

FINAL

AMENDED  
September 4 and 17, 2018

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2018, Legislative Day No. 34

Bill No. 74-18

Introduced by Mr. Grasso and Mr. Smith

By the County Council, July 16, 2018

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Introduced and first read on July 16, 2018  
Public Hearing set for and held on September 4, 2018  
Public Hearing on AMENDED bill set for and held on September 17, 2018  
Public Hearing on SECOND AMENDED bill set for and held on October 1, 2018  
Bill Expires October 19, 2018

By Order: JoAnne Gray, Administrative Officer

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A BILL ENTITLED

- 1 AN ORDINANCE concerning: Zoning – Plasma Centers, State-Licensed Medical Clinics,  
2 and Transitional Housing  
3  
4 FOR the purpose of defining “plasma center” and “transitional housing”; allowing plasma  
5 centers as a ~~conditional~~ special exception use in commercial zoning districts; adding  
6 the ~~conditional~~ special exception use requirements for plasma centers; amending the  
7 conditional use requirements for State-licensed medical clinics to limit location;  
8 prohibiting variances to the conditional use requirements for State-licensed medical  
9 clinics; and generally relating to zoning.  
10  
11 BY renumbering: §§ 18-1-101(88) through (149) to be 18-1-101(89) through (151),  
12 respectively; and ~~18-10-137 through 18-10-156 to be 18-10-138 through 18-10-157~~ 18-  
13 11-143 through 18-11-164 to be 18-11-144 through 18-11-165, respectively  
14 (Anne Arundel County Code, 2005, as amended)  
15  
16 BY ~~renumbering and~~ repealing and reenacting, with amendments: § 18-10-149 ~~to be 18-~~  
17 ~~10-150~~  
18 (Anne Arundel County Code, 2005, as amended)  
19  
20 BY adding: §§ 18-1-101(88) and (134); and ~~18-10-137~~ 18-11-143  
21 (Anne Arundel County Code, 2005, as amended)

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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.

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That §§ 18-1-101(88) through (149); and ~~18-10-137 through 18-10-156~~ 18-11-143 through 18-11-164 of the Anne Arundel County Code (2005, as amended) are hereby renumbered to be §§ 18-1-101(89) through 18-1-101(151); and ~~18-10-138 through 18-10-157~~ 18-11-144 through 18-11-165, respectively.

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

**ARTICLE 18. ZONING**

**TITLE 1. DEFINITIONS**

**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:

(88) "PLASMA CENTER" MEANS A FOR-PROFIT BUSINESS LICENSED UNDER THE HEALTH-GENERAL ARTICLE OF STATE CODE THAT COLLECTS HUMAN BLOOD PLASMA AND COMPENSATES INDIVIDUALS FOR THEIR BLOOD PLASMA OR OTHER BLOOD PRODUCT.

(134) "TRANSITIONAL HOUSING FACILITY" MEANS ANY USE THAT REGULARLY PROVIDES TEMPORARY SHELTER, WITH OR WITHOUT FOOD, TO INDIVIDUALS WITHOUT PERMANENT HOUSING BUT DOES NOT INCLUDE TEMPORARY SHELTER IN PERIODS OF EXTREME HEAT OR COLD OR DURING A STATE OF DISASTER OR EMERGENCY.

**TITLE 5. COMMERCIAL DISTRICTS**

**18-5-102. Permitted, conditional, special exception, and business complex auxiliary uses.**

The permitted, conditional, and special exception uses allowed in each of the commercial districts, and uses auxiliary to a business complex, are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception use; and A = auxiliary to a business complex 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 permitted, conditional, and special exception uses also are allowed.

<b>Permitted, Conditional, Special Exception, and Business Complex Auxiliary Uses</b>	<b>C1</b>	<b>C2</b>	<b>C3</b>	<b>C4</b>
***				
Planned unit developments in the BWI/Ft. Meade Growth Area (See Title 12)		SE	SE	
PLASMA CENTERS	€ SE	€ SE	€ SE	€ SE
***				

TITLE 10. CONDITIONAL USES

~~18-10-137. Plasma Centers.~~

~~A PLASMA CENTER SHALL COMPLY WITH ALL OF THE FOLLOWING REQUIREMENTS:~~

~~(1) THE FACILITY MAY NOT BE LOCATED WITHIN 1000 FEET OF A DWELLING OR SCHOOL, OR WITHIN ONE MILE OF ANOTHER PLASMA CENTER, A STATE LICENSED MEDICAL CLINIC, A LICENSED PREMISES OF A LICENSED DISPENSARY OF MEDICAL CANNABIS, OR A TRANSITIONAL HOUSING FACILITY.~~

~~(2) THE FACILITY SHALL CONSPICUOUSLY POST "NO LOITERING" SIGNS IN ALL PARKING AND SIDEWALK AREAS.~~

~~{18-10-149.} 18-10-150. State-licensed medical clinics.~~

~~A state-licensed medical clinic shall comply with all of the following requirements:~~

~~(1) The facility may not be located within 1,000 feet of a dwelling or school, OR WITHIN ONE MILE OF ANOTHER STATE-LICENSED MEDICAL CLINIC, A PLASMA CENTER, A LICENSED PREMISES OF A LICENSED DISPENSARY OF MEDICAL CANNABIS, OR A TRANSITIONAL HOUSING FACILITY.~~

~~(2) Vehicular access shall be located on an arterial road or higher classification.~~

~~(3) Access to the facility from the road shall be provided and the facility may not draw vehicular traffic through local roads in surrounding residential areas.~~

~~(4) The clinic shall conspicuously post "no loitering" signs in all parking areas.~~

~~(5) A VARIANCE MAY NOT BE GRANTED FOR THE REQUIREMENTS SPECIFIED IN THIS SECTION.~~

**TITLE 11. REQUIREMENTS FOR SPECIAL EXCEPTION USES**

**18-11-143. Plasma Centers.**

A PLASMA CENTER SHALL COMPLY WITH ALL THE FOLLOWING REQUIREMENTS.

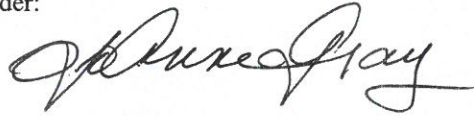
(1) THE FACILITY MAY NOT BE LOCATED WITHIN 1000 FEET OF A DWELLING OR SCHOOL, OR WITHIN ONE MILE OF ANOTHER STATE-LICENSED MEDICAL CLINIC, A PLASMA CENTER, A LICENSED PREMISES OF A LICENSED DISPENSARY OF MEDICAL CANNABIS, OR A TRANSITIONAL HOUSING FACILITY; AND

(2) THE FACILITY SHALL CONSPICUOUSLY POST "NO LOITERING" SIGNS IN ALL PARKING AND SIDEWALK AREAS.

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

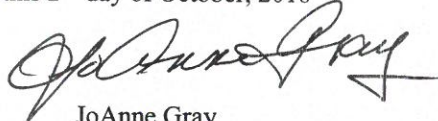
READ AND PASSED this 1<sup>st</sup> day of October, 2018

By Order:




JoAnne Gray  
Administrative Officer

PRESENTED to the County Executive for his approval this 2<sup>nd</sup> day of October, 2018



JoAnne Gray  
Administrative Officer

APPROVED AND ENACTED this 4<sup>th</sup> day of October, 2018

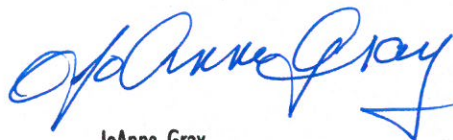


Steven R. Schuh  
County Executive

EFFECTIVE DATE:

**NOV 18 2018**

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.  
74-18. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES  
OF THE COUNTY COUNCIL.



JoAnne Gray  
Administrative Officer