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COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

Legislative Session

1992

Bill No. _____ CB-39-

1992

Chapter No.

44

Proposed and Presented by _____ Council Member
Wineland _____

Introduced by _____ Council Member
Wineland _____

Co-Sponsors

Date of Introduction _____ June 2,
1992 _____

BILL

AN ACT concerning

Private Rights-of-Way and Easements

FOR the purpose of clarifying that the Director of the
Department of Public Works and Transportation shall not waive
or reduce private right-of-way or easement standards set forth
in Section 24-128 of the County Code.

BY repealing and reenacting with amendments:

SUBTITLE 23. ROADS AND SIDEWALKS.

Section 23-105,
The Prince George's County Code
(1991 Edition).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Section 23-105 of the Prince George's County Code be and the same is hereby repealed and reenacted with the following amendments:

SUBTITLE 23. ROADS AND SIDEWALKS.

DIVISION 1. GENERAL PROVISIONS.

Sec. 23-105. Authority of the Director.

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(g) The Director is authorized to waive, defer, or accept payment in lieu of compliance with the requirements of this Subtitle (except as provided in Subsection (h)), in whole or in part, where construction of road improvements is not practicable or desirable due to scattered ownership of lots in the area, insufficient right-of-way, or other factors determined by the Director to constitute an unreasonable hardship to the applicant or permittee, or hazard or nuisance to the public. Nothing herein shall be deemed to authorize the Director to waive or reduce any private right-of-way or easement standards set forth in Section 24-128 of this Code, but the Director may increase these standards when deemed appropriate.

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SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect on the effective date of CB-40-1992.

Adopted this 21st day of July, 1992.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY:

Richard J. Castaldi
Chairman

ATTEST:

Joyce T. Sweeney
Acting Clerk of the Council

APPROVED:

DATE: _____

BY:

Parris N. Glendening
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.