



# COUNTY COUNCIL HEARING

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

NOTICE OF PUBLIC HEARING

TUESDAY, NOVEMBER 17, 2020

VIRTUAL MEETING

VIEW USING THE LINK PROVIDED AT: <https://pgccouncil.us/LIVE>

10:00 A.M.

Notice is hereby given that on Tuesday, November 17, 2020, the County Council of Prince George's County, Maryland, will hold the following public hearing:

**CB-054-2020 (DR-2) - AN ORDINANCE CONCERNING I-1 ZONE** for the purpose of permitting concrete recycling facility uses in the I-1 (Light-Industrial) Zones of Prince George's County, under certain circumstances.

**CB-063-2020 – (DR-2) - AN ORDINANCE CONCERNING TRASH MAINTENANCE SERVICES WITH PRIVATE FUELING STATION - I-1 AND I-2 ZONES** for the purpose of amending the Zoning Ordinance to provide a definition for a new use, "Trash Maintenance Services and Private Fueling Station," and permitting the use in the I-1 (Light Industrial) and I-2 (Heavy Industrial) Zones of Prince George's County, under certain circumstances.

**CB-064-2020 - AN ACT CONCERNING THE PRINCE GEORGE'S COUNTY CODE (2019 EDITION)** for the purpose of adopting and publishing the 2019 Edition of the Prince George's County Code.

**CB-067-2020 - AN ORDINANCE CONCERNING SUBTITLE 27 - THE ZONING ORDINANCE** for the purpose of adopting and publishing the 2019 Edition of the Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince George's County Code.

**CB-068-2020 - AN ORDINANCE CONCERNING SUBTITLE 27 - THE ZONING ORDINANCE** for the purpose of adopting and publishing the 2019 Edition of the Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince George's County Code, pursuant to the Council's enactment of Chapter 37, 2018 Laws of Prince George's County, Maryland.

**CB-069-2020 (DR-2) - AN ORDINANCE CONCERNING R-55 ZONE** for the purpose of permitting multifamily dwellings in the R-55 (One-Family Detached Residential) Zone of Prince George's County, under certain specified circumstances.

**CB-070-2020 (DR-2) - AN ORDINANCE CONCERNING FOOD HALLS** for the purpose of defining Food

Halls in the Zoning Ordinance, permitting the use in the I-1 (Light Industrial), I-3 (Planned Industrial/Employment Park), U-L-I (Urban Light Industrial), M-X-T (Mixed Use Transportation-Oriented), M-X-C (Mixed Use Community), and Commercial Zones of Prince George's County under certain circumstances, and providing certain parking, loading, and regulatory requirements for the use.

**CB-072-2020 - AN ORDINANCE CONCERNING CLASS 3 FILL RECLAMATION** for the purpose of amending the requirements for limited Class 3 fill uses as a method of reclaiming former sand and gravel mining properties for public use in the R-A (Residential-Agricultural) Zone, which are permitted without a special exception.

**CB-073-2020 - AN ORDINANCE CONCERNING VALIDITY PERIODS FOR DETAILED SITE PLANS AND SPECIFIC DESIGN PLANS** for the purpose of temporarily extending the validity periods of all approved applications for Detailed Site Plans and Specific Design Plans that were in a valid status of January 1, 2020.

**CB-080-2020 (DR-2) - AN ORDINANCE CONCERNING R-R (RURAL RESIDENTIAL) ZONE** for the purpose of permitting contractor's office in the R-R (Rural Residential) Zone under certain circumstances.

**CB-083-2020 (DR-2) - AN ORDINANCE CONCERNING FLY ASH LANDFILLS** for the purpose of prohibiting fly ash landfills in Prince George's County.

**CB-062-2020 - AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION AND STORMWATER MANAGEMENT BONDS** for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Four Hundred Seventy-Three million, Nine Hundred Eighty-Four thousand dollars (\$473,984,000) in aggregate principal amount of general obligation and stormwater management bonds for the purpose of providing funds for financing in whole or in part costs of the planning, acquisition, construction, reconstruction, establishment, extension, enlargement, demolition, or improvement of certain capital projects and capital projects constituting facilities (including without limitation any land, interest in land or equipment) for the control and disposition of storm and surface waters, including floodproofing, flood control or navigation programs and other stormwater programs and systems, environmental restoration and/or wetlands construction, and the protection, conservation, creation and acquisition of certain property described in the Maryland Annotated Code Environment Article consistent with federal and Maryland laws and regulations on the subject of nontidal and private wetlands, as applicable, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs thereof; or purchase of certain capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2021, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and the probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at private (negotiated) sale or public sale; declaring the County's official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds and the proceeds of bonds previously issued by an act of the County; pledging the full faith and credit and taxing power of

