

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**SITTING AS THE DISTRICT COUNCIL**  
**1995 Legislative Session**

Bill No. \_\_\_\_\_ CB-85-1995

Chapter No.

Proposed and Presented by \_\_\_\_\_ Council Members Del Giudice and MacKinnon

Introduced by \_\_\_\_\_ Council Members Del Giudice and MacKinnon

Co-Sponsors

Date of Introduction

**ZONING BILL**

AN ORDINANCE concerning

Mitigation Actions for Transportation Facilities

For the purpose of incorporating mitigation techniques into the Zoning Ordinance.

BY adding:

Sections 27-124.06, and 27-124.07,  
The Zoning Ordinance of Prince George's County, Maryland,  
being also  
SUBTITLE 27. ZONING.  
The Prince George's County Code  
(1991 Edition, 1994 Supplement).

SECTION 1. BE IT ENACTED by the 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, that Sections 27-124.06 and 27-124.07 of the Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince George's County Code, be and the same are hereby added:

**SUBTITLE 27. ZONING.**

**PART 2. GENERAL.**

**DIVISION 5. REGULATIONS ADOPTED BY REFERENCE.**

**Subdivision 2. Guidelines for Mitigation Actions.**

**Sec. 27-124.06. Authority.**

(a) The Guidelines for Mitigation Actions set forth in CR-29-1994, as may be amended from time to time, are hereby adopted by reference and made a part of this Subtitle with the same force and effect as the regulations set forth herein.

**Sec. 27-124.07. Applicability.**

(a) Consideration of mitigation actions in any application submitted pursuant to the provisions of this Subtitle is appropriate as defined in the approved "Guidelines for Mitigation Actions". The District Council shall have the authority to make the final decision regarding mitigation in any application filed pursuant to Subtitle 27. In those applications for which the Planning Board makes the final decision, the Planning Board's decision on mitigation may be appealed to the District Council upon petition of any person of record. The petition shall be filed with the Clerk of the Council within thirty (30) days after the date of the notice of the Planning Board's decision. The District Council may vote to review the Planning Board's decision on its own motion within thirty (30) days after the date of the notice.

(b) Where mitigation is utilized, all transportation facility improvements necessitated by the development shall be in place and operational prior to the issuance of the first building permit for the development.

SECTION 2. BE IT FURTHER ENACTED that this Ordinance shall take effect forty-five (45) calendar days after its adoption.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 1995.

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:

Anne T. MacKinnon  
Chairwoman

ATTEST:

Joyce T. Sweeney  
Clerk of the Council

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.