

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

Bill No. CB-29-2010

Chapter No. 26

Proposed and Presented by The Chairman (by request – Planning Board)

Introduced by Council Members Dernoga and Olson

Co-Sponsors _____

Date of Introduction June 15, 2010

BILL

1 AN ACT concerning

2 Woodland Conservation and the Purchase of Development Rights Program

3 For the purpose of clarifying provisions of the Purchase of Development Rights Program relating
4 to woodland conservation.

5 BY repealing and reenacting with amendments:

6 SUBTITLE 30. AGRICULTURE.

7 Section 30-307,

8 The Prince George's County Code

9 (2007 Edition, 2009 Supplement).

10 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
11 Maryland, that Section 30-307 of the Prince George's County Code be and the same is hereby
12 repealed and reenacted with the following amendments:

13 **SUBTITLE 30. AGRICULTURE.**

14 **DIVISION 3. PURCHASE OF DEVELOPMENT RIGHTS .**

15 **Sec. 30-307. Eligibility Criteria.**

16 (a) * * * * * * * *

17 (b) [A] Portions of parcels shall not be eligible to participate in the program if the
18 development rights have been extinguished by the donation or sale of an easement to any other
19 party[, or if the property is encumbered by a tree conservation easement or any other easement
20 which would prevent the property from being developed] that specifically protects woodlands for
21 another purpose including but not limited to approved TCPs for other development, deed

1 restrictions, and declarations of covenants for woodland conservation banking.

2 SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby
3 declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph,
4 sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of
5 competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining
6 words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this
7 Act, since the same would have been enacted without the incorporation in this Act of any such
8 invalid or unconstitutional word, phrase, clause, sentence, subparagraph, subsection, or section.

9 SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect on
10 September 1, 2010.

Adopted this 13th day of July, 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.