

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL
2019 Legislative Session

Bill No. CB-2-2019

Chapter No. 3

Proposed and Presented by Council Members Glaros, Franklin, Harrison, Anderson-Walker,
Davis, Turner, Streeter, Hawkins,

Introduced by Council Members Glaros, Franklin, Harrison, Anderson-Walker,
Davis, Turner, Streeter, Hawkins,

Date of Introduction March 19, 2019

ZONING BILL

1 AN ORDINANCE concerning

2 Zoning—Administration—Procedures—Notice

3 For the purpose of clarifying the time for reconsideration of final decisions of the District
4 Council.

5 BY repealing and reenacting with amendments:

6 Sections 27-134 and 135,

7 The Zoning Ordinance of Prince George's County, Maryland,
8 being also

9 SUBTITLE 27. ZONING.

10 The Prince George's County Code
11 (2015 Edition, 2018 Supplement).

12 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
13 Maryland, sitting as the District Council for that part of the Maryland-Washington Regional
14 District in Prince George's County, Maryland, that Sections 27-134 and 135 of the Zoning
15 Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince George's
16 County Code, be and the same is hereby repealed and reenacted with the following amendments:
17

SUBTITLE 27. ZONING.

PART 3. ADMINISTRATION.

DIVISION 1. GENERAL ZONING PROCEDURES.

SUBDIVISION 3. DISTRICT COUNCIL.

Sec. 27-134. Notice of decision.

The notice of final decision, findings, conclusions, and votes of the Council in any zoning case shall be served upon all persons of record and any public agency processing the application. For purposes of this Code, reconsideration of the final decision shall be filed within thirty (30) days after the date of service of the Notice of Final Decision by the Clerk of the Council.

Sec. 27-135. - Reconsideration and amendment of decisions.

(a) Reconsiderations and site plan amendments for Special Exceptions shall be as provided for in Part 4. All others are governed by this Section (except Zoning Ordinance text amendments).

(b) Once a final decision has been made by the District Council, the decision may be reconsidered upon a written request filed by either the applicant or other person of record within thirty (30) days [of the final decision] after the date of service of the Notice of Final Decision by the Clerk of the Council if, based on the written request, the Council finds that there may have been an error in reaching the final decision that was caused by fraud, surprise, mistake, or inadvertence. The person of record filing the request for reconsideration shall, upon filing the request, send a copy to all other persons of record.

(1) If the District Council determines there may be grounds for reconsideration of their final decision, the Clerk of the Council shall schedule an evidentiary hearing on the request.

(2) After hearing, the District Council shall first vote to reconsider their final decision and, if an affirmative motion is adopted, vote on a new decision.

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SECTION 2. BE IT FURTHER ENACTED that this Ordinance shall take effect forty-five (45) calendar days after its adoption.

Adopted this 30th day of April 2019.

COUNTY COUNCIL OF PRINCE GEORGE'S
COUNTY, MARYLAND, SITTING AS THE
DISTRICT COUNCIL FOR THAT PART OF
THE MARYLAND-WASHINGTON REGIONAL
DISTRICT IN PRINCE GEORGE'S COUNTY,
MARYLAND

BY: _____
Todd M. Turner
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks *** indicate intervening existing Code provisions that remain unchanged.