



**COUNTY COMMISSIONERS SCHEDULE  
TUESDAY, JANUARY 28, 2020  
LEGISLATIVE DAY**

**1. CLOSED SESSION**

5:00 p.m. Closed Session  
Ms. Beverly Churchill, Director of Human Resource  
Mr. Jonathan Seeman, Director of the Department of Budget, Finance  
and IT  
Mr. Mike Beczkowski, Bolton Senior Consultant, Director of  
Marketing  
"Personnel and Contract"

**2. CALL TO ORDER**

5:30 p.m. Call to Order,  
Pledge of Allegiance,  
Moment of Silence,  
Approval of Agenda

Accept County Commissioners' Minutes  
- Regular Minutes – January 14, 2020  
- Closed Session – January 14, 2020

Press and Public Comments\*\*

**3. NEW BUSINESS**

5:35 p.m. Mr. Todd R. Mohn, PE, County Administrator  
"Presentation of Documents for Signatures and Weekly  
Correspondence"  
Action  
1. Minor Subdivision & Amended Open Space Easement  
2. Draft Standard Operating Policy  
3. Commercial Real Property Tax Credit Request – SHA Grasonville,  
LLC for Queenstown Assisted Living  
4. More State funding available for Bulle Rock/Grove Creek

Broadband

5:50 p.m. Public Hearing  
County Ordinance 20-01 – Public Facilities Bond Authorization of  
2020

Documents:

[ORD 20-01.Pdf](#)

**4. PRESENTATIONS**

Mr. William Faust, President

Mr. Robert Marsh, Vice President

"FEC Swearing-in"

Ms. Catherine R. Willis, Department of Community Services Director

"Queen Anne's County Transportation Development Plan"

Mr. Jim Hynson

Queen Anne's County Housing Authority

"Years of Service Award"

Ms. Jean Fabi, Economic Development Manager

Mark and Carol Edwards, Owners

"E & B Automotive Years of Service Proclamation"

Marilyn Blandford, CEO; Bob Blandford, President; Joe Blandford, Vice

President; and Charles Blandford Vice president of Sales

"Miltec Years of Service Proclamation"

Patrick Thompson, Esquire, County Attorney

Jeff Thompson, Esquire, Liquor Board Attorney

Mr. Mike Wisnosky, Department of Planning and Zoning Director

Ms. Joyce Jones, Chairman of the Liquor Board

"Work session on Alcoholic Beverages Article Section 27-1403 of the Annotated Code of Maryland"

Ms. Donna K. Landis-Smith, Soil Conservation Aide/ Land Preservation

"Rural Legacy Grant Agreement"

Mr. Mike Wisnosky, Department of Planning and Zoning Director

"Comprehensive Plan Update"

## 5. LEGISLATION

Legislative Session

County Ordinance 19-17 - the expansion of a use and/or tenant space in a structure which occupies more than 65,000 square feet of gross floor area in the Urban Commercial Zoning District Density and Intensity Requirements in Queen Anne's County (available to be voted)

County Ordinance 19-18 – Revisions to Chapter 22 of the Code of Public Local Laws of Queen Anne's County (Parks and Recreation) (available to be voted)

County Ordinance 19-19 - Holiday Leave for County Employees (available to be voted)

Press and Public Comments\*\*

Commissioner's Roundtable

Documents:

[ORD 19-17.Pdf](#)

[ORD 19-18X.pdf](#)

[ORD 19-19.Pdf](#)

\* Please note the scheduled times are subject to change, except for public hearings. PUBLIC COMMENT SIGN-IN SHEET WILL BE AVAILABLE 1 HOUR PRIOR TO THE MEETING.

\*\*Press and Public Comment at the beginning of the meeting will last 15 minutes. Additional time will be available at the end of the meeting for anyone wishing to speak. Comments are limited to 3 minutes in length. Comments longer than 3 minutes must be submitted in writing. PRESS AND PUBLIC COMMENT SIGN-IN SHEET WILL BE AVAILABLE 1 HOUR PRIOR TO THE MEETING.

\*\*\*Part of the meeting may be closed to the Public in accordance to the Open Meetings Act procedures.

Three or more of the County Commissioners may be attending the following events in the next few weeks:

- 1/24 2019/2020 MD Blue Ribbon School
- 1/25 Grasonville VFD Annual Installation of Officers
- 1/29 E&B Automotive 25 Year Celebration
- 1/31 Lynn Knight Investiture
- 2/6 FEC Meeting
- 2/8 QA-Hillsboro VFD Annual Installation of Officers

BILL NO. 20-01

A BILL ENTITLED

“PUBLIC FACILITIES  
BOND AUTHORIZATION OF 2020”

A PUBLIC LOCAL LAW TO AUTHORIZE AND EMPOWER QUEEN ANNE’S COUNTY, MARYLAND (THE “**COUNTY**”), FROM TIME TO TIME, TO BORROW NOT MORE THAN NINE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$9,500,000) FOR THE PUBLIC PURPOSE OF FINANCING OR REFINANCING CERTAIN PUBLIC FACILITIES, ALL AS MORE PARTICULARLY DESCRIBED HEREIN, AND TO EVIDENCE SUCH BORROWING BY THE ISSUANCE AND SALE AT PUBLIC OR PRIVATE SALE, UPON ITS FULL FAITH AND CREDIT, OF ONE OR MORE SERIES OF ITS GENERAL OBLIGATION BONDS IN LIKE PAR AMOUNT; EMPOWERING AND DIRECTING THE COUNTY TO ADOPT A RESOLUTION IN ACCORDANCE WITH SECTION 19-504(d) OF THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND (2013 REPLACEMENT VOLUME AND 2019 SUPPLEMENT) (THE “**CODE**”) PRIOR TO ISSUING ALL OR ANY PART OF THE BONDS; EMPOWERING AND DIRECTING THE COUNTY TO LEVY AD VALOREM TAXES IN RATE AND AMOUNT SUFFICIENT TO PROVIDE FUNDS FOR THE PAYMENT OF THE MATURING PRINCIPAL OF AND INTEREST ON THE BONDS AND PLEDGING THE COUNTY’S FULL FAITH AND CREDIT AND UNLIMITED TAXING POWER TO THE PAYMENT THEREOF; EXEMPTING THE BONDS FROM THE PROVISIONS OF SECTIONS 19-205 TO 19-206, INCLUSIVE, OF THE CODE; AUTHORIZING THE ISSUANCE OF REFUNDING BONDS; AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS.

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF QUEEN ANNE’S COUNTY:

Section 1. Queen Anne’s County, Maryland (the “**County**”) is hereby authorized and empowered to borrow money and incur indebtedness for the public purposes described in Section 2 hereof, at one time or from time to time as the County may determine, in an aggregate principal amount not exceeding NINE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$9,500,000), and to evidence such borrowing by the issuance and sale, at public or private sale, upon its full faith and credit, of its general obligation bonds in like par amount.

Section 2. The net proceeds from the sale of the bonds authorized to be issued hereunder shall be used and applied for financing or refinancing, in whole or in part, one or more of the following projects (which shall include design, engineering, planning, fiscal, and legal expenses related thereto whether or not specifically stated, and which may represent the County’s share or contribution to the financing or refinancing of such projects):

- (i) road and parking lot paving and resurfacing projects, including asphalt overlays and equipment;
- (ii) capital projects approved by the Board of Education of the County, including (without limitation) building improvements and renovations at one or more schools;
- (iii) updates and improvements of emergency call facilities and equipment;
- (iv) trail development, playground upgrades, landscaping and recreational facility projects at County parks;
- (v) other capital projects as approved by the Board of County Commissioners of the County (the “**Board of County Commissioners**”), including (without limitation) the expansion of and renovations and improvements to the County detention center, drainage system

and stormwater management improvements and the improvement, renovation and equipping of other County buildings and facilities.

Proceeds from the sale of the bonds authorized to be issued hereunder may also be used to pay costs of issuing such bonds. If the proceeds received from the sale of the bonds exceed the amount actually expended or required for such public purposes, the amount of such unexpended excess shall be set apart in a separate fund and applied to the payment of the next principal maturity of the bonds of that issue or to the redemption of bonds of that issue or to the purchase and cancellation of bonds of that issue or to otherwise provide for payment of debt service on that issue, unless a resolution is adopted by the Board of County Commissioners to provide for the expenditure of that excess for some other valid purpose authorized by law.

Section 3. Prior to issuing all or any part of the bonds authorized to be issued hereunder, the Board of County Commissioners shall adopt a resolution containing all of the provisions required under Section 19-504(d) of the Local Government Article of the Annotated Code of Maryland (2013 Replacement Volume and 2019 Supplement) (the “**Code**”). The resolution may also contain such other provisions as the Board of County Commissioners may deem appropriate. The resolution may be adopted by the Board of County Commissioners at any time after the enactment of this public local law and the appropriate officers of the County may take any action deemed appropriate to effect the timely issuance and sale of the bonds pursuant to the resolution at any time after the enactment of this public local law, provided only that the resolution may not become finally effective until the effective date of this public local law. The bonds may be sold on any date or dates after the effective date of this public local law.

Section 4. For the purpose of satisfying the debt service requirements on the bonds authorized to be issued hereunder, the County shall levy for each and every fiscal year during

which any of the bonds may be outstanding ad valorem taxes upon all real and tangible personal property within its boundaries subject to assessment for unlimited County taxation in rate and amount sufficient to provide for the prompt payment of the principal of and the interest on the bonds maturing in each fiscal year; and, in the event the proceeds from the collection of the taxes so levied in any such fiscal year prove to be inadequate for such purpose, additional taxes shall be levied in the subsequent fiscal year to make up any deficiency.

The full faith and credit and unlimited taxing power of the County are hereby irrevocably pledged to the prompt payment of the maturing principal of and interest on the bonds authorized to be issued hereunder as and when the same become due, and to the levy and collection of the taxes hereinabove described as and when such taxes become necessary in order to provide sufficient funds to meet the debt service requirements of the bonds. The County hereby covenants with each holder of any of the bonds to take any action that may be appropriate from time to time during the period that any of the bonds remain outstanding and unpaid to provide the funds necessary to make the principal and interest payments due thereon and further covenants and agrees to levy and collect the taxes hereinabove described.

Section 5. The bonds authorized to be issued hereunder are hereby specifically exempted from the provisions of Sections 19-205 to 19-206, inclusive, of the Code.

Section 6. The County is hereby authorized pursuant to Section 19-207 of the Code (the “**Refunding Act**”) to issue its bonds (“**Refunding Bonds**”) for the purpose of refunding any bonds issued hereunder. References to the bonds in Sections 2 through 5, inclusive, above shall include the Refunding Bonds, unless the context requires otherwise. The Refunding Bonds may be issued at one time or from time to time, for one or more of the public purposes specified for the issuance of refunding bonds in the Refunding Act, and may be sold at public or private sale,

as provided in the resolution of the Board of County Commissioners adopted pursuant to Section 3 hereof. The aggregate principal amount of Refunding Bonds shall not exceed 120% of the principal amount of the bonds being refunded. The validity of any such Refunding Bonds shall in no way be dependent upon or affected by the validity or invalidity of the obligations so refunded.

*[Signatures appear on following page.]*



Section 7. This public local law shall take effect 45 days after it is enacted.

