

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2017 Legislative Session

Bill No. CB-21-2017

Chapter No. _____

Proposed and Presented by Council Member Toles

Introduced by _____

Co-Sponsors _____

Date of Introduction _____

BILL

1 AN ACT concerning

2 Immobilized Vehicles and Impoundment

3 For the purpose of providing legislative intent for this legislation; providing for immobilizing
4 vehicles; providing for the impoundment of an immobilized vehicle under certain circumstances;
5 and generally related to immobilizing vehicles and impoundment.

6 BY repealing and reenacting with amendments:

7 SUBTITLE 26. VEHICLES AND TRAFFIC.

8 Section 26-162,

9 The Prince George's County Code

10 (2015 Edition; 2016 Supplement).

11 WHEREAS, the County Council is committed to strengthening our neighborhoods
12 and communities to preserve and stabilize neighborhoods and their property values; and
13 for the general welfare to make them healthy, safe and clean, to foster economic
14 development and pride in our communities for all residents in the County; and

15 WHEREAS, the County Council is committed to promoting and maintaining the
16 economic vitality through growth and development, and providing for the protection of
17 valuable natural, historical and cultural resources of the County; and

18 WHEREAS, abandoned vehicles create blight, and permitting abandoned vehicles
19 that are immobilized to sit in our neighborhoods for an unreasonable length of time is
20 against the general welfare of the residents of the County; and

21 WHEREAS, the purpose of this law is to limit the length of time that abandoned vehicles

1 may be immobilized to fourteen (14) business days, and then to impound the abandoned
 2 vehicles, taking them to an impoundment lot.

3 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
 4 Maryland, that Section 26-162 of the Prince George's County Code be and the same is hereby
 5 repealed and reenacted with the following amendments:

6 **SUBTITLE 26. VEHICLES AND TRAFFIC.**

7 **DIVISION 14. ABANDONED VEHICLES.**

8 **Sec. 26-162. Abandoned vehicles prohibited.**

9 (a) No person shall leave any abandoned vehicle at any place within the County and no
 10 owner, lessee, or custodian in charge of any lot, field, road, street, lane, or other property shall
 11 permit any abandoned vehicle to remain on such property within the County.

12 (b) Abandoned vehicle means any motor vehicle, trailer, or semitrailer:

13 (1) That is inoperable and left unattended on public property for more than forty eight
 14 (48) hours;

15 (2) That has remained illegally on public property for more than forty-eight (48)
 16 hours;

17 (3) That has remained on public property for more than forty-eight (48) hours; and

18 (A) Is not displaying currently valid registration plates; and/or

19 (B) Is displaying registration plates of another vehicle; and/or

20 (C) Is in violation of Section 26-122.01 of this Subtitle;

21 (4) That has remained on private property for more than forty-eight (48) hours; and

22 (A) Is inoperable in that one or more of its major mechanical components,
 23 including but not limited to engine, transmission, drive train, and wheels, is missing or not
 24 functional unless such vehicle is kept in an enclosed building or as permitted by Subtitle 13 or
 25 Subtitle 27 of the Code; or

26 (B) Is not displaying currently valid registration plates; or

27 (C) Is displaying registration plates of another vehicle.

28 (c) Any partially dismantled, wrecked, or junked motor vehicle may be presumed to have
 29 been or be abandoned.

30 (d) The Revenue Authority may immobilize an abandoned vehicle on public property
 31 by using any method, object, or device, including a clamp or lock, to prevent or inhibit the

1 movement of a motor vehicle. The duration of the immobilization shall be no longer than
2 fourteen (14) business days. If the vehicle remains longer than fourteen (14) business days,
3 the vehicle shall be impounded by the Revenue Authority or their designee pursuant to
4 Section 21A-307 of this Code.

5 [(d)] (e) Any person issued a citation for a violation of this Section shall be subject to
6 a fine of Fifty Dollars (\$50.00) for each violation.

7 [(e)] (f) Curbstoning, as defined in Section 26-122.01 of this Subtitle, shall be subject
8 to a fine of up to One Thousand Dollars (\$1,000) for each offense.

9 [(f)] (g) The Revenue Authority of Prince George's County shall be authorized to
10 enforce this Code provision.

11 SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby
12 declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph,
13 sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of
14 competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining
15 words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this
16 Act, since the same would have been enacted without the incorporation in this Act of any such
17 invalid or unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection,
18 or section.

19 SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect on forty-five (45)
20 calendar days after it becomes law.

Adopted this ____ day of _____, 2017.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Derrick Leon Davis
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Rushern L. Baker, III
County Executive

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.

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