Parcel 1 consisting of approximately 2.42 acres, identified as County Tax Map 23, Parcel 37 at 8300 Ritchie Highway in Pasadena; and Parcels 2-15 consisting of approximately 12.12 acres, identified by 14 separate County tax maps. Code § 8-3-101(d)(2) requires agreements for purchases of real property utilizing funds from the ALA to be contingent on the approval of the County Council. Additionally, an independent appraisal, environmental study, and feasibility study are required to be submitted to the County Council.

The total purchase price for all parcels of the property is \$8,500,000. The SDAT assessed value for Parcel 1 is \$1,673,000 and for Parcels 2-15 is \$4,448,400, as of January 1, 2022. An independent appraisal noted the estimated market value of Parcel 1 at \$2,108,000 and of Parcels 2-15 at \$6,467,000, as of March 10, 2022, for a total market value of \$8,575,000.

A combined environmental study of Parcels 1 through 15 dated April 28, 2022, revealed seven recognized environmental conditions (RECs) and three de-minimis environmental conditions. The RECs include adjacent former orchard, railroad, former underground storage tanks, soil pile, debris piles and solid wastes, steel piping, and drain cover. The three de-minimis conditions include adjacent property environmental database listings, potable wells and septic tanks, and above ground storage tanks. Based on these findings, it is recommended to remove the identified wastes and perform testing of the soil and ground to determine the impact.

A combined feasibility study of all 15 parcels determined that the property has mixed-use development potential and is highly visible. This property has C1 designation and is located within the planned water and sewer service area.

Review of Fiscal Impact

We agree with the Administration's fiscal note that this real property acquisition will cost the County \$8,500,000 and that there is sufficient appropriation in the ALA for this purchase.

**Resolution 28-22:
Endorsing Financial
Assistance from the
Maryland Economic
Development Assistance
Fund to Catalent, Inc.**

Summary of Legislation

This resolution endorses financial assistance from the Maryland Economic Development Assistance Fund (MEDAF) to Catalent, Inc. This endorsement is required by the governing body of the jurisdiction in which a project is located. Catalent, Inc., a pharma, biotech, and consumer health company, has applied for a loan from MEDAF of the State Department of Commerce in the amount of \$2,000,000 to expand its manufacturing operations in the County.

Review of Fiscal Impact

Anne Arundel Economic Development Corporation is responsible for a 10% match, which will be fulfilled with \$200,000 in workforce training reimbursements over the life of the agreement for the MEDAF loan, which has not yet been set. The FY23 Budget included \$150,000 in funding for the purpose of MEDAF match for all agreements.

**Resolution 30-22:
Proposing a Charter
Amendment to Make the
Language of the Charter
Gender Neutral**

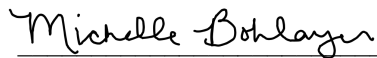
Summary of Legislation

This resolution proposes an amendment to the Charter of Anne Arundel County to make the language of the Charter gender neutral.

Review of Fiscal Impact

This resolution does not have a fiscal impact.

Sincerely,


Michelle Bohlayer
County Auditor

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 15

Bill No. 76-22

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

By the County Council, July 18, 2022

Introduced and first read on July 18, 2022
Public Hearing set for September 6, 2022
Bill Expires October 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Licenses and Registrations – Massage Therapy
2 Establishments
3

4 FOR the purpose of establishing a massage therapy establishment license requirement;
5 designating the authority to administer and enforce the licensing provisions; adding
6 certain definitions; establishing the term of a license; adding an application process for
7 a license; prohibiting violations of the licensing requirements; allowing enforcement
8 under certain circumstances; allowing fines for violations; and generally relating to
9 licenses and registrations.
10

11 BY repealing and reenacting, with amendments: § 11-1-102
12 Anne Arundel County Code (2005, as amended)
13

14 BY adding: §§ 11-9A-101 through 11-9A-105 to be under the new title “9A. Massage
15 Therapy Establishment”
16 Anne Arundel County Code (2005, as amended)
17

18 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
19 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
20

21 ARTICLE 11. LICENSES AND REGISTRATIONS

22 TITLE 1. DEFINITIONS; GENERAL PROVISIONS

23

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.

11-1-102. Administration.

