

PRINCE GEORGE'S COUNTY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 7/29/2003

Reference No.: CR-34-2003

Proposer: County Executive

Draft No.: 3

Sponsors: Shapiro, Dean, Exum

Item Title: A Resolution concerning the 2001 Water and Sewer Plan (April 2003 Amendment Cycle) to change the water and sewer category designations within the 2001 Water and Sewer Plan

Drafter: Shirley Anthony Branch
DER

Resource Fariba Kassiri, Office of the
Personnel: County Executive

LEGISLATIVE HISTORY:

Date Presented: __/__/__

Executive Action: __/__/__

Committee Referral: 6/17/2003 THE

Effective Date: 7/30/2003

Committee Action: 7/24/2003 FAV(A)

Date Introduced: 6/17/2003

Public Hearing: 7/22/2003 10:00 A.M.

Council Action: 7/29/2003 ADOPTED

Council Votes: PS:A, MB:A, SHD:A, TD:A, CE:-, DCH:A; TH:A, TK:-, DP:A

Pass/Fail: P

Remarks: _____

7/29/2003: CR-34-2003 (DR-2) was amended on the floor; DR-3 adopted

TRANSPORTATION, HOUSING AND ENVIRONMENT COMMITTEE DATE: 7/24/03

Committee Vote: Favorable as Amended, 5-0 (In favor: Council Members Dean, Bland, Dernoga, Shapiro and Peters)

The April 2003 Cycle of Amendments to the 2001 Water and Sewer Plan contains twenty-eight (28) applications for water and/or sewer category changes. Application 03/W-11 Weston Planned Retirement, was withdrawn by the applicant. The Committee recommended approval of the County Executive's recommendations on twenty-five (25) applications. The Committee's recommendations on the two (2) remaining applications are as follows:

03/W-06 Clagett Property (5 to 4) The County Executive recommended retaining in Category 5. However, after the applicant provided further clarification on the specifics of the proposal, the County Executive had no objections to advancement to Category 4. The Planning Board recommends advancement to Category 4. The Committee recommends advancement to Category 4 since the proposal meets the minimum criteria.

03/PW-02 Reaching Hearts (5 to 4) The County Executive and the Planning Board recommended advancement to Category 4. The Committee recommended retention in Category 5 due to the project being next to a reservoir, out of character with surrounding large lot residential development, and impervious surfaces could have negative impact on the water quality.

The Committee requested further information on the following application:

03/PW-03 Contee Road (Nickles Property) (5 to 4) The County Executive recommended advancement to Category 4 and the Planning Board did not make a recommendation since the City of Laurel has responsibility for development review within the City. The City of Laurel Planning Commission approved a Preliminary Plan of subdivision for the Nickles property on June 10, 2003. The applicant's correspondent indicated that CR-34-2003 incorrectly states their request for Category 4 instead of Category 3. Staff indicates that 2 of the 13 acres is currently in Category 5 and the Preliminary Plan should not have been approved with a portion of the property in Category 5. The Committee requested additional information prior to adoption to verify the approval of the Preliminary Plan by the City of Laurel while part of the proposed development is designated in Category 5.

The County Executive supports CR-34-2003. The Legislative Officer and the Office of Law find CR-34-2003 to be in proper legislative form.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

The 2001 Water and Sewer Plan provides for three cycles of category change requests annually to amend the Plan. This resolution represents the April 2003 Cycle of Amendments.

The 2001 Water and Sewer Plan was adopted by CR-62-2001, and amended by CR-9-2002, CR-36-2002, CR-56-2002, CR-65-2002, and CR-7-2003. The April Cycle contains 28 requests for a category change. Three category change requests are in the Parkway sewershed, 14 in the Western Branch sewershed, 7 in the Piscataway sewershed, and 4 in the Mattawoman sewershed.

Environment Article, Title 9, Subtitle 5, of the Maryland Annotated Code, sets procedures for amendments and revisions to the Plan. At least 30 days prior to the public hearing on the amendments, the County Council must submit to the WSSC and M-NCPPC a copy of the resolution for their recommendations.

CODE INDEX TOPICS: