

Prince George's County Council

Agenda Item Summary

Meeting Date: 7/18/2006
Reference No.: CB-031-2006
Draft No.: 1
Proposer(s): Dernoga
Sponsor(s): Dernoga, Hendershot, Peters, Knotts, Dean, Exum, Harrington, Campos, Bland
Item Title: An Ordinance concerning Use and Occupancy permits to authorize the County to exercise expedited enforcement procedures to address activities that are unlawful and activities that pose an imminent danger to the health, safety, and welfare of the public.

Drafter: Ralph E. Grutzmacher, Legislative Officer
Resource Personnel: Judith Thacher, Legislative Aide

LEGISLATIVE HISTORY:

Date Presented:	5/16/2006	Executive Action:	
Committee Referral:	5/16/2006 - C.O.W.	Effective Date:	9/5/2006

Committee Action: 5/30/2006 - FAV

Date Introduced: 6/13/2006
Public Hearing: 7/18/2006 - 10:00 AM

Council Action (1) 7/18/2006 - ENACTED
Council Votes: MB:A, WC:A, SHD:A, TD:A, CE:A, DCH:A, TH:A, TK:A, DP:A
Pass/Fail: P
Remarks:

AFFECTED CODE SECTIONS:

27-253, 27-260, 27-262, 27-263, 27-264, 27-264.01, 27-264.02

COMMITTEE REPORTS:

BACKGROUND INFORMATION/FISCAL IMPACT:

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

This legislation authorizes the County to exercise expedited enforcement procedures regarding use and occupancy permits to address activities that are unlawful and activities that pose an imminent danger to the health, safety, and welfare of the public.

This legislation authorizes the County to: (1) immediately cease an activity that operates without a use and occupancy permit when a use and occupancy permit is required; (2) immediately cease an activity that operates when a use and occupancy permit has been issued and the activity being conducted is not in compliance with the use and occupancy permit and the provisions of the Zoning Ordinance; and (3) immediately cease an activity that is found to present an imminent danger to the health, safety, and welfare of the public by ordering an immediate written violation notice to cease the operation of the activity where there are no other mitigating circumstances to be taken to resolve the imminent danger to the health, safety, and welfare of the public and there are no other reasonable means of preventing further danger to the health, safety, and welfare of the public resulting from the continuation of the activity until a hearing is held.

The Chief of Police and the Fire Chief are authorized to direct the Police Department and the Fire/Emergency Medical Services Department to enforce this legislation. A hearing before the Zoning Hearing Examiner and an appeal to the Circuit Court for Prince George's County, Maryland are provided for in this legislation.

CODE INDEX TOPICS:

INCLUSION FILES:
