

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL
2013 Legislative Session

Resolution No. CR-54-2013
Proposed by The Chair – (by request- Planning Board)
Introduced by Council Member Franklin
Co-Sponsors _____
Date of Introduction June 11, 2013

RESOLUTION

1 A RESOLUTION concerning

2 The Public Facilities Element of the Preliminary Subregion 6 Master Plan and Proposed
3 Sectional Map Amendment

4 For the purpose of identifying inconsistencies between the Preliminary Subregion 6 Master Plan
5 and Proposed Sectional Map Amendment and existing or proposed State or County facilities, and
6 approving the inclusion of any new transportation proposals prior to the adoption of the master
7 plan by the Prince George's County Planning Board of The Maryland-National Capital Park and
8 Planning Commission.

9 WHEREAS, Section 27-645(b)(1) of the Zoning Ordinance for Prince George's County,
10 Maryland, being also Subtitle 27 of the Prince George's County Code, requires the Prince
11 George's County Planning Board to submit a preliminary master plan to the County Executive
12 and the District Council for identification of any inconsistencies between the preliminary plan
13 recommendations and existing or proposed State or County public facilities, including roads;
14 and, in the event of any inconsistencies, the District Council shall direct the Planning Board on
15 how the inconsistencies shall be eliminated or accommodated within the plan; and

16 WHEREAS, Section 27-645 also requires the Planning Board to submit its proposals for
17 public facilities in the preliminary plan to the District Council and the County Executive prior to
18 adoption by the Planning Board; and

1 WHEREAS, Section 27-645 further provides that the adopted plan may not include a
2 highway or transportation line unless the District Council approves by resolution, after
3 consultation with the County Executive, the inclusion of the highway or transportation line for
4 planning purposes; and

5 WHEREAS, the Zoning Ordinance also provides a review period for the County Executive
6 and the District Council to consider the preliminary recommendations, provide written
7 comments, and identify any inconsistencies between the public facilities proposed in the plan and
8 any existing or proposed State or County facilities including roads, highways, or other public
9 facilities; and

10 WHEREAS, in adopting CR-89-2007 on November 20, 2007, the District Council
11 authorized initiation of an amendment to the 1993 Approved Master Plan for the Subregion VI
12 Study Area and Sectional Map Amendment and approved the Goals, Concepts, Guidelines and a
13 Public Participation Program in order to develop a comprehensive approach to implement the
14 recommendations of the 2002 General Plan, to ensure that future development is consistent with
15 County policies; and

16 WHEREAS, the Planning Areas within the master plan area generally include land
17 bounded by the Patuxent River, the Charles County line, the Pope's Creek Conrail line, the
18 PEPCO powerline right-of-way, Piscataway Creek, Old Alexandria Ferry Road, Branch Avenue,
19 Allentown Road, the Capital Beltway, Pennsylvania Avenue, Ritchie Marlboro Road, White
20 House Road, Landover Road, Oak Grove Road, and Leeland Road (Planning Areas 77, 78
21 (excluding Westphalia), 79, 82A, 82B, 85B (formerly in Subregion 5), 86A, 86B, 87A and 87B;
22 and

23 WHEREAS, on September 15, 2009, the District Council approved the 2009 Subregion 6
24 Master Plan and Sectional Map Amendment in CR-62-2009; and

25 WHEREAS, pursuant to an action filed in the Circuit Court for Prince George's County, on
26 October 26, 2012, in case number CAL09-32017, the Circuit Court for Prince George's County
27 declared void the adoption of CR-62-2009 by the District Council approving the 2009 Subregion
28 6 Master Plan and Sectional Map Amendment for failure to meet the affidavit requirement
29 pursuant to Md. Ann. Code, State Gov't § 15-831 (2012) and returned the matter to the District
30 Council for review of the recommendations of the Maryland-National Capital Park and Planning
31 Commission (M-NCPPC); and

1 WHEREAS, on November 5, 2012, the District Council, on its own motion, and pursuant to
2 the October 26, 2012, Order of Court and § 27-227 of the Zoning Ordinance, voted to reconsider
3 CR-62-2009 concerning the Subregion 6 Master Plan and Section Map Amendment; and

4 WHEREAS, by Order dated November 13, 2012, the District Council remanded the
5 Subregion 6 Master Plan and Sectional Map Amendment to the Planning Board for the purposes
6 of compliance with affidavit requirements pursuant to Md. Code Ann., State Gov't § 15-831 and
7 resubmittal of its January 2009 Preliminary Subregion 6 Master Plan and Proposed Sectional
8 Map Amendment to the District Council; and

9 WHEREAS, in order to reapprove the Subregion 6 Master Plan and Sectional Map
10 Amendment, the District Council for Prince George's County, in conjunction with the Prince
11 George's County Planning Board, held a joint public hearing on April 22, 2013; and

12 WHEREAS, on March 21, 2013, the Planning Board referred the public facilities element
13 of the Preliminary Master Plan and Proposed Sectional Map Amendment for the Subregion 6
14 Master Plan for review, comments, and the identification of any inconsistencies between the
15 public facilities proposed in the Plan and any existing or proposed State or County facilities; and

16 WHEREAS, the Office of the County Executive, by letter dated May 28, 2013, to the
17 Chairman of the Planning Board, stated general support for the public facilities recommendations
18 contained within the preliminary plan, provided that the public facilities recommendations reflect
19 County policies regarding green technologies and sustainable environments; that planning staff
20 prioritize public facilities recommendations to ensure appropriate planning within the Capital
21 Improvement Plan budget and eventual implementation; and that planning staff reconsider
22 recommendations for road expansions within the County's Rural Tier, Smart Growth Tier IV,
23 Priority Preservation Areas and Rural Legacy Area as these areas are where growth should be
24 discouraged; and

25 WHEREAS, upon review the District Council has concluded that, in general, the new and
26 modified public transportation facilities proposals within the Preliminary Master Plan are
27 consistent with the County's Capital Improvement Program ("CIP") and the State's Consolidated
28 Transportation Program ("CTP").

1 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
 2 County, Maryland, sitting as the District Council for that part of the Maryland-Washington
 3 Regional District in Prince George's County, Maryland, that the transportation system and public
 4 facilities proposals in the public facilities element of the Preliminary Master Plan and Proposed
 5 Sectional Map Amendment for the Subregion 6 Master Plan Area, as transmitted on March 21,
 6 2013, by the Prince George's Planning Board of the Maryland-National Capital Park and
 7 Planning Commission, be and the same are hereby approved for inclusion in the preliminary
 8 master plan with the stated revisions supplied by the Office of the County Executive by letter
 9 dated May 28, 2013, that the public facilities recommendations reflect County policies regarding
 10 green technologies and sustainable environments; that planning staff prioritize public facilities
 11 recommendations to ensure appropriate planning within the Capital Improvement Plan budget
 12 and eventual implementation; and that planning staff reconsider recommendations for road
 13 expansions within the County's Rural Tier, Smart Growth Tier IV, Priority Preservation Areas
 14 and Rural Legacy Area as these areas are where growth should be discouraged.

15 BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the
 16 Chairman of the Prince George's Planning Board.

Adopted this 11th day of June, 2013.

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: _____
 Andrea C. Harrison
 Chair

ATTEST:

 Redis C. Floyd
 Clerk of the Council