

## Prince George's County Council

### Agenda Item Summary

<b>Meeting Date:</b>	11/19/2013
<b>Reference No.:</b>	CB-059-2013
<b>Draft No.:</b>	2
<b>Proposer(s):</b>	Patterson
<b>Sponsor(s):</b>	Patterson, Franklin, Harrison, Davis, Turner
<b>Item Title:</b>	An Act amending the County public nuisance provisions to include certain residential properties, adding additional grounds constituting a public nuisance and generally relating to public nuisances in Prince George's County

<b>Drafter:</b>	Todd M. Turner, Legislative Officer
<b>Resource</b>	Ellis Watson, Legislative Aide District 8
<b>Personnel:</b>	Rashid Mahdi, State's Attorney Office

#### LEGISLATIVE HISTORY:

<b>Date Presented:</b>	7/9/2013	<b>Executive Action:</b>	12/4/2013 S
<b>Committee Referral:</b>	7/9/2013 - THE	<b>Effective Date:</b>	1/21/2014
<b>Committee Action:</b>	10/21/2013 - FAV(A)		
<b>Date Introduced:</b>	10/22/2013		
<b>Public Hearing:</b>	11/19/2013 - 10:00 AM		
<b>Council Action (1)</b>	11/19/2013 - ENACTED		
<b>Council Votes:</b>	WC:A, DLD:A, MRF:A, AH:-, ML:A, EO:A, OP:A, IT:A, KT:A		
<b>Pass/Fail:</b>	P		
<b>Remarks:</b>			

#### AFFECTED CODE SECTIONS:

14-170, 14-171, 14-172, 14-173

#### COMMITTEE REPORTS:

Transportation, Housing and Environment Committee

Date 10/21/2013

October 21st, 2013

Committee Vote: Favorable, 5-0 with amendments (In favor: Council Members Olson, Davis, Toles, Campos and Turner)

CB-59-2013 amends the County Public Nuisance provisions to include certain residential properties, adding additional grounds constituting a public nuisance and generally relating to public nuisances in Prince Georges County.

Staff oriented the Committee along with all legislative comments on a Proposed Draft 2 of CB-59-2013 that incorporated provisions contained in CB-26-2013 and CB-77-2013. CB-59-2013 seeks to add additional ground of storage of weapons, stolen property, contraband or other evidence of criminal activity as potential for a public nuisance.

The Committee heard from Captain Johnson, P.G. Police Department, Rahsid Mahdi, Assistant State's Attorney's Office, and from Gary Cunningham and Susan Hubbard, Department of Permitting, Inspection and Enforcement, as well as from Lisa Jackson, on behalf of the County Executive in support but also raising administrative concerns with enforcement.

Council Member Toles raised the need for additional coordination between with agencies, the Nuisance Abatement Board and enforcement of new provisions in CB-26-2-13, CB-77-2013 and CB-59-2013, if enacted.

The Office of Law finds the CB-59-2013 is in proper legislative form and saw no legal impediments to its adoption.

The Office of Audits & Investigations found that there will be no adverse fiscal impact on the County as a result in enactment of CB-59-2013.

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**BACKGROUND INFORMATION/FISCAL IMPACT:**

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

This legislation seeks to amend the residential nuisance abatement provisions in the County Code to address criminal activity in abandoned, vacant and foreclosed residential properties in the County.

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**CODE INDEX TOPICS:**

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**INCLUSION FILES:**