

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

1995 Legislative Session

Resolution No. CR-45-1995

Proposed by Chairwoman MacKinnon (by request - County Executive)

Introduced by Council Members Scott, Del Giudice and Wilson

Co-Sponsors

Date of Introduction July 18, 1995

RESOLUTION

A RESOLUTION concerning

Building Code

For the purpose of adopting local amendments to the 1993 BOCA National Building Code.

WHEREAS, Article 83B, Section 6-402 of the Annotated Code of Maryland provides for the adoption of the 1993 BOCA National Building Code by reference, with amendments, as the Maryland Building Performance Standards (the "Standards"); and

WHEREAS, Article 83B, Section 6-402(c) of the Annotated Code of Maryland mandates that the Standards, and any amendments thereto made by the local jurisdiction, apply to all buildings and structures for which a building permit application is received by the local jurisdiction on or after August 1, 1995; and

WHEREAS, the regulations adopted pursuant to Article 83B, Sections 6-401 - 6-406 of the Annotated Code of Maryland (COMAR 05.02.07.01 et. seq.) provide that a local jurisdiction may implement and enforce the Standards and any local amendments on or before August 1, 1995, if such amendments are submitted to the Department of Housing and Community Development of Maryland at least 15 days before the effective date of the amendment, or in the case of an emergency adoption of an amendment, within 5 days after such adoption; and

WHEREAS, the 1990 Edition of the BOCA National Building Code has been incorporated by reference, with amendments, in Sections 4-101 et. seq. of the Prince George's County Code; and

WHEREAS, it is the County's intent to incorporate by reference, with amendments, the

1993 Edition of the BOCA National Building Code; and

WHEREAS, Section 1017(c) of the Prince George's County Charter provides that a resolution shall have the force and effect of law but of a temporary or administrative nature; and

WHEREAS, the legislative act necessary to implement the 1993 BOCA National Building Code with local amendments has been presented but cannot complete the legislative process prior to August 1, 1995; and

WHEREAS, the proposed amendments to the 1993 BOCA National Building Code will continue the current provisions of the County Building Code without substantial change.

NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's County, Maryland, that the County Building Code with amendments proposed by CB-63-1995 (DR-2), as reported out of the Transportation, Housing and Environment Committee on July 27, 1995, incorporated herein by reference, be and the same is hereby adopted with the full force and effect of law until December 31, 1995 or the effective date of CB-63-1995, whichever shall first occur.

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to the State Department of Housing and Community Development within five (5) days from the adoption of this Resolution.

Adopted this 31st day of July, 1995.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY:
Anne T. MacKinnon
Chairwoman

ATTEST:

Joyce T. Sweeney

Clerk of the Council