

SPECIAL MEETING  
December 22, 2008

The Special Meeting of the Annapolis City Council was held on December 22, 2008 in the Council Chamber. Alderwoman Hoyle called the meeting to order at 7:00 p.m.

Present on Roll Call: Alderwomen Hoyle, Finlayson, Aldermen Israel, Paone, Cordle, Stankivic, Arnett

Absent on Roll Call: Mayor Moyer, Alderman Shropshire

Staff Present: Acting City Attorney Kling

Presentation

Dr. Irene Zoppi, 2309 Westport Lane, Crofton, Maryland 21114 representing The Center of Help gave a brief presentation on the center and its need for funding.

Present and spoke in favor of the Center of Health:

Patricia Ghaly, 567 Shore Acres Road, Arnold, Maryland 21012  
Sophie Hoover, 126 Church Road, Arnold, Maryland 21012  
Lynn Davidson, 144 Lafayette Avenue, Annapolis, Maryland 21401  
Donna Day-Garcia, 2703 Wild Holly Road, Annapolis, Maryland 21403

Report

Stephen Carr, 2009 Homewood Road, Annapolis, Maryland 21402 representing The Annapolis Bicycle Transportation Committee presented the committees final report dated November 14, 2008 to the Council.

PUBLIC HEARING

**O-25-08 For the purpose of permitting limited additions to existing non-conforming duplexes in the R2 District.**

**Spoke on the ordinance:**

C. Christopher Ledoux, 215 Severn Avenue, Annapolis, Maryland 21403

No one else from the general public spoke in favor of or in opposition to the ordinance.

- Alderwoman Hoyle accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 11/20/08, and Memorandum from Jon Arason, Director, to the Planning Commission dated 11/6/08.
- Alderwoman Hoyle declared the public hearing closed.

**O-27-08 For the purposes of making a correction that was inadvertently not made when the Zoning Code (Title 21) was recodified in 2004; and all matters relating to said districts.**

**Spoke in favor of the ordinance:**

C. Christopher Ledoux, 215 Severn Avenue, Annapolis, Maryland 21403

No one else from the general public spoke in favor of or in opposition to the ordinance.

- Alderwoman Hoyle accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 11/20/08, and Memorandum from Jon Arason, Director, to the Planning Commission dated 10/8/08.

- Alderwoman Hoyle declared the public hearing closed.

**O-28-08 For the purposes of: (1) Clearly assigning the responsibility for the posting of notices on property that is the subject of an application with the applicant, unless the applicant is not the property owner, in which case the responsibility is assigned to the property owner; (2) Ensuring that applicants (especially in the case of administrative appeals) who are not the owners of the property that is the subject of an application and is required to be posted, are not required to trespass onto the property of others, and are not prejudiced when property owners refuse to post notice.**

**Spoke in favor of the ordinance:**

C. Christopher Ledoux, 215 Severn Avenue, Annapolis, Maryland 21403

No one else from the general public spoke in favor of or in opposition to the ordinance.

- Alderwoman Hoyle accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 11/20/08, and Memorandum from Jon Arason, Director, to the Planning Commission dated 10/8/08.
- Alderwoman Hoyle declared the public hearing closed.

**O-39-08 For the purpose of extending the closing time for wine bars in the MX Zone to midnight seven days a week.**

**Spoke in favor of the ordinance:**

Emmy Harbo, 13 ½ Dean Street, Annapolis, Maryland 21401  
 Doug Smith, 5 Revell Street, Annapolis, Maryland 21401  
 C. Christopher Ledoux, 215 Severn Avenue, Annapolis, Maryland 21403

No one else from the general public spoke in favor of or in opposition to the ordinance.

- Alderwoman Hoyle accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 11/20/08, and Memorandum from Jon Arason, Director, to the Planning Commission dated 10/28/08.
- Alderman Israel requested the petition from the Purple Tooth Wine Bar be accepted into the record.
- Alderwoman Hoyle declared the public hearing closed.

