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

Introduced and read first time: February 11, 2000
Assigned to: Commerce and Government Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: April 3, 2000

CHAPTER _____

1 AN ACT concerning

2 **Maryland-National Capital Park and Planning Commission - Changes to**
3 **Public Property - Commission Review**
4 **PG/MC 22-00**

5 FOR the purpose of requiring the Maryland-National Capital Park and Planning
6 Commission to adopt, after appropriate public hearings, uniform standards of
7 review for reviewing changes to public property located in the regional district;
8 requiring a notice of the adoption of the standards for review to be published in
9 a certain manner; and providing for a delayed effective date.

10 BY repealing and reenacting, with amendments,
11 Article 28 - Maryland-National Capital Park and Planning Commission
12 Section 7-112
13 Annotated Code of Maryland
14 (1997 Replacement Volume and 1999 Supplement)

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

17 **Article 28 - Maryland-National Capital Park and Planning Commission**
18 7-112.

19 When the Commission has adopted a master plan of highways of the regional
20 district and has certified the plan to the County Council and clerk of the Circuit Court
21 of Montgomery County and to the Board of County Commissioners and clerk of the

1 Circuit Court of Prince George's County, thereafter no road, park, or other public way
2 or ground, no public (including federal) buildings or structures, and no public utility,
3 whether publicly or privately owned, shall be located, constructed, or authorized in
4 the regional district until and unless the proposed location, character, grade, and
5 extent thereof has been submitted to and approved by the Commission. In case of
6 disapproval, the Commission shall communicate its reasons to the State, federal,
7 county, municipal, or district board, body, or official proposing to locate, construct, or
8 authorize such public way, ground, building, structure, or utility. Thereupon the
9 board, body, or official in its discretion may overrule the disapproval and proceed. The
10 widening, extension, relocation, narrowing, vacation, abandonment, change of use of
11 any road, park, or other public way or ground in the regional district, or the
12 acquisition or sale of any land in the regional district by any public board, body, or
13 official shall be subject to similar submission and approval; and the failure to approve
14 may be similarly overruled. The failure of the Commission to act within 60 days from
15 and after the date of official submission to it shall be deemed an approval, unless a
16 longer period be granted by the submitting board, body, or official. AFTER
17 APPROPRIATE PUBLIC HEARINGS, THE COMMISSION SHALL ADOPT UNIFORM
18 STANDARDS OF REVIEW TO BE FOLLOWED IN REVIEWING CHANGES TO PUBLIC
19 PROPERTY LOCATED IN THE REGIONAL DISTRICT. THE COMMISSION SHALL PUBLISH
20 A SUMMARY OF THE STANDARDS OF REVIEW IN ONE NEWSPAPER OF COUNTYWIDE
21 CIRCULATION THAT IS PUBLISHED IN EACH COUNTY. THE NOTICE SHALL INCLUDE A
22 SUMMARY OF THE PURPOSE OF THE STANDARDS AND THE REVIEW PROCESS. IT ALSO
23 SHALL IDENTIFY A LOCATION AND A PHONE NUMBER TO CONTACT FOR A COMPLETE
24 COPY OF THE STANDARDS.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 ~~October 1, 2000~~ January 1, 2001.