

1 **..Title**

2 **Development Application Procedures** – For the purpose of providing for community benefit
3 input in the review of proposed development applications.

4 **..Body**

5 **CITY COUNCIL OF THE**
6 **City of Annapolis**

7
8 **Ordinance 19-21**

9
10 **Introduced by: Alderman Arnett**

11 **Co-sponsored by:**

12
13 **Referred to**

14 **Planning Commission**

15 **Rules and City Government Committee**

16 **180 day Rule:** _____

17
18 **AN ORDINANCE** concerning

19
20 **Development Application Procedures**

21
22 **FOR** the purpose of providing for community benefit input in the review of proposed
23 development applications.

24
25 **BY** repealing and reenacting with amendments the following portions of the Code of the City
26 of Annapolis, 2021 Edition
27 21.10.010

28
29
30 **WHEREAS**, the Annapolis City Council desires to promote discussions between real estate
31 developers and the community surrounding significant developments early in the
32 design process; and

33
34 **WHEREAS**, numerous parties among both the development community and the general public
35 have remarked to the City Council on the importance of the City having a uniform
36 review processes among different types of development review applications; and

37
38 **WHEREAS**, the Annapolis City Council wishes greater public input and review of Major Site
39 Design proposals.

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42 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
43 **COUNCIL** that the Code of the City of Annapolis shall be amended to read as follows:

44
45 **Title 21 – PLANNING AND ZONING**

46 **Chapter 21.10 - GENERAL APPLICATION PROCEDURES AND FEES**

1 **Section 21.10.010 - Common procedures for review of applications.**
2

3 Applications submitted for review and approval pursuant to the Zoning Code will be
4 processed in accordance with the procedures of this section and any other procedures that are
5 established in a Division II chapter in connection with a specific zoning application. The specific
6 procedures established in other Division II chapters may reference sections of the common
7 procedures for review of applications.
8

9 A. Pre-application Conference. The purpose of a pre-application conference shall be to acquaint
10 the Planning and Zoning Director with a potential application and to acquaint the potential
11 applicant with the requirements of the zoning code, building codes, and other relevant criteria
12 and procedures. A pre-application conference shall not be an exhaustive review of all potential
13 issues. The pre-application conference is informational only, and is not an approval in any
14 manner of a proposal. Prior to the submission of an application required by the zoning code,
15 a pre-application conference with the Planning and Zoning Director shall be in accordance
16 with the following:

17 1. Required Conference. A pre-application conference with the Planning and Zoning
18 Director shall be held for the following types of applications:

- 19 a. Major site design plan applications.
- 20 b. Planned development applications.
- 21 c. Zoning map or text amendments.

22 2. Optional Conference. For all other applications, the Planning and Zoning Director may
23 hold a pre-application conference.

24 B. Community Meeting. The purpose of a community meeting is to inform persons and
25 community associations, including but not limited to, homeowners associations,
26 condominium associations, resident associations, and business associations. The prospective
27 applicant shall address the items identified by the Planning and Zoning Director's checklist
28 and receive comments and concerns about the development proposal so that the prospective
29 applicant may become aware of those comments and concerns before submission and formal
30 consideration of the application. The list of associations and their contact information shall be
31 maintained by the Office of the Mayor.

32 1. Required Community Meeting. A community meeting shall be held before submission of
33 an application that requires a certificate of adequate public facilities under Title 22 of the
34 City Code and for a proposed subdivision that will contain a new street.

35 2. Optional Community Meeting. For all other types of applications, a community meeting
36 shall be optional. Whenever a required community meeting is held, the prospective
37 applicant may hold additional optional community meetings.

38 3. Before a community meeting may be held, the prospective applicant shall provide notice
39 in accordance with Section 21.10.020(A) and (B) of this Code. A community meeting
40 shall be held not earlier than one year prior to submission of an application and no later
41 than fourteen days prior to submission of an application.

