



## Legislation Details (With Text)

**File #:** O-23-15      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Adopted

**File created:** 4/30/2015      **In control:** City Council

**On agenda:** 7/27/2015      **Final action:** 7/27/2015

**Title:** Modifications to the Tables of Uses for Business and Mixed Use Zoning Districts - For the purpose of adding "Personal Fitness Studios" to the tables of uses; defining "personal fitness studios" and "Physical Health Facilities;" and all other matters generally relating to such uses.

**Sponsors:** Fred Paone, Michael J. Pantelides

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

**Code sections:**

**Attachments:** 1. O-23-15 Fitness Studios ZT Uses.pdf, 2. O-23-15 Staff Report.pdf, 3. O-23-15 Fiscal Impact.pdf, 4. O-23-15 PC Findings.pdf, 5. O-23-15 PC Amendment 7-2-15.pdf, 6. O-23-15 Signed.pdf

Date	Ver.	Action By	Action	Result
7/27/2015	1	City Council	adopt on second reader	Pass
7/27/2015	1	City Council	amendment(s) approved	Pass
7/27/2015	1	City Council	amended	Pass
7/27/2015	1	City Council	adopt on third reader	Pass
7/22/2015	1	Rules and City Government Committee	recommend favorably	Pass
7/22/2015	1	Rules and City Government Committee	recommend with amendments	Pass
7/20/2015	1	Economic Matters Committee	recommend with amendments	Pass
7/20/2015	1	Economic Matters Committee	recommend favorably	Pass
7/13/2015	1	City Council		
5/18/2015	1	City Council		
5/11/2015	1	City Council	refer to Annapolis Education Commission	
5/11/2015	1	City Council	refer to Annapolis Education Commission	
5/11/2015	1	City Council	refer to Annapolis Education Commission	
5/11/2015	1	City Council	adopt on first reader	Pass

**Modifications to the Tables of Uses for Business and Mixed Use Zoning Districts - For the purpose of adding "Personal Fitness Studios" to the tables of uses; defining "personal fitness studios" and "Physical Health Facilities;" and all other matters generally relating to such uses.**

### CITY COUNCIL OF THE City of Annapolis

#### Ordinance No. O-23-15

**Introduced by: Alderman Paone, Mayor Pantelides**

**Referred to  
Planning Commission  
Rules & City Government  
Economic Matters**

**AN ORDINANCE concerning**

**MODIFICATIONS TO THE TABLES OF USES  
FOR BUSINESS AND MIXED USE ZONING DISTRICTS**

**FOR** the purpose of adding “Personal Fitness Studios” to the tables of uses; defining “Personal Fitness Studios” and “Physical Health Facilities;” and all other matters generally relating to such uses.

**BY** repealing and reenacting with amendments the Code of the City of Annapolis, 2013 Edition,  
Section 21.48.020  
Section 21.48.030  
Section 21.66.130  
Section 21.72.010.D

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

**Chapter 21.48 - USE TABLES**

**21.48.020 Table of Uses-Commercial and Industrial Zoning Districts.**

Uses	District B1	District B2	District B3	District B3-CD	District BCE	District BR	District C2	District C2A	District PM2	District I1
PERSONAL FITNESS STUDIOS	P	P	P	P	P	P	P	P	P	P

Physical health facilities, including health clubs; AND gymnasiums, and weight control centers	P	P	P	P	P			P <sup>1,2</sup>	
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REVISOR’S NOTE: In this section, the use “Personal Fitness Studios” is added and the use “Physical Health Facilities” is amended to remove weight control centers from that use. See the defined terms in Section 21.72.010.D of this Ordinance.

No other changes are made.

**21.48.030 - Table of Uses-Office and Mixed Use Zoning Districts.**

Uses	District P	District MX	District PM	District C2P
PERSONAL FITNESS STUDIOS		P	P	
Physical health facilities, including health clubs; AND gymnasiums, and weight control centers		P		

REVISOR’S NOTE: In this section, the use “Personal Fitness Studios” is added and the use “Physical Health Facilities” is amended to remove weight control centers from that use. See the defined terms in Section 21.72.010.D of this Ordinance.

No other changes are made.

**CHAPTER 21.66 - PARKING AND LOADING REGULATIONS**

**21.66.130 - Table of off-street parking requirements.**

Use	Standard	Additional Provisions
PERSONAL FITNESS STUDIOS	ONE SPACE PER TWO EMPLOYEES, PLUS ONE SPACE PER FIVE STUDENTS.	STANDARDS BASED ON THE NUMBER OF STUDENTS SHALL BE BASED ON THE MAXIMUM NUMBER OF STUDENTS ATTENDING CLASSES ON THE PREMISES AT ANY ONE TIME DURING ANY TWENTY-FOUR-HOUR PERIOD.

REVISOR’S NOTE: In this section, the use “Personal Fitness Studios” is added with defined off-street parking requirements.

No other changes are made.

**Chapter 21.72 - TERMS AND DEFINITIONS**

**21.72.010 - Terms.**

D. List of Definitions.

“PERSONAL FITNESS STUDIO” MEANS AN ESTABLISHMENT, AS DISTINGUISHED FROM A HEALTH CLUB, THAT SPECIALIZES IN SMALL GROUP AND INDIVIDUAL PHYSICAL TRAINING, EXERCISE, OR HEALTH AND WELLNESS COUNSELING LED BY AN INSTRUCTOR. THE TOTAL FLOOR AREA OF THE ESTABLISHMENT DEVOTED TO EXERCISE SPACE SHALL NOT EXCEED 2,000 SQUARE FEET. THE TERM "PERSONAL FITNESS STUDIO" INCLUDES, BUT IS NOT LIMITED TO, AEROBICS, ~~SPIN CYCLING~~, BOXING OR MARTIAL ARTS, STEP, YOGA ,PILATES, STRENGTH TRAINING, SELF-DEFENSE, AND NUTRITION AND WEIGHT CONTROL CLASSES. HOURS OF OPERATION ARE BETWEEN 6:00 AM AND 10:00 PM. FOR THE PURPOSES OF THIS CHAPTER “PERSONAL FITNESS STUDIO” DOES NOT INCLUDE A HEALTH CLUB.

“PHYSICAL HEALTH FACILITIES” MEANS HEALTH CLUBS, GYMNASIUMS AND OTHER FACILITIES IN WHICH MEMBERSHIP IS OFFERED TO INDIVIDUALS TO USE PHYSICAL EXERCISE EQUIPMENT, INCLUDING, BUT NOT LIMITED TO, SAUNAS, WHIRLPOOLS, WEIGHTLIFTING ROOMS, STEAM ROOMS, AND EXERCISE MACHINES.

REVISOR’S NOTE: In this section, “Personal Fitness Studios” and “Physical Health Facilities” are added to provide an express definition of those terms.

No other changes are made.

**SECTION II: AND BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that the Revisor’s Notes contained in this Ordinance are not law and may not be considered to have been enacted as a part of this Ordinance.

**SECTION III: 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**

**CAPITAL LETTERS indicate matter added to existing law.**

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

**Underlining indicates amendments.**