

# FINAL

## COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 14

Bill No. 72-22

Introduced by Ms. Rodvien, Chair  
(by request of the County Executive)

By the County Council, July 5, 2022

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Introduced and first read on July 5, 2022  
Public Hearing set for and held on September 6, 2022  
Bill Expires October 8, 2022

By Order: Laura Corby, Administrative Officer

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### A BILL ENTITLED

1 AN ORDINANCE concerning: Bay Ridge Shore Erosion Control District

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3 FOR the purpose of authorizing a certain shore erosion control project in the Bay Ridge  
4 Shore Erosion Control District

5  
6 WHEREAS, by an Act of the General Assembly in 1933 (Ch. 27, Laws of 1933)  
7 (the “Act”), each and every subdivision of land in Anne Arundel County abutting  
8 or bordering upon the Chesapeake Bay and tributaries was established as a taxing  
9 and assessment district for the purpose of construction erosion prevention works;  
10 and

11  
12 WHEREAS, by operation of law pursuant to the Act, the subdivision of Bay Ridge,  
13 which was platted prior to the Act and which borders the Chesapeake Bay, was  
14 constituted such a taxing and assessment district, now known as a “shore erosion  
15 control district”; and

16  
17 WHEREAS, moreover, in 1973, the State enacted Article 25, § 161 of the State  
18 Code, now designated as § 21-204 of the Local Government Article of the State  
19 Code, which states that “[e]ach recorded subdivision that abuts a body of water in  
20 the State is a district”; and

21  
22 WHEREAS, Bill No. 20-88 established the boundaries of the Bay Ridge Shore  
23 Erosion Control District (“District”) by identifying the plats of the subdivision,  
24 recognized erosion control works constructed prior to the passage of Bill No. 20-  
25 88, and approved a new shore erosion control project to be undertaken within the  
26 District; and

1 WHEREAS, it is necessary to reconstruct and maintain a shore erosion control  
2 work on the shoreline of community-owned property located at 80 East Lake Drive,  
3 Annapolis, Maryland (the “Project”); and  
4

5 WHEREAS, § 21-306 of the Local Government Article of the State Code provides  
6 that the County may impose a tax on property in a shore erosion control district to  
7 pay for maintenance, repair, and reconstruction of shore erosion control projects;  
8 and  
9

10 WHEREAS, § 4-7-302(b) of the County Code states that an existing district may  
11 not be amended or modified unless the amendment or modification is approved by  
12 petition of at least 75% of the owners of properties in the existing district; and  
13

14 WHEREAS, the Project has been the subject of a petition, and the purpose of the  
15 Project as stated in the petition is “to replace and construct new bulkhead  
16 improvements and repair existing bulkhead improvements and maintain existing  
17 bulkhead improvements on the shoreline of the community owned property at 80  
18 East Lake Drive, Annapolis, MD 21403”; and  
19

20 WHEREAS, more than 75% of the owners of real property in the District are in  
21 favor of the Project; and  
22

23 WHEREAS, a method of taxation for payment of the costs of the Project was  
24 included and approved as part of the petition; and, now, therefore  
25


26 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*  
27 That a shore erosion control project to reconstruct existing bulkhead and to repair and  
28 maintain said bulkhead may be undertaken, as necessary from time to time, within the Bay  
29 Ridge Shore Erosion Control District on the shoreline of community-owned property  
30 located at 80 East Lake Drive, Annapolis, Maryland.  
31

32 SECTION 2. *And be it further enacted,* That the method of taxation for the Project shall  
33 be a uniform rate applied to the assessable base of properties within the District.  
34


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

READ AND PASSED this 6<sup>th</sup> day of September, 2022

By Order:

  
Laura Corby  
Administrative Officer

PRESENTED to the County Executive for his approval this 7<sup>th</sup> day of September, 2022

  
Laura Corby  
Administrative Officer

APPROVED AND ENACTED this 16<sup>th</sup> day of September, 2022

  
Steuart Pittman  
County Executive

EFFECTIVE DATE: October 31, 2022

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF  
BILL NO. 72-22 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES  
OF THE COUNTY COUNCIL.

  
Laura Corby  
Administrative Officer