



**ANNE ARUNDEL COUNTY  
OFFICE OF THE COUNTY AUDITOR**

**To:** Councilmembers, Anne Arundel County Council  
**From:** Michelle Bohlayer, County Auditor  
**Date:** June 16, 2021  
**Subject:** Auditor Review of Legislation for the June 21, 2021 Council Meeting

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**Bill 48-21:  
Zoning – Alcoholic  
Beverage Uses as  
Accessory to Other Uses  
(As Amended)**

**Summary of Legislation**

This bill repeals a requirement for a certain distance between restaurants with an off-sale alcoholic beverage license and other businesses with the same license and repeals certain floor area restrictions and ownership requirements for a restaurant or package goods store with an off-sale alcoholic beverage license. This bill also updates the Maryland Annotated Code reference to the Alcoholic Beverages Article §11-1603, which replaced Article 2B §9-203(c).

We commented on this bill in our letter dated June 2, 2021. At the June 7, 2021 Council meeting, this bill was amended to maintain certain floor area requirements as a conditional use, increase the allowable area for off-sale alcoholic beverages as an accessory use, and remove the limit of 1,000 square feet. We have no further comments on this bill.

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**Bill 49-21:  
Zoning – Requirements  
for Special Exception Uses  
– Assisted Living Facilities  
(As Amended)**

**Summary of Legislation**

This bill amends the special use exception use requirements for an assisted living facility to require the developer to have unified control of the entire facility, allows assisted care units to be provided in certain additional types of dwelling units, provide that the bulk regulations for an assisted living facility are the only bulk regulations for an assisted living facility, and amends the bulk regulations for an assisted living facility.

We commented on this bill in our letter dated June 2, 2021. At the June 7, 2021 Council meeting, this bill was amended to correct a typographical error and remove duplex dwelling units from the requirement for assisted living facilities as a special exception use. We have no further comments on this bill.

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**Bill 53-21:  
Emergency – Current  
Expense Budget – Board  
of Education –  
Supplementary  
Appropriation and  
Transfers of Funds**

**Summary of Legislation**

This bill transfers appropriations of funds in the General Fund and makes supplementary appropriations from unanticipated revenues to the Local Education Fund for the Board of Education (Board). This bill will be amended to reflect the budgetary changes adopted by the Board at their meeting on May 19, 2021.

We commented on this bill in our letter dated June 2, 2021. At the June 7, 2021 Council meeting, this bill was held until the June 21, 2021 meeting. We have no further comments on this bill.

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**Bill 54-21:  
Finance, Taxation, and  
Budget – Community  
Benefit Program – Grants  
for Councilmanic Districts**

**Summary of Legislation**

This bill amends the community benefit program to do the following:

- Allow the County Executive to include a percentage of the amount appropriated for grants in the budget for use in each Councilmanic District (District), which must be the same for each District;
- If included in the budget, Councilmembers can submit one or more requests to the County Executive for grants to be awarded to nonprofit organizations located in the Councilmember’s District, which may then be awarded by the County Executive in the amount requested by the Councilmember, not to exceed \$10,000;
- Expand grant award eligibility under Subsection c(2) to any nonprofit organization located within the County;
- Require the grant applicant to provide a copy of the application to the Councilmember representing the District; and
- Require the nonprofit organization to use the grant to benefit the communities in that area.

**Review of Fiscal Impact**

This bill has no direct fiscal impact, however, this bill would allow the County Executive to include a percentage of the amount appropriated for grants in the budget for use in each District, as long as the percentage is the same for each District.

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**Resolution 31-21:  
Approving the Nomination  
of a Member to the Anne  
Arundel County Human  
Relations Commission**

**Summary of Legislation**

This resolution approves the nomination of Jikaela L. Call to serve as a representative of District 7 to the Anne Arundel County Human Relations Commission for the remainder of a term ending November 17, 2021, and to serve a full term ending on November 17, 2024.

**Review of Fiscal Impact**

This resolution has no direct fiscal impact.

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**Resolution 32-21:  
Opposition to Preparing a  
Final Environmental  
Impact Statement and  
Record of Decision for the  
Third Span of the  
Chesapeake Bay Bridge**

**Summary of Legislation**

This resolution opposes the completion of the Tier 1 Final Environmental Impact Statement and Record of Decision for the third span of the Chesapeake Bay Bridge without further review and without amended purpose and need statements.

**Review of Fiscal Impact**

This resolution is non-binding and has no fiscal impact.

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**Resolution 33-21:  
Apologizing for Civil  
Rights Violations That  
Occurred Under the  
Administration of a  
Former Anne Arundel  
County Executive**

**Summary of Legislation**

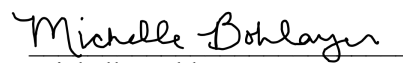
This resolution apologizes to all citizens, including in particular the targeted individuals, of Anne Arundel County for the abuses that occurred during the administration of a former Anne Arundel County Executive.

**Review of Fiscal Impact**

This resolution is non-binding and has no fiscal impact.

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Sincerely,

  
Michelle Bohlayer, CPA  
County Auditor