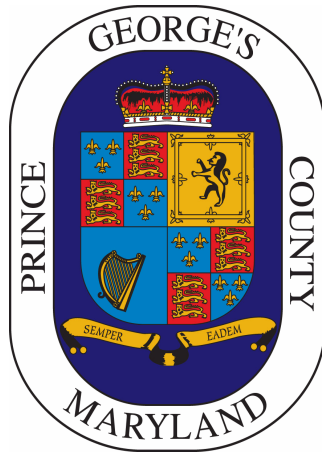


# Prince George's County Council

*County Administration Bldg  
14741 Governor Oden Bowie Drive  
Upper Marlboro, Maryland  
20772-3050*



## Meeting Agenda - Final

**Tuesday, June 2, 2015**

**1:30 PM**

**Council Hearing Room**

### **County Council**

*Mel Franklin, District 9, Chairman  
Derrick Leon Davis, District 6, Vice Chair  
Dannielle M. Glaros, District 3  
Andrea C. Harrison, District 5  
Mary A. Lehman, District 1  
Obie Patterson, District 8  
Deni L. Taveras, District 2  
Karen R. Toles, District 7  
Todd M. Turner, District 4*

*Robert J. Williams, Jr., Council Administrator*

**RULES OF COURTESY**

You are now participating in the process of representative government. We welcome your interest and hope you will attend Prince George's County Council meetings often. Good government depends on the interest and involvement of you and your fellow citizens.

To insure fair and orderly meetings, the Council has adopted rules which apply to all members of the Council, administrative staff, news media, citizens and visitors. The procedures provide:

1. No one shall delay or interrupt the proceedings or refuse to obey the orders of the presiding officer.
2. Posters or Placards must remain outside the Council Hearing Room.
3. No smoking is permitted in the County Administration Building.
4. Citizens are admitted up to the Fire Safety capacity of the Hearing Room. Overflow crowds may listen to proceedings on loudspeakers provided in the lobby area.

**REGULAR COUNCIL MEETINGS**

The Prince George's County Council meets at 10:00 a.m. each Tuesday in the Council Hearing Room in the County Administration Building, Upper Marlboro, Maryland. Legislative sessions are held on the first and third Tuesday of each month and business meetings are scheduled on the alternate weeks.

In addition to its normal function as the County Council, the Council will frequently sit as the District Council for zoning matters or as the Board of Health. The capacity in which the Council acts on agenda items will be recorded in the minutes for each meeting.

**PUBLIC PARTICIPATION IN COUNCIL MEETINGS**

Meetings of the Council are formal proceedings and all comments are recorded. Members of the audience are provided an opportunity to address the Council prior to the close of each meeting. Participation is also welcomed during the public hearing process. Those wishing to testify at a public hearing are urged to telephone the Clerk's office at 301-952-3600 for placement on the advance speakers' list. Registration is also accepted in the hearing room. The following information is provided as a guide to public participation in the Council Meeting. When you are called by the presiding officer, please follow these steps:

1. Come forward to the speaker's podium and state your name and address.
2. Relax.
3. Present your comments as succinctly as possible. Avoid duplicate testimony.
4. Confine your remarks to three minutes, if the presiding officer has indicated time limits would be in effect.
5. If you have a written statement, give it and other supporting material to the Clerk.

In accordance with ADA Requirements, accommodations for hearing impaired, disabled persons and visually impaired can be provided upon reasonable notice to the Clerk of the Council. Sign language interpreters are available with advance notice by calling 301-952-3600. In the event of inclement weather, please call 301-952-4810 to confirm the status of County Business.

**THE USE OF CELLULAR PHONES IN THE HEARING ROOM IS PROHIBITED**

**1:00 P.M. - AGENDA BRIEFING - (ROOM 2027)****1:30 P.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)****INVOCATION:**

*Y. Pleshette Monroe, County Employee*

**PLEDGE OF ALLEGIANCE****LEGISLATIVE DAY NO. 19****1. CONSENT AGENDA**

*All items listed under the consent agenda have been distributed to each member of the Council for review, are considered to be routine and will be acted upon by motion in the form listed. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and considered separately.*

**(a) Approval of County Council Minutes**

[MIN 05122015](#) County Council Minutes dated May 12, 2015.

Draft: 1

**(b) First Reading of Bills (Presentation)**

[CB-034-2015](#) **AN ACT CONCERNING ELECTRONIC CIGARETTE REGULATION** for the purpose of defining electronic cigarettes, regulating distribution, placement and packaging of electronic cigarettes, and restricting smoking of electronic cigarettes inside of public housing, senior citizen housing, and eating and drinking establishments.

