

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**SITTING AS THE DISTRICT COUNCIL**

**2000 Legislative Session**

Bill No. \_\_\_\_\_ CB-69-2000  
 Chapter No. \_\_\_\_\_ 60  
 Proposed and Presented by \_\_\_\_\_ Council Member Maloney  
 Introduced by \_\_\_\_\_ Council Member Maloney  
 Co-Sponsors \_\_\_\_\_  
 Date of Introduction \_\_\_\_\_ July 25, 2000

**ZONING BILL**

1 AN ORDINANCE concerning

2 Appeals from the Planning Board to the District Council

3 For the purpose of clarifying that the Planning Board must mail notices of its decisions to  
 4 persons of record and that the mailing commences the time when Board decisions may be  
 5 appealed to or called up for review by the District Council.

6 BY adding:

7 Sections 27-228.01 and 27-228.02,

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

9 being also

10 SUBTITLE 27. ZONING.

11 The Prince George's County Code

12 (1999 Edition).

13 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
 14 Maryland, sitting as the District Council for that part of the Maryland-Washington Regional  
 15 District in Prince George's County, Maryland, that Sections 27-228.01 and 27-228.02 of the  
 16 Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince  
 17 George's County Code, be and the same are hereby added:

18 **SUBTITLE 27. ZONING.**

19 **PART 3. ADMINISTRATION.**

20 **DIVISION 5. APPEALS AND VARIANCES.**

**Subdivision 1. Appeals from Planning Board to District Council.**

**Sec. 27-228.01. Appeals from Planning Board.**

(a) In any of the following cases, a person of record may file an appeal from a final Planning Board decision to the District Council, or the Council on its own motion may elect to review a Board decision:

- (1) R-P-C Zone official plan amendments, Section 27-158(b)(1)(D);
- (2) Departures from design standards, Section 27-239.01;
- (3) Nonconforming gas station cases, Section 27-242(b)(3);
- (4) Nonconforming drive-in or fast food restaurant cases, Section 27-242(b)(4);
- (5) Certain nonconforming use certifications, Section 27-244(f);
- (6) Revocation of nonconforming use certifications, Section 27-245;
- (7) Conceptual Site Plans, Section 27-280;
- (8) Detailed Site Plans, Section 27-290;
- (9) Minor site plan changes for gas station and fast food special exceptions, Section 27-325;
- (10) Site plan amendments for health campus special exceptions, Section 27-362(a)(6);
- (11) Comprehensive Design Plans, Section 27-523;
- (12) Specific Design Plans, Section 27-528.01;
- (13) Comprehensive Sketch Plans and Final Development Plans in the M-X-C Zone, Sections 27-546.05, 27-546.06;
- (14) Optional Parking Plans in the U-L-I Zone, Section 27-585(c);
- (15) Departures from parking and loading standards, Section 27-588.

(b) The appeal procedures for each case shall be governed by the sections of this Subtitle applicable to that type of case, as modified in this Subdivision.

**Sec. 27-228.02. Notice of Planning Board Decision; Appeals to District Council.**

(a) The Planning Board in each case shall give notice of its final decision within ten (10) days by sending a copy of the resolution or other Board action to each person of record by first-class mail, postage prepaid. The date of the notice shall be stated in the mailing.

(b) An appeal shall be filed or a Council motion to review shall be made within thirty (30) days of the date of the notice of the Planning Board decision.

**Subdivision [1] 2. Board of Zoning Appeals.**

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**Subdivision [2] 3. Variances in Conjunction With Special Exception Approval.**

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**Subdivision [3] 4. Departures from Design Standards.**

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**Subdivision [4] 5. Special Permits.**

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**Subdivision [5] 6. Variances in Conjunction with Other Approvals.**

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SECTION 2. BE IT FURTHER ENACTED that this Ordinance shall take effect forty-five (45) calendar days after its adoption.

Adopted this 6th day of September, 2000.

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: \_\_\_\_\_  
Dorothy F. Bailey  
Chair

ATTEST:

\_\_\_\_\_  
Joyce T. Sweeney  
Clerk of the Council

KEY:  
Underscoring indicates language added to existing law.  
Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.