

FINAL

AMENDED
June 19 and July 3, 2017

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2017, Legislative Day No. 9

Bill No. 53-17

Introduced by Mr. Grasso

By the County Council, May 1, 2017

Introduced and first read on May 1, 2017
Public Hearing set for and held on June 5, 2017
Bill AMENDED on June 19, 2017
Public Hearing on AMENDED bill set for and held July 3, 2017
Bill AMENDED and VOTED on July 3, 2017
Bill Expires August 4, 2017

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Administrative Hearings – Hearing Times

2
3 FOR the purpose of adding a requirement that certain administrative hearings be
4 scheduled to begin at ~~7:00 p.m.~~ 6:00 p.m.; providing for the application of this
5 Ordinance; and generally relating to administrative hearings.
6

7 BY repealing and reenacting with amendments: § 18-16-202(b)
8 Anne Arundel County Code (2005, as amended)
9

10 WHEREAS, the Anne Arundel County Code permits the administrative rezoning of
11 property after a hearing before the Administrative Hearing Officer; and
12

13 WHEREAS, critical area reclassifications, variances, special exceptions and
14 modifications thereto, are also granted pursuant to Anne Arundel County Code after a
15 hearing before the Administrative Hearing Officer; and
16

17 WHEREAS, public hearings are required before the granting of a rezoning or special
18 exception because these administrative decisions may significantly impact individuals
19 who reside or operate a business on adjacent and neighboring parcels to the subject
20 property, may change the character of the surrounding area, or may raise concerns for
21 environmental features in the area; and

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.

1 WHEREAS, affected parties and the interested public should be afforded the
2 opportunity to speak at administrative hearings at a time that does not require a choice
3 between employment or asserting their property rights; now, therefore,
4

5 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*
6 *Maryland,* That Section(s) of the Anne Arundel County Code (2005, as amended) read as
7 follows:
8

9 **ARTICLE 18. ZONING**

10 **TITLE 16. ADMINISTRATIVE HEARINGS**

11 **18-16-202. Scheduling of hearing.**

12
13 (b) **Hearing date.** Not more than 30 days after receipt of the list of applications, the
14 Administrative Hearing Officer shall schedule a hearing and notify the applicant. The
15 time, DATE, and place of the hearing shall be fixed with due regard for the interest and
16 convenience of the public and the parties, EXCEPT THAT HEARINGS FOR SPECIAL
17 EXCEPTIONS AND REZONINGS SHALL BEGIN NO EARLIER THAN 7:00 P.M. 6:00 P.M.
18
19

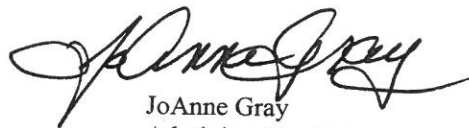
20
21 SECTION 2. *And be it further enacted,* That this Ordinance shall be construed to
22 apply prospectively and shall apply to administrative hearings scheduled on or after the
23 effective date of this Ordinance.
24

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

AMENDMENTS ADOPTED: June 19 and July 3, 2017

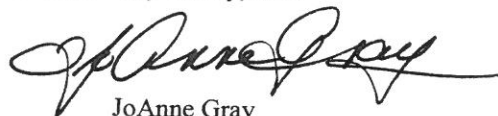
READ AND PASSED this 3rd day of July, 2017

By Order:



JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 5th day of July, 2017



JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 10th day of July, 2017



Steven R. Schuh

County Executive

EFFECTIVE DATE: August 24, 2017

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
53-17. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.

A handwritten signature in black ink, appearing to read "JoAnne Gray", with a stylized flourish at the end.

JoAnne Gray
Administrative Officer