A BILL ENTITLED

AN ORDINANCE concerning: Licenses – Multiple Dwellings and Rooming Houses

FOR the purpose of amending the definitions of “multiple dwelling” and “rooming house”; amending references to law that apply to licensed multiple dwellings and rooming houses; and generally relating to licenses.

BY repealing: § 11-10-101
Anne Arundel County Code (2005, as amended)

BY adding: § 11-10-101(1) and (2)
Anne Arundel County Code (2005, as amended)

BY repealing and reenacting, with amendments: §§ 11-10-104; 11-10-105; 11-10-108; 11-10-110; and 11-10-111(c)
Anne Arundel County Code (2005, as amended)

SECTION 1. Be it enacted by the County Council of Anne Arundel County, Maryland, That § 11-10-101 of the Anne Arundel County Code (2005, as amended) is hereby repealed.

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

ARTICLE 11. LICENSES

TITLE 10. MULTIPLE DWELLINGS AND ROOMING HOUSES

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.

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

(1) "MULTIPLE DWELLING" MEANS A STRUCTURE CONTAINING MORE THAN TWO DWELLING UNITS OR A NON-OWNER OCCUPIED DWELLING CONTAINING TWO OR MORE DWELLING UNITS.

(2) "ROOMING HOUSE" MEANS A BUILDING ARRANGED OR OCCUPIED FOR LODGING, WITH OR WITHOUT MEALS, FOR COMPENSATION AND NOT OCCUPIED AS A ONE- OR TWO-FAMILY DWELLING.

11-10-104. Designation of agent by nonresident applicant.

A license may not be issued or renewed for an applicant who is not a resident of the County unless the applicant has first designated an agent and an alternate agent for the receipt of notices of violation [[of this title]] ISSUED PURSUANT TO § 15-5-105 OF THIS CODE and for service of process under [[this title]] § 15-5-105. Either the agent or the alternate agent must be a resident of the County, and a nonresident applicant may be designated to fill the other position. The applicant must provide a notarized statement authorizing the agent and the alternate agent to act on the applicant's behalf for the purpose of receiving notices [[under this title]] and for service of process under this title AND § 15-5-105.

11-10-105. Approval by Health Officer.

(a) Issuance. The Department of Inspections and Permits may not issue an initial operating license without the approval of the Health Officer. The Health Officer shall approve the issuance of a license if an inspection of the multiple dwelling or rooming house for which the license is sought reveals that the multiple dwelling or rooming house complies with the requirements of [[this title]] ARTICLE 15, TITLE 4 OF THIS CODE.

(b) Noncompliance after inspection; fee. If a rooming house or multiple dwelling does not comply with the requirements of [[this title]] ARTICLE 15, TITLE 4 OF THIS CODE after an initial inspection and one re-inspection, the Health Officer may charge a fee of $80 for a second re-inspection and for any additional inspections needed until the multiple dwelling or rooming house complies with the requirements of [[this article]] ARTICLE 15, TITLE 4 OF THIS CODE.


The owner or other person in charge of a licensed multiple dwelling or rooming house shall keep or cause to be kept records of each request for repair and each complaint by a tenant that is related to the provisions of [[this title]] ARTICLE 15, TITLE 4 OF THIS CODE and of each correction made in response to such requests and complaints. The records shall be made available by the owner or other person in charge to the Health Officer or the Director of Inspections and Permits for inspection and copying on demand. The records are
admissible in any administrative or judicial proceeding as prima facie evidence of the violation or the correction of violation of [[this title]] ARTICLE 15, TITLE 4 OF THIS CODE.

11-10-110. Notice of violations.

Whenever after an inspection of a licensed multiple dwelling or rooming house or an inspection of the records required to be kept by § 11-10-108, the Health Officer finds that conditions or practices exist which are in violation of the provisions of this title OR OF ARTICLE 15, TITLE 4 OF THIS CODE, the Health Officer shall serve the owner or other person in charge with notice of the violation [[in the manner]] AS provided IN § 15-5-105 OF THIS CODE. The notice shall state that unless the violations cited are corrected within a reasonable time, the license may be suspended.

11-10-111. Suspension.

(c) Reinstatement for compliance. Whenever after a re-inspection the Health Officer finds that the multiple dwelling or rooming house is in compliance with [[this title]] ARTICLE 15, TITLE 4 OF THIS CODE and with applicable rules and regulations issued under this title OR ARTICLE 15, TITLE 4 OF THIS CODE, the Director of Inspections and Permits shall reinstate the license. A request for re-inspection may not extend the suspension period unless the Health Officer grants the request.

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

READ AND PASSED this 16th day of December, 2019

By Order:

[Signature]
JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 17th day of December, 2019

[Signature]
JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 18th day of December, 2019

[Signature]
Steuart Pittman
County Executive

EFFECTIVE DATE: FEB 1 2020
I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO. 87-19, THE ORIGINAL OF WHICH IS RETAINED IN THE FILES OF THE COUNTY COUNCIL.

JoAnne Gray
Administrative Officer