COUNTY COMMISSIONERS OF  
QUEEN ANNE'S COUNTY, MARYLAND

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James J. Moran, President

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Jack N. Wilson, Jr., Vice President

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Stephen Wilson, Commissioner

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Philip L. Dumenil, Commissioner

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Christopher M. Corchiarino, Commissioner

Date Introduced: January 14, 2020

Public Hearing Held: January 28, 2020 @ 5:50 pm

Vote: \_\_\_\_\_ Yea \_\_\_\_\_ Nay

Date Enacted: \_\_\_\_\_

Effective Date: \_\_\_\_\_

COUNTY ORDINANCE NO. 19-17

A BILL ENTITLED

AN ACT CONCERNING the expansion of a use and/or tenant space in a structure which occupies more than 65,000 square feet of gross floor area in the Urban Commercial Zoning District Density and Intensity Requirements in Queen Anne's County.

FOR THE PURPOSE of establishing specific standards of applicability and supplemental regulations for the expansion of a use and/or tenant space in a structure which occupies more than 65,000 square feet of gross floor area in Chapter 18:1-22.D (3) [Urban Commercial Density/intensity requirements] and Chapter 18:1-58 [Supplemental Uses/Additional uses and regulations] in Queen Anne's County.

BY ADDING an additional exception to Chapter 18:1-22.D (3) and additional standards to Chapter 18:1-58 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 the following provisions be ADDED to Chapter 18:1-22.D (3) and additional standards to Chapter 18:1-58 of the Code of Public Local Laws:

"Chapter 18:1-22.D (3) Urban Commercial Density/intensity requirements

. . .

Q. Expansion of a use and/or tenant space that occupies more than 65,000 square feet of gross floor area in a structure that existed on or before January 6, 2004; such expansion is limited to 50% of the gross floor area of the use and is subject to supplemental use standards outlined in Chapter 18:1-58.O.

"Chapter 18:1-58 Supplemental Uses/Additional uses and regulations

. . .

O. Expansion of a use and/or tenant space that occupies more than 65,000 square feet of gross floor area in a structure (within the Urban Commercial District).

(1) Expansion of use and/or tenant space which occupies more than 65,000 square feet of gross floor area in a structure shall be

permitted only for uses that were operating on or before January 6, 2004.

(2) The expansion shall not exceed 50% of the gross floor area of the space that existing on January 6, 2004 and is subject to the Town Center and Urban Commercial Design Standards: Commercial and Mixed-Use Development Standards which must be implemented insofar as possible.

## SECTION II

BE IT FURTHER ENACTED that this Ordinance shall take effect on the forty-sixth (46<sup>th</sup>) day following its adoption.

INTRODUCED BY: Commissioner Moran

DATE: November 26, 2019

PUBLIC HEARING HELD: January 14, 2020 @ 6:15 pm

VOTE: Yea Nay

DATE OF ADOPTION:

EFFECTIVE DATE:

COUNTY ORDINANCE NO. 19-18

A BILL ENTITLED

AN ACT CONCERNING Revisions to Chapter 22 of the Code of Public Local Laws of Queen Anne's County (Parks and Recreation);

FOR THE PURPOSE of revising and updating Chapter 22 of the Code of Public Local Laws; correcting the name of the Parks and Recreation Advisory Board; revising the term of office of Board members; providing for a Secretary to the Board; revising the provisions respecting the annual report of the Board and its budget recommendations; clarifying the qualifications of the Director of Parks and Recreation; provide for adoption of regulations by the County Commissioners of Queen Anne's County; providing for approvals and permits in connection with the issuance of certain licenses; eliminating the Code of Conduct Review Board; prohibiting glass containers in all County parks and facilities; clarifying the provisions on use of metal detectors and digging in County parks and on the use of drones; providing for permits for use of artificial turf fields; providing for use of grills and stoves in County parks; prohibiting use of tobacco products; providing for the lack of lifeguards in County parks; providing for use of documented service animals; clarifying provisions on regulation of traffic, parking of large trucks and buses and parking in fire lane and loading areas; revising and updating the provisions on rental and permit fees; and generally revising and updating the provisions of Chapter 22 of the Code of Public Local Laws.

BY REPEALING AND READOPTING Chapter 22 of the Code of Public Local Laws of Queen Anne's County.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that CHAPTER 22 of the Code of Public Local Laws be and hereby REPEALED and the same is hereby READOPTED to read as set forth on the attached Exhibit A.

SECTION II

BE IT FURTHER ENACTED that this Ordinance shall take effect on the forty-sixth (46<sup>th</sup>) day after its adoption.

INTRODUCED BY: Commissioner Moran

DATE: November 12, 2019

PUBLIC HEARING HELD: December 10, 2019 @ 6 pm

VOTE: \_\_\_\_\_ Yea \_\_\_\_\_ Nay

DATE OF ADOPTION: \_\_\_\_\_

EFFECTIVE DATE: \_\_\_\_\_

**PARKS AND RECREATION**

**QUEEN ANNE'S COUNTY CODE**

**Chapter 22**

**PARKS AND RECREATION**

**GENERAL REFERENCES**

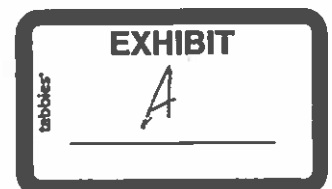
**Definitions – See Ch. 2.**

**Hucksters and peddlers – See Ch. 16.**

**Rules of interpretation – See Ch. 3.**

**Public landings – See Ch. 20.**

**Animal control – See Ch. 9.**



PARKS AND RECREATION

ARTICLE I  
Advisory Board of Parks and Recreation

§ 22-1. Definitions.

