

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

Bill No. CB-63-2017

Chapter No. 74

Proposed and Presented by The Chairman (by request – County Executive)

Introduced by Council Members Davis, Lehman, Harrison, Turner, Glaros, Taveras,
Patterson and Franklin

Date of Introduction October 10, 2017

BILL

1 AN ACT concerning

2 Nuisance Abatement Board

3 For the purpose of amending the powers and duties of the Nuisance Abatement Board by
4 authorizing the Board to enforce civil violations, and preside over administrative hearings
5 pursuant to Subtitle 13, Division 12 of the County Code.

6 BY repealing and reenacting with amendments:

7 SUBTITLE 14. MORALS AND CONDUCT.

8 Section 14-173

9 The Prince George's County Code

10 (2015 Edition; 2016 Supplement).

11 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
12 Maryland, that Section 14-173 of the Prince George's County Code be and the same is hereby
13 repealed and reenacted with the following amendments:

14 SUBTITLE 14. MORALS AND CONDUCT.

15 DIVISION 14. NUISANCES.

16 **Sec. 14-173. Nuisance Abatement Board.**

17 * * * * *

18 (b) Powers and duties.

19 (1) The Board shall have full authority to enforce the provisions of Subtitle 13,
20 Division 15 of the Prince George's County Code, including any rules and regulations adopted
21 under them.

1 (A) Subsections (c) and (d) of this section, as well as Sections 14-174 and 14-
2 175 of the County Code shall not apply to the requirements under Subtitle 13, Division 15 of the
3 Prince George’s County Code.

4 [(1)](2) The Board shall hear complaints which allege that any premises constitute a
5 public or neighborhood nuisance.

6 [(2)](3) Upon the receipt of such an allegation, the Board shall give notice and an
7 opportunity for a hearing to determine whether a public or neighborhood nuisance exists in the
8 premises to the owner, lessor, lessee, mortgagor, and mortgagee of the premises.

9 [(3)](4) The notice shall state the date, place, and time of the hearing, the right of the
10 aforesaid persons to be heard and to be represented at the hearing, the possible consequences of
11 failure to appear, and such other information as may be appropriate.

12 [(4)](5) The notice shall be by United States Postal Service certified mail and
13 addressed to said owner or other responsible person at the last known address or the address
14 shown on the real property tax records in the Treasurer's Office for Prince George's County. In
15 the event that such notice is returned by the postal authorities, the Board shall cause a copy of the
16 notice to be personally served upon the owners or other responsible persons of the premises or
17 upon the agent of the owner thereof. In the event that personal service cannot be accomplished,
18 as aforesaid, after reasonable efforts, then notice shall be accomplished by physical posting on
19 the premises.

20 * * * * * * * * *

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

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

Adopted this 7th day of November , 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