

Legislative Testimony (submitted online) 2-5-2024

Timestamp	First name	Last name	City	State	Zip code	Are you representing yourself?	If no, what organization or whom do you represent?	Legislation	Position	Remarks	Attachment
2024-01-25 12:05:14	Jacqueline	Kyle	GLEN BURNIE	MD	21061	No	Anne Arundel County Animal Welfare Council	BILL 1-24: Animal Care & Control – Potentially Dangerous, Dangerous, & Vicious Animals	Support	The Animal Welfare Council reviewed Bill No. 1-24 at our January meeting. The AWC supports this bill with the recommended amendments in the attached letter.	YES
2024-01-26 14:32:08	Ed	Evans	Crownsville	MD	21032	No	Animal Matters Commission	BILL 1-24: Animal Care & Control – Potentially Dangerous, Dangerous, & Vicious Animals	No position	See attached support with amendments	YES
2024-02-02 15:48:47	Cate	Bower	West River	MD	20778	Yes		BILL 3-24: Zoning – Maritime Districts – Neighborhood Marina Zoning District	Support		YES
2024-02-02 16:50:28	Suzanne	van Drunick	West River	MD	20778	Yes		BILL 3-24: Zoning – Maritime Districts – Neighborhood Marina Zoning District	Support	The new limiting zoning category would prevent marinas from intrusive expansion in small communities and their consequential adverse impacts to residents' safety and quality of life, ecosystem health, and property values. See attached full testimony.	YES
2024-02-02 22:52:12	Marcie	Langelier	West River	MD	20778	Yes		BILL 3-24: Zoning – Maritime Districts – Neighborhood Marina Zoning District	Support	Rezoning of Marinas in residential neighborhoods such as Shady Oaks needs to be classified consistent with appropriate usage in a residential community. A Maritime zoning category is necessary to reflect land use with limited services in residential neighborhoods such as Shady Oaks to proactively prevent negative impact on residents' safety and well being. Concerns include increased traffic on roads without sidewalks, adding sidewalks would impact drainage ditches and cause flooding, insufficient parking on marina property, roads are narrow and can't safely accommodate parking and could restrict emergency vehicle access, noise pollution, increased septic load, aquifer impact on well water supply, water pollution, crime, and other safety hazards and risks.	
2024-02-04 18:56:48	John	Lepak	West River	MD	20778	Yes		BILL 3-24: Zoning – Maritime Districts – Neighborhood Marina Zoning District	Support	I am writing in support of Bill 3-24 which creates a new zoning classification for neighborhood marinas and specifically limits what services they can provide. I live in Shady Oaks, a 40-home community with a R2 non-conforming neighborhood marina that has one access road. Many dog walkers - like myself (a proud dog parent of and Irish Wolfhound and Airedale Terrier), older residents, and families with young children value living in this quiet, unencumbered neighborhood. Without this new limiting zoning classification, neighborhood marinas, like the one in Shady Oaks, would be able to add restaurants, sleeping accommodations, large scale repair facilities, expanded winter storage, and more. This would bring in more cars, people, and potentially crime into this quiet South County community. It is clear that neighborhood marinas are not properly zoned, and that current zoning leaves the door open for significant disruption in residential communities. The proposed legislation will effectively close the door to inappropriate expansion and help ensure a peaceful coexistence here in Shady Oaks. John Lepak 832 Locust Dr. West River, MD 20778	
									4		

Steuart Pittman & County Council
44 Calvert Street
Annapolis, MD 21401

January 8, 2024

Dear County Executive Steuart Pittman, Chair of County Council and County Council Members:

Thank you for taking the time to consider the Animal Matters Commission members' opinions on County Council Bill 1-24.