In this article, the following terms shall have the meanings indicated:

BOARD — The Advisory Board of ~~Recreation and Parks~~. Parks and Recreation.

§ 22-2. Board authorized.

The County Commissioners may establish an Advisory Board of Parks and Recreation with the powers and duties specified in this article.

§ 22-3. Membership; tenure; vacancies.

A. Composition; appointment of members.

- (1) The Board consists of nine members appointed by the County Commissioners.
- (2) Of the nine members of the Board:
  - (a) One shall be first recommended by the County Board of Education from its membership or otherwise; and
  - (b) One shall be a County Commissioner.
- (3) In the appointment of Board members, the County Commissioners shall give due regard to population and geography.

B. Tenure; vacancies.

- (1) Except for the County Commissioner member, the term of a member is ~~four~~ three years and begins on January 1.
- (2) The County Commissioner member may serve for the member's elected term of office as a County Commissioner.
- (3) At the end of a term, a member continues to serve until a successor is appointed.
- (4) Vacancies, except those at the expiration of a term, shall be filled in the same manner as the original appointments.
- (5) A member who is appointed after a term has begun serves only for the rest of the term and until a successor is appointed.

§ 22-4. Officers.

Chairman and Vice Chairman and Secretary. Each year, the Board shall select a Chairman, Vice Chairman and Secretary from the Board's membership.

- A. ~~Secretary and Treasurer~~. The Board shall select a ~~Secretary and Treasurer~~ who may or may not be members of the Board.

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- B. ~~Bond. The Board may require the Treasurer to give bond in the amount that the Board determines.~~

**§ 22-5. Meetings; compensation.**

- A. Meetings. The Board shall hold the regular and special meetings that the Board considers necessary.
- B. Compensation prohibited. All members of the Board serve without compensation but may be reimbursed for reasonable travel expenses associated with serving on the Board.

**§ 22-6. Report.~~budget~~**

Annual report. The Board shall submit to the County Commissioners a regular report of the Board's activities, and may recommend further activities and development of the County Parks *system* and Recreation programs.

- A. ~~Budget. The Board shall review the Department of Parks and Recreation's annual budget submission and make recommendations to the County Commissioners, under the requirements of law, itemizing the appropriations necessary for the performance of the Department's functions and duties. *The Board may advocate to the County Commissioners, for budget recommendations that may further the goals and objectives of The Department.*~~

**§ 22-7. Employees.**

- A. In general. The County Commissioners may employ the personnel that the County Commissioners consider necessary to administer properly the functions of the Department of Parks and Recreation.
- B. Director of Parks and Recreation.
  - (1) If the County Commissioners employ a Director of Parks and Recreation, the person shall have the training, experience, and capacity to initiate and maintain a *public park system and a* program of public recreation under the person's general supervision.
  - (2) The Director of Parks and Recreation serves at the pleasure of the County Commissioners.
- C. Salaries. The County Commissioners shall fix the salaries of all personnel.

**§ 22-8. General powers and duties.**

- A. Questions of general policy. The Board shall advise the Department of Parks and Recreation and the County Commissioners on all questions of general policy relating to parks and public recreation in the County. The Board shall furthermore advise the Department of Parks and Recreation as to matters of



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general policy and direction, and, when appropriate, bring matters of public interest to the attention of the Department and The County Administration. The Department shall endeavor to work cooperatively with the Board whenever possible and in case of dispute, the matter shall be addressed to the County Administrator or Commissioners for settlement.

- B. Regulations. The Board may ~~adopt~~ recommend to the County Commissioners any regulation necessary to carry out this chapter or to protect the property under its control.
- C. Expenditure of funds. The Board shall be charged with the responsibility of setting fees and charges for all those properties, programs and activities supervised or controlled by the Department of Parks and Recreation, and these assessments shall be reviewed no less than annually by the Board, subject only to the authority of the County Commissioners to amend or revise such fees and charges in their discretion.
- D. Appointment of advisory committees. The Board may appoint advisory committees or panels to assist in the exercise of the Board's powers and duties.

### § 22-9. Program of public recreation.

- A. Adoption of program. Subject to budgetary policies and appropriations of the County Commissioners, the Board may recommend or cause to be conducted or directed a comprehensive program of public recreation in schools, parks, or other lands or buildings, either publicly or privately owned.
- B. The Board may advise as to the development, operation and maintenance of County parks and recreation facilities, subject to § 22-8 above.
- C. Issuance of permits. The Department may issue permits for the use of any facilities under the control of the Department of Parks and Recreation.

### § 22-10. Control of property.

- A. Agreements. The control of any land, buildings, or other acceptable facilities shall be in accordance with agreements reached between the Department and the person who has jurisdiction over the property.
- B. Power not limited. The power conferred by this section does not limit the power of the County Commissioners, the Board of Education, any governmental agency, or any person to refuse to allow or to limit the use of any ground, building, or facility under their control, ownership, or jurisdiction.

**§ 22-11. Committees.**

- A. **Authorized.** With the approval of a majority of the members of the Board, the Chairman of the Board may annually appoint committees to collect data and study and make recommendations to the Board on recreation and park issues of particular concern to the Board.
- B. **Reports.** A committee may submit reports to the County Planning Commission when the committee's work or observations relate to planning and zoning.
- C. **Appropriations.** The County Commissioners may appropriate public funds to implement and support the powers and duties under this section.

**§ 22-12. Cooperation with other agencies.**

The County Commissioners, by and through the Board, may join or cooperate with the federal government, the State of Maryland, any municipality, or other governmental agency in providing, establishing, conducting, and maintaining recreation centers, playgrounds, parks, and other recreation facilities and activities.