2 INSERTIONS – 11/5/2020 & 11/12/2020

the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing the pledge of Clean Water Act Fees to the payment of the principal of and interest on such bonds related to clean water projects when due; authorizing and empowering the County to issue and sell an amount not to exceed Four Hundred Seventy-Three million, Nine Hundred Eighty-Four thousand dollars (\$473,984,000)

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**CB-075-2020 - AN ACT CONCERNING GROCERY STORE REAL PROPERTY TAX CREDIT FOCUS AREA**

for the purpose of modifying the definition of a Grocery Store Focus Area and making Healthy Food Priority Areas eligible for the Grocery Store Real Property Tax Credit.

**CB-076-2020 - AN ACT CONCERNING STORMWATER MANAGEMENT - WASTEWATER PROTECTION AND RESTORATION PROGRAM REVENUE OBLIGATIONS - MARYLAND WATER QUALITY FINANCING ADMINISTRATION LOANS**

for the purpose of authorizing and empowering Prince George's County, Maryland (the "County") to borrow money and incur indebtedness in an aggregate principal amount not exceeding One Hundred Million Dollars (\$100,000,000) (the "Loan") under one or more loan agreements (each, a "Loan Agreement") to be executed and delivered by the County and the Maryland Water Quality Financing Administration ("MWQFA") to be evidenced and secured by one or more revenue notes or other obligations (each, a "Note") in an aggregate principal amount equal to the amount of the Loan under the Loan Agreements and to borrow money and incur indebtedness in order to refund or refinance the Loan and the Notes and any other indebtedness authorized hereby in a maximum principal amount not to exceed one hundred fifty percent (150%) of the aggregate principal amount of the indebtedness refunded or refinanced (collectively, the "Obligations"), pursuant to the Maryland Water Quality Financing Administration Act, Sections 9-1601 to 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland, as amended, replaced or recodified from time to time (the "Water Quality Act") and Section 10-203(b) of the Local Government Article of the Annotated Code of Maryland, as amended, replaced or recodified from time to time (collectively, the "Enabling Acts"), for the purpose of financing and refinancing in whole or in part costs of the design, planning, construction, equipping, installation, reconstruction, establishment, expansion, extension, enlargement, demolition, improvement and acquisition of certain capital improvement projects of the County's Stormwater Management - Watershed Protection and Restoration Program set forth in the capital program and the capital budget of the County adopted by the County pursuant to Council Bill CB-32-2016, passed by the County Council on May 26, 2016, and approved by the County Executive of the County (the "County Executive") on May 31, 2016, including describing the capital projects to be financed, refinanced and reimbursed in whole or in part from the proceeds of the Loan hereby authorized and the estimated costs thereof; approving the form and authorizing and providing for the execution of the Loan Agreements and the Notes; prescribing or providing for the form and tenor of the Notes and the terms and conditions for the issuance and sale thereof at private sale to MWQFA created pursuant to the Water Quality Act; directing the application of the proceeds of the Loan; providing that the Obligations and the interest and any premium on them shall be limited obligations of the County payable from and secured by certain amounts from time to time on deposit in the Local Watershed Protection and Restoration Fund established pursuant to Section 10-301 of the Prince George's County Code, as amended, replaced or recodified from time to time, and shall never constitute an indebtedness or charge against the full faith and credit or taxing powers of the County

within the meaning of any constitutional or charter provision or statutory limitation; authorizing the private (negotiated) or public sale of the Obligations as determined by the County Executive to be in the best interest of the County and other details with respect to the sale of such Obligations; providing for the preparation and distribution of a preliminary official statement and a final official statement to be used in connection with the sale of the Obligations; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on the Obligations; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the authorization, issuance, sale, delivery and payment of the Obligations and the consummation of the transactions contemplated by this Act.

**TUESDAY, NOVEMBER 17, 2020 (CONTINUED)**

**VIRTUAL MEETING**

**VIEW USING THE LINK PROVIDED AT: <https://pgccouncil.us/LIVE>**

**1:30 A.M.**

**CB-034-2020 (DR-2) - AN ACT CONCERNING LANGUAGE ACCESS FOR PUBLIC SERVICES** for the purpose of amending Language Access division of the County Code to define the Language Access Contact, adjust the language threshold, define enforcement and penalties, and expanding the agencies affected.