The Director and the Department shall administer and enforce the provisions of this article, except that:

(1) PROVISIONS RELATING TO MASSAGE THERAPY ESTABLISHMENTS SHALL BE ADMINISTERED AND ENFORCED AS PROVIDED IN TITLE 9A;

(2) provisions relating to multiple dwellings and rooming houses shall be administered and enforced as provided in Title 10[.];

(3) provisions relating to nonconsensual towing companies and parking lot owners shall be administered and enforced as provided in Title 16[.]; and

(4) [the Health Officer and the Health Department shall administer and enforce the] provisions relating to fires, food service facilities, and swimming pools SHALL BE ADMINISTERED AND ENFORCED BY THE HEALTH OFFICER AND THE HEALTH DEPARTMENT.

TITLE 9A. MASSAGE THERAPY ESTABLISHMENTS

11-9A-101. Definitions.

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

(1) UNLESS OTHERWISE SPECIFIED IN THIS TITLE, “DEPARTMENT” MEANS THE DEPARTMENT OF INSPECTION AND PERMITS.

(2) “LICENSE” MEANS A MASSAGE THERAPY ESTABLISHMENT LICENSE ISSUED UNDER THIS TITLE, AS AUTHORIZED BY § 6-405 OF THE HEALTH OCCUPATIONS ARTICLE OF THE STATE CODE, UNLESS OTHERWISE INDICATED.

(3) “MASSAGE THERAPY” HAS THE MEANING STATED IN § 6-101 OF THE HEALTH OCCUPATIONS ARTICLE OF THE STATE CODE.

(4) “MASSAGE THERAPY ESTABLISHMENT” MEANS:

(I) A LOCATION WHERE ONE OR MORE PERSONS ARE OFFERING, PURPORTING TO OFFER, HOLDING THEMSELVES OUT AS PROVIDING, OR ADMINISTERING MASSAGE THERAPY ONSITE OR OFFSITE; OR

(II) ONE OR MORE PERSONS OFFERING, OVERSEEING, OR SENDING A PERSON OR PERSONS TO OFFER, PROVIDE, OR ADMINISTER MASSAGE THERAPY AT A CLIENT’S RESIDENCE OR OTHER LOCATION IN THE COUNTY SELECTED BY A CLIENT, WHETHER OR NOT OPERATING FROM A FIXED LOCATION, EXCEPT FOR A PERSON LICENSED OR REGISTERED UNDER § 6-301 OF THE HEALTH OCCUPATIONS ARTICLE OF THE STATE CODE WHO IS OPERATING AS A SOLE PRACTITIONER AND ENGAGING IN MASSAGE THERAPY ONLY AT THE LICENSEE’S RESIDENCE OR AT A CLIENT’S RESIDENCE OR OTHER LOCATION SELECTED BY A CLIENT.

(III) “MASSAGE THERAPY ESTABLISHMENT” DOES NOT INCLUDE A LOCATION WHERE ALL OF THE INDIVIDUALS PROVIDING MASSAGE THERAPY ARE NOT REQUIRED TO HAVE A LICENSE OR REGISTRATION UNDER § 6-301 OF THE HEALTH OCCUPATIONS ARTICLE OF THE STATE CODE.

1 **11-9A-102. License required.**

2
3 A PERSON MAY NOT OWN, OPERATE, OR MANAGE A MESSAGE THERAPY
4 ESTABLISHMENT WITHOUT A LICENSE ISSUED BY THE DEPARTMENT. A SEPARATE
5 LICENSE IS REQUIRED FOR EACH MESSAGE THERAPY ESTABLISHMENT.
6

7 **11-9A-103. Massage therapy establishment license.**

8
9 (A) **Term; renewal.** A LICENSE ISSUED UNDER THIS TITLE SHALL EXPIRE ON
10 DECEMBER 31 IN THE FIFTH YEAR FOLLOWING ISSUANCE. A LICENSEE SHALL APPLY TO
11 RENEW THE LICENSE PRIOR TO ITS EXPIRATION.
12

13 (B) **Application.**

14
15 (1) AN APPLICATION FOR A LICENSE SHALL INCLUDE:

16
17 (I) THE NAMES AND ADDRESSES OF THE APPLICANT AND ALL OWNERS,
18 OPERATORS, AND MANAGERS OF THE MESSAGE THERAPY ESTABLISHMENT;
19

20 (II) THE LOCATION OF THE MESSAGE THERAPY ESTABLISHMENT AND THE
21 NAMES AND ADDRESSES OF ALL LESSEES AND OWNERS OF THE REAL PROPERTY WHERE
22 THE ESTABLISHMENT IS LOCATED;
23

24 (III) THE NAMES AND ADDRESSES OF ALL PERSONS PROVIDING MESSAGE
25 THERAPY AT THE MESSAGE THERAPY ESTABLISHMENT; AND
26

27 (IV) COPIES OF ALL LICENSES AND REGISTRATIONS FOR PERSONS IDENTIFIED
28 IN SUBPARAGRAPH (III).
29

30 (2) THE APPLICANT SHALL REPORT ANY CHANGES TO THE INFORMATION
31 CONTAINED IN THE APPLICATION TO THE DIRECTOR IN WRITING WITHIN 30 DAYS OF
32 THOSE CHANGES.
33

34 (C) **Fees.** THE FEE FOR A MESSAGE THERAPY ESTABLISHMENT LICENSE AND EACH
35 RENEWAL IS \$25.
36

37 (D) **Issuance.** A MESSAGE THERAPY ESTABLISHMENT LICENSE SHALL BE ISSUED IF
38 THE APPLICANT HAS PROVIDED ALL INFORMATION REQUIRED BY THIS SECTION, HAS PAID
39 THE FEE, AND IS OTHERWISE IN COMPLIANCE WITH ALL PROVISIONS OF THIS TITLE.
40

41 (E) **Display of license.** A MESSAGE THERAPY ESTABLISHMENT LICENSE SHALL BE
42 DISPLAYED CONSPICUOUSLY IN A PUBLIC AREA OF THE MESSAGE THERAPY
43 ESTABLISHMENT.
44

45 (F) **Transfer.** A LICENSE IS NON-TRANSFERRABLE TO ANOTHER PERSON OR LOCATION.
46

47 (G) **Suspension; revocation.** THE DEPARTMENT MAY SUSPEND OR REVOKE A LICENSE
48 FOR ANY VIOLATION OF TITLE 1 OF THIS ARTICLE OR THIS TITLE BY A LICENSEE, OR ANY
49 AGENT OR EMPLOYEE OF A LICENSEE.
50

51 **11-9A-104. Violations; enforcement.**

52
53 (A) **Persons not authorized to administer massage therapy.** A LICENSEE, OWNER,
54 OPERATOR, OR MANAGER OF A MESSAGE THERAPY ESTABLISHMENT MAY NOT

1 AUTHORIZE OR PERMIT THE ADMINISTRATION OF MASSAGE THERAPY BY A PERSON NOT
2 AUTHORIZED TO ADMINISTER MASSAGE THERAPY UNDER TITLE 6 OF THE HEALTH
3 OCCUPATIONS ARTICLE OF THE STATE CODE.

4
5 (B) **Property owner.** THE OWNER OF REAL PROPERTY WHERE A MASSAGE THERAPY
6 ESTABLISHMENT IS LOCATED MAY NOT ALLOW A MASSAGE THERAPY ESTABLISHMENT
7 TO OPERATE IN VIOLATION OF THIS TITLE.

8
9 (C) **Notice; enforcement against a property owner.** THE POLICE DEPARTMENT SHALL
10 NOTIFY THE OWNER OF THE REAL PROPERTY WHERE A MASSAGE THERAPY
11 ESTABLISHMENT IS LOCATED IF A MASSAGE THERAPY ESTABLISHMENT IS OPERATED IN
12 VIOLATION OF THIS TITLE. IF THE VIOLATION REMAINS 30 DAYS AFTER THE DATE OF THE
13 NOTICE FROM THE POLICE DEPARTMENT, THE PROPERTY OWNER SHALL BE SUBJECT TO
14 ENFORCEMENT AND FINES UNDER THIS TITLE.

15
16 (D) **Enforcement prohibited.** THE COUNTY MAY NOT ENFORCE THE PROVISIONS OF
17 SUBSECTION (C) AGAINST A PROPERTY OWNER IF THE PROPERTY OWNER COMMENCES
18 PROCEEDINGS FOR BREACH OF LEASE UNDER § 8-402.1 OF THE REAL PROPERTY ARTICLE
19 OF THE STATE CODE BASED ON A VIOLATION OF THIS TITLE.

20
21 (E) **Enforcement.** EXCEPT AS OTHERWISE PROHIBITED IN SUBSECTION (D), THE
22 COUNTY MAY ENFORCE THE PROVISIONS OF THIS TITLE AGAINST THE PERSON
23 OPERATING, OWNING, OR MANAGING A MASSAGE THERAPY ESTABLISHMENT, OR
24 AGAINST A PROPERTY OWNER, THROUGH ANY APPROPRIATE COURT PROCEEDINGS AND
25 MAY SEEK ANY APPROPRIATE FORMS OF RELIEF TO RESTRAIN OR CORRECT A VIOLATION
26 OF THIS TITLE, INCLUDING ABATEMENT AND INJUNCTIVE PROCEEDINGS.

