

COUNTY ORDINANCE NO. 24-03

A BILL ENTITLED

AN ACT CONCERNING the pier length extension review by the Queen Anne's County Board of Appeals;

FOR THE PURPOSE of amending the accessory pier use to require a variance rather than a conditional use by the Board of Appeals in order to construct a pier at a length greater than 150 feet, as measured from the mean high water line;

BY AMENDING Article VI, § 18:1-41 of the Code of Public Local Laws of Queen Anne's County, Maryland.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that Article VI, § 18:1-41 of the Code of Public Local Laws be and is hereby AMENDED to read as follows.

Article VI. Accessory Uses

§ 18:1-41. Piers.

A pier may not extend into any body of water a distance greater than 150 feet, as measured from the mean high water line, unless the Board of Appeals ~~allows~~ **APPROVES AN APPLICATION FOR A VARIANCE SEEKING** a greater length ~~as a conditional use~~. In no case may the length of a pier exceed 1/2 of the distance from the mean high water line to the center line of the body of water. The distance is hereby established as the tributary harbor line. All proposed piers must obtain the approval of the U.S. Army Corps of Engineers and the State of Maryland as necessary.

SECTION II

BE IT FURTHER ENACTED that this Ordinance shall be effective on the forty-sixth (46th) day following its adoption.

INTRODUCED BY: Commissioner Chris Corchiarino

DATE: February 13, 2024

PUBLIC HEARING HELD: March 12, 2024

VOTE: 5 Yea 0 Nay

DATE OF ADOPTION: March 26, 2024

**AMENDMENT NO. 1 TO
COUNTY ORDINANCE NO. 24-03**

**AN AMENDMENT TO
A BILL ENTITLED**

AN ACT CONCERNING the pier length extension review by the Queen Anne's County Board of Appeals;

FOR THE PURPOSE of amending pending County Ordinance 24-03 to exempt pending applications from the provisions of that legislation.

BY AMENDING pending County Ordinance No. 24-03.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND pending County Ordinance 24-03 is hereby AMENDED to read as follows.

Article VI. Accessory Uses

§ 18:1-41. Piers.

A pier may not extend into any body of water a distance greater than 150 feet, as measured from the mean high water line, unless the Board of Appeals ~~allows~~ **APPROVES AN APPLICATION FOR A VARIANCE SEEKING** a greater length as a ~~conditional use~~. In no case may the length of a pier exceed 1/2 of the distance from the mean high water line to the center line of the body of water. The distance is hereby established as the tributary harbor line. All proposed piers must obtain the approval of the U.S. Army Corps of Engineers and the State of Maryland as necessary.

SECTION II

THE PROVISIONS HEREOF SHALL NOT APPLY TO ANY APPLICATIONS PENDING AT THE TIME OF ADOPTION OF THIS ORDINANCE AND ANY SUCH APPLICATIONS SHALL BE PROCESSED AS A CONDITIONAL USE.

SECTION III

BE IT FURTHER ENACTED that this Amendment shall be effective upon its adoption.

INTRODUCED BY: Commissioner Chris Corchiarino

DATE: March 26, 2024

VOTE: 5 Yea 0 Nay

DATE OF ADOPTION: March 26, 2024