

Prince George's County Council

Agenda Item Summary

Meeting Date: 11/15/2011
Reference No.: CB-033-2011
Draft No.: 2
Proposer(s): Park & Planning
Sponsor(s): Turner
Item Title: An Act for the purpose of clarifying applicability requirements, amending regulations, providing certain exemptions, and codifying waiver procedures from requirements of the Tree Canopy Ordinance.

Drafter: CJ Lammers, M-NCPPC Staff
Resource Personnel: CJ Lammers, M-NCPPC Staff

LEGISLATIVE HISTORY:

Date Presented:	7/19/2011	Executive Action:	12/7/2011 S
Committee Referral:	7/19/2011 - THE	Effective Date:	2/1/2012

Committee Action: 9/23/2011 - HELD
10/13/2011 - FAV(A)

Date Introduced: 10/18/2011
Public Hearing: 11/15/2011 - 10:00 AM

Council Action (1) 11/15/2011 - ENACTED
Council Votes: WC:A, DLD:A, MRF:A, AH:A, LJ:-, ML:A, EO:A, OP:A, IT:A, KT:A
Pass/Fail: P
Remarks:

AFFECTED CODE SECTIONS:

25-127, 25-128, 25-129, 25-130

COMMITTEE REPORTS:

Transportation, Housing and Environment

Date 10/13/2011

October 13th , 2011

Committee Vote: Favorable with Amendments, 4-0 (In favor: Council Members Olson, Turner, Toles and Lehman)

The Legislative Officer provided a summary of the Proposed Draft 2 of the bill and referral comments that were received. The Legislative Officer reviewed the proposed amendments to the waiver provisions contained on page 5, lines 10 to 17 recommended by Maryland National Parking and Planning Commission (M-NCPPC). Also noted was that the effective date in Section 3 of the bill will be February 1, 2012 per M-NCPPC request.

C.J. Lammers, Director, Environmental Review Section, M-NCPPC, spoke in support of this legislation, explained the proposed amended language and responded to questions from the Committee.

The Office of Law determined that CB-33-2011 was in proper legislative form.

The Office of Audits and Investigation indicated there will be not be any negative fiscal impact the County as a result of adopting CB-33-2011.

September 22nd, 2011

Held

The Legislative Officer provided a summary of the bill and referral comments that were received. CB-33-2011 amends acts concerning trees and vegetation (Tree Canopy Ordinance) for the purpose of clarifying applicability requirements, amending regulations, providing certain exemptions, and codifying waiver procedures from requirements of the Tree Canopy Ordinance.

C.J. Lammers, Director, Environmental Review Section, Maryland National Parking and Planning Commission (M-NCPPC) spoke in support of this legislation, explained the proposed bill and responded to questions from the Committee.

Ms. Maurene Epps-Webb, Zoning Hearing Examiner, raised questions regarding the waiver process language contained on page 5, lines 10 to 16.

In response to questions from the Committee, the bill was held for clarification on the variance and waiver provisions.

BACKGROUND INFORMATION/FISCAL IMPACT:

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

This bill provides revisions to certain sections of this Subtitle of the County Code that were approved by the County Council on July 13, 2010 and became effective on September 1, 2010, collectively known as the "Environmental Legislation." During the early implementation stages it was discovered that minor clarifications and streamlining language are needed. This bill addresses applicability and exemptions and provides a waiver process that does not require the approval of a variance.

CODE INDEX TOPICS:

INCLUSION FILES:
