Prince George's County Council

Wayne K. Curry Administration Building 1301 McCormick Dr Largo, MD 20774



Zoning Agenda - Final

Tuesday, March 18, 2025 10:45 AM

Council Hearing Room

Sitting as the District Council

Jolene Ivey, Chair, At-Large Edward P. Burroughs, III, Vice Chair, District 8 Wala Blegay, District 6 Sydney J. Harrison, District 9 Thomas E. Dernoga, District 1 Wanika Fisher, District 2 Calvin S. Hawkins, II, At-Large Eric C. Olson, District 3 Krystal Oriadha, District 7 Ingrid S. Watson, District 4 Vacant - District 5 (effective: 12/05/2024)

Jennifer A. Jenkins, Council Administrator

RULES OF COURTESY

You are now participating in the process of representative government. We welcome your interest and hope you will attend Prince George's County District Council meetings often. Good government depends on the interest and involvement of you and your fellow citizens. All District Council Sessions are public meetings, however, a part of the meeting may be conducted in closed session.

To insure fair and orderly meetings, the District Council has adopted rules which apply to all members of the Council, administrative staff, news media, citizens and visitors which provide that no one may delay or interrupt the proceedings or refuse to obey the orders of the presiding officer. No posters or placards may be brought into the hearing room, nor any food and drink. Citizens are admitted up to the Fire Safety capacity only.

ORAL ARGUMENT HEARINGS

Testimony at Oral Argument Hearings is limited to thirty (30) minutes for each side, including questions from the Council Members, unless extended by the Chairman of the Council. Persons wishing to give oral argument on a specific case should sign the forms provided in the front of the hearing room. Testimony at Oral Argument Hearings must be based on the record, and no new evidence will be permitted. Only persons of record may testify.

EVIDENTIARY HEARINGS

A verbatim transcript is prepared for all Evidentiary Hearings. Testimony and evidence are presented and exhibits introduced. Transcripts of these hearings along with any exhibits, constitute the record in the case.

ORDER OF PRESENTATION AT HEARINGS

- 1. Orientation by the Planning Staff or appropriate staff person
- 2. Testimony from the side requesting the hearing
- 3. Testimony from the side favoring the decision
- 4. Comments by the People's Zoning Counsel
- 5. Five (5) minute rebuttal from the side requesting hearing
- 6. Five (5) minute rebuttal from the side favoring decision

PARTICIPATION IN ZONING MEETINGS

Meetings of the District Council are formal proceedings and are recorded. If you are eligible to participate, register with the Clerk, and when called by the presiding officer, follow the following steps:

- 1. Come forward to the speaker's podium and state your name and address for the record.
- 2. Present comments as succinctly as possible.
- 3. Confine remarks to information contained in the record, except for Evidentiary Hearings.
- 4. Observe time limitations as directed by the presiding officer.
- 5. Give any written statements to the Clerk of the Council

In accordance with ADA Requirements, accommodations for hearing impaired, disabled persons and visually impaired can be provided upon reasonable notice to the Clerk of the Council. Sign language and interpreters for non-english speakers are available with advance notice by calling 301-952-3600. In the event of inclement weather, please call 301-952-4810 to confirm the status of County Business.

FOR LIVE STREAMING AND VIDEO VISIT OUR WEBSITE AT: http://pgccouncil.us

PLEASE SILENCE ALL CELLULAR PHONES WHILE IN THE HEARING ROOM.

9:30 AM AGENDA BRIEFING - (ROOM 2027)

10:00 AM CALL TO ORDER - (COUNCIL HEARING ROOM)

APPROVAL OF DISTRICT COUNCIL MINUTES

MINDC 03102025 District Council Minutes Dated March 10, 2025

Attachment(s): <u>3-10-2025 District Council Minutes Draft</u>

ITEM(S) FOR DISCUSSION

DSP-19031-02 Remand	<u>Popeyes</u>	
<u>Applicant(s)</u> :	Three Roads Corner, LLC	
<u>Location</u> :	Located on the west side of MD 631 (Old Brandywine Road), in the southeast quadrant of its intersection with the confluence of MD 381 (Brandywine Road) and MD 373 (Accokeek Road) (4.427 Acres; CS/CGO Zones (Prior; C-M/C-S-C Zones).	
<u>Request</u> :	Requesting approval of a Detailed Site Plan (DSP) to develop Parcels 1 and 4 with a 3,484-square-foot food and beverage store, a gas station, and a 982-square-foot car wash. This resolution approves the addition of Parcels 2 and 3 to DSP-19031 and amends that DSP for development of a 2,923-square-foot building to serve as an eating and drinking establishment with drive-through service on Parcel 3. This resolution does not †[approve] make any changes to the development approved for Parcels 1 and 4, pursuant to DSP-19031.	
<u>Council District</u> :	9	
<u>Appeal by Date</u> :	1/9/2025	
<u>Review by Date</u> :	1/30/2025	
<u>Action by Date</u> :	3/28/2025	
<u>History</u> :		
04/11/2024	M-NCPPC Technical Staff	approval with conditions
05/16/2024	M-NCPPC Planning Board	approval with conditions
06/03/2024	Sitting as the District Council	deferred
06/10/2024	Sitting as the District Council	elected to review
Council elected to review this item (Vote: Members Burroughs, Franklin, Hawkins,		
06/12/2024	Office of the Clerk of the Council	mailed
	Notice of Oral Argument Hearing was mai	led to Persons of Record.
07/08/2024	Sitting as the District Council	announced hearing date

07/15/2024	Sitting as the District Council	hearing held; referred for document
	Te-Sheng (Emery) Huang, M-NCPPC planning staff, provided an overview of the Detailed Site Plan (DSP) application. Stan Brown, People's Zoning Counsel, provided an overview of the case and commented on the factual and legal arguments presented by the parties. Abdullah H. Hijazi Esq., attorney for applicant spoke in support. Council referred item to staff for preparation of a document of remand to the Planning Board (Vote:6-0-1; Absent: Council Members Burroughs, Fisher, and Oriadha).	
09/09/2024	Sitting as the District Council	remanded
	Council adopted prepared order of rema	nd (Vote:10-0).
09/16/2024	Office of the Clerk of the Council	mailed
	The Notice of Decision of the District Council was mailed to Person of Record.	
09/16/2024	Office of the Clerk of the Council	transmitted
	Memo transmitted to Sherri Conner, Acting Division Chief, M-NCPPC Development Review Division, that District Counc to remand the case to the Planning Board.	
12/05/2024	M-NCPPC Planning Board	approval with conditions
01/13/2025	Sitting as the District Council	deferred
01/27/2025	Sitting as the District Council	elected to review
	Council elected to review this item (Vote:7-0; Absent: Council Members Hawkins, Olson and Oriadha).	
02/07/2025	Office of the Clerk of the Council	mailed
	Notice of Oral Argument Hearing was mailed to Persons of Record.	
02/24/2025	Sitting as the District Council	announced hearing date
03/10/2025	Sitting as the District Council	hearing held; case taken under advisement
	Te-Sheng (Emery) Huang, M-NCPPC planning staff, provided an overview of the Detailed Site Plan (DSP) application. Stan Brown, People's Zoning Counsel, provided an overview of the case and commented on the factual and legal arguments presented by the parties. Abdullah Hijazi Esq., attorney for applicant spoke in support. Council took this case under advisement.	

<u>Attachment(s)</u> :	Imment(s):DSP-19031-02-Zoning Agenda Item SummaryDSP-19031-02 Remand- Presentation Slides	
	DSP-19031-02 Remand-Notice of Oral Arguments Hearin	
	DSP-19031-02 Remand-Planning Board Resolution	
	DSP-19031-02 Remand-PORL	
	DSP-19031-02 Remand-Technical Staff Report	
	DSP-19031-02 Remand -Transcripts 11-14-2024	
	DSP-19031-02 Remand- Planning Board Record	

ITEM(S) FOR DISCUSSION (continued)

<u>DET-2024-004</u>	Harmony Garden		
<u>Applicant(s)</u> :	Potomac Realty Company		
Location:	Located south of the intersection of Old Baltimore Pike and Ammendale		
D	Way (7.75 Acres; CGO Zone).		
<u>Request</u> :	Requesting approval of a Detailed Site Plan (DET) for the development of the site improvements for 67 single-family attached (townhouse) residential dwelling units.		
Council District:	1		
Appeal by Date:	1/9/2025		
<u>Review by Date</u> :	1/30/2025		
<u>Action by Date</u> :	3/28/2025		
<u>History</u> :			
10/25/2024	M-NCPPC Technical Staff	approval with conditions	
12/05/2024	M-NCPPC Planning Board	approval with conditions	
01/13/2025	Sitting as the District Council	deferred	
01/27/2025	Sitting as the District Council	elected to review	
	Council elected to review this item (Vote:7-0; Absent: Council Members Hawkins, Olson and Oriadha).		
02/07/2025	Clerk of the Council	mailed	
	Notice of Oral Argument Hearing was m	otice of Oral Argument Hearing was mailed to Persons of Record.	
02/24/2025	Sitting as the District Council	announced hearing date	
03/10/2025	Sitting as the District Council	hearing held; case taken under advisement	
	Te-Sheng (Emery) Huang, M-NCPPC planning staff, provided an overview of the Detailed Site Plan (DET) application. Stan Brown, People's Zoning Counsel, provided an overview of the case and commented on the factual and legal arguments presented by the parties. Nathaniel Foreman Esq., attorney for applicant and Sichao Bai spoke in support. Oscar Gregory spoke in opposition. Council		

took this case under advisement.

<u>Attachment(s)</u> :	DET-2024-004-Zoning Agenda Item Summary	
	DET-2024-004-Presentation Slides	
	DET-2024-004-Notice of Oral Arguments Hearing	
	DET-2024-004-Planning Board Resolution	
	DET-2024-004-PORL	
	DET-2024-004-Technical Staff Report	
	DET-2024-004-Transcripts 11-14-2024	
	DET-2024-004 Planning Board Record	
<u>ADJ26-25</u>	ADJOURN	

11:00 A.M. COUNTY COUNCIL - (COUNCIL HEARING ROOM)

(SEE SEPARATE AGENDA)