

Prince George's County Council

Agenda Item Summary

Meeting Date:	2/17/2004
Reference No.:	CR-009-2004
Draft No.:	2
Proposer(s):	Hendershot
Sponsor(s):	Shapiro
Item Title:	A Resolution approving the enactment of Ordinance 03-O-10 amending Chapter 125 of the College Park Code concerning residential parking.

Drafter:	Ralph E. Grutzmacher, Legislative Officer
Resource Personnel:	Carol B. White, Legislative Aide

LEGISLATIVE HISTORY:

Date Presented:		Executive Action:
Committee Referral:	1/27/2004 - PZED	Effective Date:
Committee Action:	2/4/2004 - FAV(A)	
Date Introduced:	1/27/2004	
Public Hearing:		
Council Action (1)	2/17/2004 - ADOPTED	
Council Votes:	MB:A, SHD:A, TD:A, CE:A, DCH:A, TH:A, TK:A, DP:A, PS:A	
Pass/Fail:	P	
Remarks:		

AFFECTED CODE SECTIONS:

COMMITTEE REPORTS:

PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Date 2/4/2004

Committee Vote: Favorable with amendments, 3-0 (In favor: Council Members Dernoga, Bland, and Harrington)

Staff explained that this resolution approves an amendment to Chapter 125 of the Code of the City of College Park. The City adopted Ordinance 03-O-10 on November 10, 2003, prohibiting parking on particular areas of residential lots. Article 28 of the Annotated Code of Maryland requires District Council approval of the City's ordinance before it becomes effective. The proposed amendment requires that the wheels or contact points of vehicles rest on runners or other surface made of an acceptable material that connects along a continuous path to a driveway or the street.

Council Member Hendersot, the sponsor of CR-9, informed the committee that the amendment to the City's ordinance is intended to address a situation related to student parking on residential lots. Mr. Hendershot explained that in many areas, the residents drive across the grass areas of the lot to park on the patio located in the rear of the dwelling.

Robert Ryan, representing the City of College Park's Public Works Department, was present to address the committee concerning the situation described by the sponsor. Mr. Ryan showed photographs that were recently taken showing automobiles parked on the rear patios. He explained that the City's ordinance is not intended to interfere

with the County's regulations that were recently adopted to prohibit paving of yards, but to ensure that ruts on the yards are prevented.

Aisha Braveboy, representing the Office of the County Executive, indicated that the Executive is in support of this resolution.

The Office of Law reviewed CR-9 and found it to be in proper legislative form with the exception of some minor technical changes. Because Article 28, 8-112(a) authorized municipalities to enact ordinances with additional or stricter provisions concerning "residential parking," the resolution should be amended to remove all references to "off-street parking." On page 1, line 9, "Chapter 12568" should be changed to "Chapter 125." Also, on page 2, line 3, delete "fences" and insert "residential parking." The committee accepted the amendments recommended by the Office of Law.

The Office of Audits and Investigations determined there should be no negative fiscal impact on the County as a result of adopting CR-9-2004.

BACKGROUND INFORMATION/FISCAL IMPACT:

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

Section 8-112.1 of Article 28 of the Maryland Annotated Code authorizes municipalities within the Maryland-Washington Metropolitan District to enact certain ordinances, including the regulation of residential parking, subject to approval of the District Council. The proposed resolution approves the regulation of residential parking enacted by the City of College Park.

CODE INDEX TOPICS:

INCLUSION FILES:
