

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2021 Legislative Session

Resolution No. CR-49-2021
Proposed by Council Member Hawkins
Introduced by Council Members Hawkins, Taveras and Davis
Co-Sponsors _____
Date of Introduction May 11, 2021

RESOLUTION

1 A RESOLUTION concerning
2 The 2008 Water and Sewer Plan (December 2018 Cycle of Amendments), as Amended and Replaced
3 by the 2018 Water and Sewer Plan

4 For the purpose of approving, pursuant to Order of Court, application 18/W-07 from the December
5 2018 Cycle of Amendments.

6 WHEREAS, Title 9, Subtitle 5 of the Environment Article of the Annotated Code of
7 Maryland requires the County to adopt a comprehensive plan dealing with water supply and
8 sewerage systems, establishes the procedures governing the preparation and adoption of said
9 plan, and provides for amendments and revisions thereto; and

10 WHEREAS, pursuant to Order of the United States District Court for the District of
11 Maryland issued on October 2, 2020, in the matter of The Redeemed Christian Church of God
12 (Victory Temple), Bowie, Maryland v. Prince George's County, Maryland, Civil Action No.
13 8:19-cv-03367-DKC, attached hereto as Attachment A and made a part hereof, the County
14 Council approves application 18/W-07 from the December 2018 Cycle of Amendments for a
15 water and sewer category change from W5 and S5 to W4 and S4; and

16 WHEREAS, application 18/W-07 from the December 2018 Cycle of Amendments is
17 attached hereto as Attachment B and made a part hereof.

18 SECTION 1. NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince
19 George's County, Maryland, that the Prince George's County 2008 Water and Sewer Plan, as
20 adopted by CR-91-2008, and amended by CR-17-2009, CR-52-2009, CR-5-2010, CR-19-2010,
21 CR-82-2010, CR-20-2011, CR-4-2012, CR-19-2012, CR-27-2012, CR-71-2012, CR-20-2013,
22 CR-50-2013, CR-92-2013, CR-11-2014, CR-57-2014, CR-16-2015, CR-45-2015, CR-43-2016,

1 CR-62-2016, CR-23-2017, CR-58-2017, CR-03-2018, CR-06-2018, CR-34-2018, CR-18-2019,
2 CR-44-2019, is further amended by approval of application 18/W-07 by adding the water and
3 sewer category designations from W5 and S5 to W4 and S4.

4 SECTION 2. BE IT FURTHER RESOLVED by the County Council of Prince George's
5 County, Maryland, that the Prince George's County 2018 Water and Sewer Plan, as adopted by
6 CR-64-2019, and amended by CR-75-2019, CR-11-2020, CR-45-2020, CR-87-2020, CR-98-
7 2020, and CR-22-2021 is further amended by approval of application 18/W-07 by adding the
8 water and sewer category designations from W5 and S5 to W4 and S4.

9 SECTION 3. BE IT FURTHER RESOLVED that approval of application 18/W-07 shall
10 take effect upon adoption of this resolution.

11 SECTION 4. BE IT FURTHER RESOLVED that maps identified as the "Prince George's
12 County, Maryland, 2008 Water Map" and "Prince George's County, Maryland, 2008 Sewer
13 Map," as amended and replaced by maps identified as the "Prince George's County, Maryland,
14 2018 Water Map" and "Prince George's County, Maryland, 2018 Sewer Map," are hereby
15 further amended to incorporate the approved category change with the property location
16 delineated on the map in Attachment C, attached hereto and made a part hereof.

17 SECTION 5. BE IT FURTHER RESOLVED that this Resolution shall be conditional and
18 subject to appeals pending before (i) the United States Court of Appeals for the Fourth Circuit in
19 The Redeemed Christian Church of God (Victory Temple) Bowie, Maryland, Appellee, v. Prince
20 George's County, Maryland, Appellant, Appeal No. No. 20-2125; and (ii) the Court of Special
21 Appeals of Maryland in The Redeemed Christian Church of God (Victory Temple) Bowie,
22 Maryland, Appellant, v. Prince George's County, Maryland, Appellee, Case No. CSA-REG-
23 0307-2020, and the entry of final judgments in Applicant's favor upon exhausting all appeals.

24 SECTION 6. BE IT FURTHER RESOLVED that this Resolution may be revoked or
25 rescinded at any time following disposition of the last of the two foregoing appeals, and the
26 Applicant herein acknowledged on the record before the United States District Court for the
27 District of Maryland that it proceeds with any and all further development and approvals at its
28 own risk, cost and expense and without recourse against the County should this Resolution be
29 revoked or rescinded.

30 SECTION 7. BE IT FURTHER RESOLVED that upon the effective date of this
31 Resolution, it shall be transmitted by the Clerk of the Council to the Secretary of the Maryland

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Department of the Environment.

Adopted this 11th day of May, 2021.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Calvin S. Hawkins, II
Chair

ATTEST:

Donna J. Brown
Clerk of the Council