ARTICLE II  
Beaches, Parks, and Recreation Areas

**§ 22-13. License required.**

A person may not operate a bathing beach, amusement park, or recreation area in the County, outside the limits of any incorporated municipality, unless the person first obtains a license from the County Commissioners and all appropriate approvals and permits.

**§ 22-14. Requirements for license.**

- A. Determined by County Commissioners. The County Commissioners shall determine:
- (1) The terms for issuance of a license; and
  - (2) The fee for a license.
- B. Factors for consideration. In making the determination under Subsection A of this section, the County Commissioners shall take into consideration the effect of the issuance of any license on the public health, welfare, or morals of the County.

**§ 22-15. Regulations.**

The County Commissioners may adopt regulations that are necessary to:

- A. Carry out this article; and
- B. Effectively regulate the beaches, parks, and recreation areas in the County

ARTICLE III  
Use of County Parks

§ 22-16. Definitions.

In this article, the following words have the meanings indicated:

DEPARTMENT — The Queen Anne's County Department of Parks and Recreation.

DESIGNEE — Those persons or agencies designated under § 22-24 of this article with responsibility for enforcement of this article.

DIRECTOR — The Director of the Department.

~~CODE OF CONDUCT REVIEW BOARD — A board comprised of selected league representatives, for the purpose of promoting, supporting and enforcing appropriate athletic conduct and behavior.~~

SPORTS CODE OF CONDUCT — Refers to appropriate athletic conduct and behavior as determined and adopted from time to time by the Code of Conduct Review Board.

~~§ 22-17. Code of Conduct Review Board.~~

The Code of Conduct promotes, ~~supports~~ and enforces appropriate athletic conduct and behavior as overseen by the Department of Parks and Recreation and or within the county park system.

- ~~A. Review Board defined. In this article, "Review Board" means the Code of Conduct Review Board.~~
- ~~B. Review Board authorized. The Department may establish the Code of Conduct Review Board with the powers and duties specified in this article.~~
- ~~C. Membership composition; appointment of members. The Queen Anne's County Code of Conduct Review Board will consist of the president (or a designated board member) of each County youth league, the Athletic Director of the Board of Education of Queen Anne's County and a representative from the Department of Parks and Recreation.~~
- ~~D. Tenure. Each league board member will serve a term of one year or until his or her successor is appointed. The start of each member's term will coincide with respective league elections.~~
- ~~E. Meetings. The Board will hold quarterly meetings. Special meetings will be convened at such times as at least three members request a meeting. Board members shall be given a minimum of five days' notice for any special meeting. The primary purpose of special meetings will be to render decisions relating to Code of Conduct violations.~~

~~General powers and duties. The Code of Conduct Review Board~~ *The Director of Parks and Recreation Department has the authority to recommend to the County*

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Commissioners suspend suspension or expel expulsion of leagues, players, coaches and spectators from Queen Anne's County parks and recreation facilities for violations of the Sports Code of Conduct.

### § 22-18. Use of County land and recreational facilities.

- A. Admittance. Park property and park and recreation programs are open to use by all members of the public regardless of race, sex, national origin, color or creed.
- B. Hours of operation.
  - (1) The Department will establish hours of operation for park property under its jurisdiction and will post accordingly.
  - (2) Any park property may be closed by the Director to the public entirely or for certain uses and such closings shall be posted in advance for public notice.
- C. Permits. The Department may issue permits for use of County parks and facilities upon such rules and regulations as may be approved by the County Commissioners of Queen Anne's County.

### § 22-19. General conduct and personal behavior.

- A. Posting notices. Attaching or posting of notices, signs or any other objects on park property is prohibited except by permit (Class e offense).
- B. Audio devices and noise. No person may play an audio device or create excessive noise so as to disturb the peace (Class e offense).
- C. Fireworks and explosives. No person may possess and discharge any fireworks or other explosive pyrotechnics on park property without the expressed written permission of the Director (Class b offense).
- D. Littering, dumping and storage. (See definitions of "garbage," "refuse" and "rubbish" Queen Anne's County Code, Ch. 19, Nuisances; Right-to-Farm, Art. I, Definitions.) [Amended 7-22-2008 by Ord. No. 08-08; 11-24-2009 by Ord. No. 09-25]
  - (1) Garbage, junk, refuse and rubbish must be properly disposed of in trash receptacles (Class b offense).
  - (2) Dumping of household or commercial trash and refuse is prohibited on any County property whether or not said dumping occurs in a trash receptacle (Class b offense).
  - (3) No person may store material of any description on park property except by written authorization from the Director (Class e offense).
  - (4) Glass containers are prohibited in county parks and facilities (Class e offense).

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- E. Destruction of park property. Injury, defacement, disturbance or destruction of any building, sign, equipment, tree, flower, fern, shrub, rock, plant or mineral in a County park is prohibited. (Class c offense).
- F. Wildlife. The intentional disturbance, harassment or injury of any animal or animal habitat is prohibited. (Class c offense).
- G. Vegetation.
  - (1) Planting of vegetation or causing vegetation to be planted on park property is prohibited except by permit (Class e offense).
  - (2) Removal of any vegetation from parklands is prohibited (Class d offense).
- H. Metal detectors; digging. Patrons are prohibited from using metal detectors and/or digging *as in treasure hunting or archeological investigation* into the surface of park property except by permit. (Class e offense).
- I. Gambling. Gambling, games of chance and fortune-telling are prohibited in County Parks, except with the specific permission and a permit issued by the Director. (Class e offense).
- J. Alcohol.
  - (1) Consumption of alcoholic beverages is strictly prohibited except with the specific permission of and a permit issued by the Director (Class d offense).
  - (2) The sale of alcoholic beverages is strictly prohibited without a permit and permission of the Director and proper liquor license (Class d offense).
- K. Projectiles. No person may throw or launch projectile objects in such a way as to annoy, interfere, impede or endanger another park patron (Class e offense).
- L. Breach of peace. No person may perform, engage in, instigate and/or encourage a contention or fight, or assault a person. Every legal order of a park official must be properly obeyed (Class c offense).
- M. Indecent conduct.
  - a. Urinating or defecating on park property other than in the places officially provided is prohibited (Class c offense).
  - b. No person shall engage in any sexual or indecent act on park property (Class c offense).
- N. Powered model airplanes, ~~and~~ rockets and drones. No powered model airplanes, rockets *or drones* shall be flown or launched from any park area except on officially designated areas and by permit (Class d offense).
- O. Erecting structures. The enclosure of any area or erection of any structures on park property is prohibited unless authorized by permit

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(Class e offense).

