

O-25-21

Waterfront Maritime Zoning Districts – Uses

Amendment 16 – Arnett\*  
10/15/21 as revised on 10-21-21

*\*If adopted, Amendment 16 would replace the definition in Amendment 9, which was recommended favorably as revised by the Rules & City Government Committee.*

**AMENDMENT 16:** (as revised on 10-21-21)

*Purpose: Replacement Definition for Public Water Access*

On Page 21, after line 20, insert “ “PUBLIC WATER ACCESS” MEANS THE RIGHT FOR THE GENERAL PUBLIC TO ACCESS BY FOOT AN AREA FRONTING A WATERWAY ON PROPERTY WITH A BUSINESS OPEN TO THE GENERAL PUBLIC. THE AREA OF ACCESS MAY BE USED FOR ONE OR MORE OF THE FOLLOWING:

1. A WATER TAXI PICK-UP AND DROP-OFF LOCATION;
2. A WALKWAY, BENCH OR OTHER AREA FROM WHICH THE PUBLIC MAY VIEW ACTIVITIES ON THE WATER;
3. A LOCATION FOR THE LAUNCH AND RECOVERY OF PADDLECRAFT;  
OR
4. A LOCATION FOR CRABBING OR FISHING

PUBLIC WATER ACCESS SHALL BE AVAILABLE DURING SUCH TIMES AS THE RESTAURANT OR RETAIL BUSINESS ON THAT SAME PROPERTY IS OPEN TO THE GENERAL PUBLIC, BUT AT A MINIMUM DURING DAYLIGHT HOURS. WATER ACCESS DOES NOT REQUIRE AVAILABLE PARKING BUT MUST BE ADA-COMPLIANT AS REQUIRED BY LAW, AND MUST PROVIDE A CLEAR PEDESTRIAN PASSAGE FROM THE CLOSEST PUBLIC ROADWAY. THE ACCESS MAY BE SUBJECT TO REASONABLE RESTRICTIONS TO ADDRESS PUBLIC SAFETY CONCERNS AND SHALL INCLUDE CLEAR SIGNAGE DENOTING THE ALLOWED PUBLIC USE AND ANY SUCH REASONABLE RESTRICTIONS, AS DETERMINED BY THE DIRECTOR OF PLANNING AND ZONING. A FEE FOR PUBLIC ACCESS MAY NOT BE IMPOSED. THE PROVISIONS OF MD. ANN. CODE, NATURAL RESOURCES ARTICLE, SECTIONS 5-1101-1109, AS MAY BE AMENDED, GOVERN THOSE PROPERTIES PROVIDING PUBLIC ACCESS.”