



AGENDA

Legislative Session 2023, Legislative Day No. 13 July 3, 2023

Legislative Session
Council Chambers
7:00 P.M.

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

June 20, 2023 – Legislative Day No. 12

- I. Introduction of Bills

BILL NO. 62-23 – AN ORDINANCE concerning: Subdivision and Development – Zoning – Farm Dual Uses – FOR the purpose of exempting farm dual uses from site development plans; adding certain definitions of various agricultural practices and associated uses; adding certain criteria for a zoning certificate of use for a farm dual use; adding farm dual uses as a conditional use in certain residential zoning districts; adding the requirements for conditional use of farm dual uses; revising certain Code enforcement practices for agricultural uses; and generally relating to subdivision and development and zoning.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 63-23 – AN ORDINANCE concerning: Construction and Property Maintenance Code Supplement – Building Permit Exemptions – Agricultural Buildings – FOR the purpose of adding and modifying certain buildings exempt from certain permits under the Construction Code; adding and modifying certain non-agricultural buildings under the Construction Code; and generally relating to the construction and property maintenance code supplements.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

J. Introduction of Resolutions

RESOLUTION NO. 28-23 – 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 Mr. Smith, Chair
(by request of the County Executive)

RESOLUTION NO. 29-23 – RESOLUTION approving the determination of certain improved County-owned property, being part of Brooklyn Heights Park in Baltimore, Maryland, as surplus property
Introduced by Mr. Smith, Chair
(by request of the County Executive)

RESOLUTION NO. 30-23 – RESOLUTION appointing an Anne Arundel County citizen to serve on the Chesapeake Bay Bridge Reconstruction Advisory Group
Introduced by Ms. Rodvien

RESOLUTION NO. 31-23 – RESOLUTION remembering the victims of gun violence in Anne Arundel County and urging the United States Congress to enact stronger safety requirements and restrictions on firearms to prevent death and injury
Introduced by Ms. Rodvien, Ms. Hummer, and Ms. Pickard

RESOLUTION NO. 32-23 – RESOLUTION condemning recent attacks on places of worship in Anne Arundel County
Introduced by Ms. Hummer, Mr. Smith, Ms. Leadbetter, and Ms. Pickard

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

BILL NO. 51-23 (Amendment Proposed) – 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 Nine Hundred Million Dollars (\$900,000,000) and bonds in an amount not exceeding One Billion One Hundred Eighty Seven Million Five Hundred Eighty Thousand Three Hundred Fifty Six Dollars (\$1,187,580,356) 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, 2024, 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 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 2022 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 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. 58-22, 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 (2023 Replacement Volume); and generally providing for the consolidation and authorization of a borrowing program for the County, and matters generally related thereto.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

[BILL NO. 52-23](#) – AN ORDINANCE concerning: Subdivision and Development – Adequate Public Facilities – Adequate School Facilities – Affordable Housing – Workforce Housing – School Utilization Chart – FOR the purpose of repealing the termination date established by Bill No. 85-21 and extended by Bill No. 9-23; adding a definition of “affordable housing”; adding certain requirements and exemptions of workforce housing and affordable housing for passing the adequacy of public facilities tests; amending certain standards of development to pass the test for school facilities; amending the timelines for preparing a school utilization chart; amending the test for school capacity by requiring schools with enrollment at or greater than 100% of the State-Rated Capacity to be listed as closed on the annual school utilization chart; amending the method for determining projected enrollment of a school; and generally relating to subdivision and development.

Introduced by Mr. Smith, Chair
(by request of the County Executive)
and by Ms. Pickard and Ms. Hummer

[BILL NO. 53-23 \(Amendments\) Proposed](#) – AN ORDINANCE concerning: Zoning – Solar Energy Generating Facilities – FOR the purpose of revising the definition of “solar energy generating facility – community”; allowing rooftop mounted solar energy generating facilities as a conditional use in certain commercial and industrial zoning districts; removing certain solar energy generating facilities as a conditional use in certain industrial zoning districts; providing for the exemption of certain requirements for conditional use and special exception use of “solar energy generating facilities – community” that are “rooftop-mounted only facilities” or on properties owned or leased by the County, sanitary landfills, reclamation areas; removing certain distance requirements for certain solar energy generating facilities for a conditional special exception use; exempting facilities requiring a certificate of public convenience and necessity from the State Public Service Commission from requirements for conditional and special exception use; and generally relating to zoning.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

[BILL NO. 54-23 \(Amendments Proposed\)](#) – AN ORDINANCE concerning: Finance, Taxation, and Budget – Real Property Taxes – Credits – High Performance Buildings – FOR the purpose of amending the definition of “high performance dwelling” to allow a real property tax credit for high performance buildings that meet national green building standards; adding the methods for calculating the real property tax credit for high performance buildings; amending the requirement for the form of the application for the tax credit; and generally related to finance, taxation, and budget.
Introduced by Ms. Hummer, Ms. Pickard, Ms. Rodvien, and Mr. Smith

[BILL NO. 55-23 \(Amendments Proposed\)](#) – AN ORDINANCE concerning: Construction and Property Maintenance Codes – Codes and Supplements – Fire Prevention Code – Zoning – Recovery Residences, Group Homes, and Community-Based Assisted Living Facilities – FOR the purpose of establishing fire prevention parameters for recovery residences, group homes, or community-based assisted living facilities to be classified as a single-family detached dwelling; defining certain terms; amending parking space requirements to include recovery residences; allowing a recovery residence as a permitted use in all residential districts; amending the conditional use requirements for group homes II; exempting recovery residences with certain occupancy from the Construction Code; and generally relating to construction and property maintenance codes and zoning.
Introduced by Mr. Volke

[RESOLUTION NO. 25-23](#) – RESOLUTION nominating Tonii Gedin as County Health Officer
Introduced by Mr. Smith, Chair
(by request of the County Executive)

[RESOLUTION NO. 26-23](#) – RESOLUTION approving appointment of Cedric Johnson to the Police Accountability Board
Introduced by Mr. Smith, Chair
(by request of the County Executive)

[RESOLUTION NO. 27-23](#) – RESOLUTION confirming the appointments of members to serve on the Personnel Board for Anne Arundel County
Introduced by Mr. Smith, Chair
(by request of the County Executive)

L. Other Business

M. Adjournment

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ACCESSIBILITY POLICY

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 Lcorby@aacounty.org or by telephone at 410-222-1401. TTY users, please call Maryland Relay via 7-1-1.

Council meetings are also broadcast on Arundel TV. To find a list of local cable channels or to access Arundel TV you may visit: www.aacounty.org/services-and-programs/government-television.

For more details on all the ways to participate please visit: 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: June 30, 2023
Subject: Auditor's Review of Legislation for the July 3, 2023 Council Meeting

**Bill 51-23:
The Issuance, Sale and
Delivery of Anne Arundel
County General
Obligation Bonds and
Bond Anticipation Notes**

Summary of Legislation

This bill authorizes the sale and issuance of bonds, bond anticipation notes, and Maryland Water Quality Revolving Loan Fund bonds consistent with the Fiscal Year 2024 (FY24) Proposed Capital Budget. The Administration introduced the bill before the Council finalized and approved the FY24 Capital Budget and plans to introduce an amendment at the July 3, 2023 Council meeting to make the bill consistent with the FY24 Approved Capital Budget. We will comment on the amended bill in our next Auditor's Review of Legislation letter for the July 17, 2023 Council meeting.

**Bill 52-23:
Subdivision and
Development – Adequate
Public Facilities –
Adequate School Facilities
– Affordable Housing –
Workforce Housing –
School Utilization Chart**

Summary of Legislation

This bill repeals the termination date most recently established by Bill 9-23 for certain provisions related to adequate public facilities and public schools. The bill makes affordable and workforce housing exempt from school adequate public facilities requirements, but subject to other adequate public facilities requirements (i.e., fire suppression, roads, sewage disposal, storm drain, and water supply). The standards for a development to pass the test for adequate school facilities are amended in this bill to allow development if a specified new school, that has not been given a geographical attendance area, in an adjacent geographical attendance area has available capacity sufficient to render a closed school of the corresponding educational level less than 100% of the state-rated capacity.

This bill makes several changes to procedures for developing the school utilization chart, including modifying deadlines for revisions from the Office of Planning and Zoning (OPZ), changing the threshold for a closed school from 95% to 100% of the state-rated capacity, modifying the method to project enrollment to reflect new development projects and actual enrollment data as of September 30 of the year immediately preceding the date of the utilization chart, and authorizing certain new schools to be considered available capacity for adjacent schools.

Bill 52-23 (continued)**Review of Fiscal Impact**

This bill has no direct fiscal impact. However, if Bill 9-23 is allowed to expire, it could result in increased future residential development and potentially increase the amount of impact and permit fees and taxes collected by the County if certain proposed development projects are no longer placed on the school waiting list. OPZ does not expect a change in workload from the passing of this bill and no additional resources are anticipated.

To the extent the bill's revised enrollment and school utilization chart procedures allow greater use of existing school facilities, school expansions or new construction needs may decrease creating school construction savings. The May 2023 Adequate Public Facilities Workgroup report estimates that increasing the current school utilization rate cap to 100% would result in opening 12 elementary schools and 2 middle schools. According to the Board of Education, the utilization increase may increase expenditures associated with supplies and materials and result in additional portable classroom expenditures.

