

1 **Eliminating the Requirement for Outdoor Dining Patrons to be Seated**

2 For the purpose of removing requirements that outdoor dining patrons must be seated to be
3 served alcoholic beverages, and generally related to outdoor dining regulations.

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6 **City Council of the**
7 **City of Annapolis**

8 **Ordinance 7-26**

9 **Introduced by: Alderman Schandelmeier**

10 **Co-sponsored by:** Alderman Huntley, Alderwoman O'Neill, Alderman Savidge

11
12 **Referred to:** Economic Matters Committee

13
14 **AN ORDINANCE** concerning

15 **Eliminating the Requirement for Outdoor Dining Patrons to be Seated**

16 **FOR** the purpose of removing requirements that outdoor dining patrons must be seated to be
17 served alcoholic beverages, and generally related to outdoor dining regulations.

18
19 **BY** repealing and reenacting with amendments the following portions of the Code of the City
20 of Annapolis, 2026 Edition:

- 21 • **Section 7.35.020**
- 22 • **Section 7.35.030**

23
24 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
25 **COUNCIL** that the Code of the City of Annapolis shall be amended to read as follows:

26 **City Code Title 7 – BUSINESS LICENSES, TAXES AND REGULATIONS**
27 **Chapter 7.35 – Outdoor Dining**

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29 **Section 7.35.020 - Definitions.**

- 30
- 31 2. ~~"Dining" means food and beverages consumed while seated at a table.~~
 - 32 3. ~~"Outdoor dining" refers to the practice of having a meal at a restaurant that offers indoor~~
33 ~~seating but also serves and allows patrons to consume food and drinks at outdoor tables~~

Explanation Note: ~~Strikethrough~~ indicates matter stricken from existing law.
Underlining & black means copyediting or reformatting of existing Code section
Underlining & red means new matter added to the code.

1 ~~or other designated areas such as patios, courtyards, plazas, decks, rooftops, sidewalks,~~
2 ~~streets, and parking lots.~~

3 "Outdoor dining" refers to the practice of consuming food and drinks at a restaurant that
4 offers indoor seating but also serves and allows patrons to consume food, drinks, or both
5 at outdoor tables or other designated areas such as sidewalks, walkways, off-street
6 parking, parking lots, patios, courtyards, plazas, or other suitable areas.

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8 **Section 7.35.030 - General requirements.**

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10 **C. Outdoor Dining Standards.**

11 **4. Alcoholic Beverages.**

- 12 a. The restaurant shall not sell, serve or allow consumption of alcoholic
13 beverages in the outdoor dining areas without first obtaining a
14 modification to its approved Alcohol Beverage Control Board license to
15 cover any expanded outdoor dining areas.
- 16 b. The ability to serve alcohol outdoors is restricted based on the types of
17 liquor license the serving business has been permitted.
- 18 c. ~~Alcoholic beverages and food shall be served only to patrons seated at~~
19 ~~tables.~~

20 Alcoholic beverages, food, or both may be served to patrons at outdoor
21 tables or in designated standing areas within the licensed outdoor dining
22 footprint.

23
24 **SECTION II: AND BE IT FINALLY ESTABLISHED AND ORDAINED BY THE**
25 **ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect upon passage.