

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

2003 Legislative Session

Bill No. CB-94-2003

Chapter No. 83

Proposed and Presented by The Chairman (by request – County Executive)

Introduced by Council Member Peters

Co-Sponsors _____

Date of Introduction October 28, 2003

BILL

1 AN ACT concerning

2 Revenue Authority of Prince George's County – Parking Enforcement

3 For the purpose of authorizing the Revenue Authority of Prince George's County to enforce
4 provisions of the Prince George's County Code regarding parking within Prince George's
5 County, including authorizing the Revenue Authority of Prince George's County to enforce
6 provisions of the Prince George's County Code regarding parking on private property; and
7 generally relating to parking within Prince George's County.

8 BY repealing and reenacting with amendments:

9 SUBTITLE 21A. REVENUE AUTHORITY.

10 Sections 21A-116 and 21A-302,

11 The Prince George's County Code

12 (1999 Edition, 2002 Supplement).

13 BY adding:

14 SUBTITLE 21A. REVENUE AUTHORITY.

15 Section 21A-307,

16 The Prince George's County Code

17 (1999 Edition, 2002 Supplement).

18 BY repealing and reenacting with amendments:

19 SUBTITLE 26. VEHICLES AND TRAFFIC.

20 Sections 26-127.02, 26-134, 26-140, 26-149.01,

21 and 26-160,

22 The Prince George's County Code

(1999 Edition, 2002 Supplement).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Sections 21A-116 and 21A-302 of the Prince George's County Code be and the same are hereby repealed and reenacted with the following amendments:

SUBTITLE 21A. REVENUE AUTHORITY.

DIVISION 2. REVENUE AUTHORITY ESTABLISHED; PURPOSES.

Sec. 21A-116. Powers.

(a) Except as may be limited as provided therein, the Authority shall have all the rights and powers as established in Sections 21A-103, 21A-105 (A), (B), (C), and (D), and 21A-110 of this Subtitle, and the Authority shall have all the rights and powers as established in Subtitle 26 of the Prince George's County Code.

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SUBTITLE 21A. REVENUE AUTHORITY.

DIVISION 3. PARKING AND PARKING FACILITIES.

Sec. 21A-302. Purpose.

A purpose of the Revenue Authority is to provide for the encouragement of trade and industry, the relief of conditions of unemployment, a balanced economy, [and] the promotion of economic development through the acquisition, construction and operation of parking and related facilities for motorized and nonmotorized vehicles, and the enforcement of provisions of this Code regarding parking within Prince George's County pursuant to Subtitle 26 of the Prince George's County Code.

SECTION 2. BE IT FURTHER ENACTED that Section 21A-307 of the Prince George's County Code be and the same is hereby added:

SUBTITLE 21A. REVENUE AUTHORITY.

DIVISION 3. PARKING AND PARKING FACILITIES.

Sec. 21A-307. Parking Enforcement.

The Authority shall enforce provisions of this Code regarding parking within Prince George's County pursuant to Subtitle 26 of the Prince George's County Code.

SECTION 3. BE IT FURTHER ENACTED that Sections 26-127.02, 26-134, 26-140, and 26-149.01, of the Prince George's County Code be and the same are hereby repealed and reenacted with the following amendments:

SUBTITLE 26. VEHICLES AND TRAFFIC.

DIVISION 8. PARKING REGULATIONS.

Sec. 26-127.02. Stopping, standing, or parking on private property.

(a) No person shall park, stop, or stand a vehicle on any private property not owned by the owner or driver of the vehicle unless the person has express or implied permission from the property owner, his tenant, or his agent to park, stop, or stand the vehicle, as the case may be.

(b) Any person issued a citation for a violation of this Section shall be subject to a fine of Fifty Dollars (\$50.00) for each violation.

(c) The Revenue Authority of Prince George's County shall be authorized to enforce this Code provision.

Sec. 26-134. Enforcement of parking regulations.

(a) It shall be the duty of the Police Officers of the County, the Revenue Authority, or any other County employees specifically designated by the County Executive, to enforce the provisions of this Division.

[(b) The Revenue Authority may designate persons to enforce the provisions of this Division for property owned or operated by the Revenue Authority or other such public parking facilities or streets and highways as may be designated by Executive Order and approved by the County Council for enforcement by the Revenue Authority.]

SUBTITLE 26. VEHICLES AND TRAFFIC.

DIVISION 9. PARKING PERMIT AREAS.

Sec. 26-140. Parking area violation; penalty.

(a) No person shall park any vehicle or use any parking permit in a manner contrary to the regulations and provisions established by the County Executive pursuant to this Division.

(b) Any person issued a citation for a violation of this Section shall be subject to a fine of Fifty Dollars (\$50.00) for each violation.

(c) It shall be the duty of the Police Officers of the County, the Revenue Authority, or any other County employees specifically designated by the County Executive, to enforce the provisions of this Division. The Police Department is authorized to impound and remove any vehicle parked in violation of the regulations and provisions established pursuant to this Division without prior notice pursuant to Division 18 of this Subtitle.

(d) The Revenue Authority may designate persons to enforce the provisions of this Division for property owned or operated by the Revenue Authority or other such public parking facilities or streets and highways as may be designated by Executive Order and approved by the County Council for enforcement by the Revenue Authority.

SUBTITLE 26. VEHICLES AND TRAFFIC.

DIVISION 11. PUBLIC PARKING AREAS.

Sec. 26-149.01. The Revenue Authority of Prince George's County.

The Revenue Authority shall [may] designate persons to enforce the provisions of this Division [for public parking facilities owned, leased, or operated by the Revenue Authority or such other public parking facilities or streets and highways as may be designated by Executive Order and approved by the County Council for enforcement by the Revenue Authority].

SUBTITLE 26. VEHICLES AND TRAFFIC.

DIVISION 14. ABANDONED VEHICLES.

Sec. 26-162. Abandoned vehicles prohibited.

(a) No person shall leave any abandoned vehicle at any place within the County and no owner, lessee, or custodian in charge of any lot, field, road, street, lane, or other property shall permit any abandoned vehicle to remain on such property within the County.

(b) **Abandoned vehicle** means any motor vehicle, trailer, or semitrailer:

- (1) That is inoperable and left unattended on public property for more than 48 hours;
- (2) That has remained illegally on public property for more than 48 hours;
- (3) That has remained on public property for more than 48 hours; and
 - (A) Is not displaying currently valid registration plates; or
 - (B) Is displaying registration plates of another vehicle.
- (4) That has remained on private property for more than forty-eight hours; and
 - (A) Is inoperable in that one or more of its major mechanical components, including but not limited to engine, transmission, drive train, and wheels, is missing or not functional unless such vehicle is kept in an enclosed building or as permitted by Subtitle 13 or Subtitle 27 of the Code; or
 - (B) Is not displaying currently valid registration plates; or
 - (C) Is displaying registration plates of another vehicle.

(c) Any partially dismantled, wrecked, or junked motor vehicle may be presumed to have been or be abandoned.

(d) Any person issued a citation for a violation of this Section shall be subject to a fine of Fifty Dollars (\$50.00) for each violation.

(e) The Revenue Authority of Prince George's County shall be authorized to enforce this Code provision.

SECTION 4. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45) calendar days after it becomes law.

Adopted this 25th day of November, 2003.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Peter A. Shapiro
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Jack B. Johnson
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.