COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

2008 Legislative Session

Bill No.   CB-3-2008

Chapter No.   4

Proposed and Presented by   The Chairman - (by request Planning Board)

Introduced by   Council Members Olson, Bland, Exum, Dean, Turner, Dernoga and Knotts

Co-Sponsors

Date of Introduction   March 18, 2008

BILL

1   AN ACT concerning

2   Historic Property Grant Program

3   For the purpose of establishing an Historic Property Grant Program in Prince George's County.

4   BY adding:

5   SUBTITLE 29. HISTORIC PROPERTY GRANT PROGRAM.

6   Sections 29-137, 29-138, 29-139, 29-140, and 29-141

7   The Prince George's County Code

8   (2003 Edition, 2006 Supplement).

9   SECTION 1. BE IT ENACTED by the County Council of Prince George's County,

10   Maryland, that Sections 29-137, 29-138, 29-139, 29-140, and 29-141 of the Prince George's

11   County Code be and the same are hereby added:

12   **SUBTITLE 29. HISTORIC PROPERTY GRANT PROGRAM.**

13   **Sec. 29-137. Establishment of Program.**

14   There is hereby established and created a program to be known as the "Historic Property

15   Grant Program." It shall be operated in accordance with the provisions of this Subtitle.

16   **Sec. 29-138. Definitions.**

17   (a) Definitions in Subtitles 24 and 27 of the County Code shall apply to this Subtitle and

18   shall be supplemented by the definitions in Subsection (b) of this Section.

19   (b) The following terms used in this Subtitle are defined as follows:

20   (1) **Fund**: The Prince George's County Historic Property Grant Fund.

21   (2) **Historic Property**: A district, site, building, structure or object significant in the

1 history, upland, and underwater archaeology, architecture, engineering and culture in the county,

2 including remains related to a district, site, building, structure, or object. Historic Properties shall

3 be defined as those listed in the Historic Sites and Districts Plan (HSDP) or determined eligible

4 for listing in the HSDP; those listed in the National Register of Historic Places (NRHP), or

5 determined eligible for listing in the NRHP.

6   (3) **Preservation Easement**: The term "preservation easement" shall be defined as a

7 non-possessory interest encumbering a qualifying property, whether the easement is appurtenant

8 or in gross, and conveyed by a landowner for the purpose of preserving the historic property and

9 restricting the development potential on the property in perpetuity.

10   (4) **Program**: The Prince George's County Historic Property Grant Program.

11 **Sec. 29-139. Administration.**

12   (a) The powers of the program are exercised by the Planning Board.

13   (b) The Planning Board shall adopt regulations to carry out the provisions of this program.

14   (c) The Planning Board shall expend the amounts in the fund in accordance with Maryland

15 Annotated Code, Article 28, Sections 5-302 and 5-306 to provide grants to nonprofit

16 organizations or foundations, political subdivisions, or individuals for the purpose of acquiring,

17 preserving, restoring, or rehabilitating historic properties.

18   (d) The Historic Preservation Commission, upon the advice of its Grants Committee, will

19 review all applications and make its recommendations to the Planning Board.

20 **Sec. 29-140. Inspection.**

21   The Planning Board or its designee shall have the right, upon prior written notice to the

22 parcel owner, to enter upon the parcel subject to a historic preservation grant, to inspect the work

23 for compliance with the terms and conditions of the preservation easement.

24 **Sec. 29-141. Program Funding.**

25   Funds for the program shall be authorized annually in The Maryland-National Capital Park

26 and Planning Commission Budget.

27   SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)

28 calendar days after it becomes law.

Adopted this 8th day of April , 2008.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Samuel H. Dean
Chair

ATTEST:

_____
Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____   BY: _____
Jack B. Johnson
County Executive

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.