Draft: 1

**Attachment(s):** [B2015034.doc](#)

*To be presented by Council Members Turner, Glaros, Harrison, Lehman, Taveras, Toles; referral to HEHS*

**CONSENT AGENDA - (CONTINUED)****[CB-036-2015](#)**

Draft: 1

**AN ACT CONCERNING EROSION AND SEDIMENT CONTROL AND STORMWATER MANAGEMENT** for the purpose of updating the County's erosion and sediment control regulations to be consistent with the State of Maryland's revised erosion sediment control regulations and the 2011 Maryland Standards and Specifications for Soil Erosion and Sediment Control (Standards and Specifications), as adopted by the Maryland Department of Environment in January 2012, and incorporating by reference the Prince George's County Stormwater Design Manual.

**Attachment(s):** [B2015036.doc](#)  
[I-CB-36-2015 Manual.pdf](#)

*To be presented by the Chairman (by request - County Executive); referral to C.O.W.*

**[CB-037-2015](#)**

Draft: 1

**AN ACT CONCERNING TELECOMMUNICATION TAX** for the purpose of revising the telecommunications tax rate.

**Attachment(s):** [B2015037.doc](#)

*To be presented by the Chairman (by request - County Executive); referral to C.O.W.*

**[CB-038-2015](#)**

Draft: 1

**AN ACT CONCERNING PRINCE GEORGE'S COUNTY RECORDATION TAX RATE** for the purpose of setting the recordation tax rate.

**Attachment(s):** [B2015038.doc](#)

*To be presented by the Chairman (by request - County Executive); referral to C.O.W.*

**[CB-039-2015](#)**

Draft: 1

**AN ACT CONCERNING HOTEL AND MOTEL TAXES** for the purpose of revising the hotel and motel tax rate.

**Attachment(s):** [B2015039.doc](#)

*To be presented by the Chairman (by request - County Executive); referral to C.O.W.*

**[CB-040-2015](#)**

Draft: 1

**AN ACT CONCERNING SUPPLEMENTAL PROPERTY TAX CREDIT** for the purpose of establishing a tax credit for real property.

**Attachment(s):** [B2015040.doc](#)

*To be presented by the Chairman (by request - County Executive); referral to C.O.W.*

**CONSENT AGENDA - (CONTINUED)**[CB-041-2015](#)

Draft: 1

**AN ACT CONCERNING DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT** for the purpose of amending provisions of the County Code to remove fee references directly from the County Code that fall under the auspices of the Department of Permitting, Inspections and Enforcements and to require the Department of Permitting, Inspections and Enforcement to publish an annual comprehensive Table of Fees submitted by the County Executive to be approved by the County Council.

**Attachment(s):** [B2015041.doc](#)

*To be presented by the Chairman (by request - County Executive); referral to C.O.W.*

**2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA****3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT**[LTR 06022015](#)

Draft: 1

Proposed letter to the Honorable Elizabeth M. Hewlett, Chairman, Prince George's County Planning Board, approving the request for a three-month extension of the timeframe to complete the preliminary Prince George's Plaza Transit District Development Plan and Proposed Transit District Overlay Zoning Map Amendment.

*The Chairman (by request - Planning Board)*

**4. PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT)****CB-007-2015**

Draft: 2

**AN ACT CONCERNING PROPERTY TAX CREDIT FOR**

**ACCESSIBILITY FEATURES** for the purpose of establishing a tax credit for real property equipped with accessibility features.

**Sponsor(s):** Turner, Davis, Glaros, Taveras and Franklin

**Attachment(s):** [B2015007.doc](#)  
[CB-07-2015 Report.doc](#)

**Legislative History:**

3/10/15	County Council	presented and referred to the Public Safety and Fiscal Management Committee
4/2/15	Public Safety and Fiscal Management Committee	Favorably recommended to the County Council
4/28/15	County Council	amended (1)
4/28/15	County Council	introduced

**CB-008-2015**

Draft: 1

**AN ORDINANCE CONCERNING RURAL RESIDENTIAL (R-R) ZONE**

for the purpose of permitting commercial uses in the Rural Residential (R-R) Zone, under certain circumstances.

**Sponsor(s):** Davis

**Attachment(s):** [B2015008.doc](#)  
[CB-008-2015 Report](#)

**Legislative History:**

3/10/15	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
4/7/15	Planning, Zoning and Economic Development Committee	Favorably recommended to the County Council
4/21/15	County Council	introduced

**5. PUBLIC HEARING – RESOLUTIONS**[CR-016-2015](#)

Draft: 1

**A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (DECEMBER 2014 CYCLE OF AMENDMENTS)** for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Plan.

