

FINAL

ADOPTED
May 7, 2018

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2018, Legislative Day No. 6

Bill No. 24-18

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

and by the Entire Council

By the County Council, March 19, 2018

Introduced and first read on March 19, 2018
Public Hearing set for and held on April 16, 2018
Bill AMENDED on May 7, 2018
Public Hearing on AMENDED bill set for and held on May 21, 2018
Bill Expires June 22, 2018

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Conditional Uses – Licensed Dispensaries,
2 Growers, and Processors of Medical Cannabis – Special Exception Uses – Licensed
3 Dispensaries of Medical Cannabis
4

5 FOR the purpose of prohibiting variances to the conditional use requirements for licensed
6 dispensaries, growers, and processors of medical cannabis; amending the special
7 exception use requirements for licensed dispensaries of medical cannabis; prohibiting
8 variances to the special exception use requirements for licensed dispensaries of medical
9 cannabis; and generally relating to zoning.
10

11 BY adding: § 18-10-131(d)
12 Anne Arundel County Code (2005, as amended)
13

14 BY repealing and reenacting, with amendments: § 18-11-133
15 Anne Arundel County Code (2005, as amended)
16

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

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.
Underlining indicates amendments to bill.
~~Strikeover~~ indicates matter stricken from bill by amendment.

ARTICLE 18. ZONING

TITLE 10. REQUIREMENTS FOR CONDITIONAL USES

18-10-131. Licensed premises of licensed dispensaries, growers and processors of medical cannabis.

(D) **Variances.** A VARIANCE MAY NOT BE GRANTED FOR THE REQUIREMENTS SPECIFIED IN THIS SECTION.

TITLE 11. REQUIREMENTS FOR SPECIAL EXCEPTION USES

18-11-133. Licensed premises of licensed dispensaries of medical cannabis.

(A) **Requirements.** Licensed premises of a licensed dispensary of medical cannabis, as defined in COMAR 10.62.01.01, shall comply with all of the following requirements.

(1) Premises located north of U.S. Route 50 or premises located north of the northeast shore of the South River may not be located within 1,000 feet of a dwelling or residentially zoned property, the lot line of a public or private school, or the lot line of real property owned by the Board of Education.

(2) EXCEPT FOR DISPENSARIES LOCATED IN A BUSINESS COMPLEX ON INDUSTRIAL ZONED PROPERTY, [Vehicular] VEHICULAR access shall be from an arterial or higher classification road.

(3) "No loitering" signs shall be conspicuously posted in all parking areas.

(4) The premises may not be located within one mile of any other licensed premises of a licensed dispensary of medical cannabis.

(5) The premises may not have any displays of medical cannabis visible to its customers or the general public.

(6) The premises may not have an on-site physician for the purpose of issuing written certifications for medical cannabis.

(B) **Variances.** A VARIANCE MAY NOT BE GRANTED FOR THE REQUIREMENTS SPECIFIED IN SUBSECTION (A).

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

AMENDMENT ADOPTED: May 7, 2018

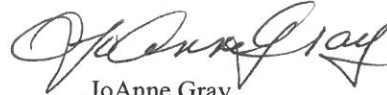
READ AND PASSED this 21st day of May, 2018

By Order:



JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 22nd day of May, 2018



JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 29th day of May, 2018



Steven R. Schuh
County Executive

EFFECTIVE DATE: **JUL 13 2018**

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
24-18. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.



JoAnne Gray
Administrative Officer