
By: Montgomery County and Prince George's County Delegations

Introduced and read first time: January 31, 1997

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland-National Capital Park and Planning Commission - Conveyance of Land -**
3 **Approval by Prince George's County Council**
4 **MC/PG 13-97**

5 FOR the purpose of requiring a certain approval of the Prince George's County
6 government before the Maryland-National Capital Park and Planning Commission
7 may sell, convey, transfer, lease, exchange, or otherwise dispose of certain tracts of
8 land under certain circumstances.

9 BY repealing and reenacting, with amendments,
10 Article 28 - Maryland-National Capital Park and Planning Commission
11 Section 5-111 and 5-112
12 Annotated Code of Maryland
13 (1993 Replacement Volume and 1996 Supplement)

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

16 **Article 28 - Maryland-National Capital Park and Planning Commission**

17 5-111.

18 (A) [The] SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE Commission
19 may sell, convey, transfer, lease, or exchange any land held by it under this title and
20 deemed by the Commission not to be needed for park purposes or other purposes of this
21 title.

22 (B) IN PRINCE GEORGE'S COUNTY, THE COMMISSION MAY NOT SELL,
23 CONVEY, TRANSFER, LEASE, OR EXCHANGE A TRACT OF LAND THAT IS LOCATED IN
24 WHOLE OR IN PART IN PRINCE GEORGE'S COUNTY WITHOUT PRIOR APPROVAL BY
25 LEGISLATIVE ENACTMENT OF THE PRINCE GEORGE'S COUNTY COUNCIL IF THE
26 TRACT CONSISTS OF FIVE OR MORE ACRES OF UNIMPROVED LAND IN PRINCE
27 GEORGE'S COUNTY.

28 5-112.

29 (A) [The] SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE Commission
30 may sell or otherwise dispose of any playground and recreational facilities no longer

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1 needed for public use and use the proceeds of the sale or other disposition for the
2 construction, acquisition, or improvement of any other playground or recreational
3 facilities in the metropolitan district. [The] SUBJECT TO SUBSECTION (B) OF THIS
4 SECTION, THE Commission also may exchange with the United States of America, the
5 State of Maryland, or any other public body or agency any land held or acquired by the
6 Commission in its own name or in the name of the State of Maryland for playground or
7 recreational facilities, except park lands acquired by the Commission pursuant to an
8 agreement with the MARYLAND-National Capital PARK AND Planning Commission, for
9 any other land held or acquired by the United States, the State of Maryland, or any other
10 public body or agency, and, in the sole discretion of the Commission, deemed to be as
11 more suitable for playground and recreational purposes than the land held by it and
12 offered in exchange. The exchange may be accompanied by a partial cash consideration
13 moving either to or from the Commission; and any exchange, effected as aforesaid, shall
14 be deemed and is declared to be an acquisition of land for the public uses hereinabove in
15 this title defined.

16 (B) IN PRINCE GEORGE'S COUNTY, THE COMMISSION MAY NOT SELL,
17 EXCHANGE, OR OTHERWISE DISPOSE OF A TRACT OF LAND HELD OR ACQUIRED BY
18 THE COMMISSION THAT IS LOCATED IN WHOLE OR IN PART IN PRINCE GEORGE'S
19 COUNTY WITHOUT PRIOR APPROVAL BY LEGISLATIVE ENACTMENT OF THE PRINCE
20 GEORGE'S COUNTY COUNCIL IF THE TRACT CONSISTS OF FIVE OR MORE ACRES OF
21 UNIMPROVED LAND IN PRINCE GEORGE'S COUNTY.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 1997.