

FINAL

AMENDED
December 7, 2015

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2015, Legislative Day No. 36

Bill No. 107-15

Introduced by Mr. Walker and Mr. Pruski

By the County Council, October 19, 2015

Introduced and first read on October 19, 2015
Public Hearing set for and held on December 7, 2015
Public Hearing on the AMENDED BILL set for December 21, 2015
Public Hearing continued January 4, 2016
Bill VOTED ON January 4, 2016
Bill Expires January 22, 2016

By Order: Elizabeth E. Jones, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Commercial Districts – Grocery Stores

2
3 FOR the purpose of adding certain grocery stores as a conditional permitted use in a C2
4 Commercial Zoning District; ~~establishing the conditional use requirements for certain~~
5 ~~grocery stores in a C2 Commercial Zoning District~~; and generally related to zoning.

6
7 BY repealing and reenacting, with amendments: § 18-5-102
8 Anne Arundel County Code (2005, as amended)

9
10 ~~BY renumbering: §§ 18-10-122 through §§ 18-10-148 to be §§ 18-10-123 to §§ 18-10-149~~
11 ~~Anne Arundel County Code (2005, as amended)~~

12
13 ~~BY adding: § 18-10-120~~
14 ~~Anne Arundel County Code (2005, as amended)~~

15
16 SECTION 1. ~~Be it enacted by the County Council of Anne Arundel County, Maryland,~~
17 ~~That Sections 18-10-122 through 18-10-148 (2005, Anne Arundel County Code, as~~
18 ~~amended) are hereby renumbered to be Sections 18-10-123 through 18-10-149,~~

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.
Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.
Underlining indicates amendments to bill.
~~Strikeover~~ indicates matter stricken from bill by amendment.

1 respectively.

2
3 SECTION 2 ~~1~~. *Be it further enacted by the County Council of Anne Arundel County,*
4 *Maryland,* That Section(s) of the Anne Arundel County Code (2005, as amended) read as
5 follows:

6
7 **ARTICLE 18. ZONING**

8
9 **TITLE 5. COMMERCIAL DISTRICTS**

10
11 **18-5-102. Permitted, conditional, special exception, and business complex auxiliary**
12 **uses.**

13
14 The permitted, conditional, and special exception uses allowed in each of the
15 commercial districts, and uses auxiliary to a business complex, are listed in the chart in
16 this section using the following key: P=permitted use; C = conditional use; SE = special
17 exception use; and A = auxiliary to a business complex use. A blank means that the use is
18 not allowed in the district. Except as provided otherwise in this article, uses and
19 structures customarily accessory to permitted, conditional, and special exception uses
20 also are allowed.
21

Permitted, Conditional, Special Exception, and Business Complex Auxiliary Uses	C1	C2	C3	C4

Grocery stores		[A]	P	P
GROCERY STORES, AS A PRINCIPAL USE, WITH A MAXIMUM OF 50,000 <u>35,000</u> SQUARE FEET		C P		
Grocery stores with a maximum of 25,000 square feet	P			

23
24 **TITLE 10. CONDITIONAL USES**

25
26 ~~18-10-122. Grocery stores.~~

27
28 ~~A GROCERY STORE SHALL COMPLY WITH ALL THE FOLLOWING REQUIREMENTS.~~

29
30 ~~(1) THE STRUCTURE SHALL BE LOCATED ON A LOT OF AT LEAST FIVE ACRES.~~

31
32 ~~(2) VEHICULAR ACCESS TO THE STRUCTURE SHALL BE FROM A PRINCIPAL~~
33 ~~ARTERIAL ROAD OR ROAD OF HIGHER CLASSIFICATION.~~

34
35 ~~(3) THE STRUCTURE SHALL BE LOCATED AT LEAST 250 FEET FROM A DWELLING~~
36 ~~ON AN ABUTTING LOT, UNLESS THE LOT CONTAINING THE DWELLING IS UNDER THE~~
37 ~~SAME OWNERSHIP AS THE GROCERY STORE LOT.~~

38
39 ~~(4) THE STRUCTURE MAY NOT BE A PRINCIPAL USE IN A BUSINESS COMPLEX.~~
40

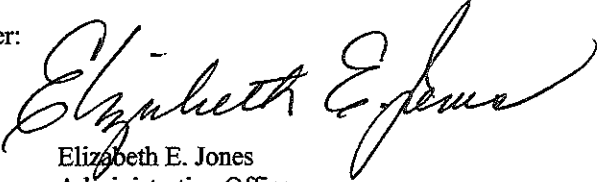
1 ~~(5) SUFFICIENT BUFFERS SHALL BE INCLUDED TO SHIELD ABUTTING PROPERTIES~~
2 ~~FROM NUISANCES, INCLUDING NOISE, LIGHT AND NOXIOUS ODORS.~~

3
4 SECTION 3. 2. *And be it further enacted,* That this Ordinance shall take effect 45
5 days from the date it becomes law.

AMENDMENT ADOPTED: December 7, 2015

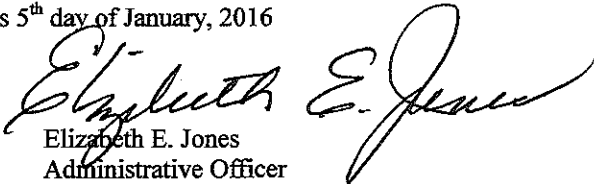
READ AND PASSED this 4th day of January, 2016

By Order:



Elizabeth E. Jones
Administrative Officer

PRESENTED to the County Executive for his approval this 5th day of January, 2016



Elizabeth E. Jones
Administrative Officer

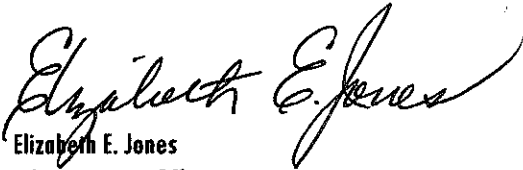
APPROVED AND ENACTED this 11th day of January, 2016



Steven R. Schuh
County Executive

EFFECTIVE DATE: February 25, 2016

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
107-15, THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.



Elizabeth E. Jones
Administrative Officer