

FINAL

AMENDED
September 17, 2018

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2018, Legislative Day No. 34

Bill No. 77-18

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

By the County Council, July 16, 2018

Introduced and first read on July 16, 2018
Public Hearing set for and held on September 17, 2018
Public Hearing on AMENDED bill set for and held on October 1, 2018
Bill Expires October 19, 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 amending certain conditional use requirements for licensed premises
6 of licenses dispensaries, growers, and processors of medical cannabis; repealing the
7 requirement for additional armed security on licensed premises of licensed growers and
8 processors of medical cannabis; amending certain special exception use requirements
9 for licensed premises of licensed dispensaries of medical cannabis; and generally
10 relating to zoning.
11

12 BY repealing: § 18-10-131(b)(4) and (c)(4)
13 Anne Arundel County Code (2005, as amended)
14

15 BY repealing and reenacting, with amendments: §§ 18-10-131(a)(1), (2), and (5), (b)(1),
16 and (c)(1); and 18-11-133(a)(1), (2), and (5)(as amended by Bill No. 24-18)
17 Anne Arundel County Code (2005, as amended)
18

19 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
20 *That § 18-10-131(b)(4) and (c)(4) of the Anne Arundel County Code (2005, as amended)*
21 *are hereby repealed.*

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.

1 SECTION 2. *And be it further enacted*, That Section(s) of the Anne Arundel County
2 Code (2005, as amended)(and as amended by Bill No. 24-18) read as follows:
3

4 **ARTICLE 18. ZONING**

5
6 **TITLE 10. CONDITIONAL USES**

7
8 **18-10-131. Licensed premises of licensed dispensaries, growers and processors of**
9 **medical cannabis.**

10
11 (a) **Dispensary.** Licensed premises of a licensed dispensary of medical cannabis as a
12 principal use, as defined in COMAR 10.62.01.01, shall comply with all of the following
13 requirements.
14

15 (1) EXCEPT FOR PROPERTIES LOCATED IN INDUSTRIAL ZONING DISTRICTS,
16 [Premises] PREMISES located north of U.S. Route 50 or premises located north of the
17 northeast shore of the South River may not be located within [1,000] 750 feet of [a dwelling
18 or] residentially zoned property[, or]; the lot line of a public or private school; or real
19 property owned by the Board of Education.
20

21 (2) EXCEPT FOR PROPERTIES LOCATED IN INDUSTRIAL ZONING DISTRICTS,
22 [Vehicular] VEHICULAR access shall be from an arterial ROAD OR FROM A LOCAL or higher
23 classification road THAT DIRECTLY ACCESSES AN ARTERIAL ROAD.
24

25 (5) The premises may not have any displays OR DEPICTIONS of medical cannabis
26 visible to its customers or the general public.
27

28 (b) **Grower.** Licensed premises of a licensed grower of medical cannabis, as defined
29 in COMAR 10.62.01.01, shall comply with all of the following requirements.
30

31 (1) The premises may not be located within [1,000] 750 feet of the lot line of a public
32 or private school; the lot line of real property owned by the Board of Education; or, except
33 in an RA District, [a dwelling or] residentially zoned property.
34

35 (c) **Processor.** Licensed premises of a licensed processor of medical cannabis, as
36 defined in COMAR 10.62.01.01, shall comply with all of the following requirements.
37

38 (1) The premises may not be located within [1,000] 750 feet of the lot line of a
39 public or private school; the lot line of real property owned by the Board of Education; or,
40 except in an RA District, [a dwelling or a] residentially zoned property.
41

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

43
44 **18-11-133. Licensed premises of licensed dispensaries of medical cannabis.**

45
46 (a) **Requirements.** Licensed premises of a licensed dispensary of medical cannabis, as
47 defined in COMAR 10.62.01.01, shall comply with all of the following requirements.

1 (1) Premises located north of U.S. Route 50 or premises located north of the
2 northeast shore of the South River may not be located within [1,000] 750 feet of [a dwelling
3 or] residentially zoned property, the lot line of a public or private school, or the lot line of
4 real property owned by the Board of Education.
5

6 (2) Except for [dispensaries] PROPERTIES located in [a business complex on]
7 industrial [zoned property] ZONING DISTRICTS, vehicular access shall be DIRECTLY from
8 an arterial ROAD OR FROM A LOCAL or higher classification road THAT DIRECTLY
9 ACCESSES AN ARTERIAL ROAD.
10

11 (5) The premises may not have any displays OR DEPICTIONS of medical cannabis
12 visible to its customers or the general public.
13

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

AMENDMENT ADOPTED: September 17, 2018

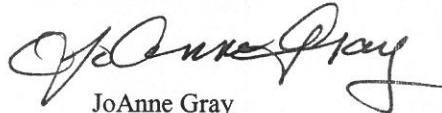
READ AND PASSED this 1st day of October, 2018

By Order:



JoAnne Gray
Administrative Officer

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



JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 4th day of October, 2018



Steven R. Schuh
County Executive

EFFECTIVE DATE:

NOV 1 8 2018

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
77-18, THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL



JoAnne Gray
Administrative Officer