

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 1

Bill No. 2-21

Introduced by Ms. Haire

By the County Council, January 4, 2021

Introduced and first read on January 4, 2021
Public Hearing set for and held on February 1, 2021
Bill Expires April 9, 2021

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Bird Sanctuaries

2
3 FOR the purpose of defining “bird sanctuary”; allowing bird sanctuaries as a conditional
4 use in RA and RLD residential zoning districts; adding the conditional use
5 requirements for bird sanctuaries; and generally relating to zoning.

6
7 BY renumbering: § 18-1-101(20) through (162), respectively, to be 18-1-101(21) through
8 (163), respectively; and §§ 18-10-111 through 18-10-164, respectively, to be 18-10-
9 112 through 18-10-165, respectively
10 Anne Arundel County Code (2005, as amended) (and as amended by Bill Nos. 68-20,
11 69-20, 81-20, and 90-20)

12
13 BY adding: §§ 18-1-101(20); and 18-10-111
14 Anne Arundel County Code (2005, as amended) (and as amended by Bill Nos. 68-20,
15 69-20, 81-20, and 90-20)

16
17 BY repealing and reenacting, with amendments: §18-4-106
18 Anne Arundel County Code (2005, as amended) (and as amended by Bill No. 68-20)

19
20 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
21 That §§ 18-1-101(20) through (162) and 18-10-111 through 18-10-164, respectively, of the
22 Anne Arundel County Code (2005, as amended) (and as amended by Bill Nos. 68-20, 69-
23 20, 81-20, and 90-20) are hereby renumbered to be §§ 18-1-101(21) through (163) and 18-
24 10-112 through 18-10-165, respectively.

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter repealed from existing law.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 2. *And be it further enacted,* That Section(s) of the Anne Arundel County Code (2005, as amended) (and as amended by Bill Nos. 68-20, 69-20, 81-20, and 90-20) read as follows:

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:

(20) "BIRD SANCTUARY" MEANS A FACILITY WHERE BIRDS ARE KEPT AND GIVEN CARE.

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

Bed and breakfast inns	SE		SE	SE	SE			
BIRD SANCTUARIES	C	C						

TITLE 10. REQUIREMENTS FOR CONDITIONAL USES

18-10-111. Bird sanctuaries.

A BIRD SANCTUARY SHALL COMPLY WITH ALL OF THE FOLLOWING REQUIREMENTS.

(1) THE FACILITY SHALL BE LOCATED ON A LOT OF AT LEAST THREE ACRES.

(2) BUILDINGS AND ENCLOSURES FOR THE HOUSING OR SHELTER OF BIRDS SHALL BE AT LEAST 100 FEET FROM ANY RESIDENTIALLY ZONED PROPERTY AND BIRDS MAY NOT BE HOUSED WITHIN THE 100-FOOT SETBACK.

1 (3) ANY DWELLING ON THE PROPERTY SHALL BE OCCUPIED BY AT LEAST ONE
2 PERSON INVOLVED IN THE OPERATION OF THE BIRD SANCTUARY.

3
4 (4) THE BIRD SANCTUARY SHALL BE OPERATED BY AN ENTITY EXEMPT FROM
5 TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE AND MAY NOT BE
6 OPERATED FOR COMMERCIAL PURPOSES.

7
8 (5) THE ENTITY OPERATING THE BIRD SANCTUARY SHALL BE ACCREDITED BY THE
9 AMERICAN SANCTUARY ASSOCIATION OR THE GLOBAL FEDERATION OF ANIMAL
10 SANCTUARIES.

11
12 SECTION 3. *And be it further enacted,* That this Ordinance shall take effect 45 days
13 from the date it becomes law.

READ AND PASSED this 1st day of February, 2021

By Order:



Laura Corby
Administrative Officer

PRESENTED to the County Executive for his approval this 2nd day of February, 2021



Laura Corby
Administrative Officer

APPROVED AND ENACTED this 10th day of February, 2021



Steuart Pittman
County Executive

EFFECTIVE DATE: March 27, 2021

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I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF
BILL NO. 2-21. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.

A handwritten signature in black ink, appearing to read "Laura Corby". The signature is written in a cursive, flowing style.

Laura Corby
Administrative Officer