**Sponsor(s):** Franklin

**Attachment(s):** [R2015016.doc](#)

[I-CR-16-2015 Attachments A & B.doc](#)

**Legislative History:**

4/28/15 County Council introduced and referred to the Transportation, Housing and the Environment Committee

[CR-018-2015](#)

Draft: 1

**A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2015** for the purpose of amending the Annual Action Plan for Housing and Community Development: Fiscal Year (FY) 2015 to include a new, eligible HOME Investment Partnerships Program (“HOME”) activity, the Rainier Manor Phase II senior rental housing project and approving the reallocating and commitment of \$850,000 in HOME funds from the FY 2015 Annual Action Plan for this activity.

**Sponsor(s):** Turner, Lehman, Harrison, Davis, Glaros, Franklin and Taveras

**Attachment(s):** [R2015018.doc](#)

[I-CR-18-2015 Attachment B.pdf](#)

[I-CR-18-2015 Attachment C.pdf](#)

**Legislative History:**

5/5/15 County Council introduced and referred to the Transportation, Housing and the Environment Committee

**RECESS**

**COMMITTEE OF THE WHOLE - (COUNCIL HEARING ROOM)**[CB-036-2015](#)

Draft: 1

**AN ACT CONCERNING EROSION AND SEDIMENT CONTROL AND STORMWATER MANAGEMENT** for the purpose of updating the County's erosion and sediment control regulations to be consistent with the State of Maryland's revised erosion sediment control regulations and the 2011 Maryland Standards and Specifications for Soil Erosion and Sediment Control (Standards and Specifications), as adopted by the Maryland Department of Environment in January 2012, and incorporating by reference the Prince George's County Stormwater Design Manual.

**Attachment(s):** [B2015036.doc](#)  
[I-CB-36-2015 Manual.pdf](#)

[CB-037-2015](#)

Draft: 1

**AN ACT CONCERNING TELECOMMUNICATION TAX** for the purpose of revising the telecommunications tax rate.

**Attachment(s):** [B2015037.doc](#)

[CB-038-2015](#)

Draft: 1

**AN ACT CONCERNING PRINCE GEORGE'S COUNTY RECORDATION TAX RATE** for the purpose of setting the recordation tax rate.

**Attachment(s):** [B2015038.doc](#)

[CB-039-2015](#)

Draft: 1

**AN ACT CONCERNING HOTEL AND MOTEL TAXES** for the purpose of revising the hotel and motel tax rate.

**Attachment(s):** [B2015039.doc](#)

[CB-040-2015](#)

Draft: 1

**AN ACT CONCERNING SUPPLEMENTAL PROPERTY TAX CREDIT** for the purpose of establishing a tax credit for real property.

**Attachment(s):** [B2015040.doc](#)

[CB-041-2015](#)

Draft: 1

**AN ACT CONCERNING DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT** for the purpose of amending provisions of the County Code to remove fee references directly from the County Code that fall under the auspices of the Department of Permitting, Inspections and Enforcements and to require the Department of Permitting, Inspections and Enforcement to publish an annual comprehensive Table of Fees submitted by the County Executive to be approved by the County Council.

**Attachment(s):** [B2015041.doc](#)



**RECONVENE****6. SECOND READING OF BILLS – (INTRODUCTION)****[CB-020-2015](#)**

Draft: 2

**AN ORDINANCE CONCERNING SPECIFIC TEMPORARY USES - PERMITS - AUTHORIZATION** for the purpose of including an employment or training center within existing temporary use provisions for a contractor's construction related facilities and providing certain time limitations for the temporary use in the zoning ordinance.

**Sponsor(s):** Patterson

**Attachment(s):** [B2015020.doc](#)  
[CR-020-2015 Report](#)

*To be introduced by Council Member Patterson*

**Legislative History:**

4/21/15	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
5/20/15	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**[CB-024-2015](#)**

Draft: 2

**AN ORDINANCE CONCERNING R-18 ZONE** for the purpose of permitting limited commercial uses in the R-18 Zone under certain circumstances.

**Sponsor(s):** Harrison

**Attachment(s):** [B2015024.doc](#)  
[CR-024-2015 Report](#)

*To be introduced by Council Member Harrison*

**Legislative History:**

4/28/15	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
5/20/15	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**[CB-026-2015](#)

Draft: 2

**AN ORDINANCE CONCERNING ASSISTED LIVING FACILITIES, CONGREGATE LIVING FACILITIES, AND NURSING OR CARE HOMES** for the purpose of permitting Assisted Living Facilities, Congregate Living Facilities, and Nursing or Care Homes in the M-X-T (Mixed Use Transportation-Oriented) Zone.