**Bill 53-23:
Zoning – Solar Energy
Generating Facilities****Summary of Legislation**

This bill adds rooftop-mounted only solar generating facilities as conditional uses in additional commercial zoning districts (C1, C2, C3) and limits solar energy generating facilities to rooftop-mounted only facilities in the W1 industrial zoning district. The bill also exempts solar generating facilities on County-owned or leased property, sanitary landfills, reclamation areas, and rooftops from specified lot coverage limitations. The bill exempts rooftop-mounted only facilities from certain conditional use requirements, modifies solar energy generating facility special exceptions related to property coverage and location, and creates exemptions for County-owned or leased properties. The bill clarifies that facilities that require a specified certificate from the state Public Service Commission are not required to comply with certain County special exception and conditional use requirements.

Review of Fiscal Impact

The Administration's fiscal note indicates that the County will realize property tax revenues from any private solar developments, as well as lease revenues and energy savings from projects on County-owned lands, however, the fiscal impact of this legislation cannot be estimated at this time because the number and scope of solar projects that will be developed is unknown. The Administration was unable to provide data on the amount of related or similar revenues currently collected by the County.

**Bill 54-23:
Finance, Taxation, and
Budget – Real Property
Taxes – Credits – High
Performance Buildings**

Summary of Legislation

This bill establishes a high performance building real property tax credit for commercial use properties and amends the definition of high performance dwelling. This bill also modifies existing residential high performance building tax credit calculations to allow application on a per building basis and eliminates the requirement for a specified external review of high performance buildings tax credit applications.

Review of Fiscal Impact

The high performance real property tax credit for principal residential structures began in fiscal year 2010 and is limited to five tax years. The chart below illustrates the residential property tax credits granted over the past five years provided by the Office of Finance.

Fiscal Year	Number of Properties	Amount of Tax Credit
2023	28	\$31,180
2022	28	\$30,840
2021	33	\$35,150
2020	24	\$23,820
2019	27	\$27,360

Each recipient requesting these tax credits is reviewed initially for their eligibility. The Office of Finance does not anticipate a significant change in workload from this bill and no additional resources are anticipated to be required.

Data from the National Green Building Standard Green Certification 2021 data file as of June 26, 2023 indicated that there are at least 19 commercial buildings which may qualify for the Silver certified tax credit. Based on the establishment of the commercial building credit and data illustrating potentially eligible buildings, the number of tax credits could increase substantially. However, we cannot determine how many commercial use buildings will meet the proposed requirements and how many property owners will apply for and receive this credit. Therefore, it is difficult to determine the fiscal impact.

Real property tax credits reduce taxes collected by the County, however, if the County maximizes the property tax revenue under the tax cap, the fiscal impact of the change in eligibility for the tax credit would not impact the property tax revenue collected by the County but rather would be absorbed by the remaining tax base.

**Bill 55-23:
Construction and Property
Maintenance Codes –
Codes and Supplements –
Fire Prevention Code –
Zoning – Recovery
Residences, Group Homes,
and Community-Based
Assisted Living Facilities**

Summary of Legislation

This bill establishes fire prevention code requirements for recovery residences, group homes, or community-based assisted living facilities established in a single-family detached dwelling under certain conditions. The bill defines recovery residence and modifies the definitions of group home I and group home II. The bill requires proposed recovery residences, group homes and community-based assisted living facilities with six or more occupants to comply with change in occupancy provisions and permits existing recovery residences to be classified as single-family detached dwelling under certain conditions. Recovery residence are added as a permitted use in all residential districts and authorized to have a specified number of onsite parking spaces.

This bill also subjects group home II facilities to new and modified requirements for conditional uses and requires recovery residences with five or fewer occupants to comply with the 2018 International Residential Code.

Review of Fiscal Impact

The Department of Inspections and Permits, Department of Health, and OPZ do not anticipate a significant change in workload from this bill and no additional resources are anticipated to be required.

This bill requires completion of an estimated 200 to 300 annual inspections of dwellings operating as recovery homes that are not currently subject to mandatory annual inspections. The Fire Department advises it cannot absorb this additional workload and a new Fire Inspector position would be required to complete the inspections. Annual salary costs for one Fire Inspector range from approximately \$83,000 to \$125,000. The fiscal impact of this position will depend on the hiring date, negotiated salary, and associated benefits.

**Resolution 25-23:
Nominating Tonii Gedin
as County Health Officer**

Summary of Legislation

This resolution confirms the nomination of Tonii Gedin as the County Health Officer and submits this nomination to the Maryland Department of Health Secretary.

Review of Fiscal Impact

This resolution has no fiscal impact.

**Resolution 26-23:
Approving Appointment
of Cedric Johnson to the
Police Accountability
Board**

Summary of Legislation

This resolution confirms the appointment of Cedric Johnson to serve on the Police Accountability Board for the remainder of a term expiring on June 30, 2024.

Review of Fiscal Impact

This resolution has no fiscal impact.

**Resolution 27-23:
Confirming the
Appointments of Members
to Serve on the Personnel
Board for Anne Arundel
County**

Summary of Legislation

This resolution confirms the reappointment of Surita Durant and the appointment of Andrea Mansfield to serve on the Personnel Board for terms that expire on December 6, 2026.

Review of Fiscal Impact

This resolution has no fiscal impact.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of

Legislative Session 2023, Legislative Day No. 12

June 20, 2023 – 7:00 P.M.

The County Council meeting was called to order by Chair Smith at 7:00 P.M. It was opened with the Invocation, given by Ms. Hummer, and was followed by the Pledge of Allegiance. The meeting was held in the County Council Chambers in Annapolis, Maryland. There were approximately 30 persons in the audience.

The following members of the County Council were present:

Pete Smith	First District
Allison Pickard	Second District
Nathan Volke	Third District
Julie K. Hummer	Fourth District
Amanda Fiedler	Fifth District
Lisa D.B. Rodvien	Sixth District
Shannon Leadbetter	Seventh District

The County Auditor's Office was represented by Terry Gibson. Matthew Bennett, Legislative Counsel, was also present.

PRESENTATION

Ms. Pickard presented citations for the Police Unity Tour Ride 2023. Ms. Fiedler, Ms. Rodvien, Mr. Smith, and Mr. Baron shared their appreciation.

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 three submissions of written testimony received through the online testimony tool for Invitation to Audience, which were shared with the Council and posted on the County Council website.

The following persons spoke at Invitation to Audience:

Anastasia Hopkinson, Annapolis
Susan Dapkunas, Annapolis
Tracy Gill, Annapolis
Matt Minahan, Edgewater

Julie Johnson, Annapolis

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

PRELIMINARY MOTION

On motion of Ms. Rodvien, seconded by Mr. Volke, 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. Rodvien, seconded by Ms. Fiedler, the minutes for the following meetings were approved as presented:

June 5, 2023 - Legislative Day No. 11
June 6, 2023 – Budget Amendments
June 7, 2023 – Supplemental Budget
June 14, 2023 – Final Budget Hearings and Vote

INTRODUCTION OF BILLS

BILL NO. 56-23 – AN ORDINANCE concerning: Zoning – Licensed Dispensaries, Growers, and Processors of Cannabis – FOR the purpose of modifying the definition of “farming”; modifying certain references to licensed growers, processors, and dispensaries of cannabis; removing certain licensed dispensaries of cannabis from certain commercial and industrial zoning districts as a special exception use; adding certain licensed dispensaries of cannabis to certain commercial, industrial and mixed use zoning districts as a conditional use; revising the use requirements for licensed dispensaries, growers, and processors of cannabis and State-licensed medical clinics as a conditional use in certain zoning districts; removing the use requirements of licensed dispensaries, growers, and processors of cannabis as a special exception use in certain zoning districts; revising the use requirements for plasma centers as a special exception use in certain zoning districts; and generally relating to zoning.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 57-23 – AN ORDINANCE concerning: Boards, Commissions, and Similar Bodies – Anne Arundel County Community Reinvestment and Repair Commission – Finance, Taxation, and Budget – Community Reinvestment and Repair Special Revenue Fund – FOR the purpose of establishing the Anne Arundel County Community Reinvestment and Repair Commission; providing for the purpose, membership, terms and compensation of members, appointment of a chair, meeting standards, and duties of the Community Reinvestment and Repair Commission; establishing the Community Reinvestment and Repair Special Revenue Fund for the purpose of receiving funds from the State Cannabis Reinvestment and Repair Fund; providing that the Fund shall be a special, non-lapsing

fund; establishing the purpose of the Fund; and generally relating to boards, commissions, and similar bodies, and finance, taxation, and budget.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

BILL NO. 58-23 – AN ORDINANCE concerning: Pensions – Deferred Retirement Option Program – Term of Participation Period – Withdrawal or Disability – FOR the purpose of allowing a seventh year of participation for certain DROP participants who are members of the Police Service Retirement Plan; providing for interest on the seventh year of DROP participation for certain employees; amending provisions that allow early withdrawal from DROP; amending provisions that apply to a disability pension during DROP participation; applying this Ordinance retroactively; and generally relating to pensions.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

BILL NO. 59-23 – AN ORDINANCE concerning: Approval of the Ground Lease between Anne Arundel County and Woodland Beach Volunteer Fire Department, Inc. – FOR the purpose of approving an agreement to lease County-owned property containing 3.0275 acres, more or less, located on Stepney Lane in Edgewater, Maryland, to the Woodland Beach Volunteer Fire Department, Inc., for the development, construction, operation, and maintenance of a fire station and other firefighting facilities.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

BILL NO. 60-23 – AN ORDINANCE concerning: Hollywood on the Severn Special Community Benefit District – Approval of Loan and Assignment Agreement – FOR the purpose of obligating the County to levy the special tax known as the special community benefit assessment on the Hollywood on the Severn Special Community Benefit District in an amount sufficient to repay a loan from Sandy Spring Bank to the Hollywood-on-Severn Improvement Association, Inc. in each of up to five fiscal years during the term of the loan

Introduced by Mr. Smith, Chair

(by request of the County Executive)

BILL NO. 61-23 – AN ORDINANCE concerning: Construction and Property Maintenance Codes – Fire Prevention Code – Codes and Supplements – Zoning – Recovery Residences – FOR the purpose of exempting single-family detached dwellings used as recovery residences from the Fire Prevention Code when certain conditions are met; adding a definition of “recovery residence”; adding parking requirements for recovery residences; allowing recovery residences as permitted uses in all residential districts; requiring that recovery residences comply with the 2018 International Residential Code; and generally relating to construction and property maintenance codes and zoning.

Introduced by Ms. Pickard

INTRODUCTION OF RESOLUTIONS

RESOLUTION NO. 25-23 – RESOLUTION nominating Tonii Gedin as County Health Officer

Introduced by Mr. Smith, Chair
(by request of the County Executive)

RESOLUTION NO. 26-23 – RESOLUTION approving appointment of Cedric Johnson to the Police Accountability Board

Introduced by Mr. Smith, Chair
(by request of the County Executive)

RESOLUTION NO. 27-23 – RESOLUTION confirming the appointments of members to serve on the Personnel Board for Anne Arundel County

Introduced by Mr. Smith, Chair
(by request of the County Executive)

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

BILL NO. 44-23 (As Amended)

The Chair called for Bill No. 44-23, as amended, An Ordinance concerning: Personnel – Public Ethics – Public Safety – Classified Service and Exempt Service – Pay Schedules and Positions – For the purpose of correcting the removal and addition of certain employees eligible for allowances retroactively; modifying the conditions of eligibility and certification lists; modifying the pay grade and 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; adding new pay schedules for certain classified employees; modifying pay on promotion, reclassification or grade reallocation for certain employees; modifying the conditions for allowances for certain employees; adding certain classified employees eligible for bonus pay; modifying annual leave for certain employees; modifying disability leave for certain employees; modifying education assistance for certain employees; adding certain positions in the exempt service; adding new pay schedules for certain exempt employees; amending the definition of “Uniformed Public Safety Exclusive Representative”; modifying the exclusion of certain employees from joining employee organizations; adding certain classified and exempt employees required to file financial disclosure statements; modifying the title of certain classified employees required to file financial disclosure statements; adding certain classified employees eligible to be members of the Fire Advisory Board; providing for increases in pay for certain employees; providing the method for certain classified employees to move to a new pay schedule; providing for advancement to new rate of pay for certain employees; providing for lump sum payments for certain employees; confirming applicability of certain terms related to pay in memoranda of agreements; providing for an increase in pay for certain classified employees based on certain comparable classified employees; providing for certain salary adjustments for certain classified employees based on salary compression; providing for the elimination of certain classified positions approved as part of the Annual Budget and Appropriation Ordinance under certain circumstances; applying a certain Section of this Ordinance retroactively; providing for the application of this Ordinance; and generally relating to personnel, public ethics, and public safety; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Hannah Dier, Administration, Steven Theroux, Budget Office, Anne Budowski, Office of Personnel, Jackie Atkinson, Office of Personnel, Sarah Heffernan, Office of Personnel, and Lori Blair Klasmeier, Office of Law.

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

The Chair called for the public hearing on Bill No. 44-23, as amended.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 44-23, as amended.

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

The Chair called Bill No. 44-23, as amended, An Ordinance concerning: Personnel – Public Ethics – Public Safety – Classified Service and Exempt Service – Pay Schedules and Positions; and the Administrative Officer read a portion of the title.

Bill No. 44-23, as amended, was passed by the following roll call:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer,
Mr. Smith

Nay – None

BILL NO. 46-23

The Chair called for Bill No. 46-23, An Ordinance concerning: Current Expense Budget – Fourth Quarter Fund Transfer and Supplementary Appropriations – For the purpose of transferring appropriations of funds between certain offices, departments, institutions, boards, commissions or other agencies in the general fund; 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; making this Ordinance an emergency measure; and generally relating to transferring appropriations of funds and making supplementary appropriations of funds to the current expense budget for the fiscal year ending June 30, 2023; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Hannah Dier, Administration, Steven Theroux, Budget Office, Henry Farrell, Police Department, Deputy Chief Ross Dinkel, Fire Department, Crystal McGill-Belk, Office of Transportation, and Lori Blair Klasmeier, Office of Law.

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

Ms. Pickard asked about the Police Department overtime.

Mr. Farrell answered.

Mr. Volke clarified the math on the overtime.

Mr. Theroux responded.

There was further discussion regarding the bill.

The Chair called for the public hearing on Bill No. 46-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 46-23.

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

The Chair called Bill No. 46-23, An Ordinance concerning: Current Expense Budget – Fourth Quarter Fund Transfer and Supplementary Appropriations; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Administrative Officer read a brief summary of the amendment:

This amendment increases the supplemental appropriation to the Office of Transportation for contractual services.

Mr. Baron explained the background and purpose of the amendment.

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

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer,
Mr. Smith

Nay – None

Bill No. 46-23, as amended, was passed by the following roll call:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer,
Mr. Smith

Nay – None

BILL NO. 47-23

The Chair called for Bill No. 47-23, An Ordinance concerning: Current Expense Budget – Board of Education – Supplementary Appropriation and Transfers of Funds – For the purpose of transferring appropriations of funds between certain offices, departments, institutions, boards,

commissions or other agencies in the general fund; making supplementary appropriations from unanticipated revenues to the Local Education Fund for the current fiscal year; making this Ordinance an emergency measure; and generally relating to transferring appropriations of funds and supplementary appropriations to the current expense budget for the fiscal year ending June 30, 2023; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Hannah Dier, Administration, Steven Theroux, Budget Office, Matt Stanksi, Board of Education, Melissa Comella, Board of Education, and Lori Blair Klasmeier, Office of Law.

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

Mr. Stanksi commented on the bill.

Ms. Fiedler asked for clarification on supply amounts.

Mr. Stanksi answered.

Mr. Volke clarified the savings from the Student Transportation Services.

Mr. Stanksi responded.

There was further discussion on the bill.

The Chair called for the public hearing on Bill No. 47-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 47-23.

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

The Chair called Bill No. 47-23, An Ordinance concerning: Current Expense Budget – Board of Education – Supplementary Appropriation and Transfers of Funds; and the Administrative Officer read a portion of the title.

Bill No. 47-23 was passed by the following roll call:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer,
Mr. Smith

Nay – None

BILL NO. 48-23

The Chair called for Bill No. 48-23, An Ordinance concerning: Modification to Conveyance of Surplus Property – Freetown Road in Glen Burnie, Maryland – For the purpose of

modifying the terms and conditions of a prior deed conveying certain real property owned by Anne Arundel County to Bello Machre, Inc.; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Susan Herrold, Central Services, and Lori Blair Klasmeier, Office of Law.

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

Ms. Hummer asked what the property is currently being used for.

Ms. Herrold answered.

Mr. Volke spoke on a written public testimony regarding the deed restriction.

Ms. Klasmeier responded.

Mr. Volke asked if there were concerns from the Department of Aging.

Mr. Baron answered no.

The Chair called for the public hearing on Bill No. 48-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 48-23.

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

The Chair called Bill No. 48-23, An Ordinance concerning: Modification to Conveyance of Surplus Property – Freetown Road in Glen Burnie, Maryland; and the Administrative Officer read a portion of the title.

Bill No. 48-23 was passed by the following roll call:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer,
Mr. Smith

Nay – None

BILL NO. 49-23

The Chair called for Bill No. 49-23, An Ordinance concerning: Second Amendment to Lease between Anne Arundel County, Maryland and Bates School Limited Partnership – For the purpose of authorizing the Second Amendment to Lease of a portion of County-owned property in Annapolis, Maryland, known and designated as Wiley H. Bates High School, Smithville Street and South Villa Avenue, to Bates School Limited Partnership to extend the lease term for an additional period of forty-two (42) years, to expire on March 17, 2097; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Christopher Daniels, Central Services, and Lori Blair Klasmeier, Office of Law.

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

Ms. Rodvien asked for support on the bill.

The Chair called for the public hearing on Bill No. 49-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 49-23.

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

The Chair called Bill No. 49-23, An Ordinance concerning: Second Amendment to Lease between Anne Arundel County, Maryland and Bates School Limited Partnership; and the Administrative Officer read a portion of the title.

Bill No. 49-23 was passed by the following roll call:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer,
Mr. Smith

Nay – None

BILL NO. 50-23

The Chair called for Bill No. 50-23, An Ordinance concerning: Finance, Taxation, and Budget – Real Property Taxes – Tax Credits – Disabled Veterans and Their Surviving Spouses and Retired Veterans – Duration – For the purpose of amending the duration of the disabled veteran real property tax credit; allowing a surviving spouse of a disabled veteran to be eligible for the property tax credit until remarriage; extending the duration of the retired veteran real property tax credit; and generally relating to finance, taxation, and budget; and the Administrative Officer read a portion of the title.

Mr. Volke, Co-Sponsor, explained the background and purpose of the bill.

