

## Prince George's County Council Agenda Item Summary

---

**Meeting Date:** 6/16/2009  
**Reference No.:** CR-017-2009  
**Draft No.:** 2  
**Proposer(s):** County Executive  
**Sponsor(s):** Bland  
**Item Title:** A Resolution concerning the 2008 Water and Sewer Plan (December 2008 Amendment Cycle) to change the water and sewer category designations within the 2008 Water and Sewer Plan

---

**Drafter:** Shirley Anthony Branch, DER  
**Resource Personnel:** Shirley Anthony Branch, DER

---

### LEGISLATIVE HISTORY:

<b>Date Presented:</b>		<b>Executive Action:</b>	
<b>Committee Referral:</b>	4/28/2009 - THE	<b>Effective Date:</b>	6/25/2009
<b>Committee Action:</b>	6/16/2009 - FAV(A)		
<b>Date Introduced:</b>	4/28/2009		
<b>Public Hearing:</b>	6/9/2009 - 1:00 PM		
<b>Council Action (1)</b>	6/16/2009 - ADOPTED		
<b>Council Votes:</b>	MB:A, WC:A, SHD:A, TD:A, CE:A, AH:A, TK:A, EO:A, IT:A		
<b>Pass/Fail:</b>	P		
<b>Remarks:</b>			

---

### AFFECTED CODE SECTIONS:

---

### COMMITTEE REPORTS:

#### TRANSPORTATION, HOUSING AND ENVIRONMENT COMMITTEE

**Date 6/16/2009**

Committee Vote: Favorable as Amended, 5-0 (In favor: Council Members Dernoga, Turner, Dean, Knotts and Harrison).

The December 2008 Cycle of Amendments to the 2008 Water and Sewer Plan contains six (6) applications requesting water and/or sewer category changes and eight (8) Map Drafting Corrections to Re-align the Sewer Envelope.

The Legislative Officer reviewed the history of the December 2008 Cycle of Amendment, that a public hearing was held on June 9, 2009 and that referral comments were provided by appropriate agencies. A proposed Draft 2 was reviewed, which included one (1) 2008 Plan Correction for the Brandywine Industrial Properties, as requested by the Maryland National Capital Park and Planning Commission (M-NCPPC) and recommended by the Planning Board in its June 5, 2009 referral.

Ms. Fern Piret, M-NCPPC, Planning Director, provided an overview and reason for Brandywine Industrial Properties

request, indicating that the property was incorrectly placed in the Rural Tier, which re-designated the property to Category 6 as part of the approval of the 2008 Water and Sewer Plan (CR-91-2008). Ms. Piret indicated that the property had undergone several land use and permit reviews by M-NCPPC over the past six years and that the Planning Board is recommending that the property move out of the Rural Tier as part of the Subregion 6 Master Plan.

Ms. Shirley Branch, Department of Environmental Resources, provided comments on the proposed Draft 2, in relation to 2008 Plan Correction for Brandywine Industrial Properties, the 2008 Water and Sewer Plan and the public hearing process.

In response, the Legislative Officer advised that he reviewed the matter of the Plan Correction with Mr. Ray Anderson, Senior Planner of the Maryland Department of the Environment (MDE), and was provided with an email communication that the correction could be done. The Chair requested that the email correspondence be included in the legislative file for the resolution.

Chairwoman Bland expressed support for the inclusion of the Plan Correction for Brandywine Industrial Properties, which is located in District 9, based on the communication with MDE.

The Committee recommended approval of the County Executive's recommendations on five (5) category change applications, the eight (8) Map Drafting Corrections to realign the Sewer Envelope and one (1) 2008 Plan Correction for Brandywine Industrial Properties.

One (1) application, 08/PW-03 Snowden Place (5 to 3) was held by the Committee at a category 5.

#### **TRANSPORTATION, HOUSING & THE ENVIRONMENT**

**Date 6/16/2009**

Committee Vote: Favorable as Amended, 5-0 (In favor: Council Members Dernoga, Turner, Dean, Knotts and Harrison).

The December 2008 Cycle of Amendments to the 2008 Water and Sewer Plan contains six (6) applications requesting water and/or sewer category changes and eight (8) Map Drafting Corrections to Re-align the Sewer Envelope.

The Legislative Officer reviewed the history of the December 2008 Cycle of Amendment, that a public hearing was held on June 9, 2009 and that referral comments were provided by appropriate agencies. A proposed Draft 2 was reviewed, which included one (1) 2008 Plan Correction for the Brandywine Industrial Properties, as requested by the Maryland National Capital Park and Planning Commission (M-NCPPC) and recommended by the Planning Board in its June 5, 2009 referral.

Ms. Fern Piret, M-NCPPC, Planning Director, provided an overview and reason for Brandywine Industrial Properties request, indicating that the property was incorrectly placed in the Rural Tier, which re-designated the property to Category 6 as part of the approval of the 2008 Water and Sewer Plan (CR-91-2008). Ms. Piret indicated that the property had undergone several land use and permit reviews by M-NCPPC over the past six years and that the Planning Board is recommending that the property move out of the Rural Tier as part of the Subregion 6 Master Plan.

Ms. Shirley Branch, Department of Environmental Resources, provided comments on the proposed Draft 2, in relation to 2008 Plan Correction for Brandywine Industrial Properties, the 2008 Water and Sewer Plan and the public hearing process.

In response, the Legislative Officer advised that he reviewed the matter of the Plan Correction with Mr. Ray Anderson, Senior Planner of the Maryland Department of the Environment (MDE), and was provided with an email communication that the correction could be done. The Chair requested that the email correspondence be included in the legislative file for the resolution.

Chairwoman Bland expressed support for the inclusion of the Plan Correction for Brandywine Industrial Properties,

which is located in District 9, based on the communication with MDE.

The Committee recommended approval of the County Executive's recommendations on five (5) category change applications, the eight (8) Map Drafting Corrections to realign the Sewer Envelope and one (1) 2008 Plan Correction for Brandywine Industrial Properties.

One (1) application, 08/PW-03 Snowden Place (5 to 3) was held by the Committee at a category 5.

---

**BACKGROUND INFORMATION/FISCAL IMPACT:**

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

The 2008 Water and Sewer Plan provides for three cycles of category change requests annually to amend the Plan. This Resolution represents the December 2008 Cycle of Amendments.

The 2008 Water and Sewer Plan was adopted by CR-91-2008. The December 2008 Cycle contains six (6) requests for a category change.

Two (2) category change requests are in the Parkway sewershed and four (4) in the Western Branch sewershed.

The December 2008 Cycle corrects drafting errors to the Sewer Envelope boundary line approved in the adoption of the 2008 Water and Sewer Plan.

Environment Article, Title 9, Subtitle 5, of the Maryland Annotated Code, sets procedures for amendments and revisions to the Plan. At least 30 days prior to the public hearing on the amendments, the County Council must submit to the Washington Suburban Sanitary Commission and Maryland-National Capital Park and Planning Commission a copy of the resolution for their recommendations.

---

**CODE INDEX TOPICS:**

---

**INCLUSION FILES:**

I-CR-17-2009 DR2 Attachment B.pdf

---