

ORDINANCE NO. 2983

AN ORDINANCE OF THE CITY OF SALISBURY AMENDING CHAPTER 17.04.120 OF THE SALISBURY CITY CODE TO REVISE THE DEFINITION OF A “SPECIALTY SHOP.”

WHEREAS, the ongoing application, administration and enforcement of the City of Salisbury Municipal Code (the "Salisbury City Code") demonstrates a need for its periodic review, evaluation and amendment, in order to comply with present community standards and values, and promote the public safety, health and welfare of the citizens of the City of Salisbury (the "City");

WHEREAS, the Mayor and Council of the City of Salisbury (the "Mayor and Council") are authorized by MD Code, Local Government, 5-202 to adopt such ordinances, not contrary to the Constitution of Maryland, public general law or public local law, as the Mayor and Council deem necessary to assure the good government of the municipality, to preserve peace and order, to secure persons and property from damage and destruction, and to protect the health, comfort and convenience of the citizens of the City;

WHEREAS, the Mayor and Council may amend Title 17 (Zoning) of the Salisbury City Code pursuant to the authority granted by MD Code, Land Use, §4-102, subject to the provisions set forth in Section 17.228.020;

WHEREAS, the Department of Infrastructure and Development has determined that current definition of a “specialty shop” is restrictive and prohibits several uses that would otherwise fall within the commonly understood definition of a “specialty shop”;

WHEREAS, the Mayor and Council therefore find that the health, safety and general welfare of the citizens of the City will be furthered by amending Chapter 17.04.120 of the Salisbury City Code to update and expand the definition of a “specialty shop” as provided for herein;

WHEREAS, pursuant to Section 17.228.020 of the Salisbury City Code, any amendment to the Salisbury Zoning Code requires the recommendation of the Salisbury Planning Commission (the “Planning Commission”) prior to the passage of an ordinance amending Chapter 17;

WHEREAS, a public hearing on the proposed amendment was held by the Planning Commission in accordance with the provisions of Section 17.228.020 of the Salisbury City Code on February 12, 2026;

WHEREAS, at the conclusion of its February 12, 2026 meeting, the Planning Commission recommended, by a vote of 6-0, that the amendment to Section 17.04.120 of the Salisbury City Code set forth herein be approved by the Mayor and Council; and

WHEREAS, the Mayor and Council have determined that the amendment to Chapter 17.04.120 of the Salisbury City Code set forth below shall be adopted as set forth herein.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, that Chapter 17.04.120 of the Salisbury City Code is hereby amended by adding the bolded and underlined language and deleting the strikethrough language as follows

Section 1. Section 17.04.120 of the Salisbury City Code, entitled “Definitions” shall be amended as follows:

17.04.120 – Definitions.

The following definitions have been used or considered in the construction of this title and shall be used in its interpretation:

...

“Specialty shop” means a shop for the sale of antiques/collectibles or handcraft and supplies, including artwork, leatherwork, pottery, needlework or similar items which may be made on the premises.”

“Specialty shop” means a retail store that sells a specialized line of merchandise related to a specific category or brand of products but does not include adult entertainment businesses, cannabis dispensaries, or alcohol and tobacco sales. No outdoor storage is permitted as part of this use.

...

BE IT FURTHER ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, as follows:

Section 2. It is the intention of the Mayor and Council of the City of Salisbury that each provision of this Ordinance shall be deemed independent of all other provisions herein.

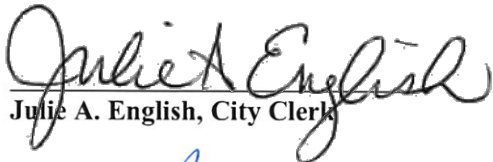
Section 3. It is further the intention of the Mayor and Council of the City of Salisbury that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged invalid, unconstitutional or otherwise unenforceable under applicable Maryland or federal law, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and all other provisions of this Ordinance shall remain and shall be deemed valid and enforceable.

Section 4. The recitals set forth hereinabove are incorporated into this section of the Ordinance as if such recitals were specifically set forth at length in this Section 4.

Section 5. This Ordinance shall take effect from and after the date of its final passage.

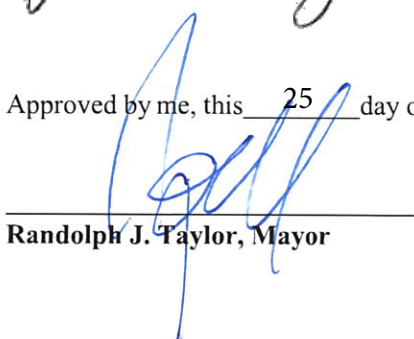
THIS ORDINANCE was introduced and read at a Meeting of the Mayor and Council of the City of Salisbury held on the 9 day of March, 2026 and thereafter, a statement of the substance of the Ordinance having been published as required by law, in the meantime, was finally passed by the Council of the City of Salisbury on the 23 day of March, 2026.

ATTEST:


Julie A. English, City Clerk


April R. Jackson, City Council President

Approved by me, this 25 day of March, 2026.


Randolph J. Taylor, Mayor