- P. **Automobile service.** No person may service any automobile on park property, except waxing. Prohibited activities include washing, repairing or performing other work, except in case of an emergency (Class e offense).
- Q. **Weapons.** No person shall carry, possess or discharge a bow and arrow, dart, firearm, knife with blade of more than three inches in length, or other dangerous weapon on park property except where permitted in designated areas. This provision does not apply to firearms carried by law enforcement officers and persons with legal permits (Class b offense).

### § 22-20. Regulation of recreational activities.

The following regulations apply to all property under the supervision or control of the Department:

- A. **Aeronautical activities.** Aeronautical activities are permitted pursuant to airport regulations. Airplanes, helium/hot air balloons, hang gliders, parachutes, ultra-light planes, *drones*, or any other person-operated aircraft shall not be flown or launched from any County property except in officially designated areas by permit (Class e offense).
- B. **Athletics/leagues.**
- (1) Persons reserving an athletic field are entitled to exclusive use of such areas on the dates and between the hours specified by permit. They, and all other users, are prohibited from playing on the fields if the grounds are wet or otherwise unsuitable for play (Class e offense).
  - (2) Any athletic field other than an artificial turf field that is not reserved shall be available on a first- come, first-served basis. Artificial turf fields shall be available only through a permit issued by the Department of Parks and Recreation.
- C. **Bicycling.**
- (1) Bicycle riding is permitted only on roads or on other trails designated for that purpose (Class e offense).
  - (2) Bicycle riding is subject to the following requirements (Class e offense):
    - a. Bicycles must yield to pedestrians and horses along the trail.
    - b. Bicycles shall not be operated at a speed greater than reasonable and prudent for existing conditions. The maximum speed limit on the trails is 15 miles per hour.
    - c. Bicycle trail users shall dismount prior to crossing intersecting

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roadways.

- d. Bicycles and hikers shall keep right except to pass and bicyclists must alert other trail users before passing.

D. Boating. (Violation of below regulations constitute a Class e offense.)

- (1) No boat or other watercraft is allowed on lakes or ponds on County property except by permit.
- (2) Operators and occupants of permitted watercraft will comply with all local, state and federal regulations governing the use and operation of said watercraft.
- (3) Operators and occupants of permitted watercraft will comply with any special regulation promulgated by the Director and posted near watercraft launch sites.

E. Fires. (Violation of below regulations constitute a Class e offense.)

- (1) Fires are permitted only on public campgrounds and picnic areas, and are restricted to established fireplaces constructed for this purpose, and/or privately owned grills or stoves in areas specifically designated by the Director.
- (2) Before leaving the site, persons who have made fires shall wet hot coals until they are thoroughly soaked and cold.
- (3) Building of fires may be prohibited or limited by the Director when a fire hazard exists. ~~Lighted matches, cigars, cigarettes or other burning objects shall be properly extinguished prior to being discarded.~~ The lighting and use of tobacco products are prohibited on county property.
- (4) Ground fires are prohibited.

F. Fishing. Fishing is permitted only in designated areas and in compliance with Maryland state angler's license requirements (Class e offense).

G. Golf. Golf practice is not permitted except at golf courses (Class e offense).

H. Horseback riding. Horses are permitted only in designated areas and trails (Class e offense).

I. Hunting; trapping.

- (1) Hunting and trapping are permitted only for scientific and animal control purposes.
- (2) Hunting is permitted only in areas designated for hunting and upon compliance with federal and/or Maryland state licensing requirements (Class d offense).
- (3) No person may hunt or trap without the required permit issued from the Department.



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- J. Picnicking. Picnicking may be prohibited in areas identified as inappropriate by the Director. Unrestricted picnic areas are operated on a first-come, first-served basis. (Class e offense).
- K. Roller-skating, in-line skating, skateboarding.  
Roller-skating and skateboarding are permitted only in areas designated for such use and are prohibited in areas designated for basketball and tennis (Class e offense).  
~~(1) Skateboarding is prohibited on all paved trails (Class e offense).~~
- L. Swimming, water sports.  
(1) Bathing and swimming are permitted only in places and at times designated by the Department of Parks and Recreation (Class e offense).  
(2) Bathers must be properly clad in a bathing suit or appropriate swimming attire (Class e offense).  
(3) Lifeguards are not in attendance within county parks. Users assume their own risk.
- M. Winter sports. Ice-skating, sledding, skiing, and snowmobiling or tobogganing are permitted on park property only where authorized by posted notice and only in accordance with special regulations on the posted notice (Class e offense).
- N. Camping. Camping is authorized by permit only in designated areas and within specific periods as indicated on the permit (Class e offense).
- O. Motorized vehicle. Use of any unauthorized motorized vehicle on park property is prohibited. This includes but is not limited to ATVs, minibikes, motor scooters, and dirt bikes (Class a offense). [Amended 4-25-2007 by Ord. No. 07-18]

### § 22-21. Animal control provisions.

- A. All animals must be controlled in accordance with the Queen Anne's County Department of Parks and Recreation Rules and Regulations and abide by all provisions as set forth within the Queen Anne's County Animal Control Ordinance (Chapter 9 of the Code of Queen Anne's County).
- B. Pets are strictly prohibited from Romancoke Pier, and Matapeake Pier (Class e offense).
- C. Non-domesticated animals. Grazing of animals is not allowed on County parklands without special permission (Class e offense).
- D. Domesticated animals.

