

## Prince George's County Council

### Agenda Item Summary

<b>Meeting Date:</b>	11/19/2013
<b>Reference No.:</b>	CB-087-2013
<b>Draft No.:</b>	2
<b>Proposer(s):</b>	Park & Planning
<b>Sponsor(s):</b>	Harrison
<b>Item Title:</b>	An Act making clarifying amendments to Tree Conservation Plan expiration dates and exemptions to submittal requirements in order to ensure internal consistency and conformance with State law.

<b>Drafter:</b>	M-NCPPC Staff
<b>Resource Personnel:</b>	M-NCPPC Staff,

#### LEGISLATIVE HISTORY:

<b>Date Presented:</b>	9/24/2013	<b>Executive Action:</b>	12/4/2013 S
<b>Committee Referral:</b>	9/24/2013 - PZED	<b>Effective Date:</b>	1/21/2014
<b>Committee Action:</b>	10/16/2013 - FAV(A)		
<b>Date Introduced:</b>	10/22/2013		
<b>Public Hearing:</b>	11/19/2013 - 10:00 AM		
<b>Council Action (1)</b>	11/19/2013 - ENACTED		
<b>Council Votes:</b>	WC:A, DLD:A, MRF:A, AH:-, ML:A, EO:A, OP:A, IT:A, KT:A		
<b>Pass/Fail:</b>	P		
<b>Remarks:</b>			

#### AFFECTED CODE SECTIONS:

25-119

#### COMMITTEE REPORTS:

##### PZED Committee Report

**Date 10/16/2013**

Committee Vote: Favorable as amended, 4-0-1 (In favor: Council Members Franklin,

Olson, Patterson and Toles. Abstain: Council Member Harrison)

CB-87-2013 was transmitted by the Planning Board for the Council's consideration. This legislation amends Subtitle 25 (Trees and Vegetation) under the Woodland and Wildlife Habitat Conservation Ordinance (WCO) to eliminate the need for a Letter of Exemption for projects within the Chesapeake Bay Critical Area (CBCA); to clarify why development applications in the CBCA are exempt from the WCO; and to clarify validity periods and expiration dates of approved Tree Conservation Plans.

Rana Hightower, Katina Shoulars, and Debra Borden, representing the Planning Board, were present to provide additional background concerning the purpose of the legislation and respond to questions. The Planning Board staff informed the committee that CB-87-2013 is amending the County Code to provide consistency with State law.

The Office of Law reviewed CB-87-2013 and determined that the bill is in proper legislative form with no legal impediments to its enactment. A technical amendment was noted on page 2, line 7 to underline the word "to" after "is not required".

The committee voted favorable including an amendment to the title as suggested by the Legislative Officer to further clarify and provide notice that certain exemptions to submittal requirements are specified in the bill.

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**BACKGROUND INFORMATION/FISCAL IMPACT:**

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

This bill provides clarity on when an approved Tree Conversation Plan expires and makes an amendment for internal consistency and conformance with state law. There is no fiscal impact.

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**CODE INDEX TOPICS:**

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**INCLUSION FILES:**

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