

## Prince George's County Council

### Agenda Item Summary

<b>Meeting Date:</b>	7/24/2013
<b>Reference No.:</b>	CB-047-2013
<b>Draft No.:</b>	1
<b>Proposer(s):</b>	Harrison, Davis
<b>Sponsor(s):</b>	Harrison, Davis, Franklin
<b>Item Title:</b>	An Ordinance concerning Interim Land Use Controls for Military Installation Conformance for the purpose of extending the time for abrogation of certain provisions of Chapter No. 78, 2012 Laws of Prince George's County, Maryland.

<b>Drafter:</b>	M-NCPPC Staff, JLUS Implementation Committee
<b>Resource Personnel:</b>	JLUS Implementation Committee, M-NCPPC Staff,

#### LEGISLATIVE HISTORY:

<b>Date Presented:</b>	6/11/2013	<b>Executive Action:</b>	
<b>Committee Referral:</b>	6/11/2013 - PZED	<b>Effective Date:</b>	7/24/2013
<b>Committee Action:</b>	6/19/2013 - FAV		
<b>Date Introduced:</b>	7/2/2013		
<b>Public Hearing:</b>	7/24/2013 - 10:00 AM		
<b>Council Action (1)</b>	7/24/2013 - ENACTED		
<b>Council Votes:</b>	WC:A, DLD:A, MRF:A, AH:A, ML:A, EO:A, OP:A, IT:A, KT:A		
<b>Pass/Fail:</b>	P		
<b>Remarks:</b>			

#### AFFECTED CODE SECTIONS:

27-1801, 27-1802, 27-1803, 27-1804, 27-1805, 27-1806, 27-1807, 27-1808, 27-1809, 27-1810, 27-229

#### COMMITTEE REPORTS:

## **PZED Committee Report**

**Date 6/19/2013**

Committee Vote: Favorable, 3-0 (In favor: Council Members Franklin, Harrison and Olson)

Council staff summarized the purpose of the legislation and explained the history associated with prior legislation (CB-3-2012) on this matter. CB-47-2013 extends the time for abrogation of certain provisions in Chapter No. 78, 2012 Laws of Prince George's County, Maryland. Section 1 of Chapter No. 78 made changes to Section 27-230 of the Zoning Ordinance concerning approval of certain variances. Section 2 of Chapter 78 added new sections to the Zoning Ordinance, Section 27-1801 through 27-1810, which provided new development standards and procedures, such as the establishment and imposition of temporary zoning requirements for development of properties in the vicinity of Joint Base Andrews for an established period of time. These requirements are known as the Interim Land Use Control (ILUC) Ordinance.

CB-3-2012 provided that the ILUC was no longer effective 12 months after the bill adoption but could be extended an additional six months with approval of the County Council. CB-47-2013 extends the ILUC for the six months to June 6, 2014.

Howard Stone, Chairman of the Joint Base Andrews Joint Land Use Study Implementation Committee, testified in support of CB-47-2013 and informed the Council Members that the Implementation Committee is in the process of drafting the proposed Military Installation Overlay Zone legislation. Mr. Stone explained that the additional six months will allow more time for the Implementation Committee to complete this comprehensive process.

The Office of Law reviewed CB-47-2013 and determined that it is in proper legislative form with no legal impediments to its enactment. The Department of Environmental Resources supports this legislation.

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### **BACKGROUND INFORMATION/FISCAL IMPACT:**

(Includes reason for proposal, as well as any unique statutory requirements)

Section 2 of CB-3-2012 provides that the Interim Land Use Control Ordinance currently in effect within the County may be extended an additional six months with approval of the County Council, otherwise the Ordinance is abrogated and of no further force and effect after December 6, 2013. This Ordinance will extend the time the abrogation date of the ILUC Ordinance until June 6, 2014.

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### **CODE INDEX TOPICS:**

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### **INCLUSION FILES:**

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