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- (1) All pets, except for ~~Seeing Eye dogs~~, documented Service animals are prohibited from bathing, picnic or other areas that are specifically restricted and posted (Class e offense).
- (2) All animals must be controlled by a leash or other similar restraining device at all times (Class e offense).
- (3) The owner or custodian of an animal may not allow his or her animal or any animal under his or her care to defecate on public property, unless the owner or custodian of the animal immediately thereafter removes and disposes of any and all waste in a sanitary manner (Class e offense).
- (4) At no time may an animal injure, molest or intimidate another individual or animal, chase vehicles or bicycles (Class b offense).

### § 22-22. Regulation of traffic.

- A. Enforcement. Traffic and parking in County parks, ~~specifically including the area commonly known as the "4-H Park," Route 18, Third Election District, Queen Anne's County, Maryland,~~ is under direction of the Department of Parks and Recreation. All posted signs and the instructions of park officials must be obeyed (Class e offense). [Amended 7-25-2006 by Ord. No. 06-14]
- B. Speed limit. No person shall operate any motorized vehicle in excess of 15 miles per hour unless the speed limit is otherwise posted or directed (Class e offense).
- C. Permissible roadways. No person shall operate any motorized vehicle on park property other than a road or street on which public access is permitted (Class b offense).
- D. Large truck, buses. Trucks over one ton, buses and tractor trailers shall not be operated or parked on park property except by special permit (Class e offense).
- E. Parking regulations.
  - (1) No persons may stop, stand or park a motor vehicle on park property (Class e offense).
    - a. In front of a public driveway;
    - b. Within an intersection;
    - c. Within 20 feet of, or so as to obstruct, a crosswalk, or within 20 feet of an intersection;
    - d. On a bridge;
    - e. Any place an official sign prohibits, or regulates, stopping, standing, parking, or the manner of parking in general;
    - f. On the raveled portion of a roadway or public driveway;
    - g. On, or obstructing the entrance to, any bicycle path, hiker path brindle bridle path or access road;

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- h. So as to obstruct another vehicle or traffic;
- i. So as to occupy more than one parking space or across painted parking lines;
- j. During those hours when park property is not open to the public;
- k. On any grass area unless specifically allowed or so as to injure any tree shrub, plant or vegetation;
- l. In a *designated* fire lane;
- m. *In a designated loading area:*
- n. On park property other than that designated for vehicular parking;
- o. Within 15 of a fire hydrant;
- p. Within 30' of the approach to any traffic control device located at the side of a roadway or at an intersection.

- (2) Any vehicle, which receives a permit to park adjacent to any roadway must be removed from the traveled portion of the roadway and parked in the direction of authorized traffic movement, with left wheels parallel to and within 36 inches of the right edge or boundary of the roadway (Class e offense).

### § 22-23. Fees.

Park users shall pay the ~~fixed~~ *rental* fees for permit or use as established by the Department.

- A. *Rental fees or permit for use. All fixed charges or permit for use must be paid in full prior to use or event.*
- B. *Waiver of rental fees or permit for use. No fixed charges or permit for use may be waived without written directive from the Director and/or the County Commissioners.*

### § 22-24. Enforcement.

- A. Enforcement authority. The provisions of this article shall be enforced by any Queen Anne's County employee designated by resolution of the County Commissioners. In addition, these provisions may be enforced by the Department of Natural Resources, Queen Anne's County Sheriff, Maryland State Police and any local law enforcement agencies or agencies designated by the County Commissioners. [Amended 10-11-2016 by Ord. No. 16-09]
- B. Interference with enforcement efforts. It shall be a violation of this article to interfere with the designee in the performance of the designee's duties.

### § 22-25. Civil infractions.

- A. In general. Violation of this article shall be a civil infraction.
- B. Fine; obligation to correct. [Amended 4-25-2007 by Ord. No.07-18]

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- (1) Any person found in violation of any provision of this chapter shall be punishable by a fine not to exceed \$500. Any person convicted of a second or subsequent offense shall be punishable by a fine not to exceed \$1,000.
  - (2) Each day during which a violation continues may be deemed a separate offense.
- C. Amount of fine. Unless another amount for a specific violation has been established by law or regulation, the pre-set civil fine shall be in the minimum amount shown below:

<b>Class of Offense</b>	<b>Minimum Fine</b>	<b>Minimum Suspension</b>	<b>Maximum Suspension</b>
a	\$500.00	1 year	Permanent
b	\$250.00	4 months	1 year
c	\$100.00 <del>1</del>	1 month	3 months
d	\$50.00	1 week	1 month
e	\$50.00	1 day	1 week

- D. Suspension from park facility. The Director has the authority to suspend in addition to fines. In addition to the fines, the Director may suspend park privileges as set forth above.

**§ 22-26. Restitution.**

In addition to or in lieu of enforcing the provisions of this article, the Department of Parks and Recreation may seek and obtain restitution from any individual for costs incurred by the Department in restoring, repairing, replacing, removing encroachments or otherwise mitigating the loss of or damage to any natural resources or other parkland property destroyed, defaced, damaged, altered or removed by the individual.

