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COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

SITTING AS THE DISTRICT COUNCIL

Legislative Session _____ 1990 _____

Bill No. _____ CB-3-1990 _____

Chapter No. _____ 12 _____

Proposed and Presented by _____ Council Member Wineland _____

Introduced by _____ Council Members Wineland, Casula, _____

_____ Castaldi, and Bell _____

Co-Sponsors _____ Council Member Mills _____

Date of Introduction _____ April 10, 1990 _____

ZONING BILL

AN ORDINANCE concerning

Special Exceptions

FOR the purpose of requiring additional information regarding existing and pending sand and gravel wet-processing, sanitary landfills and rubble fills, and surface mining to be submitted with the Technical Staff Report, and requiring that this information be considered in reviewing Special Exception applications for these uses.

BY repealing and reenacting with amendments:

Sections 27-405,

27-406, and

27-410,

The Zoning Ordinance of Prince George's County, Maryland,

being also

SUBTITLE 27. ZONING.

The Prince George's County Code

(1987 Edition, 1988 Supplement, as

amended by CB-1-1989 and CB-15-1990).

SECTION 1. BE IT ENACTED by the 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, that Sections 27-405, 27-406, and 27-410 of the Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince George's County Code, be and the same are hereby repealed and reenacted with the following amendments:

SUBTITLE 27. ZONING.

PART 4. SPECIAL EXCEPTIONS.

DIVISION 3. ADDITIONAL REQUIREMENTS

FOR

SPECIFIC SPECIAL EXCEPTIONS.

Sec. 27-405. Sand and gravel wet-processing.

(a) Wet-processing of sand and gravel (including only washing, screening, classifying, crushing, and stockpiling of natural materials), may be permitted, subject to the criteria below:

* * * * *

(8) The Technical Staff Report prepared in response to the application shall include a

current, Countywide inventory of the locations, dates of approval, and conditions of approval concerning haul routes and estimated loads per day, for all approved and pending Special Exceptions for sand and gravel wet-processing, sanitary landfills and rubble fills, and surface mining, as indicated by the record in the case. The inventory shall also include the locations of all nonconforming sand and gravel wet- processing, sanitary landfills and rubble fills, and surface mining operations throughout the County that were certified after September 6, 1974.

* * * * *

(e) In reviewing the application for compliance with the required findings set forth in Sections 27-317(a)(4) and 27-317 (a)(5), the District Council shall consider the inventory required in Section 27-405(a)(8).

Sec. 27-406. Sanitary landfill; rubble fill.

* * * * * (e)

The Technical Staff Report prepared in response to the application shall include a current, Countywide inventory of the locations, dates of approval, and conditions of approval concerning haul routes and estimated loads per day for all approved and pending Special Exceptions for sand and gravel wet-processing, sanitary landfills and rubble fills, and surface mining, as indicated by the record in the case. The inventory shall also include the locations of all nonconforming sand and gravel wet-processing, sanitary landfills and rubble fills, and surface mining operations throughout the County that were certified after September 6, 1974.

(f) In reviewing the application for compliance with the required findings set forth in Sections 27-317(a)(4) and 27-317 (a)(5), the District Council shall consider the inventory required in Section 27-406(e).

27-410. Surface mining.

(a) The surface mining of natural materials or deposits (including sand, gravel, or clay pits, rock or stone quarries, and the removal of earth or topsoil) may be permitted, subject to the following:

* * * * *

(8) The Technical Staff Report

prepared in response to the application shall include a current, Countywide inventory of the locations, dates of approval, and conditions of approval concerning haul routes and estimated loads per day for all approved and pending Special Exceptions for sand and gravel wet-processing, sanitary landfills and rubble fills, and surface mining, as indicated by the record in the case. The inventory shall also include the locations of all nonconforming sand and gravel wet-processing, sanitary landfills and rubble fills, and surface mining operations throughout the County that were certified after September 6, 1974.

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(f) In reviewing the application for compliance with the required findings set forth in Sections 27-317(a)(4) and 27-317 (a)(5), the District Council shall consider the inventory required in Section 27-410(a)(8).

SECTION 2. BE IT FURTHER ENACTED that this Ordinance shall take effect sixty (60) days after the date of its adoption.

Adopted this 22nd day of May, 1990.

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

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BY:

Jo Ann T. Bell
Chairman

ATTEST:

Jean M. Schmuhl, CMC
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.