

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 14

Bill No. 72-22

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

By the County Council, July 5, 2022

Introduced and first read on July 5, 2022
Public Hearing set for and held on September 6, 2022
Bill Expires October 8, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Bay Ridge Shore Erosion Control District

2
3 FOR the purpose of authorizing a certain shore erosion control project in the Bay Ridge
4 Shore Erosion Control District

5
6 WHEREAS, by an Act of the General Assembly in 1933 (Ch. 27, Laws of 1933)
7 (the “Act”), each and every subdivision of land in Anne Arundel County abutting
8 or bordering upon the Chesapeake Bay and tributaries was established as a taxing
9 and assessment district for the purpose of construction erosion prevention works;
10 and

11
12 WHEREAS, by operation of law pursuant to the Act, the subdivision of Bay Ridge,
13 which was platted prior to the Act and which borders the Chesapeake Bay, was
14 constituted such a taxing and assessment district, now known as a “shore erosion
15 control district”; and

16
17 WHEREAS, moreover, in 1973, the State enacted Article 25, § 161 of the State
18 Code, now designated as § 21-204 of the Local Government Article of the State
19 Code, which states that “[e]ach recorded subdivision that abuts a body of water in
20 the State is a district”; and

21
22 WHEREAS, Bill No. 20-88 established the boundaries of the Bay Ridge Shore
23 Erosion Control District (“District”) by identifying the plats of the subdivision,
24 recognized erosion control works constructed prior to the passage of Bill No. 20-
25 88, and approved a new shore erosion control project to be undertaken within the
26 District; and

1 WHEREAS, it is necessary to reconstruct and maintain a shore erosion control
2 work on the shoreline of community-owned property located at 80 East Lake Drive,
3 Annapolis, Maryland (the "Project"); and
4

5 WHEREAS, § 21-306 of the Local Government Article of the State Code provides
6 that the County may impose a tax on property in a shore erosion control district to
7 pay for maintenance, repair, and reconstruction of shore erosion control projects;
8 and
9

10 WHEREAS, § 4-7-302(b) of the County Code states that an existing district may
11 not be amended or modified unless the amendment or modification is approved by
12 petition of at least 75% of the owners of properties in the existing district; and
13

14 WHEREAS, the Project has been the subject of a petition, and the purpose of the
15 Project as stated in the petition is "to replace and construct new bulkhead
16 improvements and repair existing bulkhead improvements and maintain existing
17 bulkhead improvements on the shoreline of the community owned property at 80
18 East Lake Drive, Annapolis, MD 21403"; and
19

20 WHEREAS, more than 75% of the owners of real property in the District are in
21 favor of the Project; and
22

23 WHEREAS, a method of taxation for payment of the costs of the Project was
24 included and approved as part of the petition; and, now, therefore
25

26 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
27 That a shore erosion control project to reconstruct existing bulkhead and to repair and
28 maintain said bulkhead may be undertaken, as necessary from time to time, within the Bay
29 Ridge Shore Erosion Control District on the shoreline of community-owned property
30 located at 80 East Lake Drive, Annapolis, Maryland.
31

32 SECTION 2. *And be it further enacted,* That the method of taxation for the Project shall
33 be a uniform rate applied to the assessable base of properties within the District.
34

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

READ AND PASSED this 6th day of September, 2022

By Order:


Laura Corby
Administrative Officer

PRESENTED to the County Executive for his approval this 7th day of September, 2022


Laura Corby
Administrative Officer

APPROVED AND ENACTED this 16th day of September, 2022


Steuart Pittman
County Executive

EFFECTIVE DATE: October 31, 2022

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF
BILL NO. 72-22 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.


Laura Corby
Administrative Officer