

# PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2016, Legislative Day No. 3

Bill No. 12-16

Introduced by Mr. Grasso

By the County Council, February 1, 2016

---

Introduced and first read on February 1, 2016  
Public Hearing set for March 7, 2016  
Bill Expires May 6, 2016

By Order: Elizabeth E. Jones, Administrative Officer

---

## A BILL ENTITLED

1 AN ORDINANCE concerning: Public Safety – Animal Control – Public Nuisance

2

3 FOR the purpose of amending the definition of “public nuisance condition”; providing  
4 authority for the correction of certain animal control violations; and generally  
5 relating to animal control

6

7 BY repealing and reenacting, with amendments: §§ 12-4-101(35) and 12-4-903  
8 Anne Arundel County Code (2005, as amended)

9

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

13

### ARTICLE 12. PUBLIC SAFETY

14

#### TITLE 4. ANIMAL CONTROL

15

16

17

#### 12-4-101. Definitions.

18

19

20 In this title, the following words have the meanings indicated:

21

22 (35) “Public nuisance condition” means an unsanitary, dangerous, or offensive  
23 condition caused by the extreme size or number of animals kept on any premises [or by],  
24 the inadequacy of facilities, THE INADEQUACY OF EXCREMENT REMOVAL OR DISPOSAL,

---

EXPLANATION: CAPITALS indicate new matter added to existing law.  
[Brackets] indicate matter stricken from existing law.

1 or a continuing or periodically recurring public nuisance.

2  
3 **12-4-903. Public nuisance and public nuisance condition prohibited; correction of**  
4 **violation.**

5  
6 (A) **Public nuisance and public nuisance condition prohibited.** The owner of an  
7 animal may not permit the animal to be a public nuisance or to cause a public nuisance  
8 condition.

9  
10 (B) **Correction of violation.** IN AN ACTION FOR INJUNCTIVE OR OTHER  
11 APPROPRIATE RELIEF FOR A VIOLATION OF THIS SECTION, A COURT MAY ORDER  
12 THAT THE COUNTY OR ITS DESIGNEE IS AUTHORIZED TO ENTER A PROPERTY AND  
13 CORRECT THE VIOLATION. THE COST OF SUCH CORRECTION SHALL CONSTITUTE A  
14 LIEN ON THE LAND AND IMPROVEMENTS, AND SHALL BECOME DUE AND  
15 PAYABLE UPON SALE OR TITLE TRANSFER BY DEED OF THE PROPERTY. THE  
16 AGENCY, OR THEIR DESIGNEES, SHALL SEND NOTICE OF THE COUNTY'S INTENT TO  
17 CORRECT THE VIOLATION, BY CERTIFIED AND ELECTRONIC MAIL, TO THE COUNTY  
18 COUNCIL MEMBER FOR THE COUNCILMANIC DISTRICT IN WHICH THE PROPERTY IN  
19 VIOLATION IS LOCATED 30 DAYS PRIOR TO THE COUNTY TAKING ACTION TO  
20 CORRECT THE VIOLATION.

21  
22 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days  
23 from the date it becomes law.