

## Prince George's County Council Agenda Item Summary

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**Meeting Date:** 3/9/2010  
**Reference No.:** CB-002-2010  
**Draft No.:** 2  
**Proposer(s):** Dean  
**Sponsor(s):** Dean, Harrison  
**Item Title:** A Ordinance for the purpose of amending the Zoning Ordinance of Prince George's County, Maryland to incorporate appropriate references, regulations, and procedures pertaining to Subtitle 27A of the Prince George's County Code, and to delete an obsolete section pertaining to the Interim General Plan Amendment for Growth Policy.

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**Drafter:** Chad Williams, M-NCPPC  
**Resource Personnel:** M-NCPPC Staff

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### LEGISLATIVE HISTORY:

<b>Date Presented:</b>	12/1/2009	<b>Executive Action:</b>	
<b>Committee Referral:</b>	12/1/2009 - PZED	<b>Effective Date:</b>	3/9/2010
<b>Committee Action:</b>	1/12/2010 - HELD 1/20/2010 - FAV(A)		
<b>Date Introduced:</b>	2/2/2010		
<b>Public Hearing:</b>	3/9/2010 - 10:00 AM		
<b>Council Action (1)</b>	3/9/2010 - ENACTED		
<b>Council Votes:</b>	MB:A, WC:A, SHD:A, TD:A, CE:-, AH:A, TK:A, EO:A, IT:A		
<b>Pass/Fail:</b>	P		
<b>Remarks:</b>			

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### AFFECTED CODE SECTIONS:

27-103, 27-109, 27-110, 27-118.01, 27-125.01, 27-127, 27-132, 27-139.01, 27-223, 27-546.20, 27-548.04, 27-548.21, 27-640, 27-640.01

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### COMMITTEE REPORTS:

#### PZED Committee Report

**Date 1/20/2010**

Committee Vote: Favorable with amendments, 4-0 (In favor: Council Members Dean, Knotts, Olson, and Dernoga)

Staff presented a Proposed Draft-2 (DR-2) of CB-2-2010 which provided technical amendments as well as the addition of a section concerning the Board of Zoning Appeals that was not included in Draft-1. On page 11, the additional language was included at lines 18-22 to clarify that the Board of Zoning Appeals does not have the power or duty to grant a variance from any requirement of Subtitle 27A of the County Code.

The committee voted favorably on Proposed DR-2.

Held in committee. 1/12/2010

Staff summarized the purpose of the legislation and informed the committee of referral comments that were received. The committee discussed CB-2-2010 in conjunction with CB-1-2010 and CB-3-2010. CB-2-2010 amends the Zoning Ordinance to incorporate references, regulations and procedures within Subtitle 27A (as proposed by CB-1-2010).

The Office of Law reviewed CB-2-2010 and determined that it is in proper legislative form with no legal impediments to its enactment.

CB-2-2010 was held in committee to allow staff additional time to address issues and concerns associated with the companion legislation, CB-1-2010.

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**BACKGROUND INFORMATION/FISCAL IMPACT:**

(Includes reason for proposal, as well as any unique statutory requirements)

The proposed legislation amends the Zoning Ordinance to incorporate references, regulations and procedures within Subtitle 27A. The bill adds language to limit applicability of Subtitle 27A to General Plan Centers and Corridor nodes in the Zoning Ordinance, adds the four new proposed “urban center” zones in Subtitle 27A into Subtitle 27 under the mixed-use zones category, amends the Sectional Map Amendment procedures to allow Transit District Overlay Zones to be established or amended by Sectional Map Amendments, and clarifies that Transit District Overlay Zones and Development District Overlay Zones may not be used with the new “urban center” zones. Lastly, the bill deletes an obsolete section related to Interim General Plan Amendment for Growth Policy.

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**CODE INDEX TOPICS:**

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**INCLUSION FILES:**

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