

**PRINCE GEORGE'S COUNTY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 5/21/2002

Reference No.: CB-16-2002

Proposer: Shapiro

Draft No.: 1

Sponsors: Shapiro

Item Title: An Ordinance modifying under certain circumstances the minimum acreage requirement for private schools in residential zones

Drafter:

Resource Cheryl Harrington
Personnel: Legislative Aide

LEGISLATIVE HISTORY:

Date Presented: 3/19/2002

Executive Action: __/__/____

Committee Referral: 3/19/2002 PZED

Effective Date: 7/8/2002

Committee Action: 4/10/2002 FAV

Date Introduced: 4/16/2002

Public Hearing: 5/21/2002 10:00 A.M.

Council Action: 5/21/2002 ENACTED

Council Votes: PS:A, DB:-, TD:A, JE:A, TH:A, RVR:A, AS:A, MW:A

Pass/Fail: P

Remarks: _____

PLANNING , ZONING & ECONOMIC DEV. COM. REPORT

DATE: 4/10/02

Committee Vote: Favorable, 5-0 (In favor: Council Members Russell, Bailey, Hendershot, Shapiro and Wilson).

This bill amends the minimum acreage requirement for private schools from 5 acres to 4.5 acres provided that the private school will be located on property that was previously used as a public school by the Board of Education. The Archdiocese of Washington plans to locate a school in Hyattsville at the former Ager Road Elementary School which is currently being used as administrative offices.

The bill's sponsor informed the Committee that this legislation provides a tool that will assist in finding appropriate sites for private schools in his district since this has been difficult because the district is densely developed.

The Planning Board supports CB-16 because it is narrow in scope and therefore would not result in a significant deviation from the established acreage requirement. The County Executive takes no position. The Legislative Officer and the Office of Law find the bill to be in proper legislative form.

The Office of Audits and Investigations determined there should be no negative fiscal impact on the County as a result of enacting CB-16-2002. However, it should be noted that changes or amendments to the Zoning Ordinance have an unpredictable future affect on the County that may cause fiscal impact in later years. There are a number of variables which may be affected by Zoning Ordinance changes that cannot be determined at this time.

BACKGROUND INFORMATION/FISCAL IMPACT

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

In residential zones, private schools must be located on parcels of five acres or more. This legislation modifies the minimum acreage requirement under certain circumstances.

CODE INDEX TOPICS: