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Reference No: CB-40-1991

DATE: 4/25/91

AGENDA ITEM SUMMARY

Draft No: 2

Prince George's Meeting Date: 5/21/91

County Council Requester: B

Item Title: An Ordinance concerning commercial

recreational attractions

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## Sponsors B

Date Presented 4/23/91 Executive Action // Committee Referral(1) 4/23/91 P&Z Effective Date 6/30/91

Committee Action (1) 4/25/91 FAV(A)

Date Introduced 4/30/91

**Pub. Hearing Date** (1) 5/21/91 1:30 PM

Council Action (1) 5/21/91 Enacted

Council Votes CA: A\_, B\_: A\_, C\_: A\_, D\_: A\_, F\_: A\_, MC: A\_,

M\_: A\_, P\_: A\_, WI: A\_, \_\_: \_\_, \_\_: \_\_, \_\_: \_\_

Pass/Fail P

Remarks

Joyce Birkel, Prin. Cnsl. Resource Mary Lane

Drafter: to the District Council Personnel: Committee Director

## LEGISLATIVE HISTORY

## PLANNING AND ZONING COMMITTEE REPORT

Committee Vote: Favorable as amended, 4-0-1 (In favor: Council Members Casula, Fletcher, Mills and Wineland; abstaining:

Council Member MacKinnon).

Staff explained that this legislation applies to previously approved Commercial Recreational Attractions, and there is only one, Wildworld, in the County. This legislation accomplishes the following. If a portion of the property is conveyed to a new owner, all the uses on the land that were approved as part of the Special exception may continue; and if a portion of the property is rezoned to a zone in which this use is not permitted, the Special Exception remains in effect. Also, when either or both of the above occur, the requirement regarding minimum size is reduced from 250 to 100 acres.

M-NCPPC supports the legislation, and John McDonough, representing Wildworld, spoke in support of the bill. The amendments were technical in nature.

## BACKGROUND INFORMATION/FISCAL IMPACT (Includes reason for proposal, as well as any unique statutory requirements)

An existing commercial recreational attraction is being sold, in part, so that although the use wishes to continue, it will no longer meet the minimum acreage requirements for the special exception. This bill will allow an existing special exception to continue to operate with a minimum of 100 acres and requires that all special exception conditions continue in effect in lieu of the use becoming nonconforming.