**CB-053-2020 (DR-3) - AN ACT CONCERNING LANDLORD-TENANT CODE AIR CONDITIONING** for the purpose of providing that the Landlord-Tenant Code require that any air conditioning equipment provided by a landlord shall be properly installed, connected and maintained; providing that air conditioning equipment shall be able to generate temperatures at a certain level; providing for enforcement; and generally relating to air conditioning equipment provided by the landlord.

**CB-055-2020 (DR-2) - AN ACT CONCERNING QUALIFIED DATA CENTERS - PERSONAL PROPERTY TAX EXEMPTION** for the purpose of establishing a personal property tax exemption on the personal property of a Qualified Data Center; defining certain terms; providing for certain amounts of personal property tax exemptions under certain conditions; requiring a certain notice; and generally relating to personal property tax exemptions on qualified data centers.

**CB-056-2020 (DR-2) - AN ACT CONCERNING THE BUILDING CODE OF PRINCE GEORGE'S COUNTY** for the purpose of updating the provisions of the Building Code of Prince George's County (the "County") to conform to the 2018 editions of the International Building Code, the International Mechanical Code, the International Energy Conservation Code and the International Residential Code for One- and Two-Family Dwellings.

**CB-071-2020 (DR-3) - AN ACT CONCERNING HEALTHY CHILDREN'S MEALS AND BEVERAGES** for

the purpose of providing legislative intent and findings; defining children's meal at a food service facility; defining a food service facility; defining covered establishments; defining default beverages; defining independent food service facilities; establishing nutrition requirements for children's meals; establishing default beverages for children's meals; providing for certain qualifications, enforcement and penalties as it generally relates to healthy children's meals and beverages.

**CB-077-2020 (DR-2) - AN ACT CONCERNING PROMPT PAYMENT PROCUREMENT STANDARD** for the purpose of strengthening the prompt payment standards for the delivery of goods or services in public procurement with Prince George's County.

**CB-078-2020 (DR-2) - AN ACT CONCERNING LIMITING THE AMOUNT OF A RENT INCREASE THAT MAY BE ASSESSED AFTER THE ADOPTION OF CB-16- 2020, WHICH PROHIBITED CERTAIN ACTS DURING THE COVID-19 PUBLIC HEALTH CRISIS** for the purpose of amending the Landlord-Tenant Code to limit a landlord's ability to increase rent for certain tenants above a certain amount; providing that existing obligations or contract rights may not be impaired by this Act; and generally relating to rent increases.

**CB-081-2020 (DR-2) - AN ACT CONCERNING PROPERTY STANDARDS ENFORCEMENT ON NONRESIDENTIAL PROPERTY IN PRINCE GEORGE'S COUNTY** for the purpose of increasing the authority of the Administrative Hearing Unit of the Department of Permitting, Inspections, and Enforcement (DPIE) to enforce property standards and maintenance violations on nonresidential property in Prince George's County.

**CB-082-2020 (DR-2) - AN ACT CONCERNING PROPERTY TAX CREDIT** for the purpose of authorizing the partial property tax credit for residential real property located in an area adversely impacted by the Brown Station Road Sanitary Landfill.

**CB-086-2020 (DR-2) - AN ACT CONCERNING SPECIAL FOOD SERVICE FACILITIES - FOOD HALLS** for the purpose of establishing a business license for Special Food Service Facilities - Food Halls.

Given the current state of the novel coronavirus (COVID-19) pandemic, and under the Governor's "Proclamation and Declaration of State of Emergency and Existence of Catastrophic Health Emergency – COVID-19," as amended, and the Prince George's County State of Emergency Declaration, as amended, the County Council is operating under emergency procedures.

The Prince George's County Council will meet virtually until further notice; however, public testimony is encouraged. To register to speak or submit comments or written testimony please use the Council's eComment portal at: <https://pgccouncil.us/Speak>. Please note, that written testimony or comments will be accepted in electronic format, rather than by U.S. mail. For those unable to use the portal, comments/written correspondence may be emailed to: [clerkofthecouncil@co.pg.md.us](mailto:clerkofthecouncil@co.pg.md.us) or faxed to (301) 952-5178.

**Registration should be completed by 3:00 p.m. on the day BEFORE the meeting.** Testimony and comments will not be accepted via social media or by telephone/voice mail message.

These policies are in effect until further notice. Any future changes to them will be communicated on the County Council website, County Council social media channels, via Alert Prince George's, and will be shared with the press via a press release.

**BY ORDER OF THE COUNTY COUNCIL  
PRINCE GEORGE'S COUNTY, MARYLAND**  
Todd M. Turner, Council Chair

**ATTEST:**

Donna J. Brown  
Clerk of the Council

**TO BE PAID BY CREDIT CARD  
or  
Enquirer Gazette – Please Bill**