**§ 22-27. Citations.**

- A. Form. Citations shall be in the form designated and promulgated by Queen Anne's County Department of Parks and Recreation and approved by the District Court of Maryland.
- B. Payment of fine. Citations shall be payable within 20 calendar days of receipt of the citation. The preset fine will be the minimum amounts as set forth in § 22-25C.
- C. Right to stand trial.
  - (1) A person receiving a citation for civil infraction may elect to stand trial for the offense by notifying the Queen Anne's County Finance Department of the person's intention to stand trial.
  - (2) The notice of intent to stand trial shall be given in writing within 10 calendar days of receipt of the citation.
  - (3) On receipt of the notice of intent to stand trial, the County Finance Department shall forward to the District Court of Queen Anne's County a copy of the citation and the notice of intent to stand trial.
  - (4) The District Court shall schedule the case for trial and notify the defendant of the trial date.
- D. Fines remitted to County.
  - (1) All penalties, fines, and forfeitures collected by the District Court for violations of this article shall be remitted to the Finance Office of Queen Anne's County.
  - (2) Fines shall be payable to Queen Anne's County Parks and Recreation Department or Finance Office.

**§ 22-28. Failure to pay or stand trial.**

- A. Notice. If a person who receives a citation for a violation fails to pay the fine by the date of payment set forth on the citation, and fails to file a notice of intention to stand trial, formal notice of the violation shall be sent to the person's last known address.
- B. Additional fine; failure to respond. A person who receives a citation may request adjudication of the case through District Court. The District Court shall schedule the case for trial and summon the defendant to appear.

**§ 22-29. Adjudications.**

In any proceeding before the District Court, the violation shall be prosecuted in the same manner and to the same extent as set forth for municipal infractions under Article 25B, § 13C, of the Annotated Code of Maryland.

**§ 22-30. Court costs and fines.**

If the person is found by the District Court to have committed a violation of this article, the person shall be liable for the costs of the proceedings in the District Court and shall be subject to a fine.

COUNTY ORDINANCE NO. 19-19

A BILL ENTITLED

AN ACT CONCERNING Holiday Leave for County Employees;

FOR THE PURPOSE of revising the provisions regarding holiday leave for Queen Anne's County employees; correcting a typographical error; providing the Office of the Sheriff the option of providing a holiday leave accrual bank; providing for proration of holiday leave for new full-time employees; providing for coordination and approval of holiday leave; providing for no carry-over of holiday leave; providing for loss of holiday leave upon termination of employment; and generally revising and updating the provision on holiday leave for County employees;

BY AMENDING Section 27-89 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 Section 27-89 of the Code of Public Local Laws be and is hereby AMENDED to read as follows:

§27-89 Paid holidays observed.

A. All full-time employees shall receive a maximum of eight hours of regular pay and may not be required to report for duty on those days designated as holidays. The County Administrator retains the right to adjust the holiday schedule prior to the start of each calendar year based on the needs of the County and the employees, provided the number of holidays remains consistent with the number of holidays designated as follows:

- (1) New Year's Day;
- (2) Dr. Martin Luther King, Jr. birthday;
- (3) Presidents' Day;
- (4) Good Friday;

- (5) Memorial Day;
- (6) Independence Day;
- (7) Labor Day;
- (8) Columbus Day;
- (9) Election Day (in years other than 2016 in which a general election is held);
- (10) Veterans Day;
- (11) Thanksgiving Day;
- (12) Day after Thanksgiving; and
- (13) Christmas Day.

B. Saturday or Sunday holidays. Any holiday that falls on Saturday or Sunday shall be observed on the preceding Friday or the following Monday, as determined by the County Administrator.

(1) If Christmas Day falls on a Saturday or Sunday, employees required to work on that day will receive pay in accordance with § 27-89D.

C. If a designated holiday falls on an employee's regularly scheduled day off, the employee shall receive, in lieu of holiday pay, eight hours of holiday leave to be scheduled at the discretion of the appointing authority.

D. Payment of employees required to work on a County designated holiday.

(1) Eligible employees who work all or any part of a designated holiday shall receive at his or her option, in addition to eight hours of holiday pay, either:

(a) Pay at the rate of time-and-one-half the employee's normal rate of pay for every hour actually worked on the designated holiday; or

(b) Compensatory leave computed at time-and-one-half hours for



every hour actually worked on the designated holiday.

[1] Accrued compensatory leave must be taken in accordance with § 27-31D(4) (b) [3].

(2) Department of Emergency Services, Detention Center, Office of the Sheriff, Department of Public Works, Division of Information Technology and employees of other departments/divisions as approved by the County Administrator shall receive, at the discretion of their appointing authority, based on departmental business needs, either:

(a) An equivalent amount of holiday leave which will be observed in accordance with work schedules established by their respective departments; or

(b) Options offered to all other eligible County employees, as stated in § 27-89D(1).

(c) The Office of the Sheriff in selecting option 2(a), is granted the additional option of a holiday leave accrual bank providing for the equivalent hours of holiday leave for full-time employees in January of each year (96 hours or 104 hours respectively). Holiday leave usage shall be coordinated and approved with an employee's supervisor and shall be used in segments of not less than one hour. New full-time employees shall accrue holiday leave in an amount which is prorated on the basis of their date of employment.

E. Holiday leave shall not be carried over from one calendar year to the next. An employee shall not be paid for unused holiday leave in the event of termination of employment.

## SECTION II

BE IT FURTHER ENACTED that this Ordinance shall take effect on the forty-sixth (46<sup>th</sup>) day following its adoption.

INTRODUCED BY: Commissioner J. Wilson

DATE: November 26, 2019

**PUBLIC HEARING HELD: December 10, 2019 @ 6:05 pm**

**VOTE:        Yea        Nay**

**DATE OF ADOPTION:**

**EFFECTIVE DATE:**