The Animal Matters Commission has discussed proposed changes to the sections of the County Code relating to animals on several occasions. On January 8, 2024 the Commission reviewed County Council Bill 1-24 and included our meeting minutes for your consideration when the bill is heard. Overall, we support the bill with the following amendments:

- 1) **Strike the evidentiary requirements in the amendment for 12-4-402(d)(1) & 12-4-402(d) specifically BASED ON TESTIMONY FROM AN EYEWITNESS TO THE EVENTS SUPPORTING THE DESIGNATION OR THROUGH AUTHENTICATED DIGITAL EVIDENCE SHOWING THE EVENTS SUPPORTING THE DESIGNATION**
- 2) 12-4-403 (d)(1) recommend modifying the section label to **Reconsideration of Conditions**
- 3) 12-4-901(D) & 12-4-901(I) We suggest the county consider adding a mechanism to not require any payment until the Animal Matters Commission has deemed the seizure appropriate
- 4) 12-4-901(D) & 12-4-901(I) We suggests the county consider giving Animal Care & Control the ability to establish a payment plan rather than requiring a lump sum

If you'd like additional information on how or why we came to these conclusions please watch the recordings of the Animal Matters Commission for April 4, 2022, December 4, 2023 and January 8, 2024.

Sincerely,



Ed Evans

Chair of the Animal Matters Commission

On Behalf of the Animal Matters Commission

ANIMAL MATTERS COMMISSION MEETING MINUTES

COMMISSION HEARING FOR JANUARY (month)

TIME(S):

MORNING SESSION (IF APPLICABLE): START TIME: 9:00 A.M. END TIME: 11:53 A.M.
RECORDED: YES NO

AFTERNOON SESSION (IF APPLICABLE): START TIME: 1:15 P.M. END TIME: 1:45 P.M.
RECORDED: YES NO

REGULAR BUSINESS:

MEETING MINUTES FROM: 12 | 4 | 23

1ST MOTION TO: APPROVE AS PREPARED DRAFT 2 BY: BRIENZA

2ND MOTION TO: CONCUR BY: BURJA

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL:

7	YES	0	NO	0	ABSTAIN
---	-----	---	----	---	---------

MOTION: APPROVED DENIED

ATTEST:  CHAIRMAN

ANIMAL MATTERS COMMISSION 1 | 8 | 2024

MEETING MINUTES FROM: 1 | 8 | 24

1ST MOTION TO: APPROVE AS PREPARED DRAFT 2

BY: BRIENZA

2ND MOTION TO: CONCUR

BY: BURJA

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL:

7	YES
---	-----

0	NO
---	----

0	ABSTAIN
---	---------

MOTION:

<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DENIED
--	---------------------------------

ATTEST:  CHAIRMAN

AFFIDAVIT CASES/CITATIONS:DAVIT CASES/CITATIONS:

CASE 1: APPEAL OF 6Z46740259 (CITATION#) FOR CHARLIE BROWN OWNED BY HANSEN VS. WOEPKE

- COMMISSION MEMBERS REVIEWED EVIDENCE AND TESTIMONY REGARDING THE CASE
- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: UPHOLD CITATION IN ITS ENTIRETY BY: HEMMER

2ND MOTION TO: CONCUR BY: BURJA

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL:	7 YES	0 NO	0 ABSTAIN
--------	-------	------	-----------

MOTION:	<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DENIED
---------	--	---------------------------------

UPHOLD CITATION AND FINE FOR 6Z46740259

THE COMMISSION DISCUSSED THAT A POTENTIALLY DANGEROUS ORDER WOULD HAVE BEEN APPROPRIATE AND

THEY'D SUPPORT THE ISSUANCE OF A LETTER TO THE OWNER THAT CHARLIE BROWN IS NOT TO RETURN TO ANNE

ARUNDEL COUNTY

ATTEST:  CHAIRMAN

LEGISLATIVE REVIEW:

PROPOSED AMENDMENT	1	FOR THE PURPOSES OF SUBTITLE 4 OF THIS TITLE "DOMESTICATED ANIMAL" DOES NOT MEAN AN ANIMAL THAT IS TYPICALLY KEPT IN AN INDOOR CAGE OR AQUARIUM, SUCH AS RODENTS, AMPHIBIANS, REPTILES, BIRDS, OR FISH
--------------------	---	--

THE COMMISSION APPRECIATES THE ADMINISTRATION REMOVING THE ORIGINAL SUGGESTED MODIFICATION TO

THE DEFINITION OF DOMESTICATED ANIMAL AS IT RELATES TO PUBLIC SAFETY INCIDENTS

PROPOSED AMENDMENT	2	: 12-4-402 (b) 12-4-402 (c) 12-4-402(d)	12-4-402(b) ADDITION OF BY PREPONDERANCE OF EVIDENCE 12-4-402(C) ADDITION OF BY CLEAR AND CONVINCING EVIDENCE 12-4-402 (D) ADDITION OF BY BEYOND A REASONABLE DOUBT
--------------------	---	---	--

THE COMMISSION APPRECIATES THE ADMINISTRATION INCORPORATION OF OUR SUGGESTIONS

ATTEST:  CHAIRMAN

PROPOSED AMENDMENT

3

:12-4-402(d)(1)

ADDITION OF BASED ON TESTIMONY FROM AN EYEWITNESS TO THE EVENTS SUPPORTING THE DESIGNATION OR THROUGH AUTHENTICATED DIGITAL EVIDENCE SHOWING THE EVENTS SUPPORTING THE DESIGNATION

- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: STRIKE THE EVIDENTIARY REQUIREMENTS IN THE AMENDMENT FOR BOTH 12-4-402(d)(1)

BY: HEMMER

2ND MOTION TO: CONCUR

BY: BURJA

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

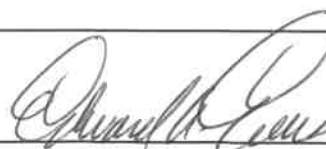
TOTAL: YES NO ABSTAIN

MOTION: APPROVED DENIED

THE COMMISSION DELIBERATIONS CONCLUDED BY INCREASING THE STANDARD OF PROOF THIS SHOULD BE SUFFICIENT AND THE TYPES OF EVIDENCE REQUIRED SHOULD NOT BE LIMITED.

COMMISSION MEMBER BRIENZA COMMENTED THAT "CIRCUMSTANTIAL EVIDENCE CAN BE OVERWHELMING"

COMMISSION MEMBER BURJA COMMENTED THAT "CIRCUMSTANTIAL EVIDENCE CAN BE SUFFICIENT TO PUT A PERSON TO DEATH"

ATTEST:  CHAIRMAN

PROPOSED AMENDMENT

4

12-4-402(d)(2)

ADDITION OF THE WORD PREVIOUSLY AND ADDITION OF BASED ON TESTIMONY FROM AN EYEWITNESS TO THE EVENTS SUPPORTING THE DESIGNATION OR THROUGH AUTHENTICATED DIGITAL EVIDENCE SHOWING THE EVENTS SUPPORTING THE DESIGNATION

COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: SUPPORT ADDITION OF PREVIOUSLY BUT RECOMMEND STRIKING BASED ON TESTIMONY FROM AN EYEWITNESS TO THE EVENTS SUPPORTING THE DESIGNATION OR THROUGH AUTHENTICATED DIGITAL EVIDENCE SHOWING THE EVENTS SUPPORTING THE DESIGNATION

BY: HEMMER

2ND MOTION TO: CONCUR


BY: BRIENZA

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL: 7 YES 0 NO 0 ABSTAIN

MOTION: APPROVED DENIED

THE COMMISSION'S DISCUSSION FOR 12-4-402(1) IS THE REASON FOR THE RECOMMENDATION FOR STRIKING THE SECOND PART OF THE PROPOSED ADDITION. UPON DISCUSSION THE COMMISSION AGREES THE ADDITION OF THE WORD PREVIOUSLY IS BENEFICIAL

ATTEST:  CHAIRMAN

PROPOSED
AMENDMENT

5

:12-4-402(E)

REMOVAL OF DETERMINATIVE FACTORS AND REPLACEMENT WITH
MITIGATING CIRCUMSTANCES

THIS MODIFICATION WASN'T DISCUSSED 1/8/2024 DUE TO PREVIOUS AGREEMENT AND SUPPORT

PROPOSED
AMENDMENT

6

:12-4-403(c)
(3)

REPLACEMENT OF AGENCY AND REMOVAL OF APPELLANT,
REPLACEMENT OF A PREPONDERANCE OF EVIDENCE WITH THE
STANDARDS SET FORTH IN 12-4-402

THE COMMISSION APPRECIATES THE ADMINISTRATION INCORPORATION OF OUR SUGGESTIONS

ATTEST:



CHAIRMAN

PROPOSED AMENDMENT 7 :12-4-403 (d)(1) ADDITION OF RECONSIDERATION SECTION

- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: SUPPORT THE ADDITION BUT RECOMMEND MODIFYING THE SECTION LABEL TO RECONSIDERATION OF CONDITIONS BY: HEMMER

2ND MOTION TO: CONCUR BY: EVANS

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL:

7	YES	0	NO	0	ABSTAIN
---	-----	---	----	---	---------

MOTION:

<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DENIED
--	---------------------------------

THE COMMISSION APPRECIATES THE INCORPORATION OF PREVIOUS SUGGESTIONS

ATTEST: Edward A. Cowan CHAIRMAN

PROPOSED AMENDMENT

8

:12-4-702(c)(3)

\$125 FOR THE FIRST YEAR ISSUED, AND SHALL REVERT TO THE STANDARD RATE FOR EACH YEAR THEREAFTER ON AN ANNUAL BASIS [ANNUALLY]...\$100 FOR THE FIRST YEAR ISSUED, AND SHALL REVERT TO THE STANDARD RATE FOR EACH YEAR THEREAFTER ON AN ANNUAL BASIS [ANNUALLY]

- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO:

SUPPORT THIS AMENDMENT AS PROPOSED IN BILL 1-24

BY:

HEMMER

2ND MOTION TO:

CONCUR

BY:

EVANS

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL: YES NO ABSTAIN

MOTION: APPROVED DENIED

COMMISSION MEMBERS DISCUSSED THAT THOUGH THIS DIFFERS FROM THEIR PREVIOUS RECOMMENDATIONS

THE ULTIMATE INTENT IS THE SAME AND THEY SUPPORT IT

ATTEST:  CHAIRMAN

PROPOSED
AMENDMENT

9 :12-4-901

ADDITION OF VERBIAGE TO 12-4-901(D) & 12-4-901(I)
INCLUDING ADDITION OF 12-4-901(I)(1-11)

- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: SUPPORT THE CONCEPT HOWEVER SUGGESTS THE COUNTY
CONSIDER ADDING A MECHANISM TO NOT REQUIRE ANY PAYMENT
UNTIL THE ANIMAL MATTERS COMMISSION HAS DEEMED THE
SEIZURE APPROPRIATE

BY: HEMMER

2ND MOTION TO: CONCUR

BY: EVANS

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL:

7	YES
---	-----

0	NO
---	----

0	ABSTAIN
---	---------

MOTION: APPROVED DENIED

SINCE A LOT OF THIS LANGUAGE MIRRORS THE STATE STATUTE WHICH DOESN'T REQUIRE PAYMENT UNTIL AFTER A
HEARING WE SUGGEST SIMILAR BUT ENSURING THE HEARING PROCESS IS THE ANIMAL MATTERS COMMISSION
HEARING. THIS IS DUE TO CONCERN THAT PAYING UP FRONT WOULD DETER APPEALS BY OWNERS.

ATTEST:  CHAIRMAN

PROPOSED AMENDMENT 10 :12-4-901

ADDITION OF VERBIAGE TO 12-4-901(D) & 12-4-901(I) INCLUDING ADDITION OF 12-4-901(I)(1-11)

- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: SUPPORT THE CONCEPT HOWEVER SUGGESTS THE COUNTY CONSIDER GIVING ANIMAL CARE & CONTROL THE ABILITY TO ESTABLISH A PAYMENT PLAN RATHER THAN REQUIRING A LUMP SUM BY: COWAN

2ND MOTION TO: CONCUR BY: HEMMER

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

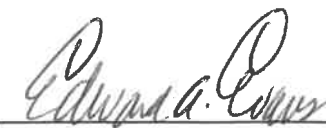
TOTAL:

6	YES
---	-----

1	NO
---	----

0	ABSTAIN
---	---------

MOTION: APPROVED DENIED

ATTEST:  CHAIRMAN

PROPOSED AMENDMENT

11

:12-4-912(E)

ADDITION OF THE AGENCY MAY WAIVE ADOPTION FEES OR THE COST OF SPAYING OR NEUTERING UPON A SHOWING OF GOOD CAUSE OR AS DEEMED APPROPRIATE

- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: SUPPORT THE PROPOSED AMENDMENT IN BILL 1-24

