



Legislation Details (With Text)

**File #:** O-15-20      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Withdrawn

**File created:** 4/13/2020      **In control:** City Council

**On agenda:** 6/22/2020      **Final action:** 9/14/2020

**Title:** Waterfront Mixed Maritime District - For the purpose of allowing professional offices in the WMM zoning district in accordance with certain standards; amending certain parking standards; and making stylistic changes..

**Sponsors:** Ross Arnett

**Indexes:** Economic Matters Committee, Maritime Advisory Board, Planning Commission, Rules and City Government Committee

**Code sections:**

**Attachments:** 1. O-15-20 WMM First Reader.pdf, 2. O-15-20 WMM Staff Report to City Council Amended.pdf, 3. O-15-20 Fiscal Impact Note.pdf, 4. O-15-20 MAB Recommendations.pdf, 5. O-15-20 MAB Supplemental Recommendations 6-16-20.pdf

Date	Ver.	Action By	Action	Result
9/14/2020	1	City Council	withdrawn without objection	Pass
6/22/2020	1	City Council	declare the public hearing closed	
5/26/2020	1	City Council	declare the public hearing left open	
5/11/2020	1	City Council	declare the public hearing left open	Pass
4/27/2020	1	City Council	refer to Annapolis Education Commission	
4/27/2020	1	City Council	declare the public hearing closed	Pass
4/13/2020	1	City Council	refer to Annapolis Education Commission	
4/13/2020	1	City Council	refer to Annapolis Education Commission	
4/13/2020	1	City Council	refer to Annapolis Education Commission	
4/13/2020	1	City Council	adopt on first reader	Pass

**Waterfront Mixed Maritime District** - For the purpose of allowing professional offices in the WMM zoning district in accordance with certain standards; amending certain parking standards; and making stylistic changes..

**CITY COUNCIL OF THE  
City of Annapolis**

**Ordinance 15-20**

**Introduced by: Alderman Arnett  
Co-sponsored by:**

**Referred to  
Planning Commission  
Maritime Advisory Board**

**Rules and City Government  
Economic Matters Committee (4/27/20)**

**AN ORDINANCE** concerning

**Waterfront Mixed Maritime District (WMM)**

**FOR** the purpose of allowing professional offices in the WMM zoning district in accordance with certain standards; amending certain parking standards; and making stylistic changes.

**BY** repealing and reenacting with amendments the following portions of the Code of the City of Annapolis, 2019 Edition  
21.48.040  
21.64.520  
21.66.130

**WHEREAS**, the Waterfront Mixed Maritime Zoning District lies along the harbor across from City Dock and Annapolis downtown, business and maritime areas; and

**WHEREAS**, maritime uses on the waterfront in the WMM zoning district include a fuel dock, marinas, working boatyards, and on land boat storage; and

**WHEREAS**, these waterfront uses contribute directly to the liveliness and maritime feel of the Annapolis harbor and to the convenience of the boating public; and

**WHEREAS**, the WMM zoning district is “intended to reserve areas along the water’s edge for maritime uses, provide an environment for supporting maritime merchandising efforts, and encourage the preservation of existing buildings and uses. In support of specified maritime uses, the WMM zoning district also provides for some non-maritime uses. The visual image of this area as an active maritime center is to be encouraged and maintained” pursuant to the City Code, Section 21.46.030 A; and

**WHEREAS**, to ensure the preservation of maritime uses along the water’s edge in light of a changing economic paradigm, the Annapolis City Council recognizes the need to provide greater flexibility for business conducted within buildings in existence in the WMM zoning district since 1987; and

**WHEREAS**, the City Council is committed to preserving a working waterfront as a vibrant part of Annapolis’s heritage and as a continuing contributor to the local economy and has determined that greater flexibility in professional office space at longstanding WMM zoning district marina properties will ensure the continuation of these working waterfront uses for the benefit of all citizens.

**NOW, THEREFORE**,

**SECTION 1: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that

the code of the City of Annapolis shall be amended as follows:

**TITLE 21 - PLANNING AND ZONING**  
**Chapter 21.48-USE TABLES**  
**Section 21.48.040 - Table of Uses-Waterfront Maritime Zoning Districts**

P = Permitted Use; S = Special Exception Use; -Std = Use Subject to Standards (Chapter 21.64); A = Accessory Use; Blank = Not Permitted

Important. The notes at the end of the table are as much a part of the law as the table itself.

**REVISOR’S NOTE:** In this Section Table “B. Other uses” is amended. No other changes are made.

	District W	District WMM <sup>3</sup>	District W	District W
B. Other uses:				
Accessory uses	A	A		
Antenna towers			P-S Std	
Antennas and amateur radio	A-Std	A-Std	A-Std	A-Std
Delicatessen			A-Std	A-Std
Food service marts			A-Std	A-Std
Governmental uses:				
Parks and recreation facilities	P		P	P
Parking structures as accessory maritime uses on a separate lot		S-Std		
Professional offices		<del>S-Std</del> <u>P-Std</u>		
Restaurant, standard	S-Std	S-Std		S-Std
Retail sales of non maritime goods	S-Std	S-Std		
Telecommunications facilities	A-Std	A-Std	A-Std	A-Std
Temporary uses	P-Std	P-Std	P-S P-Std	
Transient boater services, recreation facilities and services			A-Std	

- 1 This use is permitted only on lots without waterfront frontage as of August 24, 1987.
- 2 This use is permitted in buildings located within one hundred feet of the shoreline, provided that the use does not exceed twenty-five percent of the gross floor area of the lot.
- 3 In the WMM and WMI districts non water-dependent buildings, structures, or parking are permitted within the one hundred-foot maritime use setback only if they meet certain bulk requirements. See Division III Chapter 21.46.

**Chapter 21.64-STANDARDS FOR USES SUBJECT TO STANDARDS**  
**Section 21.64.520-Professional Offices.**

A. This use is permitted only in combination with one of the following:

1. A working boatyard of at least ~~twenty thousand~~ 20,000 square feet and a ~~thirty~~ 30-ton boat lift,
2. Seafood processing of ~~nine thousand~~ 9,000 square feet,
3. On-land boat storage of at least ~~twenty-five thousand~~ 25,000 square feet, or
4. Yacht and sailing clubs providing in-water and on-land boat storage to their members.

B. In structures in existence as of August 24, 1987, this use may not exceed ~~thirty~~ 30 percent of the total gross floor area of development on the lot EXCEPT AS PROVIDED IN C. BELOW.

C. FOR THE PURPOSES OF THIS SUBPARAGRAPH “AREA OF THE MARINA” SHALL BE CONSTRUED TO MEAN “DEVELOPABLE WATERWAY AREA” AS THAT TERM IS DEFINED IN SECTION 15.02.030.I. IN STRUCTURES IN EXISTENCE AS OF AUGUST 24, 1987, ON LOTS HAVING A PUBLIC MARINA, THE AREA OF THE MARINA IS CONSIDERED MARITIME IN COMPUTING GROSS FLOOR AREA DEVOTED TO NONMARITIME PROFESSIONAL OFFICES, BUT ONLY IN COMBINATION WITH ONE OF THE FOLLOWING:

1. A WORKING BOATYARD OF AT LEAST 20,000 SQUARE FEET AND A 30-TON BOAT LIFT,
2. SEAFOOD PROCESSING OF 9,000 SQUARE FEET,
3. ON-LAND BOAT STORAGE OF AT LEAST 25,000 SQUARE FEET, OR
4. A FUEL DOCK AVAILABLE TO THE PUBLIC.

CD. In structures constructed after August 24, 1987 the use is also subject to the following:

1. The use may not exceed ~~twenty-five~~ 25 percent of the total gross floor area of development on the lot.
2. The use is not permitted in buildings or structures within ~~one hundred~~ 100 feet of the waterfront or mean high waterline.

**Chapter 21.66 - PARKING AND LOADING REGULATIONS**  
**Section 21.66.130 - Table of off-street parking requirements**

**REVISOR’S NOTE:** In Table 21.66.130 the parking standard for “Offices, business and professional, and nonprofit, educational, cultural, or civic” uses is amended. No other changes are made.

Use	Standard
<b>Motor Vehicle and Automobile Uses</b>	
Offices, business and professional, and nonprofit, educational, cultural, or civic	WMM district: One space per 200 square feet. Other districts: <b>ONE SPACE PER 300 SQUARE FEET</b>

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

**Explanation:**

UPPERCASE indicates matter added to existing law.

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

Underlining indicates amendments.