

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

SITTING AS THE DISTRICT COUNCIL

Legislative Session _____ 1990 _____

Bill No. _____ CB-31-1990 _____

Chapter No. _____ 14 _____

Proposed and Presented by _____ Council Member Casula _____

Introduced by _____ Council Member Casula _____

Co-Sponsors _____

Date of Introduction _____ May 1, 1990 _____

ZONING BILL

AN ORDINANCE concerning

Board of Zoning Appeals' Procedures

FOR the purpose of requiring applicants before the Board of Zoning Appeals to post the subject property, and setting forth procedures for the posting requirement.

BY repealing and reenacting with amendments:

Section 27-231,

The Zoning Ordinance of Prince George's County, Maryland,

being also

SUBTITLE 27. ZONING.

The Prince George's County Code

(1987 Edition, 1988 Supplement).

SECTION 1. BE IT ENACTED by the

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, that Section 27-231 of the Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the

Prince George's County Code, is hereby repealed and reenacted with the following amendments:

SUBTITLE 27. ZONING.

PART 3. ADMINISTRATION.

DIVISION 5. APPEALS AND VARIANCES.

Subdivision 1. Board of Zoning Appeals.

Sec. 27-231. Procedures.

* * * * *

(c) Fees

(1) The appellant shall pay the Clerk of the Board all expenses of the appeal, including the cost estimated by the Clerk for sending notices and advertising, and a fee of ten dollars (\$10) for each public notice sign required by Subsection (d) of this Section. The fees are nonrefundable unless (upon request[s] of the appellant) the Board finds that the fee was paid by mistake. All fees must be paid at the time of filing, except as provided.

* * * * *

(d) Notice of public hearing

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(7) When the subject property is not in a Residential Zone, the appellant shall post the property with a durable sign at least fifteen (15) days prior to the scheduled hearing date. The sign shall be provided by the Board of Zoning Appeals, and shall include the following information:

(A) The title "Notice of Public Hearing";

(B) The name of the appellant;

(C) Total area of the property;

(D) A brief statement describing the nature of the appeal;

(E) Date, time and place of the public hearing; and

(F) Instructions for obtaining further information regarding the appeal.

(8) There shall be one (1) sign posted for each one thousand (1,000) feet (or fraction) of frontage on each improved street. The sign(s) shall be posted on the property near the street right-of-way, so as to be visible from the improved portion of the street. When more than one (1) sign is required to be posted along a street, the signs shall, where practicable, be evenly spaced along the street.

(9) If the property does not have frontage on an improved street, one (1) sign shall be placed near to, and visible from, the improved portion of the nearest, most traveled street. In addition to the required information, this sign shall state that the sign is not on the subject property, and that a property having no improved street frontage is the subject of this appeal.

(10) All signs posted shall be conspicuous and legible for at least fifteen (15) days prior to the hearing.

(11) The appellant shall file an affidavit with the Board of Zoning Appeals stating that the required sign(s) was posted on the property in accordance with the procedures of this Subsection, and that the sign remained on the property for the fifteen (15) consecutive days preceding the hearing.

SECTION 2. BE IT FURTHER ENACTED that this Ordinance shall

take effect thirty (30) days after the date of its adoption.

Adopted this 5th day of June, 1990.

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

EFFECTIVE: JULY 6, 1990

BY: _____
Jo Ann T. Bell
Chairman

ATTEST:

Jean M. Schmuhl, CMC
Clerk of the Council

KEY:

Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that
remain unchanged.