

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

Bill No. CB-15-2010

Chapter No. _____

Proposed and Presented by Council Member Dernoga

Introduced by _____

Co-Sponsors _____

Date of Introduction _____

BILL

1 AN ACT concerning

2 Conservation Easements

3 For the purpose of prohibiting conservation easements on publicly owned property

4 BY repealing and reenacting with amendments:

5 SUBTITLE 30. AGRICULTURE.

6 Section 30-309,

7 The Prince George's County Code

8 (2007 Edition, 2009 Supplement).

9 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
10 Maryland, that Section 30-309 of the Prince George's County Code be and the same is hereby
11 repealed and reenacted with the following amendments:

12 **SUBTITLE 30. AGRICULTURE.**

13 **Sec. 30-309. Easement terms and conditions.**

14 (a) Each conservation easement shall be in a form approved by the County Attorney, and
15 shall contain, at a minimum, the following provisions:

16 (1) Restriction on division. The parcel shall be restricted from any further division
17 except as may provided in the program regulations.

18 (2) No buy-back option. The owner shall not have the right to re-acquire the
19 development potential extinguished by the easement.

20 (3) Agricultural uses. Agricultural uses shall be permitted on a parcel subject to a
21 conservation easement.

1 (4) Prohibited uses. Industrial or non-agricultural commercial uses shall not be
2 permitted on a parcel encumbered by a conservation easement.

3 (5) Designation of Easement Holders. The County shall be the easement holder of
4 each easement.

5 (6) Non-publicly owned land. A statement that the parcel on which the easement is
6 created is not publicly owned land.

7 (b) The easements shall be recorded in the Land Records of the County and a copy of the
8 recorded easement shall be forwarded to the Department of Environmental Resources Permit
9 Review Division.

10 SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)
11 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

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.



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