**Sponsor(s):** Harrison

**Attachment(s):** [B2015026.doc](#)  
[CR-026-2015 Report](#)

*To be introduced by Council Member Harrison*

**Legislative History:**

4/28/15	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
5/20/15	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

[CB-035-2015](#)

Draft: 1

**AN ORDINANCE CONCERNING APPROVED COMPREHENSIVE PLANS, FUNCTIONAL PLANS AND DEVELOPMENT DISTRICT PLANS - MINOR AMENDMENT PROCESS** for the purpose of providing a minor plan amendment process for approved comprehensive plans, functional plans, development district plans, and associated approved Development District Overlay (D-D-O) Zones.

**Attachment(s):** [B2015035.doc](#)

*To be introduced by Council Member Taveras*

*AS PERMITTED BY THE RULES, AND BECAUSE THIS BILL HAS ALREADY BEEN THROUGH COMMITTEE AS CB-14-2015 AND CB-15-2015, NO COMMITTEE REFERRAL WILL BE MADE.*

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**[CB-036-2015](#)

Draft: 1

**AN ACT CONCERNING EROSION AND SEDIMENT CONTROL AND STORMWATER MANAGEMENT** for the purpose of updating the County's erosion and sediment control regulations to be consistent with the State of Maryland's revised erosion sediment control regulations and the 2011 Maryland Standards and Specifications for Soil Erosion and Sediment Control (Standards and Specifications), as adopted by the Maryland Department of Environment in January 2012, and incorporating by reference the Prince George's County Stormwater Design Manual.

**Attachment(s):** [B2015036.doc](#)  
[I-CB-36-2015 Manual.pdf](#)

*(Verbal C.O.W. report to be provided)*

*To be introduced by:*

[CB-037-2015](#)

Draft: 1

**AN ACT CONCERNING TELECOMMUNICATION TAX** for the purpose of revising the telecommunications tax rate.

**Attachment(s):** [B2015037.doc](#)

*(Verbal C.O.W. report to be provided)*

*To be introduced by:*

[CB-038-2015](#)

Draft: 1

**AN ACT CONCERNING PRINCE GEORGE'S COUNTY RECORDATION TAX RATE** for the purpose of setting the recordation tax rate.

**Attachment(s):** [B2015038.doc](#)

*(Verbal C.O.W. report to be provided)*

*To be introduced by:*

[CB-039-2015](#)

Draft: 1

**AN ACT CONCERNING HOTEL AND MOTEL TAXES** for the purpose of revising the hotel and motel tax rate.

**Attachment(s):** [B2015039.doc](#)

*(Verbal C.O.W. report to be provided)*

*To be introduced by:*

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**[CB-040-2015](#)

Draft: 1

**AN ACT CONCERNING SUPPLEMENTAL PROPERTY TAX CREDIT**

for the purpose of establishing a tax credit for real property.

**Attachment(s):** [B2015040.doc](#)*(Verbal C.O.W. report to be provided)**To be introduced by:*[CB-041-2015](#)

Draft: 1

**AN ACT CONCERNING DEPARTMENT OF PERMITTING,****INSPECTIONS AND ENFORCEMENT** for the purpose of amending provisions of the County Code to remove fee references directly from the County Code that fall under the auspices of the Department of Permitting, Inspections and Enforcements and to require the Department of Permitting, Inspections and Enforcement to publish an annual comprehensive Table of Fees submitted by the County Executive to be approved by the County Council.**Attachment(s):** [B2015041.doc](#)*(Verbal C.O.W. report to be provided)**To be introduced by:***REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL****ADJOURN****EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)**[EX 06022015](#)

Draft: 1

Motion to convene in executive session, in accordance with Section 3-305(b), (4), (7), and (8), General Provisions Article, Annotated Code of Maryland, as follows:

1. to consider a matter that concerns the proposal for a business to locate, expand, or remain in the State;
2. to consult with legal counsel to seek legal advice; and
3. to discuss pending or potential litigation.

REMINDERS

Thurs. June 4, 2015

10:00 a.m. - THE Committee Meeting (Room 2027)

1:30 p.m. - PSFM Committee Meeting (Room 2027)

Mon., June 8, 2015

1:00 p.m. - District Council Agenda Briefing (Room 2027)

1:30 p.m. - Call to Order (Council Hearing Room)