

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

SITTING AS THE DISTRICT COUNCIL

1995 Legislative Session

Resolution No. _____ CR-74-1995

Proposed by _____ Chairwoman MacKinnon (by request - Rules Committee)

Introduced by _____ Council Members Wilson, Bailey, MacKinnon, Del Giudice and Estep

Co-Sponsors

Date of Introduction _____ October 24, 1995

RESOLUTION

A RESOLUTION concerning

District Council Rules of Procedure

For the purpose of amending the Rules of Procedure for the District Council.

WHEREAS, Section 316 of the Prince George's County Charter provides for the County Council to adopt and publish rules; and

WHEREAS, the County Council Rules of Procedure, as adopted by CR-1-1995 are applicable to proceedings of the District Council; and

WHEREAS, the Rules of Procedure for the District Council have been adopted by CR-5-1993 and amended by CR-2-1994 and CR-2-1995 to provide supplemental rules which pertain to the unique operations of the District Council and to restate portions of the Rules of Procedure which apply to operations of the District Council.

NOW, THEREFORE, BE IT RESOLVED 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District in Prince George's County, Maryland, that the District Council Rules of Procedure be and the same are hereby repealed and readopted with the following amendments:

RULES OF PROCEDURE

FOR THE PRINCE GEORGE'S COUNTY DISTRICT COUNCIL

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6.5. Hearings on Specific Design Plans for Arenas.

All hearings on applications for approval of Specific Design Plans for arenas filed pursuant to Section 27-532.03 of the Zoning Ordinance shall be conducted by a Hearing Officer and heard by the District Council, and shall be subject to the following rules:

- (a) The order of presenting the application shall be as follows:
 - (1) Applicant's case;
 - (2) Parties represented by Counsel;
 - (3) All other parties;
 - (4) Public agency comments and examination;
 - (5) Rebuttal by Applicant;
 - (6) Rebuttal by parties represented by Counsel;
 - (7) Rebuttal by all other parties.
- (b) Examination of witnesses shall be conducted in an orderly manner as follows:
 - (1) After a witness's direct examination, the witness may be cross examined:

- (A) By Applicant's Counsel;
- (B) By Counsel representing a party;
- (C) By People's Zoning Counsel;
- (D) By other parties;
- (E) By Council Members;
- (F) By Hearing Officer.

(c) All persons who appear before the District Council shall verify under oath, under the penalties of perjury, that their testimony and information offered at the hearing is true.

(d) All evidence offered and received by the District Council shall be made a part of the record. No other evidence shall be considered in the determination of the application.

(e) A person must submit a request in writing to become a Person of Record. This request may be submitted to the Clerk of the Council prior to the hearing or the request may be submitted during the evidentiary hearing. A request must be received prior to the close of the evidentiary hearing record.

(f) The District Council may take administrative notice of facts of general knowledge, technical or scientific facts, laws, ordinances and regulations. It shall give effect to the rules of privileges recognized by law. The District Council may exclude incompetent, irrelevant, immaterial or unduly repetitious evidence.

BE IT FURTHER RESOLVED that a copy of the District Council Rules of Procedure, as adopted by this Resolution, together with any subsequent amendments, shall be marked, identified, and maintained by the Clerk of the Council.

BE IT FURTHER RESOLVED that the Rules of Procedure adopted by this Resolution shall be effective on and after the date of adoption of this Resolution.

Adopted this 7th day of November, 1995.

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

BY:

Anne T. MacKinnon
Chairwoman

ATTEST:

Joyce T. Sweeney
Clerk of the Council