BY: HEMMER

2ND MOTION TO: CONCUR

BY: BRIANZA

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL:	<input checked="" type="checkbox"/> 7 YES	<input type="checkbox"/> 0 NO	<input type="checkbox"/> 0 ABSTAIN
--------	---	-------------------------------	------------------------------------

MOTION:	<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DENIED
---------	--	---------------------------------

ATTEST: Edward A. Evans CHAIRMAN

OTHER BUSINESS:

COVER LETTER

1

DRAFTED LETTER TO SEND TO THE ADMINISTRATION AND COUNTY COUNCIL REGARDING BILL 1-24

- COMMISSION MEMBERS DELIBERATED (OPEN DELIBERATIONS)

1ST MOTION TO: SUPPORT THE SUBMISSION OF THE LETTER

BY: BRIENZA

2ND MOTION TO: CONCUR

BY: HEMMER

VOTE			
(HD): T. BURJA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): CPL. WAHLE	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL: YES NO ABSTAIN

MOTION: APPROVED DENIED

ATTEST:  CHAIRMAN

OTHER BUSINESS:

NEXT ANIMAL MATTERS COMMISSION HEARING 02/05/2024

ADJOURNMENT:

1ST MOTION TO: ADJOURN

BY: EVANS

2ND MOTION TO: CONCUR

BY: HEMMER

VOTE			
(HD): FUENTES	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(PD): SGT. DAUGHTERS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(VETERINARIAN): DR. HEMMER	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 4-5): E. EVANS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 6-7): J. COWAN	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN COUNCILMANIC DISTRICT 1,2 or 3): J. BRIENZA	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN
(CITIZEN AT LARGE) N. DOOLEY	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	<input type="checkbox"/> ABSTAIN

TOTAL:	<input type="text" value="7"/> YES	<input type="text" value="0"/> NO	<input type="text" value="0"/> ABSTAIN
--------	------------------------------------	-----------------------------------	--

MOTION:	<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DENIED
---------	--	---------------------------------

ANIMAL MATTERS COMMISSION HEARING FOR JANUARY (month) ON 1-8-2024 CONCLUDED

ATTEST:  CHAIRMAN

Steuart Pittman & County Council
44 Calvert Street
Annapolis, MD 21401

January 10, 2024

Dear County Executive Steuart Pittman, Chair of County Council and County Council Members,

Thank you for taking the time to consider the Animal Welfare Council members' (AWC) opinions on County Council Bill 1-24. The AWC has discussed proposed changes to the sections of the County Code relating to animals on several occasions. On January 10, 2024 the AWC reviewed County Council Bill 1-24. The AWC overall supports this bill with the following following amendments:

- 1) **Strike the evidentiary requirements in the amendment for 12-4-402(d)(1) & 12-4-402(d)** specifically BASED ON TESTIMONY FROM AN EYEWITNESS TO THE EVENTS SUPPORTING THE DESIGNATION OR THROUGH AUTHENTICATED DIGITAL EVIDENCE SHOWING THE EVENTS SUPPORTING THE DESIGNATION
- 2) 12-4-403 (D) recommend modifying the section label to **Reconsideration of Conditions**
- 3) 12-4-403(D)(1) modify the proposed amendment to say the petition to reconsider a potentially dangerous or dangerous animal order may be filed not more than once in a five (5) year period provided that there have been no further incidents with the animal or there have been no further incidents with the animal and significant hardships or mitigating circumstances can be proven.
- 4) 12-4-403(D)(2) modify the proposed amendment to say pursuant to paragraph (1), the owner may petition the Animal Matters Commission to revise any of the conditions set forth in the order, except the designation of an animal as potentially dangerous or dangerous.
- 5) 12-4-901(d) & 12-4-901(i) We suggest the county consider adding a mechanism to not require any payment until the Animal Matters Commission has deemed the seizure appropriate
- 6) 12-4-901(i)(10) modify the amendment to the owner may request a review of the costs of care imposed under this subsection as part of any petition filed under this section, and such costs may be reduced, waived or collected as part of a payment plan as deemed appropriate by the agency

In addition, the AWC members discussed the staffing impact on Anne Arundel County Animal Care & Control to implement the changes in this bill, additional ACCO staff would be needed. If you'd like additional information on how or why we came to these conclusions please contact me.

