

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2016, Legislative Day No. 8

Bill No. 30-16

Introduced by Mr. Fink, Chairman
(by request of the County Executive)

By the County Council, April 18, 2016

Introduced and first read on April 18, 2016
Public Hearing set for and held on May 16, 2016
Bill VOTED on June 6, 2016
Bill Expires July 22, 2016

By Order: Elizabeth E. Jones, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Alcoholic Beverage Uses and Package Goods
2 Stores
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4 FOR the purpose of defining “package goods store”; amending the designation of
5 alcoholic beverage uses allowed as accessory to other uses in residential, maritime,
6 mixed use and open space zoning districts; allowing “package goods stores” as
7 conditional uses in mixed use districts; making a technical change to the conditional
8 use requirement for alcoholic beverage uses in a video lottery facility; and generally
9 relating to zoning.
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11 BY adding: § 18-1-101(72)
12 Anne Arundel County Code (2005, as amended)
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14 BY repealing and reenacting, with amendments: §§ 18-4-106; 18-7-107; 18-8-301; 18-9-
15 202; and 18-10-147(c)
16 Anne Arundel County Code (2005, as amended)
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18 BY renumbering: § 18-1-101(72) through (137) to be § 18-1-101(73) through (138),
19 respectively
20 Anne Arundel County Code (2005, as amended)
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22 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*

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.

Maryland, That § 18-1-101(72) through (137) of the Anne Arundel County Code (2005, as amended) are hereby renumbered to be § 18-1-101(73) through (138), respectively.

SECTION 2. And be it further enacted, That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

ARTICLE 18. ZONING

TITLE 1. GENERAL PROVISIONS

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:

(72)“PACKAGE GOODS STORE” MEANS A RETAIL STORE THAT KEEPS FOR SALE AND SELLS BEER, WINE, AND LIQUOR IN SEALED PACKAGES OR CONTAINERS THAT MAY NOT BE OPENED OR CONSUMED ON THE PREMISES WHERE SOLD.

TITLE 4. RESIDENTIAL DISTRICTS

18-4-106. Permitted, conditional, and special exception uses.

The permitted, conditional, and special exception uses allowed in each of the residential districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception 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 the listed uses also are allowed, except that guest houses as accessory structures are prohibited and outside storage as an accessory use is limited to the lesser of 10% of the allowed lot coverage or 500 square feet.

Permitted, Conditional, and Special Exception Uses	RA	RLD	R1	R2	R5	R10	R15	R22
Alcoholic beverage uses AS accessory to other uses	C	C	C	C	C	C	C	C

TITLE 7. MARITIME DISTRICTS

18-7-107. Permitted, conditional and special exception uses.

The permitted, conditional, and special exception uses allowed in each of the Maritime group districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE=special exception 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 the listed uses also are allowed.

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Permitted, Conditional, and Special Exception Uses	MA1	MA2	MA3	MB	MC
Alcoholic beverage uses [if] AS accessory to other uses		C	C	C	C

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TITLE 8. MIXED USE DISTRICTS

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

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(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.

	MXD-R	MXD-C	MXD-E	MXD-T
Retail and Service				

Alcoholic beverage [sales and] uses AS ACCESSORY TO OTHER USES	C	C	C	C

Opticians or optometrical establishments	P	P	P	P
PACKAGE GOODS STORES	C	C	C	C

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TITLE 9. OTHER ZONING DISTRICTS

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18-9-202. Permitted, conditional, and special exception uses.

The permitted, conditional, and special exception uses allowed in Open Space Districts (OS) and in the Open Space Conservation Overlay (OS-C) are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception use. Except as provided otherwise in this article, uses and structures customarily accessory to the listed uses also are allowed.

Permitted, Conditional, and Special Exception Uses	OS	OS-C
Alcoholic beverage uses AS accessory to other uses	C	

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TITLE 10. REQUIREMENTS FOR CONDITIONAL USES

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18-10-147. Video Lottery Facilities.

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(c) **Alcoholic beverages.** A video lottery facility may operate alcoholic beverage uses AS accessory to other uses in the W1 – Industrial Park District and in a regional commercial complex subject to the requirements of § 18-10-103 and State law and regulation.

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

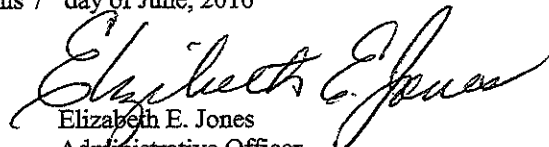
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READ AND PASSED this 6th day of June, 2016

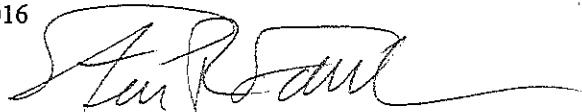
By Order:


Elizabeth E. Jones
Administrative Officer

PRESENTED to the County Executive for his approval this 7th day of June, 2016


Elizabeth E. Jones
Administrative Officer

APPROVED AND ENACTED this 7th day of June, 2016


Steven R. Schuh
County Executive

EFFECTIVE DATE: July 22, 2016

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO. 30-16 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES OF THE COUNTY COUNCIL.


Elizabeth E. Jones
Administrative Officer