

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 15

Bill No. 73-23

Introduced by Ms. Pickard

By the County Council, September 5, 2023

Introduced and first read on September 5, 2023
Public Hearing set for and held on October 2, 2023
Public Hearing on AMENDED bill set for and held on October 16, 2023
Public Hearing on SECOND AMENDED bill set for and held on November 6, 2023
Bill Expires on December 9, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Site Development –
2 Exemptions – Improvements to Existing Structures – Cumulative Floor Area and
3 Impervious Surface

4
5 FOR the purpose of amending an exemption of the site development plan process to
6 increase the amount of additional cumulative floor area and impervious surface that
7 results from improvements to existing structures outside the critical area or bog
8 protection area; ~~requiring an increase in impervious surface to be managed and~~
9 ~~reviewed; requiring that a certain increase in impervious surface to be managed and~~
10 ~~reviewed~~; and generally relating to subdivision and development.

11
12 BY repealing and reenacting, with amendments: § 17-4-101(3)(i) and (ii)
13 Anne Arundel County Code (2005, as amended)

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

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18 **ARTICLE 17. SUBDIVISION AND DEVELOPMENT**

19
20 **TITLE 4. SITE DEVELOPMENT**

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.
Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.
Underlining indicates matter added to bill by amendment.
~~Strikeover~~ indicates matter removed from bill by amendment.

1 **17-4-101. Scope.**

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3 This title applies to site development only and does not apply to:

4
5 ***

6
7 (3) permits relating to improvements to an existing structure located outside the
8 critical area or a designated bog protection area if the Office of Planning and Zoning, after
9 considering any comments from reviewing agencies, issues an administrative decision that
10 the improvements do not result in:

11
12 (i) additional cumulative floor area of more than ~~[[1,000]]~~ 4,000 square feet;

13
14 ~~(ii) an increase of impervious surface of more than ~~[[1,000]]~~ 4,000 square feet~~
15 ~~PROVIDED THAT THE NEW IMPERVIOUS SURFACE SHALL BE MANAGED IN THE ORDER OF~~
16 ~~PRIORITY IN ACCORDANCE WITH § 17 8 405 AND REVIEWED AS PART OF AN~~
17 ~~ADMINISTRATIVE DECISION REQUEST;~~

18
19 (ii) an increase of impervious surface of more than:

20
21 1. 1,000 square feet; OR

22
23 2. AT LEAST 1,000 SQUARE FEET BUT NOT MORE THAN 4,000 SQUARE FEET,
24 PROVIDED THAT THE NEW IMPERVIOUS SURFACE IN EXCESS OF 1,000 SQUARE FEET SHALL
25 BE MANAGED IN THE FOLLOWING ORDER OF PRIORITY AND REVIEWED AS PART OF AN
26 ADMINISTRATIVE DECISION REQUEST:

27
28 A. PLANTING ONSITE AT A RATIO EQUAL TO THE AREA OF NEW
29 IMPERVIOUS SURFACE;

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31 B. INSTALLATION OF ONSITE STORMWATER MANAGEMENT PRACTICES;
32 OR

33
34 C. PLANTING OFFSITE AT A RATIO EQUAL TO THE AREA OF NEW
35 IMPERVIOUS SURFACE.

36
37 ***

38
39 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days
40 from the date it becomes law.

AMENDMENTS ADOPTED: October 2 and 16, 2023

READ AND PASSED this 6th day of November, 2023

By Order:



Laura Corby
Administrative Officer

PRESENTED to the County Executive for his approval this 7th day of November, 2023



Laura Corby
Administrative Officer

APPROVED AND ENACTED this 14th day of November, 2023



Steuart Pittman
County Executive

EFFECTIVE DATE: December 29, 2023

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF
BILL NO. 73-23 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.

A handwritten signature in black ink, appearing to read "Laura Corby". The signature is fluid and cursive, with the first name "Laura" and last name "Corby" clearly distinguishable.

Laura Corby
Administrative Officer