

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2010 Legislative Session

Bill No. CB-60-2010

Chapter No. _____

Proposed and Presented by Council Member Campos and Dernoga

Introduced by _____

Co-Sponsors _____

Date of Introduction _____

BILL

1 AN ACT concerning

2 Parking Permit Areas Designated by Petition

3 For the purpose of providing for the provision of parking permit areas designated by petition of
4 the residents; providing for ineligibility within a designated parking permit area; providing for
5 exemptions within a designated parking permit area; providing for the issuance of permits;
6 requiring the Revenue Authority to promulgate regulations for the administration of parking
7 permit areas by petition; and generally relating to parking permit areas designated by petition.

8 BY adding:

9 SUBTITLE 26. VEHICLES AND TRAFFIC.

10 Section 26-141.01,

11 The Prince George's County Code

12 (2007 Edition, 2009 Supplement)

13 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
14 Maryland, that Section 26-141.01 of the Prince George's County Code be and the same is hereby
15 added:

16 SUBTITLE 26. VEHICLES AND TRAFFIC.

17 DIVISION 9. PARKING PERMIT AREAS.

18 **Sec. 26-141.01 Parking Permit Areas Designated by Petition.**

19 (a) Definitions. The following definitions are applicable in Section 26-141.01 of the
20 County Code:

21 **(1) Heavy Commercial Truck** means trucks except light commercial vehicles.

1 (2) **Inoperable Vehicle** means one or more of its major mechanical components,
 2 including but not limited to engine, transmission, drive train and wheels, is missing
 3 or not functional unless such vehicle is kept in an enclosed building or as permitted
 4 by Subtitle 13 or Subtitle 27 of the Code.

5 (3) **Light Commercial Vehicles** include pickups, panel trucks and work vans up to
 6 and including those of a ¾-ton capacity and Maryland Motor Vehicle
 7 Administration registration restricting vehicles to 10,000 pounds gross vehicle
 8 weight.

9 (4) **Revenue Authority** means the Revenue Authority of Prince George’s County.

10 (b) The residents of a proposed parking permit area may petition to become a parking
 11 permit area. The Revenue Authority shall administer parking permit areas designated by
 12 petition. The parking permit area shall include but not be limited to the designation of roads,
 13 streets, and other areas in the County as Parking Permit Areas in which the parking of vehicles is
 14 restricted during specified times, unless a proper parking permit is displayed in or on the vehicle.
 15 The parking restrictions shall normally limit nonresident parking to periods of three (3) hours or
 16 less between the hours of 7 A.M. and 6 P.M., Monday through Saturday, excluding holidays;
 17 however, when deemed necessary the petitioners may prescribe other hours and days when the
 18 parking restrictions are operative.

19 (c) For parking permit areas designated by petition, except as modified below, the
 20 following shall be necessary to the designation of a County Parking Permit Area:

21 (1) The area shall be one consisting solely of residential uses and in which
 22 commercial and industrial uses do not exist.

23 (2) A residential area may be considered for parking permit restrictions upon request
 24 of the residents affected or upon request of the elected officials of any incorporated municipality.
 25 A petition indicating that at least one-half of the residents in the permit parking area approve the
 26 parking permit area is required. A petition with the required one-half residential signatures must
 27 be received and validated by the Revenue Authority. An auditor may be engaged to assist the
 28 Revenue Authority in reviewing the results of the validation process.

29 (3) Before a parking permit area is established by petition or terminated, the Revenue
 30 Authority or their designee shall cause a public hearing to be held. The hearing shall be at a

1 location within or reasonably adjacent to the area concerned and shall be preceded by due public
2 notice published in a County newspaper of record. The notice shall state the time, place, and
3 purpose of the hearing, the exact description of the area being considered, the time proposed for
4 restrictive parking and any parking permit fee proposed. In addition to the published notice,
5 reasonable efforts shall be made to mail a similar notice to each household within the parking
6 permit area.

7 (d) (1) The following vehicles are not eligible for parking in a residential parking permit
8 area: (1) vehicles with out-of-state license plates; (2) inoperable vehicles; (3) vehicles lacking
9 current registration, including residents whose registration lacks the correct name and address of
10 the resident; and (4) heavy commercial trucks and light commercial vehicles. This includes
11 heavy commercial trucks and light commercial vehicles whether or not the vehicle displays
12 commercial markings.

13 (2) As provided in Section 26-122 of the County Code, no person shall park or allow
14 to stand any vehicle on any of the public streets or roadways in the County for a period in excess
15 of seventy-two (72) hours.

16 (3) As provided in Section 26-162 of the County Code, the removal of abandoned and
17 inoperable vehicles is required within forty-eight (48) hours.

18 (e) The following vehicles are exempt from the provisions of this Section: (1) marked
19 police vehicles; and (2) public utility vehicles, heavy commercial trucks and light commercial
20 vehicles and/or service vehicles, if they are in the course of conducting work within the
21 designated area.

22 (f) Permits shall be renewed every two years through the Revenue Authority. Permits
23 shall be color-coded, with a serial number indicating the vehicle and its owner.

24 (g) Permit application requires proof of residency within the designated area and proof of
25 vehicle ownership. Permits will not be issued for vehicles where the registration information
26 does not match the name and address of the resident.

27 (h) The Revenue Authority shall be authorized to engage consultants and experts to assist
28 in their duties in administering the parking permit areas by petition.

29 (i) The Revenue Authority shall promulgate regulations for the administration of
30 designating parking permit areas by petition.

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SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45) calendar days after it becomes law.

Adopted this _____ day of _____, 2010.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Thomas E. Dernoga
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____

BY: _____
Jack B. Johnson
County Executive