

**RESOLUTION NO. 3157**

**A RESOLUTION OF THE CITY OF SALISBURY AUTHORIZING THE ESTABLISHMENT OF A TEMPORARY HOUSING FACILITY FOR HOMELESS PERSONS, TO BE KNOWN AS “ANNE STREET VILLAGE”.**

**WHEREAS**, as set forth in the Maryland Code, Housing and Community Development Article, Section 4-2202, the General Assembly has declared that 1) an increasing number of people in the State are homeless, 2) homeless people have been ignored by State units; 3) current State-operated programs do not adequately address the problem; and 4) as a result, there is a lack of quality emergency public or private housing available for homeless people; and

**WHEREAS**, the U.S. Department of Housing and Urban Development (HUD) requires that recipients of federal funds in the form of homeless assistance grants conduct an annual count of the people in their locality who are experiencing homelessness, to be taken on a single night in the last week of January, known as a “Point-in-Time” count; and

**WHEREAS**, the homeless assistance grant applicable to the City of Salisbury is jointly shared and distributed amongst subdivisions in the tri-county area consisting of Wicomico, Worcester and Somerset Counties, and accordingly, HUD requires the Point-in-Time count to include homeless persons in all three counties; and

**WHEREAS**, on the night of the 2020 Point-in-Time count, 310 people in the Tri-County area, consisting of Wicomico, Worcester and Somerset Counties, were experiencing homelessness, most of whom were located in Wicomico County; and

**WHEREAS**, a Point-in-Time count was unable to be completed in 2021 as a result of the closure of homeless shelters due to the COVID pandemic; and

**WHEREAS**, the Point-in-Time count of 2020 was higher than at any other time in the past 5 years; and

**WHEREAS**, in the last 5 years, the number of people experiencing homelessness in Maryland has increased while shelter and housing resources have decreased, a situation significantly worsened by the housing shortages created by the COVID pandemic; and

**WHEREAS**, there are approximately 25 locations or “encampments” in the City of Salisbury, and Wicomico County at large, where persons reside either in a tent, a car, or other place not meant for human habitation; and

**WHEREAS**, clearing such encampments displaces vulnerable populations and causes homeless people to disperse throughout the community, breaking their connections with support services and increasing the potential for unsafe health and hygiene conditions, including but not limited to, impediments to the provision of emergency services, impaired access to behavioral health resources, improper disposal of sanitary waste, and the spread of infectious disease; and

**WHEREAS**, in efforts to better serve the homeless population within its corporate limits and the greater County area, the City of Salisbury desires to establish a temporary housing facility, consisting of a number of transitional dwelling units (“TDUs”) and related shared facilities (meeting/gathering areas, toilets, handwashing basins, showers) in a community setting specifically geared toward providing services

necessary to transition its residents into permanent housing and providing solutions to the aforementioned health and hygiene conditions of homelessness; and

**WHEREAS**, the City of Salisbury proposes to locate this temporary housing facility within municipal limits on City-owned property in the area of the intersection of Anne and Short Streets; and

**NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND**, as follows:

**Section 1.** The City of Salisbury formally recognizes the shortage of homeless shelters and housing resources within its municipal limits and declares the City in need of temporary housing for homeless persons.

**Section 2.** A temporary housing facility, consisting of a number of transitional dwelling units (“TDUs”) and related shared facilities, including but not limited to meeting rooms, gathering areas, toilets, handwashing basins, and showers, may be located within municipal limits on City-owned property in the area of the intersection of Anne and Short Streets, to be known as “Anne Street Village”.

**Section 3.** The purpose of this temporary housing facility is to provide services necessary to transition its residents into permanent housing and to prevent harmful health and hygiene conditions of homelessness such as impediments to the provision of emergency services, impaired access to behavioral health resources, improper disposal of sanitary waste, and the spread of infectious disease. Transitional services offered at Anne Street Village may include support services such as case management, access to dental and health care, behavioral health, workforce development, and access to transportation.

**Section 4.** City Administration is hereby authorized to develop eligibility criteria, a selection process, and rules and regulations applicable to residency in the Anne Street Village.

**Section 5.** The Housing and Community Development Department shall provide an annual report to the City Council summarizing the number of inhabitants, average length of residency and other relevant metrics specific to Anne Street Village. This report shall be provided within thirty (30) days of the annual Point-in-Time count.

**AND, BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY AS FOLLOWS:**


**Section 6.** It is the intention of the Council of the City of Salisbury that each provision this Resolution shall be deemed independent of all other provisions herein.

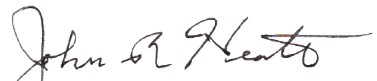
**Section 7.** It is further the intention of the Council of the City of Salisbury that if any section, paragraph, subsection, clause or provision of this Resolution shall be adjudged invalid, unconstitutional or otherwise unenforceable under applicable Maryland or federal law, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and all other provisions of this Resolution shall remain and shall be deemed valid and enforceable.

**Section 8.** The Recitals set forth hereinabove are incorporated into this section of this Resolution as if such recitals were specifically set forth at length in this Section 8.

**THIS RESOLUTION** was introduced, read and passed at the regular meeting of the Council of the City of Salisbury held on the 28<sup>th</sup> day of February, 2022.


ATTEST:

  
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Kimberly R. Nichols, City Clerk

  
\_\_\_\_\_  
John R. Heath, President  
Salisbury City Council

APPROVED BY ME THIS:

1st day of March, 2022

  
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Jacob R. Day, Mayor



City of  
**Salisbury**  
Jacob R. Day, Mayor

To: Julia Glanz, City Administrator  
From: Amanda Pollack, P.E., Director of Infrastructure and Development  
Date: February 10, 2022  
Re: Anne Street Village enabling legislation

AP

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Per Ordinance No 2701, funding has been allocated for a “Tiny Homes for Homeless” project. There are three legislative items that are needed to enable the development of the Anne Street Village project. All three are being introduced together at the February 22, 2022 work session. The zoning code text amendment requires a Planning Commission Public Hearing and Planning Commission approval prior to the City Council’s Public Hearing and approval. The other two legislative items require only City Council approval. A summary of the three items is below and the proposed legislation is attached. All of the legislation has been prepared by the City Attorney.

1. Ordinance for a text amendment to Zoning Code in Title 17 Zoning.
  - a. Amending Section 17.04.04 of the Salisbury City Code, entitled “Method Of Regulation,” to add language exempting Federal, State And Local Governments from Title 17.
  - b. The amendment will clarify confusing language in the existing code. Wicomico County has similar exemption language.
  - c. This language was being added as part of the comprehensive rezoning process, however the Anne Street Village project is accelerating the need for the amendment.
2. Ordinance for a text amendment to the Building Code in Title 13 Public Services:
  - a. Amend Section 13.16 of the Salisbury City Code, entitled “Sanitary Facilities”, to add an exemption for facilities owned or operated by the City of Salisbury for the purpose of providing temporary housing for homeless persons.
  - b. Section 13.16 currently requires all building or structures that are used for human habitation must have interior sanitary facilities.
3. Resolution authorizing the establishment of a temporary housing facility.
  - a. Defines the need for the facility.
  - b. Defines the services provided and the shared facilities provided.
  - c. Authorizes the City Administration to develop eligibility criteria, a selection process, and rules and regulations.

Unless you or the Mayor has further questions, please forward a copy of this memo, the resolution and the two ordinances to the City Council.