

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2006 Legislative Session

Resolution No. CR-20-2006
 Proposed by Council Member Campos
 Introduced by Council Member Campos
 Co-Sponsors _____
 Date of Introduction March 14, 2006

RESOLUTION

1 A RESOLUTION concerning the

2 Adequate Public Safety Facilities Surcharge

3 For the purpose of approving a partial waiver of the adequate public safety facilities surcharge
 4 for all residential units within the mixed-use development project of the EYA Group in
 5 Hyattsville.

6 WHEREAS, in Council Bill 89-2004, the County Council of Prince George's County and
 7 the County Executive enacted an amendment to Section 24-122.01 of the Subdivision
 8 Regulations, to impose an adequate public safety facilities surcharge for new residential
 9 construction in the County; and

10 WHEREAS, consistent with the requirements of Chapter 594 of the Laws of Maryland of
 11 2005 (House Bill 1129), codified as Section 10-192.11 of the Prince George's County Code, the
 12 Council and Executive approved Council Bill 56-2005, to modify the requirements of CB-89-
 13 2004; and

14 WHEREAS, as modified, Section 24-122.01 of the Subdivision Regulations requires
 15 certain public safety information and findings, at the time of application for approval of a
 16 preliminary plan of subdivision; and

17 WHEREAS, Section 24-122.01 (e) (4) authorizes the County Council and County
 18 Executive, acting as the governing body of Prince George's County, to waive any public safety
 19 facilities surcharge imposed within the County's Developed Tier, as designated in the 2002
 20 General Plan; and

21 WHEREAS, the Hyattsville Redevelopment Project of the EYA Group, as approved by
 22 the Planning Board in PGCPB No. 05-188 (detailed site plan) and PGCPB No. 05-191

1 (preliminary subdivision plan), includes about 6.77 acres of land in the M-U-I and D-D-O Zones,
2 on the west side of Baltimore Avenue (US 1), south of its intersection with Madison Street; and

3 WHEREAS, the EYA Hyattsville Redevelopment Project shows, in File No. 4-04192 for
4 the preliminary plan of subdivision and File No. DSP-04076 for the detailed site plan, a mixed-
5 use development with 124 single-family attached (townhouse) units, 13 residential studio (live-
6 work) units, and 6,610 square feet of community space; and

7 WHEREAS, the EYA Hyattsville Redevelopment Project represents high-quality
8 revitalization in a prominent corridor within the Developed Tier, where US 1 serves as a gateway
9 from the District of Columbia into Prince George's County; and

10 WHEREAS, in recognition of its locational significance and economic importance, the
11 District Council designated the Hyattsville area along US 1, including the subject property, as the
12 Gateway Arts District, and approved a sector plan and sectional map amendment with
13 development district standards for the area; and

14 WHEREAS, the County Council has determined, because of the importance of the
15 Hyattsville area generally and the US 1 corridor in Hyattsville in particular, and because the
16 EYA Hyattsville Redevelopment Project will have many positive effects on the business and
17 residential environment there, that the public safety facilities surcharge required in CB-55-2005
18 and in CB-56-2005 should be partially waived, and that building permits may be issued for the
19 project without imposition of the surcharge; and

20 WHEREAS, the Council has further determined that the public safety facilities surcharge
21 should be partially waived because the area of the subject property is and will for the foreseeable
22 future be more than adequately served by existing police and fire facilities; and

23 WHEREAS, this Resolution will be transmitted to the County Executive for his approval,
24 to complete the process required for the partial waiver of the public safety facilities surcharge for
25 the EYA Hyattsville Redevelopment Project property.

26 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
27 County, Maryland, that the public safety facilities surcharge required in CB-55-2005 and in CB-
28 56-2005 is hereby partially waived, for the property included in the EYA Hyattsville
29 Redevelopment Project, and building permits may be issued for residential dwelling units within
30 the project, without payment of the surcharge; and
31

1 BE IT FURTHER RESOLVED that the funds from the partially waived public safety
2 facilities surcharge will be used for a joint project between the County and the city.

Adopted this 18th day of April, 2006.

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: _____
Thomas E. Dernoga
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council

Date: _____ BY: _____
Jack B. Johnson
County Executive