

Case No.: ERR-236

Applicant: Crest Apartments

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

ZONING ORDINANCE NO. 16- 2014

AN ORDINANCE to approve the validation of Multi-Family Rental License No. M-0032, issued in error.

WHEREAS, Multi-Family Rental License No. M-0032, was issued in error on December 27, 2013, to operate 44 apartment units located at 5225, 5227, 5229 and 5231 Marlboro Pike, Capitol Heights, Maryland; and

WHEREAS, the subject property consists of approximately 1.97 acres of land, improved with a 44 dwelling unit (22 one bedroom units (50%), 18 two bedroom units (40.9%) and 4 three bedroom units (9.01%)) multifamily structure constructed in 1971, located in the R-18 (Multi-Family Medium Density Residential) Zone; and

WHEREAS, the applicant has appealed to the District Council for an ordinance to approve the Multifamily Rental License which was issued in error; and

WHEREAS, the application for validation was given public notice, in accordance with all requirements of law, and a public hearing on the application was held before the Zoning Hearing Examiner; and

WHEREAS, the disposition recommendation of the Zoning Hearing Examiner were duly filed and considered by the District Council; and

WHEREAS, having reviewed the record, the District Council has determined that the application to validate Multifamily Rental License No. M-0032 should be approved; and

WHEREAS, as the basis for this final action, the District Council adopts and incorporates, as if fully restated herein, the findings of facts and conclusions, of the disposition recommendation of the Zoning Hearing Examiner.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED:

SECTION 1. Multi-Family Rental License No. M-0032 is hereby approved.

SECTION 2. The 44 dwelling unit apartment building on the subject property shall be declared to be a Certified Non-Conforming Use

SECTION 3. This Ordinance shall take effect on the date of its enactment.

Enacted this 22nd day of September, 2014, by the following vote:

In Favor: Council Members Campos, Davis, Franklin, Harrison, Lehman, Olson, Patterson, Toles and Turner.

Opposed:

Abstained:

Absent:

Vote: 9-0

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: _____
Mel Franklin, Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council