

Bill No.: \_\_\_\_\_

Requested: \_\_\_\_\_

Committee: \_\_\_\_\_

Drafted by: Selle

Typed by: Alan

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Proofread by \_\_\_\_\_

Checked by \_\_\_\_\_

By: **Montgomery County Delegation and Prince George’s County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland–National Capital Park and Planning Commission – Prince**  
3 **George’s County – Site Plan Approval Authority**

4 **MC/PG 114–11**

5 FOR the purpose of prohibiting the County Council for Prince George’s County, sitting  
6 as the district council, from reviewing decisions by the Prince George’s County  
7 Planning Board to approve or disapprove certain site plans except under certain  
8 circumstances; authorizing a party of record to appeal certain decisions by the  
9 Planning Board to the district council; prohibiting the district council from  
10 revoking certain delegations of approval authority made to the Planning Board  
11 by a certain date; authorizing the district council to revoke certain delegations  
12 of approval authority for the purpose of delegating that authority to the  
13 governing bodies of certain municipal corporations; and generally relating to  
14 site plan approval in Prince George’s County.

15 BY adding to

16 Article 28 – Maryland–National Capital Park and Planning Commission  
17 Section 8–129  
18 Annotated Code of Maryland  
19 (2010 Replacement Volume)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article 28 – Maryland–National Capital Park and Planning Commission**

4 **8–129.**

5 (A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS  
6 SUBSECTION, THE COUNTY COUNCIL FOR PRINCE GEORGE’S COUNTY, SITTING  
7 AS A DISTRICT COUNCIL, MAY NOT REVIEW A FINAL DECISION OF THE PRINCE  
8 GEORGE’S COUNTY PLANNING BOARD TO APPROVE OR DISAPPROVE A SITE  
9 PLAN.

10 (2) A PARTY OF RECORD MAY APPEAL TO THE DISTRICT COUNCIL  
11 A FINAL DECISION BY THE PLANNING BOARD TO APPROVE OR DISAPPROVE A  
12 SITE PLAN.

13 (B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS  
14 SUBSECTION, THE COUNTY COUNCIL FOR PRINCE GEORGE’S COUNTY, SITTING  
15 AS A DISTRICT COUNCIL, MAY NOT REVOKE A DELEGATION OF AUTHORITY OVER  
16 SITE PLAN APPROVAL MADE TO THE PRINCE GEORGE’S COUNTY PLANNING  
17 BOARD ON OR BEFORE JANUARY 1, 2011.

18 (2) THE DISTRICT COUNCIL MAY REVOKE A DELEGATION OF SITE  
19 PLAN APPROVAL AUTHORITY TO THE PLANNING BOARD ONLY FOR THE  
20 PURPOSE OF DELEGATING APPROVAL AUTHORITY OVER DETAILED SITE PLANS  
21 TO THE GOVERNING BODY OF A MUNICIPAL CORPORATION IN THE  
22 MARYLAND–WASHINGTON REGIONAL DISTRICT UNDER § 8–112.4(B)(1)(IX) OF  
23 THIS TITLE.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 June 1, 2011.