Pete Baron, Director, Government Affairs, was accompanied by Hannah Dier, Administration, Steven Theroux, Budget Office, Brian Schenck, Finance Department, and Lori Blair Klasmeier, Office of Law.

The Administration supports.

Ms. Leadbetter and Mr. Smith explained how they would not benefit personally from this bill.

Ms. Pickard, Ms. Hummer, and Ms. Rodvien asked to be added as co-sponsors.

The Chair called for the public hearing on Bill No. 50-23.

The Administrative Officer stated there were two submissions of written testimony, and one email, received through the online testimony tool for Bill No. 50-23, which were shared with the Council and posted on the County Council website.

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

The Chair called Bill No. 50-23, An Ordinance concerning: Finance, Taxation, and Budget – Real Property Taxes – Tax Credits – Disabled Veterans and Their Surviving Spouses and Retired Veterans – Duration; and the Administrative Officer read a portion of the title.

Bill No. 50-23 was passed by the following roll call:

Aye – Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer,
Mr. Smith

Nay – None

FURTHER BUSINESS

Ms. Rodvien suggested that the work session on July 11th be virtual. The Council agreed.

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Ms. Pickard, the meeting adjourned at 8:20 P.M.

Respectfully submitted,

By Anna Macaulay

For Laura Corby
Administrative Officer

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 13

Bill No. 62-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, July 3, 2023

Introduced and first read on July 3, 2023
Public Hearing set for September 5, 2023
Bill Expires October 6, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Zoning – Farm Dual Uses

2
3 FOR the purpose of exempting farm dual uses from site development plans; adding certain
4 definitions of various agricultural practices and associated uses; adding certain criteria
5 for a zoning certificate of use for a farm dual use; adding farm dual uses as a conditional
6 use in certain residential zoning districts; adding the requirements for conditional use
7 of farm dual uses; revising certain Code enforcement practices for agricultural uses;
8 and generally relating to subdivision and development and zoning.
9

10 BY renumbering: § 17-4-101(7) to be § 17-4-101(8); § 18-1-101(6) through (54), (55)
11 through (101) and (102) through (163) to be § 18-1-101(7) through (55), (57) through
12 (103) and (105) through (166), respectively; § 18-2-202(d) to be § 18-2-202(e); and §§
13 18-10-128 through 18-10-170 to be §§ 18-10-129 through 18-10-171, respectively
14 Anne Arundel County Code (2005, as amended)(as amended by Bill No. 15-23)
15

16 BY adding: §§ 17-4-101(7); 18-1-101 (6), (56) and (104); 18-2-202(d); and 18-10-128
17 Anne Arundel County Code (2005, as amended)
18

19 BY repealing and reenacting, with amendments: §§ 17-4-101(6); 18-1-101(8) and (59); 18-
20 4-106; 18-17-103(c); and 18-17-202(a)(2)
21 Anne Arundel County Code (2005, as amended)
22 (As enacted by Section 1 of this Ordinance)

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.

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That §§ 17-4-101(7); 18-1-101(6) through (54), (55) through (101) and (102) through (163); 18-2-202(d); and 18-10-128 through 18-10-170, respectively, of the Anne Arundel County Code (2005, as amended) (and as amended by Bill No. 15-23) are hereby renumbered to be §§ 17-4-101(8); 18-1-101(7) through (55), (57) through (103) and (105) through (166); 18-2-202(e); and 18-10-129 through 18-10-171, respectively

SECTION 2. *And be it further enacted,* That Section(s) of the Anne Arundel County Code (2005, as amended) (and as amended by Bill No. 15-23) read as follows:

ARTICLE 17. SUBDIVISION AND DEVELOPMENT

TITLE 4. SITE DEVELOPMENT

17-4-101. Scope.

This title applies to site development only and does not apply to:

(6) accessory uses to farming, such as farm stores or stands that sell farm products or value-added farm products directly to consumers that:

(i) do not exceed a cumulative 1,200 square feet of floor area; and

(ii) have a proposed cumulative limit of disturbance of less than 5,000 square feet; [[or]]

(7) FARM DUAL USES UNDER ARTICLE 18 OF THIS CODE; OR

(8) a temporary use authorized under § 18-2-203 of this Code.

ARTICLE 18. ZONING

TITLE 1. DEFINITIONS

18-1-101. Definitions.

Unless defined in this article, the Natural Resources Article of the State Code, or COMAR, words defined elsewhere in this Code apply in this article. The following words have the meanings indicated:

(6) “AGGREGATION” OR “AGGREGATED”, WITH RESPECT TO AGRITOURISM AND FARMING, MEANS GATHERING AND SELLING AGRICULTURAL PRODUCTS FROM MULTIPLE FARM SOURCES TO CREATE A LARGER AND MORE CONSISTENT SUPPLY TO MEET CONSUMER DEMAND.

(8) "Agritourism" means a business enterprise on a farm related to agriculture or natural resources that is offered to the public or invited groups. Agritourism shall be accessory to a principal use of farming and shall be located on land that qualifies for an agricultural use assessment pursuant to the Tax-Property Article, § 8-209 of the State Code and that is covered by a current and active soil conservation and water quality plan approved by the Anne Arundel Soil Conservation District. Agritourism includes fishing; wildlife study; corn mazes; pumpkin patches; harvest festivals; field trips; hayrides; pick-your-own operations; farm tours; food services, including COMMERCIAL KITCHENS FOR PREPARATION OF VALUE-ADDED PRODUCTS AND SERVICE OF farm to table meals; AGGREGATION; farm museums; educational classes; and OTHER activities or events related to agriculture, historical, cultural, or natural resources, agricultural products, or agricultural skills.

(56) "FARM DUAL USE" MEANS A LOT OR PARCEL ON WHICH THE PRINCIPAL USE IS FARMING AND THAT INCLUDES ONE OF THE FOLLOWING COMMERCIAL USES: CONTRACTOR AND CONSTRUCTION YARDS; WELL AND SEPTIC SERVICE; EXCAVATION SERVICE; FARM VEHICLE AND EQUIPMENT REPAIR; TRADES, SUCH AS PLUMBERS, MECHANICAL/HVAC, ELECTRICIANS, OR OTHER TRADES REQUIRED TO BE LICENSED BY ARTICLE 15 OF THIS CODE; AND OUTSIDE STORAGE OF EQUIPMENT ASSOCIATED WITH THESE COMMERCIAL USES.

(59) "Farming" means the use of land OR STRUCTURES for agricultural purposes, including agriculture, URBAN AGRICULTURE, apiaries, horticulture and floriculture, GREENHOUSES, orchards, agricultural nurseries, viticulture, aquaculture, hydroponics, agroforestry, animal and poultry husbandry subject to the requirements of § 18-4-104, dairying, on-farm composting as regulated by COMAR 26.04.11.06, and primary and value added agricultural processing. For purposes of this definition:

(v) "primary agricultural and value added processing" means the processing of one or more agricultural ingredients or products in the course of preparing it for market OR ON-SITE CONSUMPTION, so long as at least one of the ingredients or products are grown or produced on the farm, including cutting, drying, packaging, canning, milling, grinding, freezing, heating, and fermenting; [[and]]

(VI) "FARMERS' MARKET" MEANS A FACILITY LOCATED ON A FARM THAT OFFERS FOR PUBLIC SALE LOCALLY PRODUCED AGRICULTURAL, HORTICULTURAL, DAIRY, MEAT PRODUCTS, OR SIMILAR PRODUCTS PRODUCED ON THAT FARM OR AGGREGATED FROM OTHER FARMS;

(VII) "FARM STAND" MEANS A WAGON, TRAILER, VEHICLE, OR TEMPORARY STRUCTURE LOCATED ON A FARM THAT OFFERS FOR PUBLIC SALE AGRICULTURAL, HORTICULTURAL, DAIRY, MEAT PRODUCTS, OR SIMILAR PRODUCTS PRODUCED ON THAT FARM OR AGGREGATED FROM OTHER FARMS;

(VIII) "FARM STORE" MEANS A PERMANENT STRUCTURE LOCATED ON A FARM THAT OFFERS FOR PUBLIC SALE AGRICULTURAL, HORTICULTURAL, DAIRY, MEAT

PRODUCTS, OR SIMILAR PRODUCTS PRODUCED ON THAT FARM OR AGGREGATED FROM OTHER FARMS; AND

[(vi)] (IX) "farming" does not include the cultivation, processing or dispensing of marijuana, as defined in the Criminal Law Article, § 5-101, of the State Code, as amended, or medical cannabis, as defined in COMAR, Title 10, Subtitle 62.

(104) "PRODUCE MARKET" MEANS A FACILITY, NOT LOCATED ON A FARM, WHERE LOCAL PRODUCE, MEAT PRODUCTS, FRUITS, VEGETABLES, VALUE-ADDED AGRICULTURAL OR HORTICULTURAL PRODUCTS, AND PREPARED FOODS AND BEVERAGES ARE SOLD DIRECTLY TO THE PUBLIC PRIMARILY FOR OFF-SITE CONSUMPTION.

TITLE 2. GENERAL PROVISIONS

18-2-202. Zoning certificate of use.

(D) **Farm Dual Uses.** AN APPLICATION FOR A ZONING CERTIFICATE OF USE FOR A FARM DUAL USE MAY BE ACCOMPANIED BY AN APPROVED SOIL CONSERVATION AND WATER QUALITY PLAN IN LIEU OF A SITE PLAN, PROVIDED THE PLAN DEPICTS SUFFICIENT INFORMATION FOR THE OFFICE OF PLANNING AND ZONING TO DETERMINE THAT THE CONDITIONAL USE REQUIREMENTS WILL BE MET.

