

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 16

Bill No. 82-22

Introduced by Ms. Fiedler

By the County Council, September 6, 2022

Introduced and first read on September 6, 2022
Public Hearing set for and held on October 3, 2022
Bill Expires on November 1, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Modifications – Notice
2
3 FOR the purpose of allowing a certain notice requirement to be satisfied by mailing notice
4 to the president of any community or homeowners' association of any subdivision that
5 is located within a certain distance of a property that is the subject of an application for
6 a modification; and generally relating to subdivision and development.
7

8 BY repealing and reenacting, with amendments: § 17-2-108(a)(5)
9 Anne Arundel County Code (2005, as amended)
10

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

14 ARTICLE 17. SUBDIVISION AND DEVELOPMENT

15 TITLE 2. GENERAL PROVISIONS

16 17-2-108. Modifications.

17
18 (a) **Generally.** The Planning and Zoning Officer may approve an application for a
19 modification to any provision of this article other than § 17-2-107 or one contained in Titles
20 5, 8, or 9, except as allowed by §§ 17-5-203(b), 17-5-205(b), 17-8-201(b), 17-8-203(c),
21 17-8-403, 17-8-601(b)(2), 17-8-601(c), 17-8-901, or 17-9-401, and to any applicable
22 regulations, manuals, or specifications, including the DPW Design Manual, upon making
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24

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.

specific findings, enumerated in writing, that the modification request satisfies each of the following criteria:

(5) the applicant has submitted written verification to the Office of Planning and Zoning that:

(i) the requested modification was disclosed and discussed at a community meeting required under this article; or

(ii) A NOTICE EXPLAINING THE REASON FOR THE MODIFICATION, ALONG WITH A COPY OF THE REQUEST FOR MODIFICATION, WAS MAILED TO:


1. all owners of property located within 300 feet of the affected property;
AND

2. THE PRESIDENT OF ANY COMMUNITY OR HOMEOWNERS' ASSOCIATION OF ANY SUBDIVISION THAT IS LOCATED WITHIN 300 FEET OF THE AFFECTED PROPERTY SUBJECT TO THE APPLICATION THAT ARE ON THE LIST OF COMMUNITY ASSOCIATIONS, PERSONS, AND ORGANIZATIONS MAINTAINED IN THE OFFICE OF THE COUNTY EXECUTIVE [[were mailed a notice explaining the reason for the modification, along with a copy of the request for modification]].


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

READ AND PASSED this 3rd day of October, 2022

By Order:


Laura Corby
Administrative Officer

PRESENTED to the County Executive for his approval this 4th day of October, 2022


Laura Corby
Administrative Officer

APPROVED AND ENACTED this 11th day of October, 2022


Steuart Pittman
County Executive

EFFECTIVE DATE: November 25, 2022

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF
BILL NO. 82-22 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.

A handwritten signature in black ink, appearing to read "Laura Corby", with a stylized, flowing script.

Laura Corby
Administrative Officer