

# Prince George's County Council

## Agenda Item Summary

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**Meeting Date:** 9/9/2015  
**Reference No.:** CB-043-2015  
**Draft No.:** 2  
**Proposer(s):** Davis  
**Sponsor(s):** Davis, Franklin  
**Item Title:** An Ordinance concerning private clubs for the purpose of permitting public safety fraternal organization private clubs in the Residential Estate (R-E) Zone under certain circumstances, and making related amendments in the Open Space (O-S) Zone.

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**Drafter:** Jackie Brown, Director, PZED Committee  
**Resource Personnel:** Nellvenia Johnson, Chief of Staff District 6

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### LEGISLATIVE HISTORY:

<b>Date Presented:</b>	6/16/2015	<b>Executive Action:</b>	
<b>Committee Referral:</b>	6/16/2015 - PZED	<b>Effective Date:</b>	9/9/2015
<b>Committee Action:</b>	7/15/2015 - FAV(A)		
<b>Date Introduced:</b>	7/21/2015		
<b>Public Hearing:</b>	9/9/2015 - 1:30 PM		
<b>Council Action (1)</b>	9/9/2015 - ENACTED		
<b>Council Votes:</b>	DLD:A, MRF:A, DG:A, AH:A, ML:A, OP:A, DT:A, KT:A, TT:A		
<b>Pass/Fail:</b>	P		
<b>Remarks:</b>			

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### AFFECTED CODE SECTIONS:

27-441

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### COMMITTEE REPORTS:

#### Planning, Zoning and Economic Development

**Date 7/15/2015**

Committee Vote: Favorable as amended, 4-0 (In favor: Council Members Harrison, Glaros, Davis and Taveras)

Council staff summarized the purpose of the legislation and informed the committee of referral comments that were received. This legislation amends the Zoning Ordinance to permit a public safety fraternal organization private club in the R-E (Residential Estate) Zone without a special exception if it is located on a lot or parcel having a gross tract area of at least 5 acres.

Council Member Davis, the bill's sponsor, informed the Committee that CB-43-2015 facilitates the alteration of a public safety private club which the Code does not currently allow without a special exception or revision to a special exception.

The Planning Board took no position on the legislation. The Office of Law reviewed CB-43-2015 and determined that it is in proper legislative form with no legal impediments to its enactment. The Zoning Hearing Examiner provided written comments recommending clarifying language in the new footnote 102 to remove the word "existing"

to ensure the use is treated uniformly throughout the R-E Zone.

The Committee voted favorable on the legislation including the recommendation by the Zoning Hearing Examiner to clarify and add new language in footnote 102 as follows:

“For a public safety fraternal organization private club located on a lot or parcel having a gross tract area of at least (5) acres, any alteration, enlargement, extension, or revision of the special exception use shall not require the filing and approval of a special exception application.”

Matthew Tedesco, representing FOP #89, testified in support of the legislation.

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**BACKGROUND INFORMATION/FISCAL IMPACT:**

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

This bill will exempt a private club of a public safety fraternal organization on property with a gross acreage of at least five (5) acres from the special exception requirement for private clubs in the Residential Estate (R-E) Zone.

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**CODE INDEX TOPICS:**

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**INCLUSION FILES:**

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