



Gregory J. Swain, County Attorney

## MEMORANDUM

**To:** Council Members, Anne Arundel County Council

**From:** Kelly Phillips Kenney, Supervising County Attorney /s/

**Through:** Gregory J. Swain, County Attorney /s/

**Date:** December 6, 2021

**Subject:** Bill No. 106-21, Zoning – Critical Area Overlay – Resource Conservation Area – Farm Alcohol Production Facility

---

### Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 106-21.

**Background.** This Bill is necessary as a result of Bill No. 68-20, which combined then-existing farm alcohol uses (farm breweries and wineries) into one use category of “farm alcohol production facility”. Prior to that Bill taking effect, wineries were allowed in the Resource Conservation Area (“RCA”) of the Chesapeake Bay Critical Area. In Bill No. 68-20, “wineries” were removed from the list of allowable uses in the RCA in § 18-13-206 of the County Code.

**Purpose.** The purpose of the Bill is to add “farm alcohol production facility” into the list of uses allowed in the RCA into new § **18-13-206(15)**.

**Section 3.** of the Bill provides that the Ordinance shall take effect 45 days from the date it becomes law, or upon approval of the Maryland Critical Area Commission under the authority granted by § 8-1801, *et. seq.* of the Natural Resources Article of the State Code, whichever is later.

The Office of Law is available to answer any additional questions regarding this Bill.

Thank you.

**Note: This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.**

cc: Honorable Steuart Pittman, County Executive  
Matthew Power, Chief Administrative Officer  
Dr. Kai Boggess-de Bruin, Chief of Staff  
Peter Baron, Legislative Liaison  
Steve Kaii-Ziegler, Planning and Zoning Officer  
Lori Rhodes, Assistant Planning and Zoning Officer  
Chris Trumbauer, Budget Officer