

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2018, Legislative Day No. 7

Bill No. 28-18

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

By the County Council, April 2, 2018

Introduced and first read on April 2, 2018
Public Hearing set for and held on May 7, 2018
Bill Expires July 6, 2018

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Subdivision – Site
2 Development – Time Extensions – Sketch Plans, Final Plans, and Site Development
3 Plans
4

5 FOR the purpose of modifying the processes for obtaining time extensions of filing
6 deadlines for sketch, final, and site development plans; and generally relating to
7 subdivision and development.
8

9 BY repealing and reenacting, with amendments: §§ 17-3-203(d); 17-3-303(c); and 17-4-
10 203(c)
11 Anne Arundel County Code (2005, as amended)
12

13 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
14 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
15

16 **ARTICLE 17. SUBDIVISION AND DEVELOPMENT**
17

18 **TITLE 3. SUBDIVISION**
19

20 **17-3-203. Review; County report; developer re-submittal.**
21

22 **(d) Authority to extend time periods.**
23

24 (1) Upon receipt of a written request [made for good cause] not less than [15] 10
25 days before a re-submittal deadline in [subsections (a) or (b)] SUBSECTION (C), the Office

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.

1 of Planning and Zoning may grant a time extension for re-submittal not to exceed [60] 180
2 days. [Decisions to extend time under this section do not require a modification and are not
3 subject to review by the Board of Appeals. Any extension beyond 60 days shall be pursuant
4 to a modification and subject to review by the Board of Appeals.]

5
6 (2) UPON RECEIPT OF A WRITTEN REQUEST NOT LESS THAN 10 DAYS BEFORE A RE-
7 SUBMITTAL DEADLINE IN SUBSECTION (C), AND UPON A DETERMINATION BY THE
8 PLANNING AND ZONING OFFICER THAT GOOD CAUSE IS SHOWN, THE OFFICE OF PLANNING
9 AND ZONING MAY GRANT A SECOND TIME EXTENSION FOR RE-SUBMITTAL NOT TO
10 EXCEED 120 DAYS.

11
12 (3) UPON RECEIPT OF A WRITTEN REQUEST NOT LESS THAN 10 DAYS BEFORE A RE-
13 SUBMITTAL DEADLINE IN SUBSECTION (C), AND UPON A DETERMINATION BY THE
14 PLANNING AND ZONING OFFICER THAT GOOD CAUSE IS SHOWN, THE OFFICE OF PLANNING
15 AND ZONING MAY GRANT A THIRD TIME EXTENSION FOR RE-SUBMITTAL NOT TO EXCEED
16 60 DAYS.

17
18 (4) AFTER A THIRD TIME EXTENSION, ANY FURTHER EXTENSIONS REQUIRE A
19 MODIFICATION.

20
21 **17-3-303. Review process.**

22
23 (c) **Authority to extend time periods.**

24
25 (1) Upon receipt of a written request [made for good cause] not less than [15] 10
26 days before the re-submittal deadline in [subsection] SUBSECTIONS (a) OR (B), the Office
27 of Planning and Zoning may grant a time extension FOR RE-SUBMITTAL not to exceed [60]
28 180 days. [for a re-submittal. Decisions on whether to extend time under this section do not
29 require a modification and may not be appealed to the Board of Appeals.]

30
31 (2) UPON RECEIPT OF A WRITTEN REQUEST NOT LESS THAN 10 DAYS BEFORE A RE-
32 SUBMITTAL DEADLINE IN SUBSECTIONS (A) OR (B), AND UPON A DETERMINATION BY THE
33 PLANNING AND ZONING OFFICER THAT GOOD CAUSE IS SHOWN, THE OFFICE OF PLANNING
34 AND ZONING MAY GRANT A SECOND TIME EXTENSION FOR RE-SUBMITTAL NOT TO
35 EXCEED 120 DAYS.

36
37 (3) UPON RECEIPT OF A WRITTEN REQUEST NOT LESS THAN 10 DAYS BEFORE A RE-
38 SUBMITTAL DEADLINE IN THIS SUBSECTION, AND UPON A DETERMINATION BY THE
39 PLANNING AND ZONING OFFICER THAT GOOD CAUSE IS SHOWN, THE OFFICE OF PLANNING
40 AND ZONING MAY GRANT A THIRD TIME EXTENSION FOR RE-SUBMITTAL NOT TO EXCEED
41 60 DAYS.

42
43 (4) AFTER A THIRD TIME EXTENSION, ANY FURTHER EXTENSIONS REQUIRE A
44 MODIFICATION.

45
46 **TITLE 4. SITE DEVELOPMENT**

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48 **17-4-203. Review process.**

49
50 (c) **Time extensions.**

51
52 (1) Upon receipt of a written request [made for good cause] not less than [15] 10
53 days before the RE-SUBMITTAL deadline IN SUBSECTION (A) [for re-submittal] the OFFICE
54 OF Planning and Zoning [Officer] may[, in his sole discretion,] grant a time extension for

1 re-submittal not to exceed [60] 180 days. [Decisions whether to extend time under this
2 section may not require a modification and are not subject to review by the Board of
3 Appeals. Extensions beyond 60 days may be granted pursuant to a modification, and only
4 when an extension is required for reasons beyond the control of the applicant.]
5

6 (2) UPON RECEIPT OF A WRITTEN REQUEST NOT LESS THAN 10 DAYS BEFORE A RE-
7 SUBMITTAL DEADLINE IN SUBSECTIONS (A) OR (B), AND UPON A DETERMINATION BY THE
8 PLANNING AND ZONING OFFICER THAT GOOD CAUSE IS SHOWN, THE OFFICE OF PLANNING
9 AND ZONING MAY GRANT A SECOND TIME EXTENSION FOR RE-SUBMITTAL NOT TO
10 EXCEED 120 DAYS.
11

12 (3) UPON RECEIPT OF A WRITTEN REQUEST NOT LESS THAN 10 DAYS BEFORE A RE-
13 SUBMITTAL DEADLINE IN THIS SUBSECTION, AND UPON A DETERMINATION BY THE
14 PLANNING AND ZONING OFFICER THAT GOOD CAUSE IS SHOWN, THE OFFICE OF PLANNING
15 AND ZONING MAY GRANT A THIRD TIME EXTENSION FOR RE-SUBMITTAL NOT TO EXCEED
16 60 DAYS.
17


18 (4) AFTER A THIRD TIME EXTENSION, ANY FURTHER EXTENSIONS REQUIRE A
19 MODIFICATION.
20

21 (5) A site development plan is void and a new application fee for site development
22 plan approval shall be paid for the next submittal if the developer fails to file site
23 development plan re-submittals within the time periods required by this section.
24

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

READ AND PASSED this 7th day of May, 2018

By Order:



JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 8th day of May, 2018



JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 5/17 day of May, 2018



Steven R. Schuh
County Executive

EFFECTIVE DATE:

JUL 1 2018

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
2818 . 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 long horizontal flourish extending to the right.

JoAnne Gray
Administrative Officer