



Prince George's County Council

Agenda Item Summary

Meeting Date: 1/31/2023 **Effective Date:** 3/20/2023
Reference No.: CB-014-2023 **Chapter Number:** 7
Draft No.: 1 **Public Hearing Date:** 01/17/2023 @ 10:00 AM
Proposer(s): Dernoga, Blegay, Burroughs, Ivey, Olson and Oriadha
Sponsor(s): Dernoga, Blegay, Burroughs, Ivey, Olson and Oriadha
Item Title: AN ORDINANCE CONCERNING ZONING-GENERAL PROVISIONS -
TRANSITIONAL PROVISIONS for the purpose of repealing CB-77-2022,
including Section 27-1706, of the Zoning Ordinance of Prince George's County.

Drafter: Karen T. Zvakos, Zoning and Legislative Counsel
Amanda S. Denison, Staff Attorney

Resource Personnel: Michelle Garcia, Chief of Staff/Legislative Aide, Council District 1

LEGISLATIVE HISTORY:

| Date: | Acting Body: | Action: | Sent To: |
|--------------|---|--|-----------------|
| 12/12/2022 | County Council | introduced and referred | PHED |
| | Action Text: This Council Bill was introduced by Council Members Dernoga, Blegay, Burroughs, Ivey, Olson and Oriadha and referred to the Planning, Housing and Economic Development Committee. | | |
| 01/09/2023 | PHED | Favorably recommended | County Council |
| | Action Text: A motion was made by Council Member Dernoga, seconded by Vice Chair Olson, that this Council Bill be Favorably recommended to the County Council. The motion carried by the following vote: Aye: 5 Ivey, Olson, Blegay, Dernoga and Oriadha | | |
| 01/17/2023 | County Council | public hearing held | |
| | Action Text: The public hearing for this Council Bill was held. | | |
| 01/17/2023 | County Council | postponed to a certain time or date | |
| | Action Text: This Council Bill was held for further action in the near future. | | |
| 01/31/2023 | County Council | enacted | |

Action Text:

A motion was made by Council Member Olson, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye: 9 Harrison, Blegay, Dernoga, Watson, Olson, Fisher, Burroughs, Ivey
and Oriadha

Nay: 2 Hawkins and Franklin

AFFECTED CODE SECTIONS:

BACKGROUND INFORMATION/FISCAL IMPACT:

This bill will suspend the efficacy of certain amendments to the local zoning laws enacted during the 2022 Legislative Year via enactment of CB-77-2022. During this same legislative year, the Council also considered and enacted, by way of CB-68-2022, a separate, comprehensive body of refinements to the newly effective Zoning Ordinance for the County. CB-77-2022 was under consideration of the Council at the time of its consideration of the comprehensive changes to the new Zoning Ordinance and was not included therein. Moreover, the Council notes, certain comments from ancillary public agencies submitted to the Council on referral of the respective legislative proposals cited herein expressed concern with the erosion of the clear vision set forth by way of the Council's effectuation of the new Zoning Ordinance. As the body vested with the legislative powers--including specific delegated authority to enact and amend local zoning laws--of the County, inherent in the scope of its legislative duties is the authority to amend such laws as may be deemed necessary and appropriate. To this end, the Council has determined that there is a need to repeal the previously enacted amendment to the local zoning laws and restore the provisions the new Zoning Ordinance as they existed prior to the enactment of CB-77-2022.

Document(s): B2023014, CB-014-2023 Summary, CB-014-2023 Report, CB-014-2023 Planning Board Votes Letter, CB-014-2023 Planning Board Analysis, CEX Ltr to Council Chair 01-06-2023, Council Chair Ltr to CEX 01-09-2023