27
28 **11-9A-105. Sanctions.**

29
30 A VIOLATION OF THIS TITLE IS A CLASS C CIVIL OFFENSE, PUNISHABLE BY CIVIL FINE
31 AS PROVIDED IN § 9-2-101 OF THIS CODE.

32
33 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days
34 from the date it becomes law.

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

BILL NUMBER: 76-22

INTRO. DATE: July 18, 2022

FISCAL NOTE

BILL: **AN ORDINANCE CONCERNING: LICENSES AND REGISTRATIONS –
MASSAGE THERAPY ESTABLISHMENTS**

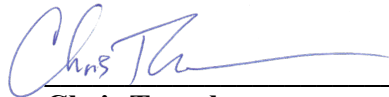
SUMMARY OF LEGISLATION

The purpose of this legislation is to create a massage therapy establishment license, including establishing the requirements for applicants, terms and conditions, and fee for the license.

FISCAL IMPACT

This legislation is anticipated to result in a minimal increase in County fee revenue. The legislation establishes a \$25 fee for the massage therapy establishment license and each five-year renewal. For illustrative purposes, if 50 establishments seek a license, fee revenue would increase by \$1,250.

This legislation may also indirectly increase fine revenue, depending on enforcement of violations related to massage therapy establishments.



**Chris Trumbauer
Budget Officer**

7/14/2022
Date

Prepared by: Hannah Dier

cc: Karin McQuade, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 15

Bill No. 77-22

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

By the County Council, July 18, 2022

Introduced and first read on July 18, 2022
Public Hearing set for September 6, 2022
Bill Expires October 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Boards, Commissions, and Similar Bodies – Youth
2 Advisory Council

3
4 FOR the purpose of establishing the Anne Arundel County Youth Advisory Council;
5 providing for the purpose, composition, terms of members, meeting standards, and
6 duties of the Youth Advisory Council; and generally relating to boards, commissions,
7 and similar bodies.

8
9 BY adding: §§ 3-15-101 through 3-15-107 to be under the new title “Title 15. Youth
10 Advisory Council”
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 16 **ARTICLE 3. BOARDS, COMMISSIONS, AND SIMILAR BODIES**

17 18 **TITLE 15. YOUTH ADVISORY COUNCIL**

19 20 **3-15-101. Established.**

21
22 THERE IS A YOUTH ADVISORY COUNCIL TO BE KNOWN AS THE “ANNE ARUNDEL
23 COUNTY YOUTH ADVISORY COUNCIL”.

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.

3-15-102. Purpose.

THE PURPOSE OF THE YOUTH ADVISORY COUNCIL IS TO RECOGNIZE YOUTH VOICES AND TO PROVIDE FEEDBACK AND RECOMMENDATIONS REGARDING COUNTY POLICIES THAT AFFECT YOUTH.

3-15-103. Composition.

(A) **Eligibility.** YOUTH ADVISORY COUNCIL MEMBERS SHALL BE BETWEEN THE AGES OF 14 YEARS AND 22 YEARS AND SHALL REPRESENT A BROAD ARRAY OF BACKGROUNDS, INCLUDING RACE, GENDER IDENTITY, NATIONAL ORIGIN, SEXUAL ORIENTATION, SOCIOECONOMIC STATUS, PHYSICAL ABILITY, MENTAL ABILITY, IMMIGRATION STATUS, EDUCATIONAL STATUS, AND LANGUAGE ABILITY.

(B) Number and type of members.

(1) THE YOUTH ADVISORY COUNCIL SHALL CONSIST OF UP TO 19 VOTING MEMBERS WHO RESIDE IN THE COUNTY AND ARE APPOINTED BY THE COUNTY EXECUTIVE AS FOLLOWS:

(I) AT LEAST 11 STUDENTS FROM PUBLIC HIGH SCHOOLS IN THE COUNTY REPRESENTING ALL COUNCILMANIC DISTRICTS;

(II) UP TO TWO STUDENTS WHO ARE HOME SCHOOLED IN THE COUNTY;

(III) UP TO TWO STUDENTS WHO ATTEND PRIVATE SCHOOL IN THE COUNTY;

(IV) UP TO TWO MEMBERS WHO ARE NOT STUDENTS; AND

(V) UP TO TWO MEMBERS WHO ARE CURRENTLY ENROLLED IN A HIGHER EDUCATION INSTITUTION IN THE COUNTY OR A NEIGHBORING COUNTY.

(2) THE COUNCIL MAY INCLUDE THE FOLLOWING NON-VOTING EX OFFICIO MEMBERS:

(I) THE STUDENT MEMBER OF THE BOARD OF EDUCATION;

(II) A MEMBER OF THE CHESAPEAKE REGIONAL ASSOCIATION OF STUDENT COUNCILS REPRESENTING THE ANNE ARUNDEL COUNTY BOARD OF EDUCATION;

(III) THE STUDENT MEMBER OF THE HUMAN RELATIONS COMMISSION; OR

(IV) A COUNTY EXECUTIVE INTERN.

3-15-104. Term of members.

(A) Generally.

(1) EACH VOTING MEMBER SHALL SERVE A TERM OF ONE YEAR.

(2) UPON REAPPLICATION AND THE DISCRETION OF THE COUNTY EXECUTIVE, A VOTING MEMBER MAY BE REAPPOINTED FOR AN ADDITIONAL ONE-YEAR TERM. VOTING MEMBERS SHALL SERVE A MAXIMUM OF TWO CONSECUTIVE TERMS.

(3) ALL MEMBERS SERVE AT THE PLEASURE OF THE COUNTY EXECUTIVE.

1 (B) **Removal.** A VOTING MEMBER SHALL BE DEEMED REMOVED IF THE MEMBER
2 MISSES MORE THAN ONE-HALF OF THE MEETINGS HELD DURING A TWELVE-MONTH
3 PERIOD.

4
5 **3-15-105. Chair.**

6
7 THE YOUTH ADVISORY COUNCIL SHALL APPOINT ONE VOTING MEMBER AS CHAIR. A
8 CHAIR SHALL SERVE FOR SIX MONTHS AND MAY BE REAPPOINTED.

9
10 **3-15-106. Meetings; quorum.**

11
12 (A) **Meetings.** THE YOUTH ADVISORY COUNCIL SHALL MEET AS FREQUENTLY AS
13 REQUIRED TO PERFORM ITS DUTIES, BUT NO LESS THAN ONE TIME PER MONTH DURING
14 THE SCHOOL YEAR. ALL MEETINGS SHALL COMPORT TO THE MARYLAND OPEN MEETINGS
15 ACT AND THIS CODE.

16
17 (B) **Quorum.** A QUORUM CONSISTS OF A MAJORITY OF THE VOTING MEMBERS. AN
18 AFFIRMATIVE VOTE OF A MAJORITY OF THE VOTING MEMBERS PRESENT AT ANY MEETING
19 AT WHICH THERE IS A QUORUM SHALL BE SUFFICIENT FOR ANY ACTION OF THE YOUTH
20 ADVISORY COUNCIL.

21
22 **3-15-107. Duties.**

23
24 THE YOUTH ADVISORY COUNCIL SHALL:

25
26 (1) IDENTIFY AND DISCUSS ISSUES YOUTH ARE FACING IN THE COUNTY AND
27 CREATE STRATEGIES THAT ADDRESS THESE ISSUES;

28
29 (2) ADVISE THE COUNTY EXECUTIVE ON POLICY MATTERS IMPACTING YOUTH AND
30 STRENGTHEN OPPORTUNITIES FOR YOUTH TO ENGAGE IN CIVIC MATTERS;

31
32 (3) ADVOCATE TO THE COUNTY EXECUTIVE ON YOUTH ISSUES;

33
34 (4) PROVIDE OUTREACH AND COMMUNITY FEEDBACK TO THE COUNTY EXECUTIVE
35 ON POLICIES AFFECTING YOUTH; AND

36
37 (5) SUBMIT AN ANNUAL REPORT OF ITS ACTIVITIES AND RECOMMENDATIONS TO
38 THE COUNTY EXECUTIVE BY JULY 15.

39
40 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days
41 from the date it becomes law.

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

BILL NUMBER: 77-22

INTRO. DATE: July 18, 2022

FISCAL NOTE

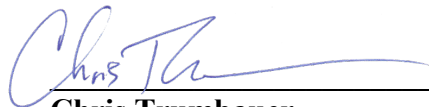
**BILL: AN ORDINANCE CONCERNING: BOARDS, COMMISSIONS, AND
SIMILAR BODIES – YOUTH ADVISORY COUNCIL**

SUMMARY OF LEGISLATION

The purpose of this legislation is to codify the Youth Advisory Council (YAC). The YAC was created in August 2020 under Executive Order Number 28.

FISCAL IMPACT

This legislation has no fiscal impact.



Chris Trumbauer
Budget Officer

7/14/2022
Date

Prepared by: Steven Theroux

Reviewed by: Hannah Dier

cc: Karin McQuade, Controller