

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**2010 Legislative Session**

Bill No. CB-29-2010

Chapter No. \_\_\_\_\_

Proposed and Presented by The Chairman (by request – Planning Board)

Introduced by Council Members Dernoga and Olson

Co-Sponsors \_\_\_\_\_

Date of Introduction June 15, 2010

**BILL**

1 AN ACT concerning

2 Woodland Conservation and the Purchase of Development Rights Program

3 For the purpose of clarifying provisions of the Purchase of Development Rights Program relating  
4 to woodland conservation.

5 BY repealing and reenacting with amendments:

6 SUBTITLE 30. AGRICULTURE.

7 Section 30-307,

8 The Prince George's County Code

9 (2007 Edition, 2009 Supplement).

10 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
11 Maryland, that Section 30-307 of the Prince George's County Code be and the same is hereby  
12 repealed and reenacted with the following amendments:

13 **SUBTITLE 30. AGRICULTURE.**

14 **DIVISION 3. PURCHASE OF DEVELOPMENT RIGHTS .**

15 **Sec. 30-307. Eligibility Criteria.**

16 (a) \* \* \* \* \*

17 (b) [A] Portions of parcels shall not be eligible to participate in the program if the  
18 development rights have been extinguished by the donation or sale of an easement to any other  
19 party[, or if the property is encumbered by a tree conservation easement or any other easement  
20 which would prevent the property from being developed] that specifically protects woodlands for  
21 another purpose including but not limited to approved TCPs for other development, deed

1 restrictions, and declarations of covenants for woodland conservation banking.

2 SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby  
3 declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph,  
4 sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of  
5 competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining  
6 words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this  
7 Act, since the same would have been enacted without the incorporation in this Act of any such  
8 invalid or unconstitutional word, phrase, clause, sentence, subparagraph, subsection, or section.

9 SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect on  
10 September 1, 2010.

Adopted this 13<sup>th</sup> day of July, 2010.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Thomas E. Dernoga  
Chair

ATTEST:

\_\_\_\_\_  
Redis C. Floyd  
Clerk of the Council

APPROVED:

DATE: \_\_\_\_\_ BY: \_\_\_\_\_  
Jack B. Johnson  
County Executive

KEY:

Underscoring indicates language added to existing law.  
[Brackets] indicate language deleted from existing law.  
Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.