TITLE 4. RESIDENTIAL DISTRICTS

18-4-106. Permitted, conditional, and special exception uses

The permitted, conditional, and special exception uses allowed in each of the residential districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception use. A blank means that the use is not allowed in the district. Except as provided otherwise in this article, uses and structures customarily accessory to the listed uses also are allowed, except that guest houses as accessory structures are prohibited and outside storage as an accessory use is limited to the lesser of 10% of the allowed lot coverage or 500 square feet.

Permitted, Conditional, and Special Exception Uses	RA	RLD	R1	R2	R5	R10	R15	R22

Farm alcohol production facility	C	C	C					
FARM DUAL USES	C	C						

TITLE 10. REQUIREMENTS FOR CONDITIONAL USES

18-10-128. Farm Dual Uses.

FARM DUAL USES SHALL COMPLY WITH THE FOLLOWING REQUIREMENTS.

(1) THE LOT OR PARCEL SHALL BE LOCATED IN AN RA OR RLD ZONING DISTRICT WITH AN AGRICULTURAL USE ASSESSMENT FROM THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION AND AN APPROVED SOIL CONSERVATION AND WATER QUALITY PLAN FROM THE SOIL CONSERVATION DISTRICT.

(2) THE LOT OR PARCEL SHALL BE ACTIVELY FARMED, AS CONFIRMED BY THE SOIL CONSERVATION DISTRICT.

(3) THE LOT OR PARCEL SHALL BE A MINIMUM OF 20 ACRES.

(4) THE OWNER OR OPERATOR OF THE COMMERCIAL USE SHALL BE THE OWNER OF THE LOT OR PARCEL.

(5) THE COMMERCIAL USE SHALL HAVE NO MORE THAN FIVE EMPLOYEES THAT ARE NOT A SPOUSE, CHILD, GRANDCHILD, PARENT, SIBLING, OR GRANDPARENT OF THE OWNER OF THE LOT OR PARCEL.

(6) THE COMMERCIAL USE, INCLUDING ANY STORAGE AREA FOR EQUIPMENT UTILIZED BY THE COMMERCIAL USE, SHALL BE: NO MORE THAN 20,000 SQUARE FEET IN AREA; SET BACK AT LEAST 100 FEET FROM LOT BOUNDARIES; AND SCREENED WITH A SOLID FENCE THAT IS AT LEAST SIX FEET TALL OR A PLANTED BUFFER AT LEAST 15 FEET WIDE THAT THE OFFICE OF PLANNING AND ZONING DETERMINES IS SUFFICIENT TO PROVIDE SCREENING ALONG ANY ADJACENT LOTS AND PUBLIC ROAD RIGHT-OF-WAY.

(7) NO NEW STRUCTURES SHALL BE BUILT OR UTILIZED AS PART OF THE COMMERCIAL USE.

(8) ONLY GRAVEL OR PERVIOUS MATERIAL SHALL BE USED FOR PARKING OR OUTDOOR STORAGE AREAS FOR THE COMMERCIAL USE.

(9) FARMING SHALL REMAIN THE PRINCIPAL USE OF THE LOT OR PARCEL.

TITLE 17. ENFORCEMENT AND PENALTIES

18-17-103. Oversized vehicles on residentially zoned or developed lots.

(c) Exceptions.

(1) A vehicle of any gross vehicle weight rating may be parked on a residentially zoned or developed lot if the owner demonstrates that the vehicle is customarily used in connection with an existing lawful use.

(2) THE OWNER OF A LOT OR PARCEL LOCATED IN AN RA OR RLD ZONING DISTRICT WITH AN AGRICULTURAL USE ASSESSMENT FROM THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION OR AN APPROVED SOIL CONSERVATION AND WATER QUALITY PLAN FROM THE SOIL CONSERVATION DISTRICT MAY PARK OR STORE A VEHICLE OF ANY GROSS VEHICLE WEIGHT ON THE LOT OR PARCEL PROVIDED THE VEHICLE IS USED AS PART OF AN ACTIVE FARMING OPERATION.

18-17-202. Administrative orders; informal letters.

(a) Administrative orders.

(2) (I) The order shall be served by [(i)] delivery to the person[(, (ii)]]; leaving a copy of the order with a person of suitable age and discretion at the person's dwelling or

1 place of business[,]; or [(iii)] certified mail, restricted delivery, return receipt requested.
2 If reasonable efforts to serve the person by one of these methods fail, service of the order
3 may be accomplished by sending it by first class mail to the person at the person's last
4 known address and by posting a copy of the order on the land associated with the violation.

5
6 (II) AN ORDER FOR AN ALLEGED VIOLATION ON PROPERTY WITH AN
7 AGRICULTURAL USE ASSESSMENT OR AN APPROVED SOIL AND WATER QUALITY PLAN
8 FROM THE SOIL CONSERVATION DISTRICT SHALL BE SENT BY CERTIFIED MAIL, IN
9 ADDITION TO ANY OTHER METHOD ALLOWED BY THIS SECTION.

10
11 (III) Any person aggrieved by the order may appeal to the Board of Appeals
12 within 15 days after service.

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

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

BILL NUMBER: 62-23

INTRO. DATE: July 3, 2023

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: SUBDIVISION AND DEVELOPMENT
 – ZONING – FARM DUAL USES**

SUMMARY OF LEGISLATION

The purpose of this legislation is to exempt farm dual uses from site development plans; add certain definitions of various agricultural practices and associated uses; add certain criteria for a zoning certificate of use for a farm dual use; add farm dual uses as a conditional use in certain residential zoning districts; add the requirements for conditional use of farm dual uses; revise certain Code enforcement practices for agricultural uses; and generally relating to subdivision and development and zoning.

FISCAL IMPACT

The Budget Office does not anticipate any fiscal impact to the County as a result of this legislation.



Chris Trumbauer
Budget Officer

6/29/2023

Date

Prepared by: Kyle Madden, Budget Analyst

cc: Billie Penley, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 13

Bill No. 63-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, July 3, 2023

Introduced and first read on July 3, 2023
Public Hearing set for September 5, 2023
Bill Expires October 6, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Construction and Property Maintenance Code Supplement
2 – Building Permit Exemptions – Agricultural Buildings
3

4 FOR the purpose of adding and modifying certain buildings exempt from certain permits
5 under the Construction Code; adding and modifying certain non-agricultural buildings
6 under the Construction Code; and generally relating to the construction and property
7 maintenance code supplements.
8

9 BY repealing and reenacting, with amendments: Construction Code, Chapter 1, §§
10 105.2.1.14; 105.2.1.14.2; 105.2.1.14.3; and 105.2.1.14.6
11 Anne Arundel County Construction and Property Maintenance Codes Supplement,
12 October 1, 2005 (as amended)
13

14 BY adding: Construction Code, Chapter 1, § 105.2.1.14.7
15 Anne Arundel County Construction and Property Maintenance Codes Supplement,
16 October 1, 2005 (as amended)
17

18 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
19 That the Anne Arundel County Construction and Property Maintenance Codes
20 Supplement, October 1, 2005 (as amended) read as follows:
21

22 **ANNE ARUNDEL COUNTY**
23 **CONSTRUCTION AND PROPERTY MAINTENANCE CODES SUPPLEMENT**
24 **October 1, 2005**

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.

CONSTRUCTION CODE

Chapter 1

Construction Code Administrative Provisions

Section 105

Permits

105.2 Work exempt from permit. Exemptions from permit requirements of the Construction Code may not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of the Construction Code or any other laws or ordinances of this County. Permits shall not be required for the following:

105.2.1 Building:

105.2.1.14 Agricultural buildings, specifically livestock shelters, livestock buildings, shade structures, milking barns, STRUCTURES FOR PRIMARY AGRICULTURAL AND VALUE-ADDED PROCESSING, poultry shelters, barns, buildings and structures used for storage of farm equipment and machinery, horticultural structures, detached production greenhouses, crop protection shelters, sheds, grain silos, riding arenas [[not open to the general public]], stables, and buildings or structures for farm [[wineries on farms of at least 20 acres with State-approved Farm Management Plans where at least 75% of the grapes processed into wine are grown on the farm]] ALCOHOL PRODUCTION FACILITIES. The following are not agricultural buildings for the purpose of this Code:

105.2.1.14.2 Buildings or shelters on property not covered by a [[current active soil and water management plan]] SOIL CONSERVATION AND WATER QUALITY PLAN approved by the Anne Arundel Soil Conservation District.

105.2.1.14.3 Buildings open to the general public for commercial, recreational, or other use[;], unless ONLY OPEN TO THE GENERAL PUBLIC WITH AN APPROVED ZONING CERTIFICATE OF USE OR A HORSE STABLE LICENSE ISSUED BY THE MARYLAND DEPARTMENT OF AGRICULTURE AND the use by the general public is limited to the ground floor level and a maximum of 50 occupants at any one time, or, WITH APPROVAL BY the Fire Marshal [[has inspected the building for compliance with the State Fire Prevention Code before it is occupied by the general public.]]AND COMPLIANCE WITH AN ANNUAL FIRE INSPECTION, A MAXIMUM OF 200 PEOPLE.

105.2.1.14.6 Buildings not located on properties OF FIVE ACRES OR MORE zoned RA – Rural Agricultural Districts or RLD – Residential Low Density, or not currently assessed as agricultural by the Maryland State Department of Assessments and Taxation.

