

FINAL

AMENDED  
March 16, 2015  
April 6 and 20, 2015

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2015, Legislative Day No. 4

Bill No. 14-15

Introduced by Mr. Fink, Mr. Smith, Mr. Grasso and Mr. Peroutka

By the County Council, February 17, 2015

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Introduced and first read on February 17, 2015  
Public Hearing set for and held on March 16, 2015  
Public Hearing on AMENDED BILL set for and held on April 6, 2015  
Public Hearing on SECOND AMENDED BILL set for and held on April 20, 2015  
Public Hearing on THIRD AMENDED BILL set for and held on May 4, 2015  
Bill Expires May 23, 2015

By Order: Elizabeth E. Jones, Administrative Officer

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A BILL ENTITLED

- 1 AN ORDINANCE concerning: Zoning – State-Licensed Medical Clinics  
2  
3 FOR the purpose of defining “state-licensed medical clinics”; adding parking criteria for  
4 state-licensed medical clinics ~~and revising parking criteria for group homes;~~  
5 establishing conditional uses requirements for a state-licensed medical clinic in  
6 certain commercial, industrial and mixed use zoning districts; providing for the  
7 application of this Ordinance; and generally related to zoning.  
8  
9 BY renumbering: §§ 18-1-101(108) through (130) to be 18-1-101(109) through  
10 18-1-101(131) and 18-10-137 through 18-10-143 to be 18-10-138 through 18-10-144  
11 (Anne Arundel County Code, 2005, as amended)  
12  
13 BY adding: §§ 18-1-101(108) and 18-10-137  
14 (Anne Arundel County Code, 2005, as amended)  
15  
16 BY repealing and reenacting with amendments: §§ 18-3-104, 18-5-102, 18-6-103 and  
17 18-8-301  
18 (Anne Arundel County Code, 2005, as amended)

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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  
Asterisks \*\*\* indicate existing Code provisions in a list or chart that remain unchanged.

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That Section(s) 18-1-101(108) through (130) and 18-10-137 through 18-10-143 of the Anne Arundel County Code (2005, as amended) are hereby renumbered to be 18-1-101 (109) through 18-1-101(131) and 18-10-138 through 18-10-144, respectively.

SECTION 2. *Be it further enacted,* That Sections(s) of the Anne Arundel County Code (2005, as amended) 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:

(108) "STATE-LICENSED MEDICAL CLINIC" MEANS A AN OUTPATIENT MEDICAL CLINIC LICENSED BY THE STATE OF MARYLAND AS A DETOXIFICATION FACILITY OR ALCOHOL AND DRUG A SUBSTANCE ABUSE TREATMENT PROGRAM UNDER TITLE 8, SUBTITLE 4 OF THE HEALTH GENERAL ARTICLE INCLUDING PROGRAMS EXEMPT FROM LICENSING REQUIREMENTS UNDER SECTION 8-403(C)(1) OF THE HEALTH GENERAL ARTICLE OF THE STATE CODE. THE TERM DOES NOT INCLUDE A MEDICAL CLINIC LOCATED ON PROPERTY OWNED OR LEASED BY THE COUNTY OR THE STATE, OR AN EARLY INTERVENTION LEVEL 0.5 PROGRAM AS DESCRIBED IN COMAR 10.47.02.03.

**TITLE 3. PARKING, NONRESIDENTIAL OUTDOOR LIGHTING AND SIGNAGE**

**18-3-104. Parking space requirements.**

The minimum onsite required parking spaces are listed in the chart below. They may be increased based on site development plan review or special exception approval, reduced as provided in § 18-3-105, or superseded by a parking program allowed by this Code. The Planning and Zoning Officer may determine reasonable and appropriate onsite parking requirements for structures and land uses that are not listed on the chart based on requirements for similar uses, comments from reviewing agencies, and the parking needs of the proposed use.

Use	Parking
***	
Solid waste transfer stations	1 space for each employee and at least 5 spaces for visitors
STATE LICENSED MEDICAL CLINICS	1 SPACE FOR EACH EMPLOYEE AND 1 SPACE FOR EVERY 20 CLIENTS SERVED BY THE CLINIC
***	

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<u>Use</u>	<u>Parking</u>
***	
<u>Group Homes</u>	<del>[2 spaces for each dwelling unit, one space for each employee] 1 SPACE FOR EACH EMPLOYEE PER MAJOR SHIFT AND 1 SPACE FOR EVERY 4 RESIDENTS OF A GROUP HOME</del>
***	
<u>Solid waste transfer station</u>	<del>1 space for each employee and at least 5 spaces for visitors</del>
<u>STATE-LICENSED MEDICAL CLINICS</u>	<del>1 SPACE FOR EACH EMPLOYEE AND 1 SPACE FOR EVERY 20 CLIENTS SERVED BY THE CLINIC.</del>
***	

3

<u>Use</u>	<u>Parking</u>
***	
<u>Solid waste transfer stations</u>	<u>1 space for each employee and at least 5 spaces for visitors</u>
<u>STATE-LICENSED MEDICAL CLINICS</u>	<u>1 SPACE FOR EACH EMPLOYEE AND 1 SPACE FOR EVERY 20 CLIENTS SERVED BY THE CLINIC</u>
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**TITLE 5. COMMERCIAL DISTRICTS**

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**18-5-102. Permitted, conditional, special exception, and business complex auxiliary uses.**

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The permitted, conditional, and special exception uses allowed in each of the commercial districts, and uses auxiliary to a business complex, are listed in the chart in this section using the following key: P=permitted use; C = conditional use; SE = special exception use; and A = auxiliary to a business complex 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 permitted, conditional, and special exception uses also are allowed.

