



Legislation Details (With Text)

**File #:** R-22-22      **Version:** 1      **Name:**

**Type:** Resolution      **Status:** Adopted

**File created:** 3/28/2022      **In control:** City Council

**On agenda:** 4/25/2022      **Final action:** 4/25/2022

**Title:** Pilot Program to Study Commercial Outdoor Dining in Privately Owned Parking Lots - For the purpose of approving a Pilot Program to study the use of private parking lots by restaurants after the end of the period of the City's Emergency Declaration.

**Sponsors:** Ross Arnett, Karma O'Neill, Dajuan K. Gay

**Indexes:**

**Code sections:**

**Attachments:** 1. R-22-22 First Reader, 2. R-22-22 Staff Report, 3. Fiscal Impact Note, 4. R-22-22 Amendment 1 - Buckley, Tierney, 5. R-22-22 Amendment 2 - Buckley.pdf, 6. R-22-22 SIGNED.pdf

| Date      | Ver. | Action By    | Action                 | Result |
|-----------|------|--------------|------------------------|--------|
| 4/25/2022 | 1    | City Council | reconsider             | Pass   |
| 4/25/2022 | 1    | City Council | adopt on second reader | Pass   |
| 4/25/2022 | 1    | City Council | amended                | Pass   |
| 4/25/2022 | 1    | City Council | amended                | Pass   |
| 4/25/2022 | 1    | City Council | Cosponsor added        |        |
| 4/25/2022 | 1    | City Council | adopt as amended       | Pass   |
| 4/11/2022 | 1    | City Council | adopt on second reader | Pass   |
| 4/11/2022 | 1    | City Council | amended                | Pass   |
| 4/11/2022 | 1    | City Council | amended                | Pass   |
| 4/11/2022 | 1    | City Council | adopt as amended       | Pass   |
| 3/28/2022 | 1    | City Council | adopt on first reader  | Pass   |

**Pilot Program to Study Commercial Outdoor Dining in Privately Owned Parking Lots - For the purpose of approving a Pilot Program to study the use of private parking lots by restaurants after the end of the period of the City's Emergency Declaration.**

**CITY COUNCIL OF THE  
City of Annapolis**

**Resolution 22-22**

**Introduced by: Alderman Arnett  
Co-sponsored by: Alderwoman O'Neill, Alderman Gay**

**A RESOLUTION** concerning

**Restaurant Use of Private Parking Lots- A Pilot Study**

**FOR** the purpose of directing the City Manager to conduct a Pilot Program to study the restaurant use of privately owned parking lots after the end of the period of the City's Emergency Declaration.

**WHEREAS**, the City of Annapolis is currently considering ending its state of emergency which allowed restaurants to utilize parking areas for outdoor dining as a safety and health measure; and

**WHEREAS**, the City has determined that there is an acceptance by the public of outdoor dining as an acceptable and highly desirable offering by local restaurant establishments; and

**WHEREAS**, recent legislation introduced which would call for the elimination of all parking requirements for commercial establishments throughout the City has yet to be adequately reviewed or studied for its overall impact on the City's quality of life, traffic and tax revenues; and

**WHEREAS**, certain commercial and residential zones would experience more negative impacts from outdoor dining and the loss of adjacent parking than others because of the lack of reasonable time and place restrictions and regulations; and

**WHEREAS**, the failure to conduct a thorough economic empirical analysis of the possible consequences of such a wholesale change to restaurant parking requirements could generate unintended consequences if not done in a more systematic and in accordance with the City's Comprehensive Plan; and

**NOW, THEREFORE,**

**BE IT RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that the City Manager is directed to initiate a Parking Lot Usage Pilot Program to study the impact of outdoor dining and the loss of restaurant parking and to prepare a report of said impacts for presentation to the Council at the conclusion of the Pilot study not later than 30 days prior to the sunset of this resolution.

**AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that the implementation of O-9-22, if passed, shall be held in abeyance until the conclusion of the Pilot Program.

**AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that the Pilot Program shall temporarily extend the right of restaurants, within the areas formerly known as Recovery Zones, to utilize their parking areas for outdoor dining in accordance with the permit requirements established by the Department of Planning and Zoning.

**AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that the effective end date of this resolution shall be 12 6 months from the date its passage.

**AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that, upon passage of this Resolution, the Director of Planning and Zoning is hereby authorized to promulgate rules and regulations to implement this Resolution and thereby providing inter alia for an Application Processing Fee of no more than Four Thousand Two Hundred Twenty Eight Dollars (\$4,228.00) for applicants requesting reduced or zero parking requirements during the study period.

**AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that, upon the date of passage of this Resolution, the Director of Planning and Zoning shall promulgate rules and regulations to implement the following initiative: a fee-in-lieu of reduced or zero parking requirements if an Applicant makes such a request, throughout the duration of the study period.

**EXPLANATION**

Underlining indicates matter added.  
[~~Strikethrough~~] indicates matter stricken.