105.2.1.14.7 BUILDINGS LOCATED ON PROPERTIES WITHOUT ACTIVE FARMING, SUCH AS CROP PRODUCTION FIELDS, VEGETABLE PRODUCTION, OR A FENCED PASTURE FOR LIVESTOCK OR EQUINE OPERATION.

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

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

BILL NUMBER: 63-23

INTRO. DATE: July 3, 2023

FISCAL NOTE

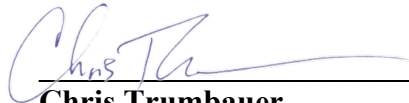
**BILL: AN ORDINANCE CONCERNING: CONSTRUCTION AND PROPERTY
 MAINTENANCE CODE SUPPLEMENT – BUILDING PERMIT
 EXEMPTIONS – AGRICULTURAL BUILDINGS**

SUMMARY OF LEGISLATION

The purpose of this legislation is to add and modify certain buildings exempt from certain permits under the Construction Code; add and modify certain non-agricultural buildings under the Construction Code; and generally relating to the construction and property maintenance code supplements.

FISCAL IMPACT

To the extent the legislation reduces the number of permits required, county permit revenue would be reduced, but the anticipated fiscal impact is de minimus.



Chris Trumbauer
Budget Officer

6/29/2023

Date

Prepared by: Kyle Madden, Budget Analyst

cc: Billie Penley, Controller

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 13

Resolution No. 28-23

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

By the County Council, July 3, 2023

1 RESOLUTION approving estimates of the annual costs of providing health insurance
2 benefits and the employer subsidies used to determine the rates for certain participants
3 under the County Employee and Retiree Health Benefits Program
4

5 WHEREAS, § 6-1-308(h)(1) of the County Code requires that the estimate of the
6 annual costs of providing benefits under the County's various health insurance
7 plans be prepared by the Personnel Officer; presented to and discussed jointly with
8 the exclusive representatives of County employees and their consultants at least ten
9 calendar days prior to presentation to the County Council; and approved by
10 resolution of the County Council; and
11

12 WHEREAS, § 6-1-308(i)(4) provides that the employer subsidy for employees
13 represented by an exclusive representative and any monetary credits for opting out
14 of coverage shall be determined through collective bargaining; and
15

16 WHEREAS, § 6-1-308(i)(5) requires that the employer subsidy for employees not
17 represented by an exclusive employee representative under Title 4 of Article 6 of
18 the County Code, survivors of employees, and survivors of retirees shall be
19 proposed by the Personnel Officer and approved by resolution of the Council; and
20

21 WHEREAS, § 6-1-308(i)(5) further requires that the resolution include the
22 proposed rates for part-time employees who are not represented by an exclusive
23 employee representative under Title 4 of Article 6 of the County Code and any
24 monetary credits given to employees not represented by an exclusive representative
25 under Title 4 of Article 6 of the County Code for opting out of coverages; and
26

27 WHEREAS, the Personnel Officer has prepared the estimate of the annual costs
28 and has proposed the subsidy and rates as required by § 6-1-308(h)(1) and (i)(5) for
29 calendar year 2024 as set forth in the document attached hereto as Exhibit A; now,
30 therefore, be it
31

32 *Resolved by the County Council of Anne Arundel County, Maryland, That the County*
33 *Council hereby approves the estimate of the annual costs, the employer subsidy, the rates,*
34 *and any monetary credits for calendar year 2024 as set forth in Exhibit A; and be it further*
35

36 *Resolved, That a copy of this Resolution be sent to Personnel Officer Anne Budowski.*

Anne Arundel County Government
2024 Annual Cost of Health Benefits
Effective 1/1/2024

Plan	Coverage	Calendar Year 2024 Total Annual Cost
EPO/HMO	Individual	\$8,972.64
Aetna Open Access® Aetna Select EPO - HMO	Parent and Child	\$16,194.00
	Employee and Spouse	\$19,219.32
	Family	\$24,811.56
National PPO	Individual	\$11,471.76
Aetna Open Choice® PPO	Parent and Child	\$20,263.08
	Employee and Spouse	\$24,302.88
	Family	\$31,560.12

Medicare Advantage	Retiree	\$6,659.16
Aetna	Retiree and Spouse	\$13,318.32

Dental HMO	Individual	\$234.36
	Parent and Child	\$468.72
	Employee or Retiree and Spouse	\$595.44
	Family	\$677.04

Dental PPO Core	Individual	\$386.88
	Parent and Child	\$686.16
	Employee or Retiree and Spouse	\$889.92
	Family	\$988.92

Dental PPO Buy-Up	Individual	\$598.08
	Parent and Child	\$1,061.04
	Employee or Retiree and Spouse	\$1,375.92
	Family	\$1,529.16

EyeMed Vision	Individual	\$43.20
	Parent and Child	\$86.04
	Employee or Retiree and Spouse	\$110.04
	Family	\$124.92

Employer Subsidy for Eligible Full Time Employees	
HMO/EPO	85%
PPO	75%
Dental HMO	100%
Dental PPO Core	100%
Dental PPO Buy-Up	100% of Dental PPO Core
Vision	100%

Anne Arundel County Government
2024 Annual Cost of Health Benefits
Effective 1/1/2024

Rates for Eligible Part Time Employees

The medical rates for an eligible part-time employee shall be the product of the annual cost multiplied by the employer subsidy for a full-time employee multiplied by the percentage of a full-time position worked by the employee.

The dental and vision rates will be subsidized 100% by the County.

Employer Subsidy for Eligible Survivors of Retirees or Eligible Survivors of Deceased Employees

The employer subsidy for eligible survivors of retirees or eligible survivors of deceased employees shall be in accordance with Section 6-1-308 (i)(7) & (i)(8) of the County Code, excluding dental and vision coverage.

There shall be no employer subsidy for dental and vision coverage for eligible survivors of retirees or eligible survivors of deceased employees.

Employer Subsidy for Retirees Hired Before 1/1/15 and Retire After 1/1/17 Based on Credited Service Plus DROP

The employer subsidy for eligible retirees shall be in accordance with Section 6-1-308 (i)(14) & (i)(15) of the County Code.

There shall be no employer subsidy for dental and vision coverage for retirees.

Employer Subsidy for Retirees Hired or Rehired after 1/1/15 Based Upon Actual Plan Service Plus DROP

The employer subsidy for eligible retirees shall be in accordance with Section 6-1-308 (i)(16) & (i)(17) of the County Code.

There shall be no employer subsidy for dental and vision coverage for retirees.

Employer Subsidy for Term Vested Employees

The employer subsidy for term vested employees who retire before 7/1/14 is 80%.

The employer subsidy for term vested employees hired before 1/1/14 who retire on or after 7/1/14 is in accordance with Section 6-1-308 (i)(11) of the County Code.

There is no employer subsidy for terminated vested employees hired after 1/1/14.

Monetary Credit for Non-Represented Employees Who Choose to Opt Out of Health Insurance Benefits

An eligible full-time non-represented employee who opts out of medical coverage shall be entitled to a monetary credit of \$497.90 annually.

An eligible full-time non-represented employee who opts out of dental & vision coverage shall be entitled to a monetary credit of \$48.10 annually.

An eligible full-time non-represented employee who selects dental HMO coverage and opts out of dental PPO coverage shall be entitled to a monetary credit of \$26.00 annually.

An eligible part-time non-represented employee who opts out of medical and/or dental and vision coverage shall be entitled to a monetary credit equal to the product of the monetary credit for a full-time non-represented employee multiplied by the percentage of a full-time position worked by the employee.

Monetary Credit for Represented Employees Who Choose to Opt Out of Health Insurance Benefits

An eligible full-time represented employee who opts out of medical, dental and vision coverage may receive an opt-out credit in accordance with their MOA.

Opt Out Credits for County Employees Who Are Spouses of Another County Employee

An employee eligible to participate in County Health plans, who is the spouse of another County employee who is eligible to participate in the County Health Plans shall be covered under the employee's own plan unless an election is made by the spouse to cover the employee under the Spouse's plan, in which case the employee shall be covered as a spouse but not entitled to any credit for declining coverage as an employee.

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

RES. NUMBER: 28-23

INTRO. DATE: July 3, 2023

FISCAL NOTE

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

SUMMARY OF LEGISLATION

The purpose of this resolution is to approve the annual cost estimates, the employer subsidy and the rates for health insurance benefits under the County's various insurance plans.

FISCAL IMPACT

All costs associated with health insurance claims are included in the FY2024 Approved Budget.