<b>Permitted, Conditional, Special Exception, and Business Complex Auxiliary Uses</b>	<b>C1</b>	<b>C2</b>	<b>C3</b>	<b>C4</b>
***				
Staging areas for County capital projects	P	P	P	P
STATE-LICENSED MEDICAL CLINICS	C	C	C	C
***				

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**TITLE 6. INDUSTRIAL DISTRICTS**

**18-6-103. Permitted, conditional, and special exception uses.**

The permitted, conditional, and special exception uses allowed in each of the industrial districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception use; and A= auxiliary use to a business complex 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 permitted, conditional, and special exception uses also are allowed, except that outside storage as an accessory use in W1 is limited to 15% of the allowed lot coverage.

<b>Permitted, Conditional, and Special Exception Uses</b>	<b>W1</b>	<b>W2</b>	<b>W3</b>
***			
Staging areas for County capital projects	P	P	P
STATE-LICENSED MEDICAL CLINICS	C	C	C
***			

**TITLE 8. MIXED USE DISTRICTS**

**18-8-301. Permitted uses; conditional uses.**

(a) Uses allowed. The permitted and conditional uses under the optional method of development are listed in the chart in this section using the following key: P = permitted use; C = conditional use. A blank space means that the use is not allowed in the district. Uses and structures customarily accessory to the listed uses also are allowed, except that outside storage as an accessory use is not allowed.

(b) Categories in chart. The chart in this section divides the permitted and conditional uses allowed under the optional method of development into the categories of residential, retail and service, office, and industrial, and the uses are subject to the percentage limitations on those categories described in § 18-8-302.

	<b>MXD-R</b>	<b>MXD-C</b>	<b>MXD-E</b>	<b>MXD-T</b>
***				
<b>Office</b>				
Offices, professional and general	P	P	P	P
STATE LICENSED MEDICAL CLINICS		C	C	C

**TITLE 10. CONDITIONAL USES**

**18-10-137. State-licensed medical clinics.**

A STATE-LICENSED MEDICAL CLINIC SHALL COMPLY WITH ALL OF THE FOLLOWING REQUIREMENTS:

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2 (1) THE FACILITY MAY NOT BE LOCATED WITHIN 1000 FEET OF A DWELLING,  
3 ~~PUBLIC PARK, OR SCHOOL, OR RELIGIOUS FACILITY.~~

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5 (2) VEHICULAR ACCESS SHALL BE LOCATED ON AN ARTERIAL ROAD OR HIGHER  
6 CLASSIFICATION.

7  
8 (3) ~~SUFFICIENT~~ ACCESS TO THE FACILITY FROM THE ROAD SHALL BE PROVIDED  
9 AND THE FACILITY MAY NOT DRAW VEHICULAR TRAFFIC THROUGH LOCAL ROADS IN  
10 SURROUNDING RESIDENTIAL AREAS.

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12 (4) THE CLINIC SHALL ~~CONTROL LOITERING AT THE FACILITY AND~~  
13 CONSPICUOUSLY POST "NO LOITERING" SIGNS IN ALL PARKING AREAS.

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15 SECTION 3. *And be it further enacted,* That this Ordinance shall apply to any state-  
16 licensed medical clinic that begins operation on or after ~~January 1, 2015~~ the effective date  
17 of this Bill.

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19 SECTION 4. *And be it further enacted,* That this Ordinance shall take effect 45 days  
20 after it becomes law.

AMENDMENTS ADOPTED: March 16 and April 6 and 20, 2015

READ AND PASSED this 4<sup>th</sup> day of May, 2015

By Order:



Elizabeth E. Jones  
Administrative Officer

PRESENTED to the County Executive for his approval this 5<sup>th</sup> day of May, 2015



Elizabeth E. Jones  
Administrative Officer

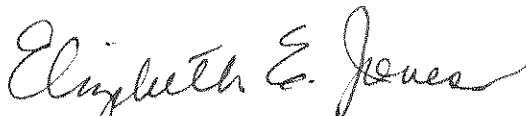
APPROVED AND ENACTED this 12 day of May, 2015



Steven R. Schuh  
County Executive

EFFECTIVE DATE: June 26, 2015

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.  
14-15. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES  
OF THE COUNTY COUNCIL.



Elizabeth E. Jones  
Administrative Officer