Reference No: CB-4-1991

AGENDA ITEM SUMMARY

Draft No:

Prince George's

3/26/91 Meeting Date:

DATE: 2/4/91

County Council

Requester: Μ

Item Title: An Ordinance for the purpose of permitting

an indoor Rifle, Pistol, or Skeet Shooting

Range in the I-4 Zone.

Sponsors M

Date Presented 1/8/91 Executive Action Committee Referral(1) 1/8/91 Effective Date P&Z

Committee Action (1) 2/4/91 NR(A)

Date Introduced 2/19/91

Pub. Hearing Date (1) 3/26/91 1:30 PM

Council Action (1) 3/26/91 Enacted

Council Votes CA: A_, B_: A_, C_: A_, D_: A_, F_: A_, MC: A_,

M : A_, P_: N_, WI: A_, __: __, __: __, __: __

Pass/Fail

Remarks (See also CB-103-1990)

Darlene Brady, Special **Resource** Joyce Beck, Aide to

Personnel: Council Member Mills **Drafter:** Projects Coordinator

LEGISLATIVE HISTORY

PLANNING AND ZONING COMMITTEE REPORT

Committee Vote: No recommendation as amended, 5-0-0 (In favor: Council Members Castaldi, Casula, Fletcher, Del Giudice and

Mills).

Staff explained that this legislation permits an indoor shooting range in the I-4 Zone, where it is currently prohibited. It was noted that when the bill was under consideration by the Fiscal and Planning Committee in 1990, a requirement was added that there be no discernible noise from the exterior of the building. Two concerns were raised regarding this issue. First, the requirement is only imposed in the I-4 Zone, and not in the I-1 and I-2 Zones, where the use is currently permitted. The Committee agreed that the noise requirement should be applicable in all three zones. The enforceability of this noise requirement was also questioned. It was explained the DER's Zoning

Inspectors would be responsible for enforcement, and the Committee had not received comments from this agency. Committee Members agreed to send the legislation to introduction with "no recommendation" and requested that DER report regarding the feasibility of enforcing the noise requirement prior to the public hearing.

The sponsor also requested that since this legislation has been pending since 1990, the legislation should be effective on the date of its adoption, rather than on June 30.

The Prince George's Chamber of Commerce supports the legislation. The Association of Realtors supports the legislation, with the amendment accepted by the Committee. The Legislative Officer and Office of Law found the bill to be in proper legislative form.

The Planning Board subsequently transmitted a letter in support of the legislation, with the recommendation that "skeet shooting" be deleted from the proposed use category. They questioned "whether or not a safe skeet shooting range could be built given the strict FAR, setback, and correspondingly low height limitations of the I-4 Zone".

BACKGROUND INFORMATION/FISCAL IMPACT (Includes reason for proposal, as well as any unique statutory requirements)

There is a need to locate an indoor shooting range, to be utilized by the private sector and public safety officials, in the I-4 Zone. Currently, this use is permitted in the I-1 and I-2 Zones and prohibited in the I-3 and I-4 Zones. This legislation will permit an indoor shooting range in the I-4 Zone.