



Prince George's County Council

Agenda Item Summary

Meeting Date: 4/11/2017

Effective Date: 4/11/2017

Reference No.: CR-024-2017

Chapter Number:

Draft No.: 1

Public Hearing Date:

Proposer(s): Patterson

Sponsor(s): Patterson, Harrison, Davis and Franklin

Item Title: A RESOLUTION CONCERNING PRIVATE LIMOUSINE DISPATCHING STATIONS IN THE I-3 ZONE for the purpose of clarifying, as a temporary measure with the force and effect of law, that Private Limousine Service Dispatching Station uses are permitted in the I-3 (Planned Industrial - Employment Park) Zone, and are not subject to any site plan requirements set forth in Part 7, provided that the use meets certain specified circumstances.

Drafter: Karen T. Zavakos, Zoning and Legislative Counsel

Resource Personnel: Ellis F. Watson, Chief of Staff/ Legislative Aide, District 8

LEGISLATIVE HISTORY:

Date:	Acting Body:	Action:	Sent To:
04/11/2017	County Council	introduced	
	Action Text: This Resolution was introduced by Council Members Patterson, Harrison, Davis and Franklin		
04/11/2017	County Council	rules suspended	
	Action Text: A motion was made by Council Member Patterson, seconded by Vice Chair Glaros, that the Council Rules of Procedure be suspended to allow for the immediate adoption of this Resolution. The motion carried by the following vote: Aye: 9 Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner		
04/11/2017	County Council	adopted	
	Action Text: A motion was made by Council Member Franklin, seconded by Council Member Harrison, that this Resolution be adopted. The motion carried by the following vote: Aye: 9 Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner		

AFFECTED CODE SECTIONS:

BACKGROUND INFORMATION/FISCAL IMPACT:

On September 22, 2015, the County Council presented legislation ("CB-087-2015") to create a new use, "Private Limousine Dispatching Stations," in the local zoning laws, and to permit the use by right in the I-3 (Planned Industrial - Employment Park) Zones of the County. After referral, review, and analysis by the Council's Planning Zoning and Economic Development ("PZED") standing committee, the PZED committee voted unanimously on October 13, 2015, to report CB-087-2015 out with a favorable recommendation and to return the legislation to the Council floor for introduction and for a public hearing to be scheduled before the full Council. Thereafter, at its November 17, 2015, public meeting, the County Council conducted a duly advertised public hearing on CB-087-2015 in accordance with applicable law and all procedural requirements. After concluding its public hearing, the Council voted unanimously 9-0 to enact CB-087-2015 and to permit, by right, Private Limousine Dispatching Stations in the I-3 Zone, where the use is located on property with a certain minimum acreage.

The following year, the County Council presented additional legislation ("CB-022-2016") to restate and clarify its intention, via enactment of CB-087-2015, to permit qualifying Private Limousine Dispatching Station uses that have been in existence since November 1, 2015, on land within the I-3 Zone and not be subject to any conceptual or detailed site plan requirements within Part 7 of the Zoning Ordinance. After referral, review, and analysis by the PZED committee, the committee voted unanimously on May 18, 2016, to report CB-022-2016 out with a favorable recommendation and to return the legislation to the Council floor for introduction and subsequent public hearing before the full Council. Thereafter, the County Council conducted a duly advertised public hearing on CB-022-2016 in accordance with applicable law and its procedural requirements. After concluding its public hearing, the Council voted unanimously 9-0 to enact CB-022-2016, to refine the text of its previous enactment to restate that Private Limousine Dispatching Stations are permitted by right in the I-3 Zone and not subject to any regulations for the zone within Part 7 of the Zoning Ordinance, provided that the property has a certain minimum acreage and was existing as of a certain date.

Accordingly, this Resolution will specify, as an exigent temporary measure with the force and effect of law, certain additional clarification to the requirements of the Zoning Ordinance for Private Limousine Service Dispatching Stations which the Council now finds necessary in order to effectuate the unambiguous intention of the District Council to permit Private Limousine Dispatching Stations uses in the I-3 Zone by right; to not be subject to any site plan approval process; and to be immediately eligible for application and issuance of a County Use and Occupancy permit for that use in accordance to the local zoning laws and County Code.

In addition, companion legislation, styled as a County Zoning Bill, has been introduced to codify provisions set forth within this temporary measure, and a public hearing for the companion local zoning law will be held in accordance with applicable law. Lastly, it is the further finding of the Council that this temporary measure is needed in order to effectuate its intent to permit Private Limousine Dispatching Stations in the I-3 Zone of Prince George's County, and to safeguard and protect any affected property owner from potential economic harm through any unintended, unreasonable impact on its property rights.

Document(s): R2017024