

**PRINCE GEORGE'S COUNTY COUNCIL  
AGENDA ITEM SUMMARY**

**Meeting Date:** 2/9/99

**Reference No.:** CB-3-1999

**Proposer:** Hendershot

**Draft No.:** 1

**Sponsors:** \_\_\_\_\_

**Item Title:** An Ordinance concerning requirements for Special  
Exceptions for the purpose of amending the requirements  
for various Special Exception uses

**Drafter:**

**Resource Personnel:** Carol White  
Legislative Aide

**LEGISLATIVE HISTORY:**

<b>Date Presented:</b>	2/9/99	<b>Executive Action:</b>	___/___/___	___
<b>Committee Referral:</b>	2/9/99	PZED	<b>Effective Date:</b>	___/___/___
<b>Committee Action:</b>	3/31/99	HELD		
<b>Date Introduced:</b>	___/___/___			
<b>Pub. Hearing Date:</b>	___/___/___	___:___		

**Council Action:** \_\_\_/\_\_\_/\_\_\_ \_\_\_\_\_

**Council Votes:** JE:\_\_\_, DB:\_\_\_, IG:\_\_\_, TH:\_\_\_, WM:\_\_\_, RVR:\_\_\_, PS:\_\_\_, AS:\_\_\_, MW:\_\_\_

**Pass/Fail:** \_

**Remarks:** \_\_\_\_\_

**BACKGROUND INFORMATION/FISCAL IMPACT**

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

This legislation amends the requirements for certain Special Exception uses in the Zoning Ordinance that require a showing of "necessity" by deleting "necessity" and substituting "need". These terms are not defined in the Zoning Ordinance, however, the decision by the Court of Special Appeals in the Brandywine case defined "need" as reasonably convenient and "necessary" as total lack of service, or absolutely required.

**CODE INDEX TOPICS:**