**Chris Trumbauer
Budget Officer**

6/29/2023

Date

Prepared by: Steven Theroux

cc: Billie Penley, Controller

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 13

Resolution No. 29-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, July 3, 2023

1 RESOLUTION approving the determination of certain improved County-owned
2 property, being part of Brooklyn Heights Park in Baltimore, Maryland, as surplus property

3
4 WHEREAS, § 8-3-202 of the County Code authorizes the County Executive to
5 dispose of real property owned by the County when the County Executive, with the
6 approval of the County Council by resolution, has determined that the real property
7 is surplus property; and

8
9 WHEREAS, in accordance with § 8-3-202(a) of the County Code, the County
10 Executive inquired whether any office, department, or agency of the County has a
11 present need, or reasonably anticipates a future need, for the property, and no such
12 present or future need has been identified; and

13
14 WHEREAS, the County Executive has determined that the property described in
15 Exhibit A, and depicted in Exhibit B, both attached hereto, comprised of 0.682 +/-
16 acres, and being part of the Brooklyn Heights Park, Baltimore, Maryland (the
17 “Property”), is surplus property and wishes to dispose of it in accordance with
18 Article 8, Title 3, Subtitle 2 of the County Code; and

19
20 WHEREAS, in accordance with § 8-3-202(b) of the County Code, prior to the
21 introduction of this Resolution, notice was mailed to each adjacent property owner
22 and to the community association representing the area in which the Property is
23 located; and

24
25 WHEREAS, the County Council, after a public hearing on this Resolution, finds
26 that the public interest will be furthered by declaring the Property to be surplus
27 property; now, therefore, be it

28
29 *Resolved by the County Council of Anne Arundel County, Maryland, That in*
30 *accordance with § 8-3-202 of the County Code, it hereby approves the County Executive’s*
31 *determination that the Property is surplus property; and be it further*

32
33 *Resolved, That a copy of this Resolution be sent to County Executive Steuart Pittman.*

Exhibit "A"

**Description of a Fee Simple Area
Part of Parcel 38, Grid 19, Tax Map 2
Property of Anne Arundel County, Maryland
Liber M.S.H. 2232, Folio 342
5th Tax District
Tax ID No. 05-000-00273010
Anne Arundel County, Maryland**

Being a part of the parcel of land which by a deed dated December 13, 1968 and recorded among the Land Records of Anne Arundel County, Maryland in Liber M.S.H. No. 2232, folio 342, was conveyed by Mercantile-Safe Deposit and Trust Company and Ruth Ellen P. Rambo and Howard M. Pumphrey to Anne Arundel County, Maryland.

Beginning for the same at a capped rebar marked "STV Inc" heretofore set at the beginning of the eleventh, or South 21 degrees 35 minutes 40 seconds East 437.17 foot line of said parcel of land and on the West side of a fifteen foot alley, and running thence with and binding on the West side of said fifteen foot alley and on a part of said eleventh line and referring the courses of this description to the Maryland Coordinate System NAD 83(2011) meridian, as now surveyed, the following course and distance viz;

1. South 21 degrees 33 minutes 28 seconds East 70.35 feet to a capped rebar now set, thence leaving the West side of said fifteen foot alley and leaving said eleventh line for new lines of division now made, the five (5) following courses and distances viz;
2. South 38 degrees 33 minutes 55 seconds West 114.02 feet to a capped rebar now set,
3. South 68 degrees 22 minutes 25 seconds West 232.54 feet to a capped rebar now set,
4. North 21 degrees 37 minutes 35 seconds West 32.66 feet to a capped rebar now set,
5. South 68 degrees 43 minutes 44 seconds West 98.36 feet to a '+' cut now set, and
6. North 21 degrees 40 minutes 54 seconds West 6.13 feet to a capped rebar marked "STV Inc" heretofore set at the Southwest corner of a fifty-five (55) foot right of way intended to be the end of the second, or South 74 degrees 05 minutes West 55.0 foot line of the parcel of land which by a deed dated July 14, 1969 and recorded among said Land Records in Liber M.S.H. 2286, folio 91, was conveyed by Anne Arundel County, Maryland to the Board of Education of Anne Arundel County, said point also being located at the beginning of the ninth, or North 56 degrees 51 minutes 15 seconds East 56.14 foot line of said first mentioned parcel of land, and thence running with and binding on the ninth and tenth lines of said first parcel of land and running with and binding reversely on said second line of said second mentioned parcel of land from Anne Arundel County, Maryland to the Board of Education,
7. North 56 degrees 51 minutes 15 seconds East 438.77 feet to the place of beginning.

Containing 29,722 square feet or 0.682 of an acre of land, more or less, and shown thus on Exhibit "B" attached hereto and made a part hereof.

A licensee either personally prepared this description or was in responsible charge over its preparation and the surveying work reflected in it, all in compliance with the requirements set forth in COMAR Regulation 09.13.06.12.

Brian R. Dietz 6-20-23
Brian R. Dietz Date
Maryland Professional Land Surveyor #21080
License Expires: February 12, 2025

Dietz Surveying Inc.
8119 Oakleigh Road
Baltimore, MD 21234

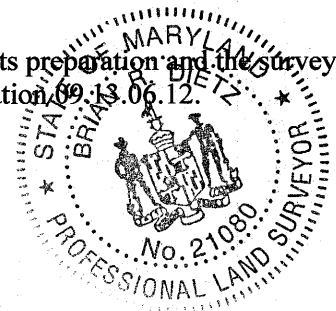
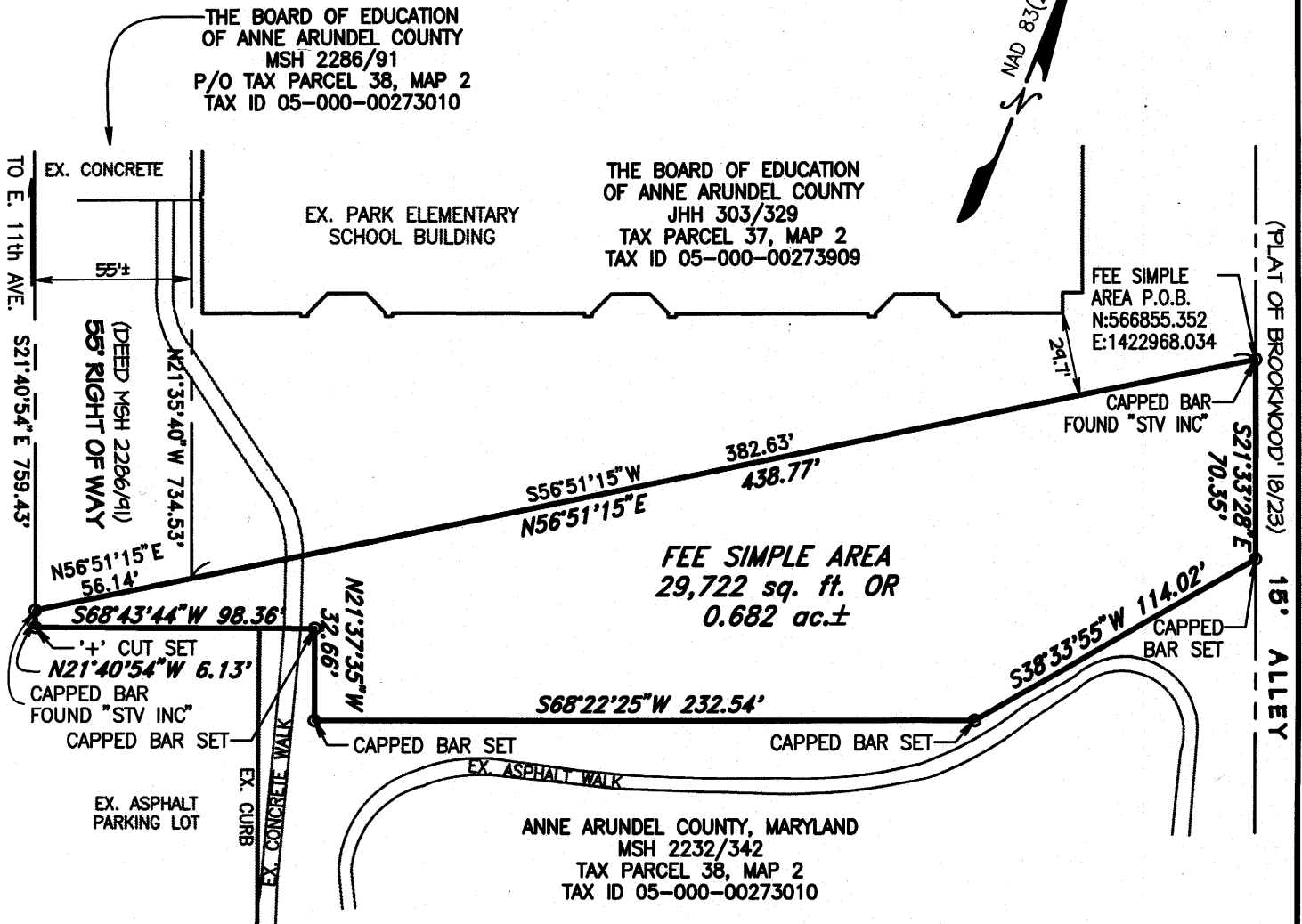


EXHIBIT "B"

Resolution No. 29-23
Exhibit B

A LICENSEE EITHER PERSONALLY PREPARED
THIS PLAT OR WAS IN RESPONSIBLE CHARGE
OVER ITS PREPARATION AND THE SURVEYING
WORK REFLECTED IN IT, ALL IN COMPLIANCE
WITH COMAR REGULATION 09.13.06.12.

