

Prince George's County Council

Agenda Item Summary

Meeting Date: 3/20/2007
Reference No.: CB-003-2007
Draft No.: 3
Proposer(s): Olson, Exum, Dernoga, Harrington, Campos, Turner
Sponsor(s): Olson, Exum, Dernoga, Harrington, Campos, Turner
Item Title: An Act amending provisions of the Code relating to the number of secondhand dealer and pawn dealer licenses to reduce the number of licenses authorized

Drafter: Todd Turner, Legislative Officer
Resource Personnel: Dannielle M. Glaros, Legislative Aide

LEGISLATIVE HISTORY:

Date Presented:	2/13/2007	Executive Action:	3/30/2007 S
Committee Referral:	2/13/2007 - THE	Effective Date:	5/15/2007

Committee Action: 2/22/2007 - FAV(A)

Date Introduced: 2/27/2007
Public Hearing: 3/20/2007 - 10:00 AM

Council Action (1) 3/20/2007 - ENACTED
Council Votes: MB:A, WC:A, SHD:A, TD:A, CE:A, DCH:A, TK:A, EO:A, IT:A
Pass/Fail: P
Remarks:

AFFECTED CODE SECTIONS:

05-234

COMMITTEE REPORTS:

TRANSPORTATION, HOUSING AND ENVIRONMENT COMMITTEE

Date 2/22/2007

Committee Vote: Favorable as amended 5-0 (In favor: Council Members Dernoga, Olson, Campos, Harrington and Turner).

Staff presented an overview of the bill and referral comments that were received. CB-3-2007 reduces the number of secondhand dealer and pawn dealer's and employee licenses to thirty-one (31) from the currently authorized level of thirty-eight (38).

Council Member Olson, the bill's sponsor brought the bill forward because of the number of communities negatively impacted by pawn shops. The bill's sponsor acknowledged bill will not affect pawn shops already in operation but it would cap the number of existing pawnshops in a neighborhood. Council Member Olson presented his position on CB-3-2007 and asked for favorable consideration by his Colleagues on this legislation.

The Committee members expressed several concerns over zoning requirements, non-conforming certifications and regulatory matter such as special exception. The legislative Officers for the Council suggested adding a clause and additional language to give the Department of Environmental Resources (DER) a firm clock to deny an application

based on not obtaining a use and occupancy permit.

CB-3-2007 (DR-1) was amended as follows:

1. On page 2, line 15 add “The Director may deny an application for license if the applicant has not obtained a valid use and occupancy permit for the proposed location within 270 days from the date of the application.”
2. On page 2, line 27 delete “actual” and insert “issued”.
3. On page 3, line 12 add Section 2 – Severability clause.

The Acting Director, Charles Wilson and several of his staff were in support and favor of the bill. Sergeant Matthew Stauffer and Detective Lori McCann of Prince George’s County Police- District 1 spoke in support of the bill and agreed the bill will stop or slow down the amounts of burglaries around pawn shops.

The Office of law found the bill to be in proper legislative form. The Office of Audits and Investigation states the proposed reduction of the seven (7) business licenses reflects the current level of unassigned licenses and will not affect any current business or contribute to any loss of current County revenue. According to the Office of Audits and Investigation enacting of CB-3-2007 will not have an actual or potential material adverse fiscal impact on Prince George’s County.

BACKGROUND INFORMATION/FISCAL IMPACT:

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

The proposed legislation seeks to decrease the number of authorized secondhand dealer and pawn dealer licenses in the County to the current actual level of licenses. The legislation also provides that a license will not be reissued once it has been revoked or otherwise surrendered under the County Code.

CODE INDEX TOPICS:

INCLUSION FILES:
