

AGENDA MINUTES

Tuesday, June 8, 2010

Business Meeting

(Legislative Day No. 17 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) - *BRIEFING HELD*

COMMITTEE OF THE WHOLE – (ROOM 2027) -- *COMMITTEE MEETING HELD*

- **CB-26-2010 (SUBDIVISION BILL) – AN ACT CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION** for the purpose of updating the overall ordinance; amending the process for requesting impacts to regulated areas to apply countywide; clarifying the definition of regulated streams and their associated buffers; amending submittal requirements for minor, major and conservation subdivisions; and implementing the recommendations of the Countywide Green Infrastructure Functional Master Plan, approved June 14, 2005.
- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

Council Member Olson moved amendment #1; seconded by Council Member Campos. Council Member Dernoga proffered a friendly amendment to allow for reduction in buffer to further revitalize or transit oriented development that would be difficult to achieve with a lesser buffer. The motion failed 2 – 7. Council Member Harrison moved to set the buffer at 60 with amendment language made by Council Member Dernoga; seconded by Council Member Olson. The motion carried 8-1. (Opposed: Council Member Dean). Council Member Olson moved amendment #2; seconded by Council Member Turner. The motion carried 8-0. (Absent: Council Member Knotts). Council Member Turner moved to approve the remaining amendments; seconded by Council Member Campos. The motion carried 9-0. Council Member Exum moved favorable recommendation with amendments; seconded by Council Member Olson. The motion carried 9-0.

CALL TO ORDER: - Chair Dernoga called to order at 11:34 A.M. with the following Council Members present:

Marilynn B. Bland
Will Campos
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
Andrea C. Harrison
Tony Knotts (Absent)
Eric C. Olson
Ingrid M. Turner

Others Present:
Craig S. Price, Council Administrator
Robert J. Williams, Jr., Deputy Council Administrator
Karen Zavakos, Legislative Officer
Carmen Jackson-Brown, Legislative Officer
Jackie Brown, PZED Committee Director
Josh Hamlin, Office of Law
Marcus Jackson, County Council Liaison, Office of the County Executive

INVOCATION: - The Invocation was led by Brian Madison, County Employee. Council Member Exum acknowledged that Brian Madison will soon be ordained. Council Member Bland requested special prayers for Mr. & Mrs. Vann

PLEDGE OF ALLEGIANCE: - The pledge of allegiance was led by Council Member Dean.

POINT OF PERSONAL PRIVILEGE:
Council Member Dernoga acknowledged Ms. Denna Gibbons, Miss Black Maryland USA, who recently received her Master's degree from the University of Maryland.

DESIGNATION OF JUNE 8, 2010 AS LEGISLATIVE DAY NO. 17
Chair Dernoga designated June 8, 2010 as Legislative Day number 17

1. **SECOND READING OF BILLS – (INTRODUCTION)**

CB-6-2010 – AN ORDINANCE CONCERNING VALIDITY PERIODS FOR DETAILED SITE PLANS AND SPECIFIC DESIGN PLANS for the purpose of temporarily suspending or tolling the validity periods of all approved applications for Detailed Site Plans and Specific Design Plans that were in a valid status as of January 1, 2010. - **INTRODUCED**

Council Bill 6 was introduced by Council Members Dean and Turner and was favorably reported out of the Planning, Zoning and Economic Development (PZED) Committee on 3/31/2010.

THE PUBLIC HEARING IS SCHEDULED FOR 7/13/2010 @ 10:00 A.M.

CB-7-2010 - (SUBDIVISION BILL) – AN ACT CONCERNING VALIDITY PERIODS FOR PRELIMINARY PLANS OF SUBDIVISION for the purpose of temporarily suspending or tolling the validity periods of all approved applications for Preliminary Plans of Subdivision that were in a valid status as of January 1, 2010. - **INTRODUCED**

Council Bill 7 was introduced by Council Members Dean and Turner and was favorably reported out of the Planning, Zoning and Economic Development (PZED) Committee on 3/31/2010.

THE PUBLIC HEARING IS SCHEDULED FOR 7/13/2010 @ 10:00 A.M.

CB-26-2010 (DR-2) (SUBDIVISION BILL) – AN ACT CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION for the purpose of updating the overall ordinance; amending the process for requesting impacts to regulated areas to apply countywide; clarifying the definition of regulated streams and their associated buffers; amending submittal requirements for minor, major and conservation subdivisions; and implementing the recommendations of the Countywide Green Infrastructure Functional Master Plan, approved June 14, 2005. - **DR-2 SUBSTITUTED; INTRODUCED**

Karen Zavakos, Legislative Officer, provided a verbal report on the actions and recommendations from the Committee of the Whole (COW) to the Council. Council Bill 26 (DR-2) was favorably reported out of the Committee of the Whole (COW) on 6/8/2010 with amendments. Council Member Olson moved to substitute (DR-2) in lieu of (DR-1); seconded by Council Member Turner. The motion carried 7-0. (Absent: Council Members Dean and Knotts). Council Bill 26 (DR-2) was introduced by Council Members Dernoga, Turner and Olson

THE PUBLIC HEARING IS SCHEDULED FOR 7/13/2010 @ 10:00 A.M.

2. **PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED FROM JUNE 1, 2010)**

CB-16-2010 - AN ORDINANCE CONCERNING MARYLAND –NATIONAL CAPITAL PARK AND PLANNING COMMISSION – PRINCE GEORGE’S COUNTY DISTRICT COUNCIL – DELEGATION OF POWERS for the purpose of allowing the governing body of a municipal corporation to exercise certain powers of the District Council, subject to certain limitations. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 16. Judith Davis, Mayor, City of Bowie spoke on Council Bill 16. All persons wishing to speak having done so, the public hearing was declared held. Council Member Dean moved enactment of Council Bill 16; seconded by Council Member Olson. The motion carried 7-0. (Absent: Council Members Bland and Knotts).

