

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2017, Legislative Day No. 1

Bill No. 3-17

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

By the County Council, January 3, 2017

Introduced and first read on January 3, 2017 Public Hearing set for and held on February 6, 2017 Bill Expires April 8, 2017

By Order: Elizabeth E. Jones, Administrative Officer

A BILL ENTITLED

AN ORDINANCE concerning: Subdivision and Development and Zoning - In-kind
replacement – Bulk regulations
FOR the purpose of amending the definition of "in-kind replacement"; repealing an
obsolete exception to bulk zoning limitations; exempting "in-kind replacement" from
applicable bulk regulations under certain circumstances; and generally relating to
subdivision and development and zoning.
BY repealing and reenacting, with amendments: § 17-1-101(54)
Anne Arundel County Code (2005, as amended)
BY repealing: § 18-2-303
Anne Arundel County Code (2005, as amended)
BY adding: § 18-2-303
Anne Arundel County Code (2005, as amended)
SECTION 1. Be it enacted by the County Council of Anne Arundel County,
Maryland, That § 18-2-203 of the Anne Arundel County Code (2005, as amended) be and
is hereby repealed.
SECTION 2. And be it further enacted, That Section(s) of the Anne Arundel County
Code (2005, as amended) read as follows:

1	ARTICLE 17. SUBDIVISION AND DEVELOPMENT
2	
3	TITLE 1. DEFINITIONS
4	
5	17-1-101. Definitions.
6	
7 8	Unless defined in this article, the Natural Resources Article of the State Code, o COMAR, the definitions of words defined elsewhere in this Code apply in this article
9	The following words have the meanings indicated:
10	
11	(54) "In-kind replacement" means THE removal of a permanent structure and the
12	construction of another permanent structure IN THE SAME LOCATION that is smaller than
13	or identical to the original structure in use, footprint, area, HEIGHT, width and length.
14	
15	ARTICLE 18. ZONING
16	
17	TITLE 2. GENERAL PROVISIONS
18	
19	18-2-303. Exemptions to bulk regulations.
20	
21 22	IN-KIND REPLACEMENT IS EXEMPT FROM APPLICABLE BULK REGULATIONS IF:
23 24 25	(1) THE ORIGINAL STRUCTURE HAS BEEN IN THE SAME LOCATION FOR AT LEAST TWENTY YEARS; AND
26 27	(2) A BUILDING PERMIT IS OBTAINED WITHIN EIGHTEEN MONTHS AFTER THE REMOVAL OR DESTRUCTION OF THE ORIGINAL STRUCTURE.
28	
29	SECTION 3. And be it further enacted, That this Ordinance shall take effect 45 days
30	from the date it becomes law.
	READ AND PASSED this 6 th day of February, 2017

By Order:

PRESENTED to the County Executive for his approval this 7th day of February, 2017

JoAnne Gray
Administrative Officer

JoAnne Gray

Administrative Officer

APPROVED AND ENACTED this day of February, 2017 Steven R. Schuh County Executive
EFFECTIVE DATE: March 30,2017
I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES OF THE COUNTY COUNCIL.

JoAnne Gray Administrative officer