Without objection the public hearing on O-41-08 and R-51-08 were held jointly.

**O-41-08 For the purposes of: (1) Adopting a recommendation of the Annapolis Maritime Advisory Commission to amend Title 15 so as to allow housebarges of not more than 60 feet in length to be kept in marinas for purposes of display and sale within maritime zoning districts while retaining the one month limitation for housebarges over 60 feet in length; (2) Establishing a permit procedure for housebarges so that the City has notice of their presence in marinas in order to ensure compliance with the requirements of the City Code; (3) Establishing additional standards for housebarges to ensure that housebarge uses are consistent with permitted uses applicable to the zoning districts and lots where housebarges are located; (4) Amending Title 17 so as to permit housebarges to be rented, similar to bed and breakfast homes, so long as all requirements of the City Code are met; and, (5) Amending Title 15 to ban incinerating toilets on**

vessels while within City waters given health and safety concerns, including proper ash disposal and the proximity of attendant exhaust to nearby residential, downtown commercial, and outdoor dining areas. (Travels with R-51-08.)

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**R-51-08 For the purpose of establishing an annual permit fee for housebarges kept in City waters. (Travels with O-41-08.)**

**Spoke in favor of O-41-08 and R-51-08:**

C. Christopher Ledoux, 215 Severn Avenue, Annapolis, Maryland 21403

No one else from the general public spoke in favor of or in opposition to the ordinance.

- Alderwoman Hoyle declared the public hearings closed.

#### LEGISLATIVE ACTION

- Alderman Cordle moved to amend the agenda to include R-57-08 and R-61-08. Seconded. CARRIED on voice vote.

#### ORDINANCES

**O-40-08 For the purpose of changing the effective date for the “display provision” for the sale of lawn fertilizer by retailers in the City of Annapolis.**

- Alderman Stankivic moved to adopt O-40-08 on second reading. Seconded.

The Environmental Matters and the Housing and Human Welfare Committees reported favorably on O-40-08.

The main motion CARRIED on voice vote.

- Alderman Stankivic moved to adopt O-40-08 on third reading. Seconded. A ROLL CALL vote was taken:

YEAS: Alderwomen Hoyle, Finlayson, Aldermen Israel, Paone, Cordle, Stankivic, Arnett

NAYS:

CARRIED: 7/0

**O-47-08 For the purpose of authorizing a lease of certain municipal property located in the harbor and Dock Street areas to the Maryland Maritime Heritage Festival, Inc., a body corporate, from April 29 to May 4, 2009, subject to certain terms, provisions, and conditions, for the purpose of conducting a maritime festival.**

- Alderman Arnett moved to adopt O-47-08 on first reading. Seconded. CARRIED on voice vote.

Referred to the Economic Matters Committee.

**O-48-08 For the purpose of temporarily limiting parking on Maryland Avenue and Hanover Street to residents of the last block of Maryland Avenue and the last two blocks of Hanover Street during scheduled reconstruction of the street and sidewalks.**

- Alderman Arnett moved to adopt O-48-08 on first reading. Seconded. CARRIED on voice vote.

Referred to the Public Safety Committee and the Parking Commission.

RESOLUTIONS

**R-62-08**            **For the purpose of authorizing the Mayor or her designee to negotiate a payment in lieu of taxes with Admiral Oaks Apartments.**

- Alderman Arnett moved to adopt R-62-08 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee

**R-57-08**            **For the purpose of imposing a hiring freeze in the City of Annapolis, effective upon passage of resolution.**

- Alderman Arnett moved to adopt R-57-08 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee.

**R-61-08**            **For the purpose of requiring all City of Annapolis department heads present testimony, supporting documentation and justification for any contractual employee and/or individual vendor to the Finance Committee during FY 2010 budget cycle deliberations.**

- Alderman Arnett moved to adopt R-61-08 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 8:58 p.m.

Regina C. Watkins-Eldridge, CMC  
City Clerk