

**TUESDAY, SEPTEMBER 17, 2013**  
**(COUNCIL CHAMBERS)**

**7:30 P.M.**  
**WORKSESSION**

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**COLLEGE PARK MISSION STATEMENT**

The City of College Park encourages broad community involvement and collaboration, and is committed to enhancing the quality of life for everyone who lives, raises a family, visits, works, and learns in the City; and operating a government that delivers excellent services, is open and responsive to the needs of the community, and balances the interests of all residents and visitors.

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**CITY MANAGER'S REPORT**

**PROPOSED ITEMS TO GO DIRECTLY TO NEXT WEEK'S AGENDA**

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**PROPOSED CONSENT AGENDA ITEMS**

1. Field Use Requests for Duvall Field: a) Maryland Stingers Women's Rugby Club, Tuesday and Thursday evenings from September 10 – November 7, 2013; b) College Park Boys and Girls Club, Monday, Wednesday and Friday evenings, September 20 – November 6 for Fall Lacrosse for PG Pride; c) Berwyn Christian School, after school soccer practice, Tuesdays and Thursdays, September 10 – November 7.

**WORKSESSION DISCUSSION ITEMS**

2. Discussion of noise code enforcement with Eric Zwerling, Rutgers University
3. Discussion of Neighborhood Watch program (request of Councilmember Wojahn)
4. Application from the owners of The Enclave for the City Revitalization Tax Credit – Michael Stiefvater, Economic Development Coordinator
5. Discussion of Parking Issues: 1) challenges with loss of the MBE lot, and 2) parking enforcement in north College Park near Greenbelt Metro – FY '14 Budget Parking Lot request by Councilmembers Catlin and Wojahn
6. Award of Contract for Demolition Services – Steve Groh, Director of Finance

7. Discussion of College Park City-University Partnership “Sustainable College Park” project – Mayor Fellows
8. Resolution to establish a new iteration of the NSQLWG – Councilmembers Stullich and Wojahn
9. Approval of Requests to M-NCPPC for their FY 2015 Budget for planning, parks and recreation in Prince George’s County (**Possible Special Session**)
10. Letter in support of an Advisory Work Group to comment on the redesign of the Hyattsville Library – Councilmember Mitchell
11. Appointments to Boards and Committees

COUNCIL COMMENTS

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**INFORMATION/STATUS REPORTS FOR COUNCIL REVIEW**

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This agenda is subject to change. For current information, please contact the City Clerk. In accordance with the Americans With Disabilities Act, if you need special assistance, you may contact the City Clerk’s Office at 240-487-3501 and describe the assistance that is necessary.

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# Field Use Requests for Duvall Field

## MEMORANDUM

**TO:** Mayor and City Council  
**THROUGH:** Joseph Nagro, City Manager  
**FROM:** Robert W. Ryan, Public Services Director   
**DATE:** September 13, 2013  
**SUBJECT:** Field Use Requests

### ISSUE

Three Field Use Reservation Applications for use of Duvall Field were received electronically by the Department of Public Services. The applications were reviewed by the Recreation Board at their September 2013 regular meeting. The Council has not approved these requests.

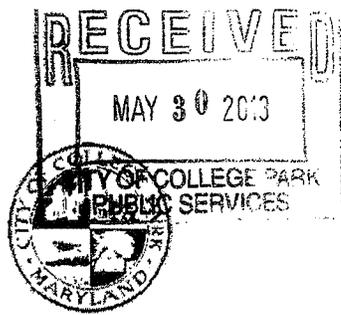
### SUMMARY

Three organizations have submitted applications which were approved by the Recreation Board at their September 2013 regular meeting. Representatives of each submitting organization were present to respond to Board inquiries prior to voting. The applicants were:

1. The Berwyn Christian School has requested use of Duvall Field and the restrooms for afterschool soccer practice on Tuesday and Thursday afternoons from 3:00 p.m. until 4:45 p.m.
2. The College Park Boys and Girls Club has requested use of Duvall Field for club practice of lacrosse on Monday, Wednesday and Friday evenings from 6:00 p.m. until 8:30 p.m.
3. The Maryland Stingers Women's Rugby Club has requested use of Duvall Field for Club practice on Tuesday and Thursday evenings, 7:30-9:30, from September 10 through November 7, 2013. The Recreation Board again supported the waiver of fees in lieu of service for this request.

### RECOMMENDATION

It is recommended that the Council place these requests on the consent agenda for 17 September 2013 and confirm approval of these applications as submitted.



CITY OF COLLEGE PARK FIELD USE RESERVATION APPLICATION
Duvall Field

Date of Application 5-30-13
Name of Organization Berwyn Christian School
Name of Contact Individual Esther Newell
Address 4720 Cherokee Street College Park MD 20740
Telephone: Home Work 301-474-1561 Cell 845-480-2989
Is the Organization a City-located youth Organization? Yes G No G Is the Organization Headquartered in College Park? Yes G No G

REQUESTING DUVALL FIELD FOR: G Football, Age G Soccer, Age 8-13 G Baseball, Age G T-Ball, Age:
G Softball, Age: ADDITIONAL NEEDS: G Lights G Bathrooms G Concession Stand

Date(s) Requested Sept. 10, 12, 17, 19, 24, 26, Oct. 1, Times Requested: From 3:00pm To 4:45pm
Oct. 3, 5, 10, 15, 17, 22, 24, 29, 31 Nov 5, 7

Description of Activity or Event After school soccer practice

Are you charging a fee? Yes G No G If yes, for what purpose? To pay coaches, administrative fees, equipment, ect.

Expected number of participants: 25-30 Age range: 8 years - 13 years old

I hereby confirm that I have received and read the City Recreation Facilities Rules and Regulations.
The organization's "Proof of adequate minimum liability insurance" (required under Section IV, Item 5) is attached to this application.

In addition, applicant/organization agrees to indemnify and hold harmless the City from and against all actions, liability, claims, suits, damages, cost or expenses of any kind which may be brought or made against the City or which the City must pay and incur by reason of or in any manner resulting from injury, loss or damage to persons or property resulting from his/her negligent performance of or failure to perform any of his/her obligations under the terms of this application/permit.

5-30-13 Date Esther Newell Signature of Contact Individual

Do Not Write Below This Line

Recommendation of Recreation Board Damage Deposit \$ 0

Approval Disapproval Estimated Fee \$ 0

Comments for dates requested

Date 6/3/13 Signature Stef for Allis + Abradford

Recommendation of Public Services Director

Approval Disapproval

Comments # confirmed 9/9/13 @ RB mtg

Date 7 June 13 Signature [Signature]

Action by Mayor and Council (or City Manager)

Approval Disapproval

Comments

Signature



# Field Use Reservation Application

Complete both pages and Submit to: [publicservices@collegeparkmd.gov](mailto:publicservices@collegeparkmd.gov)

Select One:  Calvert Hills Playground (Youth field – groups must be 13 and under)  Duvall Field

Date of Application: 7/3/13

Name of Organization: College Park Boys and girls Club (PG Lacrosse)

Is this Organization: City-Based Youth  Yes  No City Headquartered  Yes  No

Contact Name(s): Alex Heitemper

Mailing Address: 4308 Woodberry Street Hyattsville MD 20782

Email Address: aheitemper@hotmail.com

Day Phone: \_\_\_\_\_ Evening Phone: \_\_\_\_\_ Cell Phone: 301-503-7783

Description of Activity/Event: Fall Lacrosse season for PG Pride

Sports  Baseball  Football  Lacrosse  Softball  T-ball  \_\_\_\_\_

Expected Number of Participants: 40 each night Age Range: 8-15

Additional Requirements:  Toilets  Lights  Concession Stand

Date(s) Requested: 8/28/13 - 11/6/13

See **Facilities Rules and Regulations** for acceptable times and age group

Day(s) of Week Requested:  Sun.  Mon.  Tues.  Wed.  Thurs.  Fri.  Sat.

Time(s) Requested 6  a.m.  p.m. UNTIL 8:30  a.m. or  p.m.

Are you collecting a fee?  Yes  No If yes, Purpose: Fall league dues

I hereby confirm that I have received and read the City Recreation Facilities Rules and Regulations.

Organization's Proof of Adequate Minimum Liability Insurance as required under Section IV, Item 5 is attached hereto

*In addition, applicant/organization agrees to indemnify and hold harmless the City from and against all actions, liability, claims, suits, damages, cost or expenses of any kind which may be brought or made against the City or which the City must pay and incur by reason of or in any manner resulting from injury, loss or damage to persons or property resulting from his/her negligent performance of or failure to perform any of his/her obligations under the terms of this application/permit.*

### Recommendations and Notifications

Recreation Board  Approve Fee Waived  Approve with Fee of \$ 0  Denied

Comments: 09/09/2013 L.B Mtg all present in favor

Pub. Svcs Director Concur  Yes  No As if by

Comments: \_\_\_\_\_

City Manager Concur  Yes  No \_\_\_\_\_

Comments: \_\_\_\_\_

Mayor and Council Concur  Yes  No \_\_\_\_\_

Comments: \_\_\_\_\_

Waiver of Fees – the Council may vote to waive user fees, in whole or in part, upon recommendation of the Recreation Board. When considering whether to recommend or grant a full or partial waiver of user fees.

Please describe how your organization meets any of the following criteria:

- a. The level of use that is involved with the activity, including wear and tear on the facility;

Practice for kids / never had problems  
in the past

- b. The level of involvement by College Park residents in the activity;

Boys + girls Club Activity

- c. The community benefit that may result from the activity, for example, recreational opportunities for youth or seniors;

recreational opportunity for youth

- d. Volunteer services that the user provides to the City or its residents;

Help coach and run Lacrosse program  
with over 200 youth

- e. Assistance to be provided by the user for maintenance of the recreational facility; and

We will clean up trash and line  
field on weekly that the city can not

- f. Whether user activities promote the interests of the College Park community.

Yes - Fastest growing sport / great for  
the community



# Field Use Reservation Application

Calvert Hills Playground (Youth field - groups must be 13 and under)

Duvall Field

Complete both pages and Submit to: [publicservices@collegeparkmd.gov](mailto:publicservices@collegeparkmd.gov)

Date of Application: September 6, 2013

Name of Organization: Maryland Stingrays Women's Rugby Club

Is this Organization: City-Based Youth  Yes  No City Headquartered  Yes  No

Contact Name(s): Kelly Frene

Mailing Address: 4990 Columbia Pike, Apartment 313 Arlington, VA 22204

Email Address: k.frene@gmail.com

Day Phone: \_\_\_\_\_ Evening Phone: \_\_\_\_\_ Cell Phone: 301-507-5536

Description of Activity/Event: \_\_\_\_\_

Sports  Baseball  Football  Lacrosse  Softball  T-ball  Rugby

Expected Number of Participants 15-20 Age Range 18-35

Additional Requirements:  Toilets  Lights  Concession Stand

Date(s) Requested: September 10 - November 7, 2013

*See Facilities Rules and Regulations for acceptable times and age group*

Day(s) of Week Requested:  Sun.  Mon.  Tues.  Wed.  Thurs.  Fri.  Sat.

