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COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

SITTING AS THE DISTRICT COUNCIL

Legislative Session 1991

Bill No. CB-11-1991

Chapter No. 5

Proposed and Presented by The Chairman (by request - MNCPPC)

Introduced by Council Members Castaldi, Bell, Casula

and Mills

Co-Sponsors \_\_\_\_\_

Date of Introduction February 19, 1991

**ZONING BILL**

**AN ORDINANCE** concerning

Church Cemeteries

FOR the purpose of establishing that existing cemeteries which are accessory to existing churches, convents or monasteries are permitted uses.

BY repealing and reenacting with amendments:

- Sections 27-107.1 (a) (245),
- 27-441 (b) (3),
- 27-445.6,
- 27-461 (b) (3),
- 27-473 (b) (4),
- 27-515 (b) (4),
- 27-539 (b) (3), and

27-547(b) (4) ,

The Zoning Ordinance of Prince George's County, Maryland,

being also

SUBTITLE 27. ZONING.

The Prince George's County Code

(1987 Edition, 1989 Supplement,

as amended by CB-58-1990).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, sitting as the District Council for that part of the Maryland-Washington District in Prince George's County, Maryland, that Sections 27-107.1(a) (245), 27-441(b) (3), 27-445.6, 27-461(b) (3), 27-473(b) (4), 27-515(b) (4), 27-539(b) (3), and 27-547(b) (4) of the Zoning Ordinance of Prince George's County Code, be and the same are hereby repealed and reenacted as follows:

**SUBTITLE 27. ZONING.**

**PART 2. GENERAL.**

**DIVISION 1. DEFINITIONS.**

**Sec. 27-107.1. Definitions.**

(a) Terms in the Zoning Ordinance are defined as follows:

(245) Use, Accessory: The "Use" of a "Building", "Structure", or land which:

(A) Is subordinate to, customarily incidental to, and ordinarily found in association with, a principle "Use", which it serves. (When a specific "Structure" or "Use" is allowed in the Table of Uses accessory to another, the "Structure" or "Use" need not be customarily incidental to, or ordinarily found in association

with, the principle "Use");

(B) Is subordinate in purpose, area (except in the case of a cemetery that is accessory to a church, convent, or monastery, provided both uses were existing as of January 1, 1991), floor area, intensity, and extent to, and located on the same "Lot" with, the principle "Use"; and

(C) Does not change the character of the principle "Use".

**PART 5. RESIDENTIAL ZONES.**

**DIVISION 3. USES PERMITTED.**

**Sec. 27-441. Uses permitted.**

( b) TABLE OF USES

E

ZONE

						O-S	R-A	R-E	R-R	R-80		R-55	R-35	R-
20	R-T	R	-30	R-30C	R-18	R-18CR-10A	R-10	R-H						

(3) MISCELLANEOUS

\* \* \* \* \*

\* \* \* \* \*

Cemetery, crematory:

(A) Cemetery, in P P

accordance with  
Section 27-445.6

(B) Cemetery, acces- P P P P P P P P P P

P P P P P

sory to a urch,

convent or

monastery<sup>49</sup>

(C) ll others SE SE SE SE SE SE SE SE

\* \* \* \* \*

\* \* \* \* \*

<sup>49</sup> Provided both uses were existing as of January 1, 1991.

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**DIVISION 5. ADDITIONAL REQUIREMENTS FOR SPECIFIC USES.**

**Sec. 27-445.6. Cemetery.**

(a) A cemetery permitted (P) in the Table of Uses, except a cemetery that is accessory to a church, convent, or monastery, provided both uses were existing as of January 1, 1991, shall be subject to the following:

\* \* \* \* \*

**PART 6. COMMERCIAL ZONES.**

**DIVISION 3. USES PERMITTED.**

**Sec. 27-461. Uses permitted.**

**(b) TABLE OF USES I**

USE	ZONE					
	C-O	C-A	C-S-C	C-W	C-M	C-R-C
<b>(3) MISCELLANEOUS:</b>						
Cemetery or crematory:					[SE]	
<u>(A) Cemetery,</u> <u>accessory to a</u> <u>church, convent,</u> <u>or monastery</u> <sup>18</sup>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>(B) All others</u>					<u>SE</u>	

<sup>18</sup> Provided both uses were existing as of January 1, 1991.

**PART 7. INDUSTRIAL ZONES.**

**DIVISION 3. USES PERMITTED.**

**Sec. 27-473. Uses permitted.**



Cemetery, accessory    P    P    P    P    P    P  
to a church, convent,  
or monastery<sup>20</sup>

\*            \*            \*            \*            \*            \*            \*

<sup>20</sup> Provided both uses were existing as of January 1, 1991.

**PART 9. PLANNED COMMUNITY ZONES.**

**DIVISION 3. USES PERMITTED.**

**Sec. 27-539. Uses permitted.**

**(b) TABLE OF USES**

**ZONE**

**USE**

**R-M-H**

**(3) MISCELLANEOUS:**

\*            \*            \*            \*            \*            \*            \*

Bus maintenance, accessory to            SE  
private school or church

Cemetery, accessory to a church,            P  
convent, or monastery<sup>9</sup>

\*            \*            \*            \*            \*            \*            \*

<sup>9</sup> Provided both uses were existing as of January 1, 1991.

**PART 10. MIXED USE ZONES.**

**DIVISION 3. USES PERMITTED.**

**Sec. 27-547. Uses permitted.**

**(b) TABLE OF USES**

**ZONE**



USE	M-X-T
(4) MISCELLANEOUS:	
Accessory structures and uses	P
<u>Cemetery, accessory to a church, convent, or monastery</u> <sup>5</sup>	<u>P</u>

\* \* \* \* \*

<sup>5</sup> Provided both uses were existing as of January 1, 1991.

SECTION 2. BE IT FURTHER ENACTED that this Ordinance shall take effect on the date of adoption.

Adopted this 26th day of March, 1991.

COUNTY COUNCIL OF PRINCE GEORGE'S  
COUNTY, MARYLAND, SITTING AS THE  
DISTRICT COUNCIL FOR THAT PART OF  
THE MARYLAND-WASHINGTON REGIONAL  
DISTRICT IN PRINCE GEORGE'S  
COUNTY, MARYLAND

BY:

\_\_\_\_\_  
Richard Castaldi  
Chairman

ATTEST:

\_\_\_\_\_  
Maurene W. Epps  
Acting Clerk of the Council

KEY:

Underscoring indicates language added to existing law.  
[Brackets] indicate language deleted from existing law.  
Asterisks \*\*\* indicate intervening existing Code provisions that  
remain unchanged.