

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

1997 Legislative Session

Bill No. _____ CB-35-1997

Chapter No.

Proposed and Presented by _____ Council Member Russell

Introduced by

Co-Sponsors

Date of Introduction

SUBDIVISION BILL

AN ACT concerning

Adequate Public Facilities

For the purpose of requiring the adequate public facilities test for police facilities to be based on Police Department District boundaries.

BY repealing and reenacting with amendments:

SUBTITLE 24. SUBDIVISIONS.

Section 24-122.01,

The Prince George's County Code

(1995 Edition).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Section 24-122.01 of the Prince George's County Code be and the same is hereby repealed and reenacted with the following amendments:

SUBTITLE 24. SUBDIVISIONS.

DIVISION 3. REQUIREMENTS: PLANNING, DESIGN, AND PUBLIC FACILITIES.

Sec. 24-122.01. Adequacy of public facilities.

(a) The Planning Board may not approve a subdivision plat if it finds that adequate public facilities do not exist or are not programmed for the area within which the proposed subdivision is located, as defined in the "Guidelines for the Analysis of Development Impact on Fire and Rescue Facilities," "Guidelines for the Analysis of Development Impact on Police Facilities" and "Guidelines for the Analysis of the Traffic Impact of Development Proposals."

The Planning Board shall require adequate public facilities, as provided in this Section and in Division 4 of this Subtitle.

* * * * *

(c) Police facilities.

(1) Before any preliminary plat may be approved, the Planning Board shall find that:

(A) The population and/or employees generated by the proposed subdivision at each stage of the proposed subdivision will not exceed the service capacity of the existing County police station[s] serving the Police District in which the proposed subdivision is located, as determined by the Planning Board in the "Guidelines for the Analysis of Development Impact on Police Facilities," as may be amended from time to time; or

(B) An adequate police facility available to serve the population and/or employees generated by the proposed subdivision has been programmed with one hundred percent (100%) of the expenditures for the construction of such a facility within the adopted County Capital Improvement Program as determined under the "Guidelines"; or

(C) That improvements participated in or funded by the subdivider will alleviate any inadequacy as determined under the "Guidelines."

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SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect thirty (30) calendar days from the date it becomes law.

Adopted this _____ day of _____, 1997.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY:
Dorothy F. Bailey
Chair

ATTEST:

Joyce T. Sweeney
Clerk of the Council

APPROVED:

DATE: _____ BY:
Wayne K. Curry
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks *** indicate intervening existing Code provisions that remain unchanged.