

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**2014 Legislative Session**

Resolution No. CR-27-2014

Proposed by Council Member Olson

Introduced by Council Members Olson, Franklin, Campos, Turner, Davis and Patterson.

Co-Sponsors \_\_\_\_\_

Date of Introduction May 6, 2014

**RESOLUTION**

1 A RESOLUTION concerning

2 Adequate Public Safety Facilities Surcharge

3 For the purpose of approving a waiver of the adequate public safety facilities surcharge for all  
4 residential units within the “Leroy Petry Village of Honor” Project.

5 WHEREAS, in Council Bill 89-2004, the County Council of Prince George’s County and  
6 the County Executive enacted an amendment to Section 24-122.01 of the Subdivision  
7 Regulations, to impose an adequate public safety surcharge for new residential construction in  
8 the County; and

9 WHEREAS, consistent with the requirements of Chapter 594 of the Laws of Maryland of  
10 2005 (House Bill 1129), codified as Section 10-192.11 of the Prince George’s County Code, the  
11 Council and Executive approved Council Bill 56-2005, to modify the requirements of CB-89-  
12 2004; and

13 WHEREAS, as modified, Section 24-122.01 of the Subdivision Regulations requires  
14 certain public safety information and findings, at the time of application for approval of a  
15 preliminary plan of subdivision; and

16 WHEREAS, Section 24-122.01 (e) (4) authorizes the County Council and County  
17 Executive, acting as the governing body of Prince George’s County, to waive any surcharge  
18 imposed within the County’s Developed Tier, as designated in the 2002 General Plan; and

19 WHEREAS, the “Leroy Petry Village of Honor” Project (“Project”) of Danner  
20 Development (“Danner”), as approved by the Planning Board in PGCPB No. \_\_\_\_\_ (Final Plat),  
21 includes approximately 1.53 acres of land in the R-R zone, located on the east side of 47<sup>th</sup>  
22 Avenue, 300 feet south of its intersection with Longfellow Street; and

1           WHEREAS, the subject property was undeveloped and sold by Danner; and

2           WHEREAS, the “Leroy Petry Village of Honor” Project received preliminary plan and  
3 final plat approval for 7 lots; and

4           WHEREAS, the “Leroy Petry Village of Honor” Project represents an opportunity to  
5 provide housing at no cost to wounded warriors and their families in Prince George’s County,  
6 which has the highest number of veterans in the State of Maryland; and

7           WHEREAS, the “Leroy Petry Village of Honor” Project represents Danner’s vision to  
8 provide housing for our veterans by buying and donating the land and partnering with Troops  
9 First to construct the seven homes and furnish them in honor of two heroes, Leroy Petry, a  
10 Congressional Medal of Honor winner, and Chief Kyle Court; and

11           WHEREAS, the County Council has determined, because of the importance of the need to  
12 provide housing for our wounded veterans and their families as they recover in particular, and  
13 because the Project will have many positive effects on the residential and community  
14 environment, that the public safety facilities surcharge required in CB-55-2005 and in CB-56-  
15 2005 should be waived, and that building permits may be issued for the project without the  
16 imposition of the surcharge; and

17           WHEREAS, the Council has further determined that the public safety facilities surcharge  
18 should be waived because the area of the subject property is and will for the foreseeable future  
19 be more than adequately served by the existing school, police and fire facilities; and

20           WHEREAS, this Resolution will be transmitted to the County Executive for his approval,  
21 to complete the process required for the waiver of the public safety facilities surcharge for the  
22 “Leroy Petry Village of Honor” Project property.

23           NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's  
24 County, Maryland, that the public facilities surcharge required in CB-55-2005 and in CB-56-  
25 2005 is hereby waived, for the property included in the “Leroy Petry Village of Honor” Project,  
26 and building permits may be issued for the dwelling units, without payment of the surcharge.  
27

Adopted this 6th day of May, 2014.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Mel Franklin  
Chairman

ATTEST:

\_\_\_\_\_  
Redis C. Floyd  
Clerk of the Council

APPROVED

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

BY: \_\_\_\_\_  
Rushern L. Baker, III  
County Executive