

1 **..Title**

2 **Planning and Zoning - Parking and Loading Regulations - Parking fee-in-lieu of meeting**
3 **off-street parking requirements.** – For the purpose of authorizing a parking fee-in-lieu for
4 certain businesses required to provide parking spaces; and generally relating to off-street parking
5 requirements.

6 **..Body**

7
8 **CITY COUNCIL OF THE**
9 **City of Annapolis**

10 **Ordinance 49-22**

11
12 **Introduced by: Alderwoman Tierney**
13 **Co-sponsored by: Ald. Arnett, Ald. Savidge**

14
15 **Referred to**
16 **Rules and City Government Committee**
17 **Planning Commission**

18
19 **AN ORDINANCE** concerning

20
21 **Planning and Zoning - Parking and Loading Regulations - Parking fee-in-lieu of meeting**
22 **off-street parking requirements.**

23
24 **FOR** the purpose of authorizing a parking fee-in-lieu for certain businesses required to provide
25 parking spaces; and generally relating to off-street parking requirements.

26
27 **BY** Adding the following portion to the code of the city of Annapolis, 2022 edition
28 21.66.035

29
30 **BY** repealing and reenacting with amendments the following portions of the Code of the City
31 of Annapolis, 2022 Edition
32 21.66.130

33
34 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
35 **COUNCIL** that the Code of the City of Annapolis shall be amended to read as follows:

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37 **Title 12 – PLANNING AND ZONING**
38 **Chapter 12.66 – Parking and Loading Regulations**

39
40 **21.66.035 – PARKING FEE IN LIEU OF PROVIDING PARKING.** OFF-STREET
41 **PARKING REQUIREMENTS MAY BE WAIVED UPON PAYMENT OF A FEE FOR**
42 **CERTAIN USES IDENTIFIED IN THE "TABLE OF OFF-STREET PARKING**
43 **REQUIREMENTS" IN TITLE 21 § 66.130.**

44 **A. THE DIRECTOR OF PLANNING AND ZONING OR THEIR DESIGNEE IS**
45 **AUTHORIZED TO GRANT SAID WAIVER AND SHALL PROMULGATE RULES**

1 AND REGULATIONS AS NEEDED TO IMPLEMENT THIS SECTION IN
2 ACCORDANCE WITH TITLE 2 § 04.090.

3 B. THE FEE SHALL BE ESTABLISHED BY ANNUAL RESOLUTION OF THE CITY
4 COUNCIL EFFECTIVE APRIL 1, 2023, AND IT SHALL BE BASED ON:

- 5 1. PARKING SPACES THAT ARE REPURPOSED FOR OUTDOOR DINING;
6 AND
7 2. RESTAURANT SIZE.

8 C. ALL FEES GENERATED AS A RESULT OF REQUESTS FOR WAIVING THE OFF-
9 STREET PARKING REQUIREMENT SHALL BE DEPOSITED INTO THE CITY
10 TRANSPORTATION FUND.

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13 **Section 12.66.130 – Table of off-street parking requirements.**
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15 On Page 2 in the "Table of off-street parking requirements" in the "Bars and Taverns" section, in
16 the "Bars and taverns" row, strike "30 percent" and replace with "30%" and after " persons." add
17 after the period footnote "7".
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Use	Standard	Additional Provisions
Bars and taverns	Spaces equal to 30 percent <u>30%</u> of the capacity in persons. ⁷	

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22 On page 7 in the "Table of off-street parking requirements" in the "Restaurants and
23 Delicatessens" section, in the "B1 District" row, strike "fifteen percent" and replace with "15%"
24 and add after the period footnote "7"
25

Use	Standard	Additional Provisions
Restaurants and Delicatessens		
B1 District	Spaces equal in number to fifteen percent <u>15%</u> of the seating and standing capacity in persons. ⁷	Standing capacity is computed as one person per seven square feet in front of all counter and service areas. Seating capacity is computed as the number of seats provided.

1 On page 7 in the Table of off-street parking requirements in the "Restaurants and Delicatessens"
2 section, in the "Other zoning districts" row, strike "thirty percent" and replace with "30%" and
3 after the period add footnote "7".
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Use	Standard	Additional Provisions
Restaurants and Delicatessens		
Other zoning districts	Spaces equal in number to thirty percent 30% of the seating and standing capacity in persons . 7	Standing capacity is computed as one person per seven square feet in front of all counter and service areas. Seating capacity is computed as the number of seats provided.

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8 On page 8 in the Table of off-street parking requirements in the "Restaurants and Delicatessens"
9 section, in the "Social Clubs, noncommercial" row, strike "30 percent" and replace with "30%"
10 and after the period add footnote "7"
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Use	Standard	Additional Provisions
Restaurants and Delicatessens		
Social clubs, noncommercial	One space per lodging room (if provided) plus spaces sufficient to serve thirty percent <u>30%</u> of the capacity in persons of the facility . 7	

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15 On page 10, line 39, add footnote
16 "7. *PARKING FEE IN LIEU OF MEETING OFF-STREET PARKING REQUIREMENTS.*
17 *THIS USE IS ELIGIBLE FOR A PARKING REQUIREMENT WAIVER PURSUANT*
18 *TO TITLE 21 § 66.035."*
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21 **SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**
22 **ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect from the date of its
23 passage.
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Explanation:

UPPERCASE indicates matter added to existing law.

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

Underlining indicates amendments.