

CHAPTER 302

(House Bill 928)

AN ACT concerning

Prince George's County – People's Zoning Counsel – Appeals

PG/MC 118-08

FOR the purpose of authorizing the People's Zoning Counsel in Prince George's County to make certain appeals on behalf of certain associations under certain circumstances; and generally relating to the People's Zoning Counsel in Prince George's County.

BY repealing and reenacting, with amendments,
Article 28 – Maryland–National Capital Park and Planning Commission
Section 8–122.1
Annotated Code of Maryland
(2003 Replacement Volume and 2007 Supplement)

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

Article 28 – Maryland–National Capital Park and Planning Commission

8–122.1.

(A) Notwithstanding any other provision of the Code, the district council for Prince George's County may authorize in its rules and procedures the representation before the Prince George's County planning board, the district council, the zoning hearing examiner, or the board of zoning appeals, of any bona fide civic association or homeowner's association by any duly elected officer of the association regardless of whether that individual is an attorney.

(B) **THE PEOPLE'S ZONING COUNSEL IN PRINCE GEORGE'S COUNTY, ON A REASONABLE BELIEF THAT A FINAL ACTION ON AN APPLICATION FOR A SUBDIVISION OF LAND, SPECIAL EXCEPTION, VARIANCE, OR SITE PLAN IS ARBITRARY AND CAPRICIOUS, MAY APPEAL THE FINAL ACTION ON BEHALF OF A BONA FIDE CITIZENS' ASSOCIATION ENTITLED TO APPEAL IN ACCORDANCE WITH THE PROVISIONS OF THIS ARTICLE.**

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2008.

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MARTIN O'MALLEY, Governor

Approved by the Governor, April 24, 2008.