



ANNE ARUNDEL COUNTY OFFICE OF LAW

Legislative Summary

To: Members, Anne Arundel County Council

From: Lori L. Blair Klasmeier, Supervising County Attorney /s/

Via: Gregory J. Swain, County Attorney /s/

Date: November 6, 2023

Subject: Bill No. 85-23 – Zoning – General Provisions – Uses and Structures – Temporary Uses

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. 85-23.

Background

During the early days of the COVID-19 pandemic, it became apparent that the restaurant industry was adversely affected by capacity and other restrictions put into place by State and local governments to prevent exposure to and infection with COVID-19. On May 29, 2020, the County Executive entered Executive Order No. 22 (later renewed through Executive Order No. 46), which allowed restaurants to open outdoor facilities as a temporary use without the need for a temporary use authorization under § 18-2-203 of the County Code, so long as certain specified use criteria were followed. By Bill No. 55-21, passed on June 7, 2021, and effective on June 9, 2021, this Council extended the temporary use in Executive Order Nos. 22 and 46 through November 1, 2021. Thereafter, the temporary use was extended through January 3, 2023, by Bill No. 83-21, and through January 2, 2024, by Bill No. 1-23.

Purpose

The purpose of Bill No. 85-23 is to repeal the provisions of Bill No. 55-21, as amended by Bill Nos. 83-21 and 1-23, that set termination dates for outdoor dining as a temporary use.

Bill No. 85-23

SECTION 1. repeals Section 2 of Bill No. 55-21, as amended by Bill Nos. 83-21 and 1-23, which eliminates the termination dates for the temporary use for outdoor dining, thus allowing the outdoor dining under the conditions specified in Bill No. 55-21 to continue as a temporary use

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

without the need for a temporary use authorization.

SECTION 2. provides that the Ordinance is an emergency ordinance and will take effect the date that it becomes law.

The Office of Law is available to answer any additional questions. Thank you.

cc: Honorable Steuart Pittman, County Executive
Christine Anderson, Chief Administrative Officer
Janssen Evelyn, Deputy Chief Administrative Officer
Jeff Amoros, Chief of Staff
Peter Baron, Chief Strategy Officer
Ethan Hunt, Government Relations Officer
Chris Trumbauer, Budget Officer
Jenny Jarkowski, Planning and Officer

W:\WDOCS\CLIENT\1011\2021-1867\00424664.DOCX