

FINAL

AMENDED
June 15, 2015

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2015, Legislative Day No. 10

Bill No. 43-15

Introduced by Mr. Walker

By the County Council, May 4, 2015

Introduced and first read on May 4, 2015
Public Hearing set for and held on June 15, 2015
Bill AMENDED AND VOTED on June 15, 2015
Bill Expires August 7, 2015

By Order: Elizabeth E. Jones, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Breweries and Farm Breweries

2
3 FOR the purpose of amending the definition of craft brewery; adding conditional use
4 requirements for a farm brewery; and generally related to zoning.
5

6 BY repealing and reenacting with amendments: §§ 18-1-101(18) and 18-10-107
7 (Anne Arundel County Code, 2005, as amended)
8

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

12 **ARTICLE 18. ZONING**

13
14 **TITLE 1. DEFINITIONS**

15
16 **18-1-101. Definitions.**
17

18 Unless defined in this article, the Natural Resources Article of the State Code, or
19 COMAR, words defined elsewhere in this Code apply in this article. The following
20 words have the meanings indicated:
21

22 (18) "Brewery, craft" means a facility that has been issued a Class 5
23 manufacturer's license OR A CLASS 7 MICRO-BREWERY LICENSE under Article 2B of the
24 State Code that produces not more than 22,500 barrels of beer per year.

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.
Underlining indicates amendments to bill.
~~Strikeover~~ indicates matter stricken from bill by amendment.

1 **TITLE 10. REQUIREMENTS FOR CONDITIONAL USES**
2

3 **18-10-107. Brewery, Farm**
4

5 A farm brewery shall comply with all of the following requirements.
6

7 (1) The facility shall be located on a farm of at least 10 acres, and the farm shall
8 produce at least 25% of the grain, hops or other natural ingredients, excluding water, that
9 is used to brew the beer.
10

11 (2) The minimum setback from any lot line for a structure, storage, parking,
12 picnic area, or loading area shall be 100 feet, except that if the farm is bounded by a road
13 the minimum setback from the road may be reduced to 50 feet upon approval by the
14 planning officer.
15

16 (3) The public may access the farm brewery for the purposes of touring the
17 facility, sampling and purchasing beer, and attending organized promotional events at the
18 farm.
19

20 (4) The sale of promotional items including glassware, clothing, bottle openers or
21 similar items, and plants or produce grown at the farm is permitted as an accessory use.
22

23 (5) ~~SPECIAL BREWERY PROMOTIONAL EVENTS LICENSED UNDER THE ALCOHOLIC~~
24 ~~BEVERAGES ARTICLE~~ ARTICLE 2B, § 2-209(E), OF THE STATE CODE FOR THE BREWERY
25 SHALL BE LIMITED TO SIX NONCONSECUTIVE SINGLE DAY PROMOTIONAL EVENTS.
26

27 (6) ~~MULTIBREWERY ACTIVITIES OR FESTIVALS LICENSED UNDER THE ALCOHOLIC~~
28 ~~BEVERAGES ARTICLE~~ ARTICLE 2B, § 2-209(D), OF THE STATE CODE ARE NOT PERMITTED.
29

30 (7) A FARM BREWERY LOCATED ON A SCENIC OR HISTORIC ROAD
31 SHALL COMPLY WITH THE PROVISIONS OF §17-6-504 OF THIS CODE TO THE EXTENT
32 PRACTICAL AND TO MITIGATE ANY ADVERSE VISUAL IMPACT TO ABUTTING PROPERTY
33 NOT OWNED BY THE FARM OWNER.
34

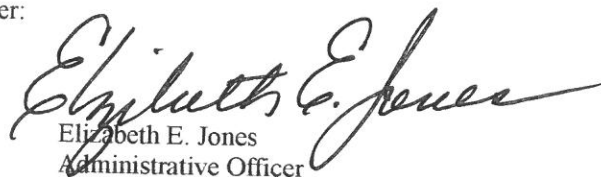
35 (8) A FARM BREWERY MUST SUBMIT A SITE PLAN TO THE OFFICE OF PLANNING
36 AND ZONING FOR APPROVAL. THE SITE PLAN MUST INCLUDE INFORMATION REGARDING
37 SCREENING OR SITING UNDER SUBSECTION (7) AND PARKING FOR REGULAR BUSINESS
38 HOURS AS WELL AS FOR EVENTS UNDER SUBSECTION (5).
39

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


AMENDMENT ADOPTED: June 15, 2015

READ AND PASSED this 15th day of June, 2015

By Order:


Elizabeth E. Jones
Administrative Officer

PRESENTED to the County Executive for his approval this 16th day of June, 2015


Elizabeth E. Jones
Administrative Officer

APPROVED AND ENACTED this 22 day of June, 2015


Steven R. Schuh
County Executive

EFFECTIVE DATE: August 6, 2015

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
43-15. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.


Elizabeth E. Jones
Administrative Officer