

City of Annapolis

160 Duke Of Gloucester Street Annapolis, MD 21401

Legislation Text

File #: O-49-22, Version: 1

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

CITY COUNCIL OF THE

City of Annapolis

Ordinance 49-22

Introduced by: Alderwoman Tierney Co-sponsored by: Ald. Arnett, Ald. Savidge

Referred to Rules and City Government Committee Planning Commission

AN ORDINANCE concerning

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

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

BY Adding the following portion to the code of the city of Annapolis, 2022 edition 21.66.035

BY repealing and reenacting with amendments the following portions of the Code of the City of Annapolis, 2022 Edition 21.66.130

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

Title 12 - PLANNING AND ZONING Chapter 12.66 - Parking and Loading Regulations

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

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- A. THE DIRECTOR OF PLANNING AND ZONING OR THEIR DESIGNEE IS AUTHORIZED TO GRANT SAID WAIVER AND SHALL PROMULGATE RULES AND REGULATIONS AS NEEDED TO IMPLEMENT THIS SECTION IN ACCORDANCE WITH TITLE 2 § 04.090.
- B. THE FEE SHALL BE ESTABLISHED BY ANNUAL RESOLUTION OF THE CITY COUNCIL EFFECTIVE APRIL 1, 2023, AND IT SHALL BE BASED ON:
 - 1. PARKING SPACES THAT ARE REPURPOSED FOR OUTDOOR DINING; AND
 - 2. RESTAURANT SIZE.
- C. ALL FEES GENERATED AS A RESULT OF REQUESTS FOR WAIVING THE OFF-STREET PARKING REQUIREMENT SHALL BE DEPOSITED INTO THE CITY TRANSPORTATION FUND.

Section 12.66.130 - Table of off-street parking requirements.

On Page 2 in the "Table of off-street parking requirements" in the "Bars and Taverns" section, in the "Bars and taverns" row, strike "30 percent" and replace with "30%" and after "persons." add after the period footnote "7".

Use	Standard	Additional Provisions
	Spaces equal to 30 percent 30% of the capacity in persons.	

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

Use	Standard	Additional Provisions
Restaurants and Delicatessens		
B1 District	Spaces equal in number to fifteen percent 15% 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.

On page 7 in the Table of off-street parking requirements in the "Restaurants and Delicatessens" section, in the "Other zoning districts" row, strike "thirty percent" and replace with "30%" and after the period add footnote "7'.

Use	Standard	Additional Provisions
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Restaurants and Delicatessens		
	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.

On page 8 in the Table of off-street parking requirements in the "Restaurants and Delicatessens" section, in the "Social Clubs, noncommercial" row, strike "30 percent" and replace with "30%" and after the period add footnote "7"

Use	Standard	Additional Provisions
Restaurants and Delicatessens		
	One space per lodging room (if provided) plus spaces sufficient to serve thirty percent 30% of the capacity in persons of the facility. ⁷	

On page 10, line 39, add footnote

"7. PARKING FEE IN LIEU OF MEETING OFF-STREET PARKING REQUIREMENTS. THIS USE IS ELIGIBLE FOR A PARKING REQUIREMENT WAIVER PURSUANT TO TITLE 21 § 66.035."

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.

<u>Underlining</u> indicates amendments.