

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

Legislative Session _____ 1991 _____

Bill No. _____ CB-93-1991 _____

Chapter No. _____ 78 _____

Proposed and Presented by The Chairman (by request -

MNCPPC)

Introduced by _____ Council Member Castaldi _____

Co-Sponsors _____

Date of Introduction _____ October 15, 1991 _____

SUBDIVISION BILL

AN ACT concerning

Fee-in-Lieu and Recreation Facilities

FOR the purpose of allowing the Planning Board to require the payment of a fee-in-lieu of parkland dedication equal to five percent of the land's total new market value under certain conditions.

BY repealing and reenacting with amendments:

SUBTITLE 24. SUBDIVISIONS.

Section 24-135(a),

The Prince George's County Code

(1987 Edition, 1990 Supplement).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Section 24-135(a) of the Prince George's County Code be and the same is hereby repealed and

reenacted with the following amendments:

SUBTITLE 24. SUBDIVISIONS.

DIVISION 5. REQUIREMENTS: ENVIRONMENTAL AND PARKS.

Sec. 24-135. Fee in lieu and recreational facilities.

(a) Fee in lieu. The Planning Board may require the payment of a fee in lieu of dedication equal to five percent (5%) of the total [assessed valuation of the land] new market value of the land as stated on the final assessment notice issued by the State Department of Assessments and Taxation when it finds that dedication of parkland is unsuitable or impractical due to size, topography, drainage, physical characteristics, or similar reasons, or if adequate open space has been acquired and is available to serve the subdivision. The fee shall be paid prior to recording the subdivision and shall be used by the Commission to purchase or improve parkland for the benefit of the future residents. Preliminary plans approved prior to the effective date of this legislation shall not be subject to this change.

SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect thirty (30) calendar days from the date it becomes law.

Adopted this 26th day of November, 1991.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Richard J. Castaldi
Chairman

ATTEST:

Maurene W. Epps
Acting Clerk of the Council

APPROVED:

DATE: _____

BY: _____
Parris N. Glendening
County Executive

KEY:

Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.