3. **BILLS ELIGIBLE FOR FINAL READING – (ENACTMENT)**

CB-19-2010 (DR-2) - AN ORDINANCE CONCERNING EATING OR DRINKING ESTABLISHMENTS for the purpose of making clarifying amendments to the requirements for eating or drinking establishments. - **AMENDED; DR-3 ENACTED**

The Public hearing for Council Bill 19 was held 6/1/2010. Council Member Dernoga introduced Council Bill 16 on 4/27/2010 and was favorably reported out of the Planning, Zoning and Economic Development (PZED) on 4/21/2010 with amendments. Council Member Campos moved enactment of Council Bill 19; seconded by Council Member Olson. Council Member Olson moved amendment #1; seconded by Council Member Harrison. The motion carried 7-0. (Absent: Council Members Bland and Knotts). The main motion carried 7-0. (Absent: Council Members Bland and Knotts).

4. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-51-2010 – A RESOLUTION CONCERNING PRINCE GEORGE’S COUNTY HISTORIC SITES AND DISTRICTS PLAN for the purpose of approving the Adopted Prince George’s County Historic Sites and Districts Plan with amendments. - **INTRODUCED; CONVENED AS COMMITTEE OF THE WHOLE (COW); FAVORABLE RECOMMENDATION WITH AMENDMENTS; DR-2 ADOPTED**

Council Resolution 51 approves the Adopted Prince George’s County Historic Sites and Districts Plan with amendments. Council Resolution 51 was introduced by Council Members Dernoga, Dean, Olson, Bland, Turner, Exum and Harrison. Convened as Committee of the Whole (COW). Council Member Campos moved adoption of Council Resolution 51 as amended from Committee of the Whole (COW); seconded by Council Member Dean. The motion carried 7-0. (Absent: Council Members Bland and Knotts).

5. **BRIEFING (COUNCIL HEARING ROOM)** - **BRIEFING HELD**
- **REPORT AND RECOMMENDATIONS OF THE PRINCE GEORGE'S COUNTY 2010 CHARTER REVIEW COMMISSION**

The Honorable Ronald V. Russell, Chairman of the 2010 Charter Review Commission
Kathleen H. Canning, Legislative Officer

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No persons wished to address the Council.

ADJOURN: - *Chair Dernoga adjourned the meeting at 12:21 P.M.*

COMMITTEE OF THE WHOLE – (ROOM 2027)
- **COMMITTEE MEETING HELD @11:00 A.M.**
STAFF DIRECTED TO PREPARE RESOLUTION OF APPROVAL WITH AMENDMENTS

- **PROPOSED AMENDMENTS TO THE ADOPTED MASTER PLAN AND ENDORSED SECTIONAL MAP AMENDMENT FOR SUBREGION 1 (PLANNING AREAS 60, 61, 62 AND 64)**

(DIGEST OF TESTIMONY)

COMMITTEE OF THE WHOLE – (ROOM 2027)
- **COMMITTEE MEETING HELD @ 1:50 P.M. – NO ACTION TAKEN; WILL HAVE AN ADDITIONAL COMMITTEE OF THE WHOLE (C.O.W) MEETING ON 6/15/2010**

CB-27-2010 – AN ACT CONCERNING WOODLAND, WILDLIFE HABITAT AND TREE CANOPY CONSERVATION for the purpose of updating the overall ordinance, clarifying design criteria concerning woodland, wildlife habitat and tree canopy conservation; including provisions for variances under certain circumstances; and implementing the recommendations of the Countywide Green Infrastructure Functional Master Plan, approved June 14, 2005. - **NO ACTION**

CB-28-2010 – AN ORDINANCE CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION for the purpose of updating the overall ordinance; clarifying the requirements related to Subtitle 25, Division 2 the Woodland and Wildlife Conservation Ordinance and Subtitle 25, Division 3, the Tree Canopy Coverage Ordinance, adding a process for requesting and evaluating impacts to regulated environmental features; amending submittal requirements; and implementing the recommendations of the Countywide Green Infrastructure

Master Plan, approved June 14, 2005. - **NO ACTION**

CB-29-2010 – AN ACT CONCERNING WOODLAND CONSERVATION AND THE PURCHASE OF DEVELOPMENT RIGHTS PROGRAM for the purpose of clarifying provisions of the Purchase of Development Rights Program relating to woodland conservation.
- **NO ACTION**

CB-30-2010 – AN ACT CONCERNING HOUSING AND PROPERTY STANDARDS AND ANTI-LITTER AND WEED ORDINANCE for the purpose of revising certain definitions to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance. - **NO ACTION**

CB-31-2010 – AN ACT CONCERNING CONSTRUCTION-DEMOLITION FILLS for the purpose of revising certain submission requirements to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance. - **NO ACTION**

CB-32-2010 – AN ACT CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION for the purpose of revising certain definitions, practices and requirements to conform to the revisions proposed to other subtitle and to implement the recommendations of the Countywide Green Infrastructure Plan, approved June 14, 2005.
- **NO ACTION**

CB-33-2010 – AN ACT CONCERNING SCENIC EASEMENT TAX CREDIT for the purpose of amending requirements related to the tax credit criteria for the Scenic Easement Tax Credit. - **NO ACTION**

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Redis C. Floyd, Clerk of the Council