

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2008, Legislative Day No. 42

Bill No.

Introduced by Mr. Cohen

By the County Council, December 15, 2008

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Introduced and first read December 15, 2008  
Public Hearing set for January 5, 2009  
Expires on March 20, 2009

By Order: Judy C. Holmes, Administrative Officer

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**A BILL ENTITLED**

1 AN ORDINANCE concerning: Zoning – Roadside Stands

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3 FOR the purpose of adding a definition for “Roadside Stands” to the Zoning Code;  
4 establishing conditional use requirements for Roadside Stands; allowing Roadside  
5 Stands as a conditional use in certain residential districts; and generally relating to  
6 Roadside Stands.

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8 BY renumbering: § 18-1-101(81) through (115) to be 18-1-101(82) through (116),  
9 respectively

10 Anne Arundel County Code (2005, as amended)

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12 BY adding: §§ 18-1-101(81) and 18-10-129.1

13 Anne Arundel County Code (2005, as amended)

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15 BY repealing and reenacting with amendments: § 18-4-106

16 Anne Arundel County Code (2005, as amended)

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18 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*  
19 *Maryland,* That § 18-1-101(81) through (115) of the Anne Arundel County Code (2005,  
20 as amended) is hereby renumbered to be § 18-1-101(82) through 9116), respectively.

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

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EXPLANATION: CAPITALS indicate new matter added to existing law.

[Brackets] indicate matter stricken from existing law.

Asterisks \*\*\* indicate existing Code provisions in a list or chart that remain unchanged.

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**ARTICLE 18. ZONING**

**TITLE 1. DEFINITIONS**

**18-1-101. Definitions.**

(81)“ROADSIDE STAND” MEANS A BUSINESS OCCUPYING TEMPORARY OR SEASONAL STRUCTURES THAT SELLS PRODUCE AND OTHER PERISHABLE AGRICULTURAL GOODS.

**TITLE 4. RESIDENTIAL DISTRICTS**

**18-4-106. Permitted, conditional, and special exception uses.**

The permitted, conditional, and special exception uses allowed in each of the residential districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception 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 the listed uses also are allowed, except that guest houses as accessory structures are prohibited and outside storage as an accessory use is limited to the lesser of 10% of the allowed lot coverage or 500 square feet.

<b>Permitted, Conditional, and Special Exception Uses</b>	<b>RA</b>	<b>RLD</b>	<b>R1</b>	<b>R2</b>	<b>R5</b>	<b>R10</b>	<b>R15</b>	<b>R22</b>
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Roadside stands [consisting of temporary seasonal structures that-sell only produce grown on the premises]	[P] C	[P] C	[P] C	[P] C				
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**TITLE 10. REQUIREMENTS FOR CONDITIONAL USES**

**18-10-129.1 Roadside Stands**

A ROADSIDE STAND SHALL COMPLY WITH ALL OF THE FOLLOWING REQUIREMENTS.

- (1) THE STAND SHALL BE LOCATED ON A LOT OF AT LEAST ONE ACRE.
- (2) THE FACILITY SHALL BE LOCATED ON A LOT THAT ACCESSES A MINOR ARTERIAL OR HIGHER ROAD.
- (3) STRUCTURES SHALL BE SET BACK AT LEAST 25 FEET FROM THE FRONT PROPERTY LINE.
- (4) ADEQUATE OFF-STREET PARKING IS PROVIDED SUCH THAT SIGHT DISTANCE IS NOT AFFECTED BY TRAFFIC.
- (5) SIGNAGE SHALL COMPLY WITH §18-3-307(i) OF THIS CODE.

1           (6) ACCESSORY RETAIL USES MAY NOT OCCUPY MORE THAN 20% OF THE LOT OR  
2 ACCOUNT FOR MORE THAN 20 PERCENT OF THE SALES RECEIPTS FOR THE STAND.  
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4           (7) A SITE PLAN HAS BEEN APPROVED BY THE OFFICE OF PLANNING AND ZONING.  
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6           SECTION 3. *And be it further enacted,* That this Ordinance shall take effect 45 days  
7 from the date it becomes law.