Brian R. Dietz 6-20-23
DATE

BRIAN R. DIETZ
PROFESSIONAL LAND SURVEYOR
MARYLAND LICENSE No. 21080
LICENSE EXPIRES: 2-12-2025
DIETZ SURVEYING, INC.
8119 OAKLEIGH ROAD, BALTIMORE, MD 21234
EMAIL: bdietz@dietzsurveying.net



LEGEND

□ FEE SIMPLE
P.O.B. - POINT OF BEGINNING
EX. - EXISTING
P/O - PART OF

GRAPHIC SCALE 1"=60'



DRAWN BY: KCK
JOB NUMBER: 22262
CHECKED BY: BRD

SHEET NUMBER:
1 OF 1

ANNE ARUNDEL COUNTY
DEPARTMENT OF PUBLIC WORKS
THE BOARD OF EDUCATION OF ANNE ARUNDEL COUNTY
(PARK ELEMENTARY SCHOOL)
FEE SIMPLE ACQUISITION

ANNE ARUNDEL COUNTY, MARYLAND
MSH 2232/342
TAX PARCEL 38, MAP 2
TAX ID 05-000-00273010

SCALE: 1" = 60'
PROJ./CONTRACT No. _____
FIELD WORK DATE: 07/15/2022
EXHIBIT PLAT DATE: 11/17/2022

APPROVED: _____
CHIEF OF RIGHT OF WAY

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

RES. NUMBER: 29-23

DATE: July 3, 2023

FISCAL NOTE

**RESOLUTION: APPROVING THE DETERMINATION OF CERTAIN IMPROVED
COUNTY-OWNED PROPERTY, BEING PART OF BROOKLYN
HEIGHTS PARK IN BALTIMORE, MARYLAND, AS SURPLUS
PROPERTY**

SUMMARY OF LEGISLATION

The purpose of this resolution is to declare certain property surplus so the County can proceed with disposition in accordance with Article 8, Title 3, Subtitle 2 of the Anne Arundel County Code.

FISCAL IMPACT

Declaring a property surplus has no fiscal impact. Any fiscal impact would be related to disposing of the property, which will be addressed in a future ordinance.



Chris Trumbauer
Budget Officer

6/29/2023

Date

Prepared by: Kyle Madden, Budget Analyst

cc: Billie Penley, Acting Controller

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 13

Resolution No. 30-23

Introduced by Ms. Rodvien

By the County Council, July 3, 2023

1 RESOLUTION appointing an Anne Arundel County citizen to serve on the Chesapeake
2 Bay Bridge Reconstruction Advisory Group

3
4 WHEREAS, § 4-212 of the Transportation Article of the State Code establishes a
5 Chesapeake Bay Bridge Reconstruction Advisory Group within the State
6 Department of Transportation (the “Advisory Group”); and

7
8 WHEREAS, § 4-212(h) provides that the duties of the Advisory Group are, in
9 general, to provide the Maryland Transportation Authority with an independent,
10 citizen-informed perspective on operations at the Chesapeake Bay Bridge, assist in
11 assessing potential concerns about activity relating to the Chesapeake Bay Bridge,
12 assist in educating the general public about activity relating to the Chesapeake Bay
13 Bridge, and provide pertinent input related to traffic and customer service issues;
14 and

15
16 WHEREAS, § 4-212(c)(4) provides that two citizen members are to be appointed
17 to the Advisory Group by the Anne Arundel County Council; and

18
19 WHEREAS, § 4-212(d) provides that the term of an appointed member is three
20 years and that, at the end of a term, an appointed member continues to serve until a
21 successor is appointed and qualifies; and

22
23 WHEREAS, § 4-212(d) further provides that the initial terms of the appointed
24 members were to be staggered as provided by law; and

25
26 WHEREAS, Kurt Riegel was appointed by the County Council, via Resolution No.
27 26-20, to serve an initial two year term that ended on July 1, 2023; and

28
29 WHEREAS, the County Council finds David Arthur, an Anne Arundel County
30 citizen, qualified to serve on the Advisory Group for a three year term that will end
31 on July 1, 2026, or until a successor is appointed and qualifies; now, therefore, be
32 it

33
34 *Resolved by the County Council of Anne Arundel County, Maryland, That it hereby*
35 *appoints David Arthur to serve on the Chesapeake Bay Bridge Reconstruction Advisory*
36 *Group for a three year term that will end on July 1, 2026, or until a successor is appointed*
37 *and qualifies; and be it further*

- 1 *Resolved*, That copies of this Resolution be sent to Will Pines, Executive Director,
- 2 Maryland Transportation Authority; and David Arthur, appointee.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 13

Resolution No. 31-23

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

By the County Council, July 3, 2023

1 RESOLUTION remembering the victims of gun violence in Anne Arundel County and
2 urging the United States Congress to enact stronger safety requirements and restrictions on
3 firearms to prevent death and injury

4
5 WHEREAS, June 28, 2023 marked the five-year anniversary of the Capital Gazette
6 mass shooting, where five members of the Annapolis and Anne Arundel County
7 communities lost their lives to gun violence; and

8
9 WHEREAS, as gun violence continues to plague our communities and just three
10 weeks prior to the anniversary of the Capital Gazette tragedy, Annapolis
11 experienced it's second deadliest mass shooting tragedy when three people
12 needlessly lost their lives and three others were injured during a neighborhood
13 birthday party that was interrupted by gun violence; and

14
15 WHEREAS, despite efforts at the State and local levels, gun violence continues to
16 rise in the United States, and in 2021 more than 48,000 people died from gun-
17 related injuries according to the Centers for Disease Control and Prevention; and

18
19 WHEREAS, guns are the leading cause of death among children and teens in
20 Maryland, and in Anne Arundel County, 15% of all police reported gun incidents
21 involve a child under 18 years old; and

22
23 WHEREAS, in 2022 there were 28 gun related fatalities in Anne Arundel County,
24 more than half of which were gun related suicides, making firearms the leading
25 means of suicide deaths as well as a public health crisis; and

26
27 WHEREAS, Anne Arundel County has taken several steps to end gun violence,
28 including, declaring gun violence to be a public health crisis, creating the Gun
29 Violence Intervention Team to implement public health strategies to reduce firearm
30 fatalities, establishing a pilot program that has distributed more than 1,000 gun
31 locks, passing legislation to require gun retailers distribute gun safety literature,
32 promoting the use of Extreme Risk Protective Orders ("red flag"), and funding
33 violence interruption programs; and

34
35 WHEREAS, because mental health issues are, in some instances, recognized as an
36 underlying cause of gun violence, the County Council passed legislation in 2021 to
37 require that establishments that sell guns also provide buyers with information on
38 suicide prevention, mental health resources, and conflict resolution; and

1 WHEREAS, the Anne Arundel County Department of Health, through the Gun
2 Violence Intervention Team, is launching programs aimed at reducing the stigma
3 around mental health care, identifying risk factors and trauma early, and using
4 evidence based gun violence interventions to protect people; and

5
6 WHEREAS, the State of Maryland has taken action to end gun violence and protect
7 State residents by prohibiting access to ghost guns, limiting the locations an
8 individual may carry a firearm, restricting eligibility for a handgun permit,
9 increasing penalties for violating the prohibition against wearing, carrying, or
10 transporting a handgun, expanding the prohibition on access to a firearm by an
11 unsupervised child, establishing a curriculum of instruction for the handgun permit
12 safety course, and requiring the Secretary of State Police to revoke the permit of
13 any individual who no longer meets the required handgun permit qualifications;
14 and

15
16 WHEREAS, gun violence is prevalent not only in Anne Arundel County, but in
17 every jurisdiction across the Nation, and is a national problem that requires the
18 significant resources of our partners in the United States Congress to solve; now,
19 therefore, be it

20
21 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
22 remembers and honors the victims of gun violence in Anne Arundel County and urges the
23 United States Congress to enact more effective safety requirements and restrictions on
24 firearms to prevent unnecessary injury and tragic loss of life caused by the use of firearms;
25 and be it further

26
27 *Resolved,* That a copy of this Resolution be sent to U.S. Senators Benjamin L. Cardin
28 and Christopher Van Hollen, Jr.; U.S. Representatives C. A. Dutch Ruppersberger III, John
29 P. Sarbanes, Glenn F. Ivey, and Steny H. Hoyer; and County Executive Stuart Pittman.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 13

Resolution No. 32-23

Introduced by Ms. Hummer, Mr. Smith, Ms. Leadbetter, and Ms. Pickard

By the County Council, July 3, 2023

1 RESOLUTION condemning recent attacks on places of worship in Anne Arundel
2 County

3
4 WHEREAS, in the past several weeks, there has been an increase of attacks,
5 including thefts, vandalism, destruction of property, and burglaries, committed
6 against places of worship in and around Anne Arundel County that has caused
7 immense hurt and has interfered with people's right to worship and express their
8 faith; and

9
10 WHEREAS, the Anne Arundel County Police Department, particularly the
11 Western and Southern Districts, have tirelessly investigated and made solving
12 these crimes a priority, resulting in at least three arrests this past week; and

13
14 WHEREAS, the Federal Bureau of Investigation reports that from 2020 to 2021
15 nationally reported hate crime incidents increased 11.6% and in June 2023 there
16 were at least five attacks on local places of worship throughout Anne Arundel
17 County; and

18
19 WHEREAS, the County Council condemns all attacks on places of worship and
20 supports and praises the local congregations who have persevered in showing love
21 in action even in the face of vandalism and destruction; and

22
23 WHEREAS, the County Council is committed to countering hate, bigotry, and
24 discrimination on the basis on the basis of religion, race, and ethnicity and supports
25 the investigation and prosecution of those who commit criminal acts with the intent
26 to interfere with people's right to worship and express their faith; now, therefore,
27 be it

28
29 *Resolved by the County Council of Anne Arundel County, Maryland, That it hereby*
30 *condemns all attacks that interfere with people's right to worship and express their faith*
31 *including the recent attacks, thefts, vandalism, destruction of property, and burglaries*
32 *against several places of worship within Anne Arundel County; and be it further*

33
34 *Resolved, That a copy of this Resolution be sent to County Executive Steuart Pittman.*