Time(s) Requested 7:30  a.m.  p.m. UNTIL 9:30  a.m. or  p.m.

Are you collecting a fee?  Yes  No If yes, Purpose: \_\_\_\_\_

I hereby confirm that I have received and read the City Recreation Facilities Rules and Regulations.

\_\_\_\_ Organization's Proof of Adequate Minimum Liability Insurance as required under Section IV, Item 5 is attached hereto

*In addition, applicant/organization agrees to indemnify and hold harmless the City from and against all actions, liability, claims, suits, damages, cost or expenses of any kind which may be brought or made against the City or which the City must pay and incur by reason of or in any manner resulting from injury, loss or damage to persons or property resulting from his/her negligent performance of or failure to perform any of his/her obligations under the terms of this application/permit.*

### Recommendations and Notifications

Recreation Board  Approve Fee Waived  Approve with Fee of \$ 0  Denied

Comments: 9/9/13 all present in favor

Pub. Svcs Director Concur  Yes  No [Signature]

Comments: \_\_\_\_\_

City Manager Concur  Yes  No \_\_\_\_\_

Comments: \_\_\_\_\_

Mayor and Council Concur  Yes  No \_\_\_\_\_

Comments: \_\_\_\_\_



## Field Use Reservation Application

**Waiver of Fees** – the Council may vote to waive user fees, in whole or in part, upon recommendation of the Recreation Board. When considering whether to recommend or grant a full or partial waiver of user fees.

Please describe how your organization meets any of the following criteria:

a. The level of use that is involved with the activity, including wear and tear on the facility;

This is a sports club practice, so there is some wear on the field due to the equipment used

b. The level of involvement by College Park residents in the activity;

At least half of our players live in College Park.

c. The community benefit that may result from the activity, for example, recreational opportunities for youth or seniors;

We provide a recreational opportunity to all women residents (including youth) to participate in.

d. Volunteer services that the user provides to the City or its residents;

We volunteer to help maintain Russell field at least once a year for the city of College Park.

e. Assistance to be provided by the user for maintenance of the recreational facility; and

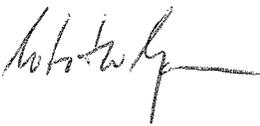
We will continue to provide any maintenance and volunteer activities for the city of College Park.

f. Whether user activities promote the interests of the College Park community.

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# Discussion of noise code enforcement

## MEMORANDUM

**TO:** Mayor and City Council  
**THROUGH:** Joseph L. Nagro, City Manager   
**FROM:** Robert Ryan, Public Services Director  
**DATE:** September 13, 2013  
**SUBJECT:** Noise Code Enforcement 

### ISSUE

Noise code enforcement has been one of the primary concerns of the NSQLWG . Mr. Eric Zwerling, a subject matter expert in environmental noise, will be available to discuss noise issues at the work session on the 17<sup>th</sup> September.

### SUMMARY

Mr. Eric Zwerling, Director of the Rutgers University, Noise Technical Assistance Center, has been scheduled to attend the September 17<sup>th</sup> Council work session. Mr. Zwerling has been the trainer for City code enforcement officer noise enforcement certification for over 10 years. He will be here providing training on Monday and Tuesday, 16<sup>th</sup> and 17<sup>th</sup>, and to attend the work session. This is an opportunity for Council Members to discuss noise and noise code enforcement with a subject matter expert. Issues raised by the NSQLWG and any Council technical questions regarding sound measurement, environmental noise, health effects of noise, comparative noise codes, etc. may be discussed with Mr. Zwerling.

The Noise Control Board has been invited to attend this work session.

### RECOMMENDATION

The Council may wish to take this opportunity to discuss NSQLWG recommendations, and any other questions regarding noise code enforcement, with Mr. Zwerling and members of the Noise Control Board.

### Attachments:

1. Chapter 138 of the City Code
2. Prince George's County Noise Code
3. County Bill 21-2011
4. Maryland DER Noise Regulations
5. City Noise flyer

City of College Park, MD  
Thursday, September 12, 2013

## Chapter 138. NOISE

**[HISTORY: Adopted by the Mayor and Council of the City of College Park 9-10-1985 by Ord. No. 85-O-5; amended in its entirety 3-24-1998 by Ord. No. 97-O-25. Subsequent amendments noted where applicable.]**

### GENERAL REFERENCES

Dogs and other animals — See Ch. 102.

Fees and penalties — See Ch. 110.

Nuisances — See Ch. 141.

Peace and good order — See Ch. 148.

### § 138-1. Statement of findings.

The City Council finds that the people of this city have a right to an environment that is free from noise that may jeopardize their health, general welfare or property and that there is a substantial body of knowledge on the adverse effects of excessive noise on the public health, general welfare and property.

### § 138-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

#### ANSI

The American National Standards Institute or its successor bodies.

#### BOARD

The Noise Control Board of the City of College Park, Maryland.

#### DAY

The period between 7:00 a.m. and 8:00 p.m.

#### dBA

The abbreviation for the sound level in decibels determined by the A-weighting network of a sound-level meter or by calculation from octave band or 1/3 octave band.

#### dBC

The abbreviation for the sound level in decibels determined by the C-weighting network of a sound level meter meeting the standards set forth in ANSI S1.4-1983 or its successors. **[Added 8-14-2007 by Ord. No. 07-O-16]**

#### DECIBEL (DB)

A unit of measure, on a logarithmic scale, or the ratio of a particular sound pressure squared to a standard reference pressure squared. For the purpose of this chapter, 20 micropascals shall be the standard reference pressure.

#### DIRECTOR

The Director of the Department of Public Services of the City of College Park.

#### EXTRANEIOUS SOUND

A sound which is relatively intense, intermittent and of short duration and is neither part of the neighborhood residual sound nor the sound source under investigation. **[Added 8-14-2007 by Ord. No. 07-O-16]**

#### **NEIGHBORHOOD RESIDUAL SOUND LEVEL**

The measured value which represents the sum of the sound from all discrete sources affecting a given site at a given time, exclusive of extraneous sounds, and those from the source under investigation. "Neighborhood residual sound level" is synonymous with "background sound level." **[Added 8-14-2007 by Ord. No. 07-O-16]**

#### **NIGHT**

The period between 8:00 p.m. and 7:00 a.m.

#### **NOISE**

The intensity, frequency, duration and character of sound, including sound and vibration of subaudible frequencies.

#### **SOUND AMPLIFIER**

Any radio receiving set, microphone, musical instrument, phonograph, speaker(s) or other machine or device for the producing or reproducing of sound.

#### **SOUND LEVEL**

The measured level in decibels which represents the summation of the sounds from the sound source under investigation and the neighborhood residual sounds which affect a given place at a given time, exclusive of extraneous sound sources. In decibels, the weighted sound-pressure level measured by the use of a sound-level meter satisfying the requirements of ANSI S1.4, 1971, Specifications for Sound-Level Meters. "Sound level" and "noise level" are synonymous. **[Amended 8-14-2007 by Ord. No. 07-O-16]**

#### **SOUND-LEVEL METER**

An instrument meeting ANSI S1.4, 1971, Specifications for Sound-Level Meters, comprising a microphone, an amplifier, an output meter and a frequency-weighting network or networks that is used for the measurement of sound-pressure levels in a specified manner.

#### **SOUND PRESSURE**

Minute fluctuations in atmospheric pressure which accompany the passage of a sound wave.

#### **SOUND-PRESSURE LEVEL**

In decibels, 20 times the logarithm to the base 10 of the ratio of sound pressure to the reference sound pressure of 20 micropascals (20 micronewtons per square meter). In the absence of any modifier, the level is to be that of a root mean square pressure.

## **§ 138-3. Noise Control Board.**

### **A. Creation and membership.**

- (1) There is hereby created a Noise Control Board to assist and advise the City in its noise control efforts; to coordinate the exchange of noise control information with the Maryland Department of Health and Mental Hygiene and other public bodies, agencies or commissions; to hold hearings and make findings; and to promulgate rules to implement this chapter.
- (2) The Noise Control Board shall consist of five members, four of whom shall be appointed by the Council members, one from each of the four election districts, and one of whom shall be appointed by the Mayor.
- (3) In addition to the foregoing membership, there shall be two alternate members appointed at large by the City Council who may attend all Noise Control Board meetings. In the absence of any regular member of the Noise Control Board, the Chairperson may designate one of the alternate members to participate in the hearing of and decision on any matter coming before the Noise Control Board. In the absence of two or more regular members of the Noise Control Board, the Chairperson shall designate one or both of the alternate members to participate in the hearing of and decision on any matter coming before the Noise Control Board.

### **B. A quorum of the Noise Control Board shall consist of three members.**

- C. Members of the Noise Control Board shall be appointed to terms of four years.
- D. The members of the Noise Control Board shall select from among themselves a Chairperson.

## § 138-4. Effect on state standards; notification of state.

- A. Nothing herein shall be construed as promulgating a standard less stringent than the environmental noise standards and sound-level limits adopted under Title 3 of the Environment Article of the Annotated Code of Maryland, as amended from time to time.
- B. In accordance with Title 3 of the Environment Article of the Annotated Code of Maryland, the City shall send to the Maryland Department of the Environment a copy of each noise control ordinance, rule or regulation that it adopts and identify on each Zoning Map, Comprehensive Plan or other appropriate document the sound-level limits that are adopted.

## § 138-5. Prohibited acts.

**[Amended 8-14-2007 by Ord. No. 07-O-16]**

- A. Unless it is for the purpose of necessary property maintenance during the day, it shall be unlawful:
  - (1) For any owner or occupant of real property located within the City to make or to generate loud or raucous sound on said property, or to permit any loud or raucous sound to be made or generated on said property, so as to cause unreasonable annoyance or disturbance to others living or located nearby;
  - (2) For the owner or occupant of real property located within the City to make any noise or operate any sound amplifier on said property, or to permit any noise to be made or any sound amplifier to be operated on said property, so as to be clearly audible to any person located beyond the property line of such property at a level higher than 65 dBA during the day or 55 dBA during the night, as such sound may be measured from any point along the curb in front of the property line upon which the noise is being generated or at any place on adjacent property, provided that the person measuring the sound shall first obtain the permission of the adjacent property owner to enter upon said property; and
  - (3) No person shall cause, suffer, allow or permit the operation of an amplified source of sound in such a manner that it raises the total sound levels to greater than the following permissible sound level limits, when measured from within a building on an adjacent property.
    - (a) dBC above neighborhood residual sound level.
      - [1] Nights: three dBC.
      - [2] All other times: six dBC.
  - (4) For the owner or occupant of real property located within the City to permit guests or invitees to such property to make noise on adjacent property, whether public or private, where that noise, if made or generated on the property itself, would violate Subsection A(1), (2), or (3) of this section.
- B. In the case of real property which is not occupied by the owner of such property, it shall be unlawful for the owner of such property to permit the occupants of such property to violate the provisions of Subsection A of this section; provided, however, that the owner of such property shall not be deemed to have violated this subsection unless:
  - (1) Such owner or the agent of such owner shall have received notice or other information, from any source, that the occupant of such property has engaged in conduct or is alleged to have engaged in conduct which violates Subsection A of this section on one or more prior occasions, without regard to whether such conduct has been the subject of a finding of a violation of this section by the Noise Control Board or by a court of competent jurisdiction; or

- (2) Such owner or the agent of such owner has failed to take action reasonably calculated under the circumstances to prevent a violation of this section from occurring or recurring.