42 4. A prospective applicant who has conducted a community meeting shall provide a written
43 summary of the community meeting to the Planning and Zoning Director within thirty
44 days after the conclusion of the community meeting, unless already submitted with the
45 application. The written summary shall include a list of meeting attendees, a summary of
46 attendee comments, an overview of discussions related to the development proposal, and

1 any other information the prospective applicant deems appropriate. The written summary
2 shall be submitted with the application and be made available by the Planning and Zoning
3 Director for public inspection. Anyone attending the community meeting may submit a
4 written response to the prospective applicant's summary to the Planning and Zoning
5 Director, which response the Planning and Zoning Director shall include with the
6 application file. If an application is not filed within one year after a community meeting
7 occurs, then before an application is filed, the prospective applicant shall hold another
8 community meeting to be conducted in accordance with the provisions of this section.
9

10 5. WITHIN 30 DAYS AFTER THE COMPLETION OF THE REQUIRED COMMUNITY
11 MEETING, THE ALDERPERSON FOR EACH WARD IN WHICH THE
12 DEVELOPMENT IS PROPOSED MAY CONVENE A DIVERSE COMMITTEE OF
13 RESIDENTS AND BUSINESS REPRESENTATIVES TO MEET WITH THE
14 APPLICANT TO REVIEW THE PROJECT PLANS AND IDENTIFY SPECIFIC
15 COMMUNITY BENEFITS. IF A MEETING IS CONVENED, A WRITTEN REPORT
16 SHALL BE SUBMITTED BY THE COMMITTEE TO PLANNING AND ZONING.
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- 18 C. Application Forms and Submittals. All applications required under this Zoning Code shall be
19 submitted with all required information on such forms, and in such number, as required by the
20 Planning and Zoning Director. The Planning and Zoning Director shall have the authority to
21 request additional information not specifically listed on the application forms to ensure
22 compliance with this code. All applications shall be accompanied by required application fees
23 in accordance with Section 21.10.050.
- 24 D. Review for Completeness. All applications shall be submitted to the Planning and Zoning
25 Director. Within no more than fifteen days of receipt of an application, the Planning and
26 Zoning Director shall determine whether the application is complete. If the Planning and
27 Zoning Director determines that the application is not complete, the Director shall promptly
28 notify the applicant in writing, specifying the deficiencies of the application, including any
29 additional information that must be supplied and that no further action shall be taken by the
30 City on the application until the deficiencies are corrected.
- 31 E. Correction of Deficiencies. If the applicant fails to correct the specified deficiencies within
32 fifteen days of the date of notification of deficiency, the application shall be deemed
33 withdrawn and shall be returned to the applicant. The Planning and Zoning Director, upon
34 written request, may, for good cause shown and without any notice or hearing, grant
35 extensions of the maximum fifteen day time limit for remedying deficiencies.
- 36 F. Staff Review and Report. If staff reports are provided for as part of the procedures for a
37 specific type of application required by the Zoning Code, the Planning and Zoning Director
38 shall circulate an application for review by the Planning and Zoning Department and by any
39 other City department that the Planning and Zoning Director or the decision making body
40 deems appropriate.
- 41 G. Application Forwarded to Decision-Making Body. Any application submitted to the Planning
42 and Zoning Director for decision by the Planning Commission, Board of Appeals, or other
43 decision making bodies shall be forwarded to that decision making body after the Director
44 determines the application is complete.
- 45 H. Coordinated Processing of Applications. If more than one type of application is required
46 pursuant to the Zoning Code, the Planning and Zoning Director shall, to the extent possible,

1 simultaneously process applications related to the same proposed development or activity, as
2 long as all Zoning Code requirements for a particular application are satisfied. However, if
3 the application requires Historic Preservation Commission approval, that approval shall be
4 last.

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7 **SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**
8 **ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect from the date of its passage.
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11 **Explanation:**

12 UPPERCASE indicates matter added to existing law.

13 ~~Strikethrough~~ indicates matter stricken from existing law.

14 Underlining indicates amendments.
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