Sincerely,

Jaci Kyle
Chair of the Animal Welfare Council
On Behalf of the Animal Welfare Council

Testimony on behalf of Bill 3-24 on Neighborhood Marina Zoning

I am writing in support of Bill 3-24 which creates a new zoning classification for neighborhood marinas and specifically limits what services they may offer. That legislation emerged, in part, from discussions held during the creation the 2040 General Development Plan for Anne Arundel County. I was a part of that process, representing, South County from Galesville to the Calvert County line.

Here is the relevant portion of Plan 2040:

Goal BE4: Support quality of life and economic vitality in County Peninsula Policy Areas, while preserving the environmentally sensitive areas

Policy BE4.2.b: Analyze small-scale non-conforming marinas in residential areas to determine whether a new zoning district and requirements should be established that are more compatible with the surrounding community.

A new zoning district is absolutely needed. Here is but one example why. Four years ago my community — Shady Oaks in West River— needed to mount a significant effort to oppose a move to transform Shady Oaks Marina from a small, neighborhood facility in the midst of the Shady Oaks Community into a much broader full service marina. We were shocked to discover there was no zoning category that covered what currently existed – our community marina was zoned R2 Nonconforming.

Why would marina services expansion be a problem when the marine industry is a significant contributor to the economic health of Anne Arundel County? Because the location of these neighborhood marinas, expanded services are inappropriate for a number of reasons.

Without this new limiting zoning category, marinas can install a restaurant, sleeping accommodations, large scale winter storage, extensive on site repair services and much more — in our case, all in the midst of a 40 home community with one road in and out and lots of older residents, walkers, kids and dogs. Such a change would have brought more cars, more people and other potential problems to our quiet South County community.

It is clear that existing neighborhood marinas are not properly zoned and that current zoning leaves the door open to creating significant disruption in residential communities. Ours is not the only community affected. There are several dozen such marinas operating in residential neighborhoods around Anne Arundel County. The proposed legislation effectively closes the door to their inappropriate expansion and will go a long way to ensure that peaceful co-existence around the county continues.

Catherine Bower

West River MD 20778

Testimony on behalf of Bill 3-24 on Neighborhood Marina Zoning

I am writing in support of Bill 3-24 which creates a new zoning classification for neighborhood marinas and specifically limits what services they may offer. That legislation emerged, in part, from discussions held during the creation the 2040 General Development Plan for Anne Arundel County.

Goal BE4: Support quality of life and economic vitality in County Peninsula Policy Areas, while preserving the environmentally sensitive areas

Policy BE4.2.b: Analyze small-scale non-conforming marinas in residential areas to determine whether a new zoning district and requirements should be established that are more compatible with the surrounding community.

I fully support a new zoning district for the following reasons.

Four years ago, my community — Shady Oaks in West River— needed to mount a significant effort to oppose transforming Shady Oaks Marina from a small, neighborhood facility amid the Shady Oaks Community into a much broader full-service marina. We were shocked to discover there was no zoning category that covered what currently existed – our community marina was zoned R2 Nonconforming.

While I understand the marine industry is a significant contributor to the economic health of Anne Arundel County, the expansion of neighborhood marinas would disrupt the safety and quality of life in small quiet communities, and hence their property values, and negatively impact environmentally sensitive areas.

The new limiting zoning category would prevent marinas from installing a restaurant(s), sleeping accommodations, large scale winter storage, extensive on-site repair services, and much more. In the case of Shady Oaks, such an intrusive expansion in our 40-home community with one road in and out would pose safety concerns to the predominantly older residents, walkers, children, and pets. Not only would it bring more traffic and people and other potential problems to our quiet South County community, but the associated issues of speeding, impaired driving, and security concerns. Additionally, the impacts of such development are amplified in environmentally sensitive areas.

I and members of my community agree that existing neighborhood marinas are not properly zoned, and that current zoning leaves the door open to creating significant disruption and adverse impacts to residents’ quality of life, economic stability, and ecosystem health. Shady Oaks is not the only community affected. There are several dozen such marinas operating in residential neighborhoods around Anne Arundel County that would also benefit from the insightful proposed legislation.

Dr. Suzanne van Drunick

West River MD 20778