

# Prince George's County Council

## Agenda Item Summary

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**Meeting Date:** 6/7/2011  
**Reference No.:** CR-029-2011  
**Draft No.:** 1  
**Proposer(s):** Park & Planning  
**Sponsor(s):** Franklin  
**Item Title:** A resolution for the purpose of amending the program regulations for the Purchase of Development Rights Program.

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**Drafter:** M-NCPPC  
**Resource Personnel:** M-NCPPC

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### LEGISLATIVE HISTORY:

<b>Date Presented:</b>		<b>Executive Action:</b>
<b>Committee Referral:</b>	4/5/2011 - PZED	<b>Effective Date:</b>
<b>Committee Action:</b>	5/19/2011 - FAV	
<b>Date Introduced:</b>	4/5/2011	
<b>Public Hearing:</b>		
<b>Council Action (1)</b>	6/7/2011 - ADOPTED	
<b>Council Votes:</b>	WC:A, MRF:A, AH:A, LJ:-, ML:A, EO:A, OP:A, IT:A, KT:A	
<b>Pass/Fail:</b>	P	
<b>Remarks:</b>		

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### AFFECTED CODE SECTIONS:

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### COMMITTEE REPORTS:

#### PZED Committee Report

**Date 5/19/2011**

Committee Vote: Favorable, 3-0 (In favor: Council Members Patterson, Campos and Olson)

Staff gave an overview of the purpose of the resolution indicating that the resolution was transmitted by the Planning Board for the Council's consideration. CR-29-2011 amends the regulations for the Purchase of Development Rights (PDR) Program in order to update the ranking criteria regulations for the PDR Program. CR-29-2011 includes points for properties located in the newly designated Priority Preservation Area (PPA) and properties within the designated Green Infrastructure Network. The resolution also includes points for Scenic or Historic Roads that were designated in the Master Plan of Transportation.

Maria Martin and Fatimah Hasan, Planning Department staff, were present to address the committee and respond to questions. Ms. Martin informed the committee that CR-29-2011 also brings the County into compliance with House Bill 2, the Agricultural Stewardship Act of 2006, and closer to State certification. Ms. Hasan noted that location within the Priority Preservation Area adds value for homeowners who are supportive of this designation.

The Office of Law reviewed CR-29-2011 and determined that it is in proper legislative form with no legal impediments to its adoption.

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**BACKGROUND INFORMATION/FISCAL IMPACT:**

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

The purpose of this resolution is to amend the program regulations for the Purchase of Development Rights Program (“PDR”) pursuant to Section 30-306(b) (1) of the Prince George’s County Code. This resolution updates the regulations to include points for properties located in the newly designated Priority Preservation Area (PPA), as identified in County Council approved Subregions 1, 5, and 6 master plans and the pending Priority Preservation Area Functional Master Plan.

This resolution also includes points for properties located in the designated Green Infrastructure Network of the County Council approved Countywide Green Infrastructure Plan. This amendment will implement the purpose of the Purchase of Development Rights Program as stated in CB-047-2006 in Section 30.303 (a) of the Prince George’s County Code. Lastly, the resolution proposes an amendment to include county Scenic or Historic Roads that were designated in the County Council approved Master Plan of Transportation.

This resolution will also bring the county into compliance with the requirements of House Bill 2, the Agricultural Stewardship Act of 2006. The bill was signed by Governor O’Malley on Friday, May 5, 2006. The Agricultural Stewardship Act of 2006 amended Title 5, Subtitle 4 of the State Finance and Procurement Article of the Annotated Code of Maryland to require local jurisdictions to include priority preservation areas for certification of local preservation programs.

CR-82-2006 not only provides the ranking criteria for the county’s PDR Program, but also for the Commission’s Historic Agricultural Resource Preservation (HARPP) Program. Including the PPA status in the PDR and HARPP programs will help the county to move closer to certification and retaining seventy-five percent (75%) of the Prince George’s County Agricultural Transfer Tax Revenue, instead of the current thirty-three percent (33%) level.

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**CODE INDEX TOPICS:**

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**INCLUSION FILES:**

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