- C. A violation of this section shall be a municipal infraction, subject to the fine imposed by Chapter **110**, Fees and Penalties.
- D. Each repeat violation within a six-month period shall give rise to a charge as set forth in Chapter **110**, Fees and Penalties.

## § 138-6. Violations and penalties.

**[Amended 2-22-2000 by Ord. No. 00-O-2; 8-14-2007 by Ord. No. 07-O-16]**

A. Code Enforcement or Law Enforcement Officer. When a City Code Enforcement Officer, or a state, county, University of Maryland or other law enforcement officer chosen by the City, determines, based upon the results of a test conducted using a calibrated sound-level meter, that noise is being or has been generated in violation of § **138-5A(2)** or **(3)** of this chapter, he/she shall issue a municipal infraction citation to the violator(s) in accordance with the provisions of Article 23A, § 3, of the Annotated Code of Maryland. In the event that more than one owner and/or more than one occupant of the real property is alleged to have violated the provisions of this chapter, a municipal infraction citation shall be issued to each alleged violator.

B. Noise Control Board.

- (1) When two or more City residents submit written complaints that noise is being or has been generated in violation of § **138-5A(1)** or **138-5A(4)** of this chapter, which complaints shall be delivered to the City Clerk, or postmarked, within 15 days of the alleged violation, the Director shall:
- (a) Schedule a hearing before the Noise Control Board within 30 days of receipt of complaints referred to in this section; and
  - (b) Give notice of the alleged violation to the owner and the occupant(s) of the property upon which such violation has allegedly occurred.
- (2) When a violation of § **138-5** of this chapter has been alleged in accordance with the provisions of Subsection **B** of this section, the Noise Control Board shall conduct a hearing for the purpose of determining whether such violation has occurred.
- (3) When the Noise Control Board determines, in accordance with the provisions of § **138-8** of this chapter, that a violation of § **138-5** has occurred, the Director shall notify the violator of the determination of the Noise Control Board that a violation has occurred and shall cause a municipal infraction citation to be issued to the violator, in accordance with the provisions of Article 23A, § 3, of the Annotated Code of Maryland.

C. (Reserved)

D. The City may seek court action to abate any noise nuisance in lieu of or in addition to any other enforcement remedies that may be available pursuant to this chapter.

E. In addition, the Public Services Director shall schedule a show-cause hearing before the College Park Board of Housing Hygiene as to why the City use and occupancy permit for the property should not be revoked for three or more violations of the provisions of this chapter within any twelve-month period, and may otherwise request such a hearing for violations of this chapter at his/her discretion.

## § 138-7. Notice.

A. The notice required to be given by the Director in accordance with § **138-6B(1)(b)** of this section shall:

**[Amended 2-22-2000 by Ord. No. 00-O-2]**

- (1) Be in writing;

- (2) Include a statement of the reasons why it is being issued;
- (3) Be served upon the owner or his agent and the occupant of the property upon which the alleged violation occurred;
- (4) Include a statement that the hearing referred to in § 138-6B(1)(a) of this section will be held before the Noise Control Board on a specified date and at a specified time for the purpose of determining whether a violation of this chapter has occurred.

B. Service of the notice on the owner or his agent and the occupant of the property pursuant to Subsection A(2) of this section shall be made by certified mail, return receipt requested. In the event that such notice is returned undelivered, service shall be sufficient if mailed by regular mail and posted on the property where the violation is alleged to have occurred.

## § 138-8. Proceedings of Noise Control Board.

- A. A hearing of the Noise Control Board conducted pursuant to § 138-6B of this chapter shall be open to the public; however, members of the public shall not participate in said hearing unless designated as witnesses by either the complainant(s) or the respondent(s), unless such participation is specifically requested by a member of the Noise Control Board.
- B. The proceedings of the Noise Control Board shall be taperecorded and the recording of the proceedings shall be retained by the City for a period of not less than one year. The contents of the tape-recording shall not be transcribed, unless otherwise required by law or requested by the Noise Control Board.
- C. Minutes of the proceedings of the Noise Control Board shall be taken by the Secretary, when present, and shall be approved at the next meeting of the Noise Control Board.
- D. Notwithstanding the provisions of Subsection A of this section, the Noise Control Board may, in its sole discretion, recess into closed session as part of its deliberative process with respect to alleged violations of § 138-5 of this chapter prior to announcing its decision or determination and to consider the substance of any rules and regulations to be promulgated pursuant to Subsection E of this section, provided that:
  - (1) The exercise of the authority to deliberate in a closed session shall require a motion and an affirmative vote thereupon by a majority of the members of the Board present and eligible to vote;
  - (2) Notwithstanding the provisions of Subsection B of this section, the proceedings of the Noise Control Board after an affirmative vote to recess into closed session shall not be tape-recorded; however, minutes of the closed session shall be kept which shall not be open to public inspection unless a majority of the members of the Noise Control Board votes in favor of disclosing said minutes; and
  - (3) Following its deliberations, the members of the Noise Control Board shall reconvene in open session for the purpose of entertaining a motion with respect to the Board's determination as to whether there has been a violation of this chapter. Where the property upon which the violation in question allegedly occurred is occupied by a person other than the owner of such property, the Board's determination shall separately and specifically address whether a violation has been committed by both the owner and the occupant.
- E. The members shall adopt such other and additional rules and regulations as may be necessary with respect to procedural matters for the conduct of the hearings required by § 138-6B of this chapter.

## § 138-9. Imposition of a fine by Noise Control Board.

- A. Except as set forth in Subsection C of this section, in the event that the Board finds that a violation of § 138-5 has occurred, it shall impose the fine set forth in Chapter 110, Fees and Penalties. **[Amended 2-22-2000 by Ord. No. 00-0-2]**

B. In the event that the Board finds that the owner and the occupant of real property have each violated this chapter, the Board shall impose a fine as set forth in Chapter 110, Fees and Penalties, upon the owner and the occupant.

**[Amended 2-22-2000 by Ord. No. 00-O-2]**

C. In the event that there are more than one owner and/or more than one occupant, the fine shall be imposed upon each owner and upon each occupant who has been found in violation of the this chapter, except that in the event that there is more than one occupant, the fine shall be divided proportionately among those occupants who have been found to have violated this chapter, with the amount of the fine imposed on each occupant rounded to the nearest dollar; provided, however, that in the event that the property is leased to a corporate entity, the fine for a violation by an occupant shall be imposed upon such corporate entity.

D. The Board shall consider with respect to whether the evidence indicates that significant mitigating factors warranting a reduction in the amount of the fine to be imposed are present:

- (1) Whether person subject to a fine has a past record which is free of any violation of this chapter;
- (2) Whether the person subject to a fine has taken action reasonably calculated under the circumstances to prevent or mitigate future violations of this chapter;
- (3) Whether the present demeanor of the person subject to a fine indicates that such person is remorseful with respect to the violation and demonstrates a sincere desire to prevent future violations of this chapter, including whether such person has apologized, prior to the hearing, to the persons who were disturbed by the violation;
- (4) Whether the violation was not so egregious or lengthy in duration that a reasonable person would view the violation as reprehensible.

E. For each factor set forth in Subsection D above which is satisfied by the evidence, the Board shall reduce the fine set forth in Chapter 110, Fees and Penalties, by \$125.

## § 138-10. Copies of provisions to be provided.

**[Amended 2-22-2000 by Ord. No. 00-O-2]** Owners of rental housing shall ensure that a copy of this chapter or a housing rights and responsibilities publication produced by the city is furnished to each tenant. The city shall make available a copy of this chapter or the housing rights and responsibilities publication to each applicant for an annual occupancy permit.

## Attachment 2

### **Sec. 19-122. Prohibition.**

A person may not create noise or allow noise to be created that disturbs the peace, quiet, and comfort of a residential area and includes residences in all areas,  
(CB-21-2011)

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COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND  
2011 Legislative Session

Bill No. CB-21-2011

Chapter No. 38

Proposed and Presented by Council Members Olson, Turner and Toles

Introduced by Council Members Olson, Turner, Toles, Franklin, Patterson, Lehman  
and Campos

Date of Introduction October 18, 2011

**BILL**

1 AN ACT concerning

2 Noise Control

3 For the purpose of authorizing the Director of Environmental Resources and Police Department  
4 to administer and enforce the County's noise control program, and providing for civil citations  
5 and penalties for violations of this section.

6 BY repealing:

7 SUBTITLE 19. POLLUTION.  
8 Section 19-126  
9 The Prince George's County Code  
10 (2007 Edition, 2010 Supplement).

11 BY adding:

12 SUBTITLE 19. POLLUTION.  
13 Sections 19-120, 19-121, 19-122, 19-123,  
14 19-124 and 19-125  
15 The Prince George's County Code  
16 (2007 Edition, 2010 Supplement).

17 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
18 Maryland, that Section 19-126 of the Prince George's County Code be and the same is hereby  
19 repealed:

20 SUBTITLE 19. POLLUTION.  
21 DIVISION 2. NOISE CONTROL.

1 [Sec. 19-126. Noise in a residential area.

2 (a) No person, who has been ordered by a police officer to cease using, operating, or  
3 permitting to be played or operated any radio, television set, tape or disk recorder, phonograph,  
4 musical instrument, or any other machine, equipment, or tool which produces or reproduces any  
5 sound or noise which is audible more than fifty (50) feet from the source of the sound or noise,  
6 shall continue to use, operate, or permit to play or operate the device causing the sound or noise.

7 (b) This Section shall apply only to a sound or noise, which is audible in a residential area  
8 between the hours of 9:00 P.M. and 7:00 A.M. of the next day. Residential area is an area located  
9 within a residential zone listed in Section 27-109(a)(1) of this Code.

10 (c) This Section shall not apply:

11 (1) To any sound resulting from the emergency operation of a public service  
12 company as defined in Article 78, Section 2(o), Annotated Code of Maryland;

13 (2) To any sound resulting from the operations of an instrumentality of the Federal,  
14 State, or County government, or of a municipality;

15 (3) To a sound resulting from the operation of farm equipment or aircraft.

16 (4) On private property for which a use and occupancy permit has been issued for  
17 purposes of sporting, recreational, entertainment events, or for any other event to which the  
18 public is invited; or

19 (5) To an event or activity which takes place on property owned by the United States,  
20 the State, the County, the Board of Education, a bicounty agency, or a municipality.

21 (d) Any person who violates any provision of this Section shall, upon conviction, be guilty  
22 of a misdemeanor and subject to a fine not exceeding \$250 for a first offense, and \$500 for each  
23 subsequent offense or imprisonment not exceeding thirty (30) days, or both such fine and  
24 imprisonment.]

25 SECTION 2. BE IT ENACTED by the County Council of Prince George's County,  
26 Maryland, that Sections 19-120, 19-121, 19-122, 19-123, 19-124 and 19-125 of the Prince  
27 George's County Code be and the same are hereby added:

28  
29 **SUBTITLE 19. POLLUTION.**

30 **DIVISION 2. NOISE CONTROL.**

31 **Sec. 19-120. Declaration of Policy.**

1        The County Council for Prince George's County, Maryland, hereby declares it to be the  
 2 public policy of the County that every resident of the County is entitled to noise levels that are  
 3 not detrimental to health, safety, or welfare and the use, enjoyment and protection of property;  
 4 and the general intent of this Division is to control noise levels throughout the County so as to  
 5 promote public health, safety, welfare, the peace and quiet of the inhabitants of the County.

6        **Sec. 19-121. Definitions.**

7        (a) For the purposes of this Division, the following words and phrases shall have the  
 8 meanings respectively ascribed to them in this Section:

9                (1) Noise shall mean noise related to human activity including noise produced  
 10 vocally, with a radio receiving set, musical instrument, phonograph or any other device or by a  
 11 machine, tool or other equipment which produces, reproduces or amplifies any sound or noise  
 12 which is continuous in nature and audible more than fifty (50) feet from the source of the sound  
 13 or noise in the public right of way or an adjacent building.

14                (2) Department shall mean the Department of Environmental Resources or another  
 15 authorized designee agency or department.

16                (3) Landlord shall mean the person who manages, leases, holds, or otherwise  
 17 controls the property of an owner.

18                (4) Director shall mean the Director of the Department of Environmental Resources  
 19 for Prince George's County, Maryland, or their authorized designee.

20                (5) Owner shall mean the person listed on the tax records of the county as the  
 21 property owner.

22                (6) Police Chief or officer shall mean the Chief of the Prince George's County  
 23 Police Department, a sworn member of the Prince George's County Police Department, or their  
 24 authorized designee.

25                (7) Residential area is an area located within a residential zone listed in Section 27-  
 26 109(a)(1) of this Code, including residential areas abutting mixed-use, commercial and industrial  
 27 areas as defined in Subtitle 27.

28                (8) Recreational or Entertainment Establishment is an establishment as defined in  
 29 Section 27-107.1(a)(192) of this Code.

30        **Sec. 19-122. Prohibition**

1 A person may not create noise or allow noise to be created that disturbs the peace, quiet,  
2 and comfort of a residential area and includes residences in all areas.

3 **Sec. 19-123. Exceptions**

4 The following noise generating activities shall be exempt from enforcement under this  
5 Division:

6 (a) any sound resulting from the emergency operation of a public service company as  
7 defined in Section 1-101(x), Public Utilities Article of the Annotated Code of Maryland;

8 (b) any sound resulting from the operations of an instrumentality of the Federal,  
9 State, or County government, the Board of Education, a bicounty agency, or of a municipality;

10 (c) a sound resulting from the operation of an aircraft.

11 (d) on private property for which a valid use and occupancy permit has been issued  
12 for purposes of sporting, recreational, entertainment establishment, or for any other event to  
13 which the public is invited; or

14 (e) an event or activity with a validly issued permit, license or other written authority  
15 which takes place on property owned by the United States, the State, the County, the Board of  
16 Education, a bicounty agency, or a municipality.

17 (f) farm equipment being used on more than five (5) acres or outside of one hundred  
18 (100) feet of the property line.

19 (g) lawn care, snow removal equipment and other household tools or equipment when  
20 used and maintained in accordance with the manufacturer's specifications between the hours of  
21 7:00 am to 9:00 pm.

22 **Sec. 19-124. Enforcement and penalties**

23 (a) Any person, who after instructed to cease the noise, shall allow or cause a continued  
24 violation of this Section shall, upon conviction, be guilty of a misdemeanor and subject to a fine  
25 not exceeding \$500 for a first offense, and \$1,000 for each subsequent offense or imprisonment  
26 not exceeding thirty (30) days, or both such fine and imprisonment.

27 (b) As an alternative to criminal action, the Director, Police Chief or police officer may  
28 issue a civil citation for any violation of this Section not exceeding \$500 for a first offense, and  
29 \$1,000 for each subsequent offense.

30 **Sec. 19-125. Civil citation to owner or landlord.**

31 (a) The Director, Chief of Police, police officer or a designee may issue a civil citation to

1 the owner or landlord of the building or premises from which noise in violation of Section 19-  
2 122 of this title emanates, if more than three civil citations have been filed against an occupant,  
3 at one address, within a 60-day period.

4 (b) The Director, Chief of Police, police officer or a designee may issue additional civil  
5 citations for each subsequent violation within 6 months after the initial citation of the owner or  
6 landlord.

7 (c) Before issuing a citation, the Director, Chief of Police, police officer or a designee  
8 shall send by certified mail or deliver written notice to the owner or landlord that three citations  
9 have been filed under Section 19-122 of this title within a 60 day period.

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

17 SECTION 4. BE IT FURTHER ENACTED that this Act shall take effect on forty-five (45)  
18 calendar days after it becomes law.

Adopted this 15th day of November, 2011.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Ingrid M. Turner  
Chair

ATTEST:

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

APPROVED:

DATE: \_\_\_\_\_ BY: \_\_\_\_\_  
Rushern L. Baker, III  
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.

**Title 26**

**DEPARTMENT OF THE ENVIRONMENT**

**Subtitle 02 OCCUPATIONAL, INDUSTRIAL, AND RESIDENTIAL HAZARDS.**

**Chapter 03 Control of Noise Pollution ([link to website](#))**

Authority Environment Article, §3-401, Annotated Code of Maryland

**Preface**

The Environmental Noise Act of 1974 of the State of Maryland declares as policy the limitation of noise to that level which will protect the health, general welfare, and property of the people of the State. It requires that the Department assume responsibility for the jurisdiction over the level of noise, and prepare regulations for the control of noise, including the establishment of standards for ambient noise levels and equipment performance with respect to noise, for adoption by the Secretary of the Environment. Enforcement of the regulation and Standards is the responsibility of the Department in all areas, using the facilities and services of local agencies within the areas to the greatest extent possible. The Department shall coordinate the programs of all State agencies relating to noise abatement, and each State agency prescribing sound level limits or regulation respecting noise shall obtain the endorsement of the Department in prescribing any limits or regulations.

**.01 Definitions.**

- A. "ANSI" means American National Standards Institute or its successor bodies.
- B. "Construction" means any site preparation, assembly, erection, repair, alteration, or similar activity.
- C. "Day-night average sound level (Ldn)" means in decibels, the energy average sound level for a 24-hour day with a 10 decibel penalty applied to noise occurring during the nighttime period; i.e., noise levels occurring during the period from 10 p.m. one day until 7 a.m. the next are treated as though they were 10 dBA higher than they actually are. The use of the A-weighting is understood. The mathematical expression for Ldn is as follows:

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$$L_{dn} = 10 \log_{10} \left[ \left( \frac{15}{24} \right) 10^{L_d + 10} + \left( \frac{9}{24} \right) 10^{L_n + 10 + 10} \right]$$

where Ld = The daytime average sound level.

Ln = The nighttime average sound level.

D. "dBA" means abbreviation for the sound level in decibels determined by the A-weighting network of a sound level meter or by calculation from octave band or one-third octave band data.

E. "Daytime hours" means 7 a.m. to 10 p.m., local time.

F. "Decibel (dB)" means a unit of measure equal to ten times the logarithm to the base ten of the ratio of a particular sound pressure squared to a standard reference pressure squared. For the purpose of this subtitle, 20 micropascals shall be the standard reference pressure.

G. "Demolition" means any dismantling, destruction, or removal activities.

H. "Department" means the Department of the Environment.

I. "Emergency" means any occurrence or set of circumstances involving actual or imminent physical trauma or property damage which demands immediate action.

J. "Environmental noise" means the noise that exists at any location from all sources.

K. "Environmental noise standards" means the goals for environmental noise, the attainment and maintenance of which, in defined areas and under specific conditions, are necessary to protect the public health and general welfare.

L. "Equivalent sound level" (also "average sound level") means the level of a constant sound which, in a given situation and time period, would convey the same sound energy as does the actual time-varying sound during the same period. Equivalent sound level is the level of the time weighted, mean-square, A-weighted sound pressure. A numerical subscript may be used to indicate the time period under consideration; i.e.,  $L_{eq}(24)$  or  $L_{eq}(8)$  for 24-hour and 8-hour periods, respectively. No subscript indicates a 24-hour period. The mathematical expression for the  $L_{eq}$  is as follows:

$$L_{eq} = 10 \log_{10} \left[ \frac{1}{t_2 - t_1} \int_{t_1}^{t_2} 10^{LA(t)/10} dt \right] \text{ dBA}$$

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## OCCUPATIONAL HAZARDS

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where  $t_1$  and  $t_2$  are the beginning and ending times, respectively, of the period over which the average is determined and  $LA(t)$  is the instantaneous A-weighted sound pressure level fluctuating with time.

M. "Nighttime hours" means 10 p.m. to 7 p.m., local time.

N. "Noise" means the intensity, frequency, duration, and character of sound, including sound and vibration of sub-audible frequencies.

O. "Noise pollution" means the presence of noise of sufficient loudness, character, and duration, which whether from a single source or multiple sources, is, or may be predicted with reasonable certainty to be, injurious to health or which unreasonably interferes with the proper enjoyment of property or with any lawful business or activity.

P. "Periodic noise" means noise possessing a repetitive on-and-off characteristic

Q. "Person" means any individual group of individuals, firm partnership, voluntary association, or private, public, or municipal corporation, or political subdivision of the State, or department, bureau, agency, or instrument of federal, State, or local government responsible for the use of property

R. "Prominent discrete tone" means any sound that can be distinctly heard as a single pitch or a set of single pitches. For the purposes of this regulation, a prominent discrete tone shall exist if the one-third octave band sound pressure level in the band with the tone exceeds the arithmetic average of the sound pressure levels of the 2 contiguous one-third octave bands by 5 dB for center frequencies of 500 Hz and above and by 8 dB for center frequencies between 160 and 400 Hz and by 15 dB for center frequencies less than or equal to 125 Hz.

S. "Sound level" means, in decibels, the weighted sound pressure level measured by the use of a sound level meter satisfying the requirements of ANSI S1.4 1971 "Specifications for Sound Level Meters". Sound level and noise level are synonymous. The weighting employed shall always be specified.

T. "Sound level meter" means an instrument, meeting ANSI S1.4

1971 "Specifications for Sound Level Meters", comprising a microphone, an amplifier, an output meter, and frequency-weighting network(s) that is used for the measurement of sound pressure levels in a specified manner.

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U. Sound Pressure.

(1) "Sound pressure" means the minute fluctuations in atmospheric pressure, which accompany the passage of a sound wave.

(2) For a steady sound, the value of the sound pressure average over a period of time.

(3) Sound pressure is usually measured in dynes per square centimeter (dyne/cm<sup>2</sup>), or in newtons per square meter (N/m<sup>2</sup>), or in micropascals.

V. "Sound pressure level" means, in decibels, 20 times the logarithm to the base ten of the ratio of a sound pressure to the reference sound pressure of 20 micropascals (20 micronewtons per square meter). In the absence of any modifier, the level is understood to be that of a root-mean-square pressure.

W. "Source" means any person or property, real or personal, contributing to noise pollution.

K "Vibration" means any oscillatory motion of solid bodies.

Y. "Zoning district" means a general land use category, defined according to local subdivision, the activities and uses for which are generally uniform throughout the subdivision. For the purposes of this regulation, property which is not zoned "residential", "commercial", or "industrial", shall be classified according to use as follows:

(1) "Commercial" means property used for buying and selling goods and services;

(2) "Industrial" means property used for manufacturing and storing goods;

(3) "Residential" means property used for dwellings.

### .02 Environmental Noise Standards.

A. Precepts.

(1) It is known that noise above certain levels is harmful to the health of human. Although precise levels at which all adverse health effects occur have not definitely been ascertained it is known that one's well-being can be affected by

noise through loss of sleep, speech interference, hearing impairment, and a variety of other psychological and physiological factors. The establishment of ambient noise standards, or goals, must provide margins of safety in reaching conclusions based on available data which relate noise exposure to health and welfare effects, with due consideration to technical and economic factors.

## OCCUPATIONAL HAZARDS

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(2) The environmental noise standards set forth here represent goals expressed in terms of equivalent A-weighted sound levels, which are protective of the public health and welfare. The ambient noise levels shall be achieved through application, under provisions of laws or regulations or otherwise, of means for reducing noise levels including, but not limited to, isolation of noise producing equipment, dampening of sound waves by insulation, equipment modification and redesign, and land use management.

### B. Standards for Environmental Noise-General.

(1) The standards are goals for the attainment of an adequate environment. The standards set out in Regulation .03 are intended to achieve these goals.

(1) The following sound levels represent the standards for the

State by general zoning district:

**Table I**

**Environmental Noise standards**

Zoning District	Level	Measure
Industrial	70 dBA	L <sub>eq</sub> (24)
Commercial	64 dBA	L <sub>dn</sub>
Residential	55 dBA	L <sub>dn</sub>

### **.03 General Regulations.**

#### A. Noise and Vibration Prohibitions.

1) A person may not cause or permit noise levels which exceed those specified in Table 2 except as provided in §A (2) or (3), or §B, below.

**Table .2**  
**Maximum Allowable Noise Level (dBA)**  
**For Receiving Land Use Categories**

Effective Date	Day/Night	Industrial	Commercial	Residential
	Day	75	67	65
Upon Adoption	Night	75	62	55

(2) A person may not cause or permit noise levels emanating from construction or demolition site activities which exceed:

- (a) 90 dBA during daytime hours;
- (b) The levels specified in Table 2 during nighttime hours.

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(3) A person may not cause or permit the emission of prominent discrete tones and periodic noises which exceed a level which is 5 dBA lower than the applicable level listed in Table 2.

(4) A person may not cause or permit, beyond the property line of a source, vibration of such direct intensity to cause another person to be aware of the vibration by such direct means as sensation of touch or visual observation of moving objects. The observer shall be located at or within the property line of the receiving property when vibration determinations are made.

**B. Exemptions.**

(1) The provisions of this regulation may not apply to devices used solely for the purpose of warning, protecting, Or alerting the public, or some segment thereof, of the existence of an emergency situation.

(2) The provisions of this regulation do not apply to the following

- (a) Household tools and portable appliances in normal usage.
- (b) Lawn care and snow removal equipment (daytime only) when used and maintained in accordance with the manufacturer's specifications.
- (c) Agricultural field machinery when used and maintained in accordance with manufacturer's specifications.
- (d) Blasting operations for demolition, construction, and mining or quarrying (daytime only).
- (e) Motor vehicles on, public roads.
- (f) Aircraft and related airport operations at airports licensed by the State Aviation Administration.

- (g) Boats on State waters or motor vehicles on State lands under the jurisdiction of the Department of Natural Resources.
- (h) Emergency operations.
- (i) Pile driving equipment during the daytime hours of 8 a.m. to 5 p.m.
- (j) Sound not electronically amplified created by sporting, amusement, and entertainment events and other public gatherings operating according to terms and conditions of the appropriate local jurisdictional body. This includes but is not limited to athletic contests, amusement parks, carnivals, fairground, sanctioned auto racing facilities,

### OCCUPATIONAL HAZARDS

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parades, and public celebrations. This exemption only applies between the hours of 7 mm. and 12 midnight

- (k) Rapid rail transit vehicles and railroads.
- (l) Construction and repair work on public property.
- (m) Air conditioning or heat pump equipment used to cool or heat housing on residential property. For this equipment, a person may not cause or permit noise levels which exceed 70 dBA for air conditioning equipment at receiving residential property and 75 dBA for heat pump equipment at receiving residential property.

#### **C. Variance Procedure.**

- (1) Any Person who believes that meeting the requirements of §A, above, is not practical in a particular case may request an exception to its requirements.
- (2) Requests submitted to the Department shall be in writing and shall include evidence to show that compliance is not practical.
- (3) Upon receipt of a request for an exception, the Department shall schedule a hearing to be held within 60 days.
- (4) The applicant for the exception, at least 30 days before the hearing date, shall advertise prominently the hearing by placing a notice in a newspaper of general circulation in the subdivision in which the facility or source for which the exception is sought is located. The notice shall include the name of the facility or source and such additional information as the Department may require.
- (5) Based upon evidence presented at the hearing, the Secretary may grant an exception to §A, above, for a period not to exceed 5 years

Under terms and conditions appropriate to reduce the impact of the exception.

- (6) Exceptions shall be renewable upon receipt by the Department Of evidence that conditions under which the exception was originally granted have not changed significantly.

**D. Measurement.**

(1) The equipment and techniques employed in the measurement Of noise levels may be those recommended by the Department, which WAY, but need not, refer to currently accepted standards or recognized Organizations, including, but not limited to, the American National Standards Institute (ANSI), American Society for Testing and Materials (ASTM),

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Society of Automotive Engineers (SAE), and the United States Environmental Protection Agency (EPA).

(2) The measurement of noise levels shall be conducted at points on or within the property line of the receiving property or the boundary of a zoning district, and may be conducted at any point for the determination of identity in multiple source situations.

(3) Sound level meters used to determine compliance with Regulation .03 shall meet or exceed the specifications of the American National Standards Institute or -its successor bodies ANSI S1.4-1971 for

Type II sound level meters.

**.04 Emission Regulations.**

Reserved.

**.05 Penalties.**

A. Civil Penalty. Any person who willfully violates these regulations shall be liable to a civil penalty of not more than \$10,000. Each day during which a violation continues them shall be liability for a separate penalty.

B. Plan for Compliance. A violator who has submitted a plan for compliance with these regulations and has that plan or amendments to it approved by the Secretary, upon recommendation of the Department, may not be considered to be in violation of these regulations as long as he acts in accordance with the original or amended plan.

**Administrative History**

Effective date: August 6, 1975 (2:17 Md R 1189)

Regulation .01A-1, W-I adopted effective February IS, 1982 (9:3 Md R 222); repealed effective March 28, 1983 (10:6 Md R 558)

Regulations .01 and .03A, B, D amended effective September 14, 1977 (4:19 Md R.1468)

Regulation .01C amended effective March 28, 1983 (10:6 ML R 558)

Regulations .01C, Q; .02B; .038, D amended effective February 15, 1982(9:3 Md. R. 222)

Regulation .03A amended as an emergency provision effective November 13, 1979 (6:24 Md R 1917); emergency status expired March 29, 1980

Regulation .03A and B amended effective March 28, 1983 (10:6 Md R 558)

Regulation .04 repealed effective September 14, 1977 (4:19 Md R 1468).

Chapter recodified from COMAS 10.20.01 to COMAS 26.02.03

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## Maryland Department of the Environment

2500 Broening Highway -- Baltimore, Maryland 21224

(410) 631-3000 -- 1-800-633-6101 -- <http://www.mde.state.md.us>

Parris N. Glendening  
Governor

Jane T. Nishida  
Secretary

### Maryland's Noise Control Program

#### Purpose

The Noise Control Program was established in the mid 1970's to provide technical assistance and enforcement help to citizens and local jurisdictions across the State regarding community intruding noise issues that are not, for whatever reason, adequately handled at the local level. Noise has become an increasingly contentious "Quality of Life" issue as the State's population increases and urban sprawl progresses. The Noise Program pursues its mission on a complaint driven basis addressing specific requests from individual citizens as well as governmental entities. Because of very limited staff the program actively encourages local jurisdictions to take a more active role in addressing noise problems and issues while the program stands ready to provide technical back-up, enforcement help, noise control training and advisory assistance. The program has been addressing approximately 150 noise complaints yearly across the State resulting in about 300 to 400 annualized site visits. It is the program's goal when possible to resolve noise violations as opposed to primarily pursuing enforcement and penalties.

#### Authority

State: Environment Article, Title 3-101 .... and COMAR, Title 26.02.03....

#### Process

In addressing noise complaints a small portion of those registered can be resolved by telephone without field investigation. However, the vast majority of complaints require multiple field visits to monitor and measure the offending noise-levels, this may occur anytime of the day or night, including weekends and holidays, depending on the noise source. In evaluating and processing noise complaints the program utilizes state of the art real-time computer integrated sound level analyzers for determining the existence of a community noise violation. When a

noise level violation is encountered primary emphasis is placed on cooperative resolution rather than penalties and litigation. This approach has been quite successful in almost all cases.

### Contact

Dave Jarinko / Noise Control Specialist: 410-537-3938

George Harman / Program Manager: 410-631-3856

## The Noise Control Program - How it Works

1. Established by the Legislature in the mid 1970s as a 'quality of life' program.
2. State noise regulations set a maximum intruding sound level limit statewide: therefore **all jurisdictions have a Noise Regulation**.
3. The maximum limit does not constitute silence or assure total lack of annoyance from an intruding sound (50% plus of complaints do not exceed the limit - and are not actionable).
4. Because the State sets the maximum limit, which may be considered in some areas to be too high, it allows the local jurisdictions to establish a lower limit or a more restrictive regulation if they so choose. (as to time, sound level limits, and exemptions.)
5. State regulations establish two time periods and two sound level limits:
  - a. Daytime 7 a.m. - 10 p.m. 65 dBA - for residential receiving properties
  - b. Nighttime 10 p.m. - 7 a.m. 55 dBA - for residential receiving properties
6. If a local jurisdiction establishes more restrictive limits, it is strongly suggested that the limit be tied to a specific decibel level and not a subjectively defined annoyance criteria.
7. Police and local officials initially process 99% of all noise related complaints across the State. This statistic is **not as good as it appears** because most police and local jurisdictions do not have sound level meters or noise training and typically do not pursue noise complaints unless they involve additional elements of disruptive behavior or illegal activity.
8. The Noise Program, upon request, will investigate those complaints that fall through the cracks at the local level.
9. The Noise Program is not designed or intended to be a first responder to complaints. It is designed to handle noise complaints that are not adequately addressed at the local level.
10. The Noise Program is complaint driven. It does not seek out noise sources.
11. To be handled by Noise Control, a noise complaint must be repetitive or reoccurring with some degree of predictability. The Noise Program cannot handle a one-time noise occurrence or a non-predictable infrequently occurring noise.
12. A noise complaint can be registered by calling 410-631-3991
13. When a complaint is registered, the complainant must have information concerning the type of noise and the probable time or times of occurrence.
14. When a complaint is registered, a site visit is arranged to take sound level measurements. Measurements are taken at the complainant's property, not at the source of the sound.
15. If a sound level violation is measured, the responsible party is notified to take corrective action. Failure to do so could result in a penalty of up to \$10,000 per each day of continuing violation. However, to date, Noise Control has gotten compliance in all cases without resorting to financial penalties.
16. **Examples of common noise complaints subject to COMAR regulations:**
  - a. Office Buildings, Hospitals, Schools and even Nursing Homes
  - b. Dirt Bike noise - riding legally but too close to neighboring homes
  - c. Band noise - clubs, taverns, bars, restaurants, schools, practice sessions
  - d. Swimming pool pumps
  - e. Early morning construction noise prior to 7 a.m.
  - f. Power sweepers at night
  - g. Truck mounted refrigeration units / parking lot truck noise / shopping centers
  - h. Gun clubs - 9 Counties are subject to the noise regulations / 14 Counties are exempt
  - i. Early morning trash pickup (usually dumpster emptying noise)
  - j. Commercial and industrial equipment noise (commonly HVAC units)
  - k. Loud speakers at: car dealerships / fast food restaurants / swim clubs / etc.

- i. Church bells
  - m. Barking dogs - MDE will only address kennel related complaints, not household pets.
  - n. And many others too numerous to mention
17. **Exemptions from the COMAR noise regulations:**
- a. Emergency sirens and warning signals
  - b. Railroads
  - c. Motor vehicles on public roads - addressed by MSP and SHA
  - d. Aircraft and airports - addressed by FAA and MAA
  - e. Construction noise 7 a.m. - 10 p.m.
  - f. Boats on state controlled waters - addressed by DNR
  - g. Residential Heat Pumps and Air-conditioners
  - h. Construction on Public Property at any time
  - i. Sanctioned auto racing facilities - 7 a.m. to midnight
  - j. Parades, public celebrations, amusement parks, sporting events
18. **In addition to handling specific noise complaints, Noise Control will upon request conduct noise control and enforcement training classes as well as attend hearings and departmental meetings regarding noise related issues to provide technical information and / or testimony.**
19. To reiterate - The Noise Control Program is a Complaint driven activity set up to handle repetitive and predictable noise sources that have not been resolved at the local level. It is not designed to be a first responder to a noise complaint.
20. Contact - Dave Jarinko / Noise Control Specialist: 410-537-3938 or George Harman / Program Manager: 410-631-3856. Visit the Noise Control Program website.

# Noise in Our Community

## Noise and Your Health

Noise may harm more than our ears - Loud noise can be a serious environmental and health hazard; it has been shown to impact physiological changes in sleep, blood pressure and digestion. Loud noise is a leading quality of life issue in communities across the nation.

Noise and sleep - Noise is one of the most common sleep disturbances, and when sleep disruption becomes chronic, the risk of adverse health effects is increased. The Environmental Protection Agency (EPA) recommends a day-night indoor average sound level of 45 decibels, and a night-time average level of 35 decibels to protect against sleep disturbance. A noisy refrigerator may generate 50 decibels.

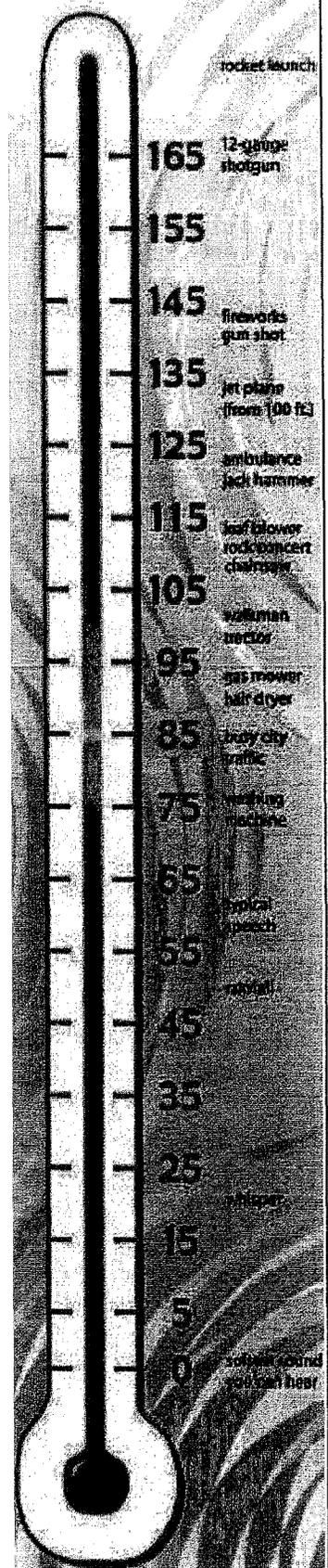
## Governing Noise

Noise disturbances are defined and controlled by a City Ordinance (Chapter 138) and County law. The City of College Park's noise ordinance states that:

"Unless it is for the purpose of necessary property maintenance during the day, it shall be unlawful... to generate loud or raucous sound on said property, or to permit any loud or raucous sound to be made or generated on said property, so as to cause unreasonable annoyance or disturbance to others living or located nearby".

The City noise ordinance applies 24-hours; it is violated when the noise level exceeds 65 decibels between 7:00 a.m. and 8:00 p.m. (day), 55 decibels between 8:00 p.m. and 7:00 a.m. (night), **OR** when two or more residents are disturbed by the noise and submit a written complaint to the Noise Control Board which has held a hearing to determine whether a violation occurred. Violations of the City ordinance as indicated in Chapter 110-2 are punishable by a fine of \$500 for a first offense and \$1,000 for the second offense within a six-month period. The Decibel (dBA) Meter, obtained from [www.dangerousdecibels.org](http://www.dangerousdecibels.org), at the right shows examples of things that make noise and measurements in decibels. *Measurements are taken at the property line.*

Prince George's County restricts noise in residential areas audible more than 50 feet from its source. In early 2012, changes to the County Code (Section 19-122) became effective removing time limits and increasing fines. Violations are subject to a \$500.00 fine for a first offense and \$1,000.00 (Section 19-124) for subsequent offenses or imprisonment for up to 30 days.



### ***What You Can Do About Noise***

- ✓ **Call the Code Enforcement/Noise Hotline at 240-487-3588** day or night if you have a concern. Code enforcement officer schedules are adjusted during peak violation times on Thursdays, Fridays and Saturdays from 6:00 p.m. to 4:00 a.m. in the late spring and early fall to respond to complaints. A code enforcement officer will attempt to take a sound level reading, and if warranted, issue a municipal infraction citation which will be sent to the household by mail and posted on the property. City contract police officers will also respond with code enforcement officers, and will shut down a party or loud event which exceeds the City Code limits.
- ✓ **Call the Prince George's County Police (9-1-1 for urgent/emergency assistance or 301-352-1200 for non-emergency)**; this is often best for prompt action. The Public Safety Communications dispatcher will send an available police officer to the scene, who will order noise-makers to comply with the law if a violation is determined
- ✓ **Call the UM Police (301-405-3555)** - University of Maryland Police have concurrent jurisdiction in the Old Town and Lord Calvert Manor (Knox Box) communities. They will respond to disturbances occurring at University owned off-campus student housing (fraternities, etc.) within their jurisdiction.
- ✓ **If two or more City residents file a written complaint for a specific noise disturbance, the Noise Control Board will hold a hearing.** Complaints should be sent to the College Park Noise Control Board at 4500 Knox Road within 15 days of the event.

### ***Hints for effective action***

- ✓ **Get to know your neighbors** - Problems can often be solved by asking neighbors to turn down the volume or to take the party inside. Neighbors with good relationships are more likely to compromise when problems arise. However, if this approach fails, you may need to take further action for egregious violations.
- ✓ **Call code enforcement** - Call **240-487-3588** day or night to reach the Code Enforcement hotline. Be sure to leave detailed information on the location and time of the incident. You should also provide your name and telephone number if you would like a return call from staff.
- ✓ **Call both police and code enforcement** - It may seem like one call too many, but calling both numbers will get the attention and assistance of both City and County enforcement efforts.
- ✓ **Record detailed information** - Your complaint will be more effective if you can accurately identify where the noise is coming from, including the address as well as the date, time, and nature of the noise.
- ✓ **Request a police visit** - When calling the police, you may ask that the officer stop by your home so that you know when they arrive and can ask what actions were taken. Or you may ask that they not contact you if you do not want neighbors to know you called the police.
- ✓ **Get support of your neighbors** - When more than one person calls to report a particular disturbance, the police and the City will know the complaint is serious and a higher priority over other kinds of complaints.

*A noise pamphlet was initially prepared in June 2003 for College Park residents by the Committee of a Better Environment (CBE). This revision was prepared by City Staff in February 2012. For information about CBE activities, please visit [www.collegeparkmd.gov](http://www.collegeparkmd.gov) or contact the City's Planning Department at 240-487-3538.*

*For Code Enforcement information call 240-487-3570*

3

# Discussion of Neighborhood Watch Program

## MEMORANDUM

**TO:** Mayor and City Council  
**THROUGH:** Joseph L. Nagro, City Manager   
**FROM:** Robert Ryan, Public Services Director   
**DATE:** September 13, 2013  
**SUBJECT:** College Park Neighborhood Watch

### ISSUE

Councilmember Wojahn has requested a work session discussion of the College Park Neighborhood Watch (CPNW) program.

### SUMMARY

Council last discussed the CPNW program at the April 16, 2013 worksession. At that time, CPNW Steering Committee members Mr. Boone and Mr. Springer attended along with representatives of the Nation of Neighbors (NoN) web based community watch program. The Steering Committee (CPNWSC) had previously presented a draft resolution for Council consideration, to reorganize the steering committee from three to five members. The NoN representatives presented their web based community and police database program. The Council took no action regarding these matters.

There has been no further action regarding CPNWSC organization or web based support of CPNW. Currently two of the three positions on the Steering Committee, as established by the 2011 Council resolution, are filled. Activity since the last Council discussion has included one eight-hour CPNW block captain basic training session presented by the City's Public Safety Officer, and National Night Out (NNO) events. The CPNWSC and staff recommended that NNO events be devolved this year from a central city event to smaller neighborhood based events. The advantage to this was expected to be more accessible events, less demand on volunteer planners for a large central event, and the opportunity to attract more public safety resources to another central event, College Park Day, since many communities are competing for limited public safety resources on NNO.

Issues the Council may wish to consider include:

- The organizational structure of the Steering Committee;
- Elimination of central programming efforts, and return to support of each neighborhood's individualized efforts, to accommodate more targeted, unique neighborhood programs;
- Use of the Public Safety Officer, instead of the Steering Committee, to provide operational guidance and support to individual neighborhood programs; and
- Support of public use of an existing, free, web based crime data mapping program such as [www.crimereports.com](http://www.crimereports.com), which provides almost real time crime data and maps using data provided by PGPD and UMPD

### RECOMMENDATION

Staff recommends that the Council consider these, and any other issues related to CPNW, and provide guidance to the Steering Committee and staff for future support of CPNW.

**A RESOLUTION OF THE MAYOR AND COUNCIL OF  
THE CITY OF COLLEGE PARK, MARYLAND TO  
ESTABLISH A NEIGHBORHOOD WATCH COMMITTEE  
IN THE CITY OF COLLEGE PARK TO ADVISE THE CITY  
COUNCIL, AND TO ENHANCE NEIGHBORHOOD  
WATCH PROGRAMS CITY WIDE.**

- WHEREAS**, the Mayor and Council adopted Resolution 97-R-15 in 1997 to establish a Neighborhood Watch Committee, and
- WHEREAS**, the Mayor has from time to time appointed a City-wide Neighborhood Watch Coordinator, and
- WHEREAS**, the City Council wishes to enhance College Park Neighborhood Watch programs, and
- WHEREAS**, in October 2010, the City Council Neighborhood Watch Subcommittee was formed; and
- WHEREAS**, the Subcommittee was charged to review City-wide Neighborhood Watch programs; and
- WHEREAS**, the Subcommittee has recommended a three person College Park Neighborhood Watch Steering Committee to advise the Council and to review, enhance and further develop College Park Neighborhood Watch; and
- WHEREAS**, the Neighborhood Watch Steering Committee is charged to conduct meetings and act as necessary to share information and procedures to prevent crime as appropriate in the City in coordination with police; and
- WHEREAS**, this Steering Committee is also charged to develop Neighborhood Watch Programs in all sections of the City of College Park; and
- WHEREAS**, the Mayor and City Council wishes to form a permanent College Park Neighborhood Watch Steering Committee.
- NOW, THEREFORE BE IT RESOLVED THAT** the City Council Neighborhood Watch Subcommittee, the Neighborhood Watch Committee, and the City-wide College Park Neighborhood Watch Coordinator position be dissolved and a new College Park Neighborhood Watch Steering Committee be formed under the following procedures:

**COMPOSITION OF THE COLLEGE PARK NEIGHBORHOOD WATCH STEERING COMMITTEE**

1. The Mayor and City Council shall appoint a three-member Neighborhood Watch Steering Committee from among the residents of the City.
2. Appointments shall be for a two year term.
3. Coordinators of individual Neighborhood Watch programs in the City of College Park shall be ex-officio members of the Steering Committee.
4. The Prince George's County Police Department COPS officer(s) assigned to the City of College Park shall serve as ex-officio member(s) of the Steering Committee.
5. The City of College Park Public Services Director shall serve as the City liaison to the Steering Committee.

**PURPOSE**

The CPNW Steering Committee shall:

1. Provide a network to exchange information about crime occurring in our neighborhoods.
2. Disseminate pertinent, police reviewed, crime-related information (i.e., actual incidents, police lookouts, crime trends) City-wide.
3. Work closely with Prince George's County Police Department Community Oriented Policing (COPS) officers and College Park Public Services Director to identify and resolve neighborhood problems.
4. Promote and support the Neighborhood Watch concept, strengthen existing Neighborhood Watch groups, and help begin new groups in areas where they do not exist.
5. Provide crime prevention and police services information to the community.

**DUTIES AND RESPONSIBILITIES**

1. To hold quarterly meetings.
2. To provide yearly reports to the Mayor and Council on the status of crime prevention efforts in the City of College Park.
3. To develop programs and activities to deter crime and vandalism in the City.
4. To promote the formation of Neighborhood Watch groups in any neighborhood lacking a formal Neighborhood Watch.
5. A member of the College Park Neighborhood Watch Steering Committee shall be a member of the College Park Citizens Corps Council representing Neighborhood Watch.

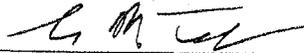
**APPOINTMENT OF CHAIR**

Annually, the members of the Steering Committee shall appoint a Chairperson to serve as Chair of the Steering Committee for a one-year term.

**MEETINGS**

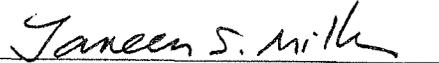
Meetings shall be held on a quarterly basis. The Chairman shall have the authority to call a meeting to address an emergency.

Resolved this 12<sup>th</sup> day of April, 2011.



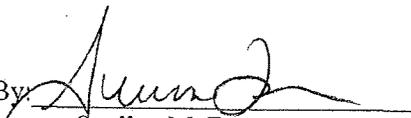
Andrew M. Fellows, Mayor  
City of College Park

ATTEST:



Janeen S. Miller  
City Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

By 

Suellen M. Ferguson  
City Attorney

## MEMORANDUM

**TO:** Mayor and City Council  
**THROUGH:** Joseph Nagro, City Manager  
**FROM:** Robert W. Ryan, Public Services Director   
**DATE:** April 12, 2013  
**SUBJECT:** Continuation of Neighborhood Watch Discussion

### ISSUE

At the work session of 5 March 13, the Council began discussion of the status of the College Park Neighborhood Watch (CPNW) program, the organizational structure of the CPNW Steering Committee (CPNWSC), and potential use of an on-line program such as Nation of Neighbors (NoN). The Council wished to continue this discussion.

### SUMMARY

The briefing materials previously provided for the March work session are attached for review.

Representatives of the Nation of Neighbors program are scheduled to attend the work session to demonstrate their software and support program, and to answer Council questions.

The current CPNWSC members, Mr. Boone and Mr. Springer, and PGPD District 1 representatives have been invited to attend the work session.

### RECOMMENDATION

The Council should consider the recommendation of the CPNWSC for reorganization, and consider support of the Nation of Neighbors program for use by CPNW communities.

**MEMORANDUM**

**TO:** Mayor and City Council  
**THROUGH:** Joseph L. Nagro, City Manager  
**FROM:** Robert W. Ryan, Public Services Director   
**DATE:** March 1, 2013  
**SUBJECT:** Reorganization of College Park Neighborhood Watch (CPNW)

**ISSUE**

A majority of the appointed members of The CPNW Steering Committee (CPNWSC) has recommended a reorganization of the CPNWSC, and a refocus of CPNWSC activity.

**SUMMARY**

At a recent meeting of CPNWSC members, Council Members, COPS and Public Services staff, discussed reorganization of the CPNWSC and redirection of efforts. In summary, the following recommendations are being made.

1. Expand the CPNWSC from three appointed members to five.
2. Have one appointee from each election district, and one1 at large, appointed by the Mayor, for a total of five members.
3. Refocus Steering Committee efforts to adopt and provide support for an internet communications system, using an established program, "Nation of Neighbors", as a tool supported by CPNWSC and the City, and made available for use by each Neighborhood Watch group in the City.
4. Transfer responsibility for planning and implementing City supported CPNW training from the CPNWSC to the City's Public Safety Officer. The Public Safety Officer will implement the CPNW Academy program anticipated in the City Council's strategic action plan. The Public Safety Officer is encouraged to utilize COPS officers and qualified CPNW volunteers to assist in providing training.
5. Utilize the five CPNWSC members as district monitors of the Nation of Neighbors system to provide points of contact with police, rumor control, and user input appropriateness.
6. Utilize the CPNWSC to continue to provide recommendations to the Mayor and Council, and to support neighborhood program development.

7. Nothing in the reorganized program would mandate any changes to established CPNW programs. As Neighborhood Watch must be a grass roots effort to be effective, each neighborhood is encouraged to develop programs unique to its demographics and volunteer participation.

One major program change which was also discussed, and which should be immediately discussed by the new CPNWSC and Mayor and Council, is devolving the annual National Night Out (NNO) program in the City. It is proposed to return NNO in College Park to simple neighborhood events, such as porch lights on, walk and talk with neighbors, etc. The central event programs of recent years demand significant staff and volunteer effort, and more importantly compete for resources from public safety agencies trying to serve many communities that night. A central Public Safety Day event could be planned later in the fall when resources are more readily available, and more City residents are here. Perhaps even expanding the public safety presence at College Park Day.

A draft resolution is attached to this memo, along with information about the Nation of Neighbors program.

The current Chair of the CPNWSC, Mr. Robert Boone, will attend the Council work session to discuss these proposals.

#### **RECOMMENDATION**

The Council should discuss these proposals with the CPNWSC, and decide whether to adopt a resolution reorganizing CPNWSC, or not.

Attachment (1) Draft Resolution

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK, MARYLAND TO ESTABLISH A NEIGHBORHOOD WATCH COMMITTEE IN THE CITY OF COLLEGE PARK TO ADVISE THE CITY COUNCIL, AND TO ENHANCE NEIGHBORHOOD WATCH PROGRAMS CITY WIDE.

WHEREAS, the Mayor and Council adopted Resolution 87-R-15 in 1997 to establish a Neighborhood Watch Committee; and

WHEREAS, the Mayor and Council adopted Resolution 87-R-06 in 2011 to establish a three person Neighborhood Watch Steering Committee; and

WHEREAS, the City Council wishes to enhance College Park Neighborhood Watch programs, and

WHEREAS, in October 2010, the City Council Neighborhood Watch Subcommittee was formed; and

WHEREAS, the Subcommittee was charged to review City-wide Neighborhood Watch programs; and

WHEREAS, the Subcommittee recommended and the Council established a three person College Park Neighborhood Watch Steering Committee to advise the Council and to review, enhance and further develop College Park Neighborhood Watch; and

WHEREAS, the Neighborhood Watch Steering Committee has now recommended that the Steering Committee be reorganized to include five members and to focus efforts on the use of current technology to support CPNW, to share information and procedures, and to prevent crime in the City in coordination with police; and

WHEREAS, the reorganized Steering Committee is also charged to help develop Neighborhood Watch Programs in all sections of the City of College Park; and

WHEREAS, the Mayor and City Council wishes to redefine the College Park Neighborhood Watch Steering Committee.

3. To help develop programs and activities to deter crime and vandalism in the City.
4. To promote the formation of Neighborhood Watch groups in any neighborhood lacking a formal Neighborhood Watch.
5. A member of the College Park Neighborhood Watch Steering Committee shall be a member of the College Park Citizens Corps Council representing Neighborhood Watch.

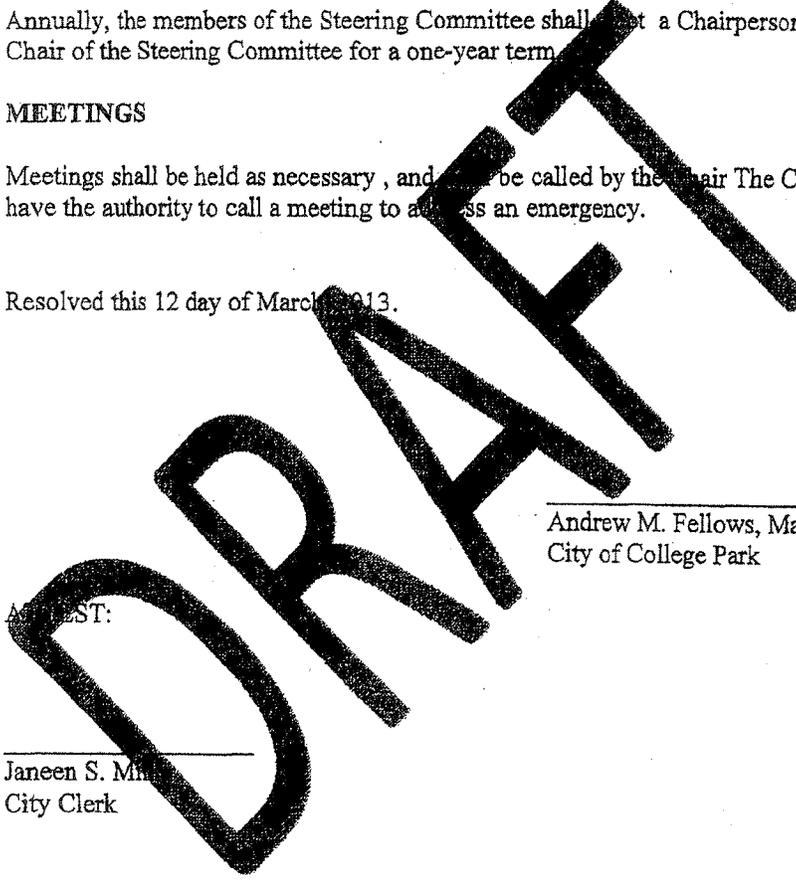
#### APPOINTMENT OF CHAIR

Annually, the members of the Steering Committee shall elect a Chairperson to serve as Chair of the Steering Committee for a one-year term.

#### MEETINGS

Meetings shall be held as necessary, and may be called by the Chair. The Chairman shall have the authority to call a meeting to address an emergency.

Resolved this 12 day of March, 2013.

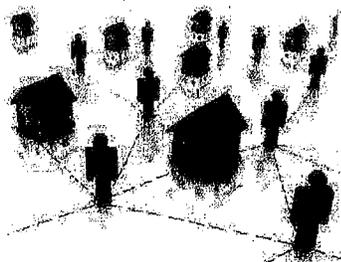
  
\_\_\_\_\_  
Andrew M. Fellows, Mayor  
City of College Park

ATTEST:

\_\_\_\_\_  
Janeen S. Miller  
City Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

\_\_\_\_\_  
Suellen M. Ferguson  
City Attorney



# Nation of Neighbors

Online Neighborhood Watch and Reporting

Free tools for citizens, community groups, local government and law enforcement professionals. [Learn More...](#)

[File a Neighborhood Watch Report](#)

[Sign Up](#) [Sign In](#)

Begin sharing information with your community in minutes - for free. Ready to get started?

[Sign up now!](#)



[Click to view sample pages](#)

[Forgot your password?](#)

## What People Are Saying

This is an excellent idea! NoN will allow us to safely report suspicious activity without the fear of being harassed.

*Anonymous Member*

What an outstanding concept. With the deteriorating budget of local law enforcement, our communities need all the help we can get, and so do they. In addition, the more people that get involved within their community, the better it is for all. It is a safer way for individuals to report suspicious and illegal activity without the fear of retaliation (a prime reason in many areas why people do not get involved).

*Member in WV*

### For Individuals

Reports you file are instantly shared with other local members and participating law enforcement

Save multiple locations and set up alerts for home, schools, work...

### Neighborhood Groups

Share reports instantly via email or text messaging

Browse and search all reports in your area

Free communication tools, discussion, meeting management and much more

### Law Enforcement

Instant communication with local active and committed community members

Send alerts and emergency notices, receive tips

Our reporting system ensures high quality anonymous reports

### Get Started

Sign up via phone or email

**Community members**  
Find your community or Add your community

**Government**  
Contact us to add your agency

## Latest News

### Knigh News Challenge - 2013

Monday, March 25, 2013  
We're pleased to have two proposals in this year's Knight News Challenge. Click the title above or the two links below for full details: [Nation of Neighbors \(NoN\): Improving community welfare through collaborative knowledge](#) [Nation of Neighbors \(NoN\): Facilitating Free Decentralized Sharing of Crime and Public Safety Data](#)

### A day in the life of a cop - on Twitter

Thursday, March 21, 2013  
You can ride along with law enforcement officers from over 200 different agencies tomorrow on Twitter. This should be an exciting chance to see first-hand how various agencies across the world are beginning to use social media. Follow hashtag #poltwr Participating agencies: <https://twitter.com/ConnectedCOPS/police-tweet-a-thon-2013/members>

### No More Daily or Weekly Digests

Tuesday, March 6, 2012  
Starting today, NoN will no longer send daily or weekly digests. This feature was used by less than 5% of our members and conflicted with upcoming changes. Existing digest subscriptions have been converted to instant notifications.

## Video Tutorials Downloads

- [Add your community](#) [Welcome Letter](#)
- [Adding content](#) [Fact Sheet](#)
- [Community Flier](#)

## Promote Your Neighborhood Watch



Copy & paste links and banners for your community website. Printable community fliers.

## Stay Informed



CITY OF COLLEGE PARK, MARYLAND

CLASS SPECIFICATION

**CLASS TITLE:** PUBLIC SAFETY OFFICER

**FLSA Status:** Part-time, non-exempt

**GENERAL CLASS DESCRIPTION:** This position assists the Director of Public Services to coordinate City activities in areas of public safety and emergency management, including work with City contract police and other police departments; fire and emergency medical services departments, and emergency management agencies. The incumbent assists and conducts training programs in public safety and emergency management, including Citizen Corps Council programs such as Neighborhood Watch, Community Emergency Response Teams (CERT). The incumbent prepares and delivers public awareness programs in crime prevention, emergency preparedness, fire and life safety, and others. The incumbent will prepare statistical reports. The incumbent is expected to be on-call and respond as needed during emergencies in the City. Reports to and receives general direction from the Director of Public Services.

**ESSENTIAL JOB FUNCTIONS:**

***The following duties are typical for this classification. Not all the listed duties may be required and other duties may be required or assigned.***

- Conducts programs to reduce public injury, reduce the risk from all hazards, and prevent crime in the City. Provides support, assistance, information, advice, training, and coordination for volunteers serving the City in Citizen Corps programs such as Neighborhood Watch, CERT, Fire Corps and other resident groups.
- Conducts public safety awareness training to City staff and residents including crime prevention, emergency management, fire prevention, and all-hazard risk reduction.
- Assists with the implementation of COOP, NIMS and ICS programs in all City Departments to ensure compliance with all applicable emergency management laws; to ensure compliance in all aspects of the City's emergency responses; and to capture and report all pertinent data.
- Provides information and advice to the Director and City Manager regarding public safety strategies.
- Develops and distributes public safety plans and policies to internal and external stakeholders.
- Obtains, analyzes, and distributes relevant crime information and statistics to internal and external stakeholders.
- Maintains or coordinates the maintenance of City emergency management equipment.
- Suggests appropriate operational strategies during emergencies. Assists in the planning, design, and implementation of test exercises meant to assure the City's ability to respond to all types of emergencies.
- Develops plans, and maintains emergency planning documents and initiatives in conjunction with Director of Public Services and County Office of Emergency Management. Reviews new regulations to assure the City's continued compliance.
- Composes and submits appropriate public safety grant applications and helps manage any funds obtained.
- Assists in planning long-term goals and objectives for the public safety function and delivers relevant services to residents and internal stakeholders.

## PUBLIC SAFETY OFFICER

- Represents the City before community organizations, County, State and other agencies on matters regarding public safety and emergency management initiatives.
- Performs related public safety duties as required.

### **KNOWLEDGES, SKILLS AND ABILITIES REQUIRED TO PERFORM ESSENTIAL FUNCTIONS.**

#### Technical Knowledge:

- Thorough knowledge of the City, County, State, and Federal emergency management and public safety regulations.
- Knowledge of current public education and training methodologies in related public safety fields.
- Knowledge of methods of statistical analysis.
- Effective oral and written communication skills in English including the ability to develop and maintain effective relationships with residents, elected officials, and staff. (Bi-lingual skills in Spanish would be a preference.)
- Proficiency with Microsoft Office 2007 products.

#### Physical Requirements:

- Ability to operate a variety of automated office equipment including personal computers.
- Ability to work extended hours during emergency situations.
- Ability to operate a vehicle and maintain a Maryland, Virginia or DC driver's license.
- Ability to see, read, talk, hear, and handle objects weighing up to 50 pounds.
- Ability to work under adverse and possibly life-threatening conditions during emergencies.

#### Language Ability & Interpersonal Communications:

- Ability to read and interpret emergency management and public safety and other related documents.
- Ability to communicate effectively with residents, individually and in groups, and other agencies regarding City programs and activities. Considerable skill may be required in diplomacy, persuasion, and negotiation.
- Ability to read and follow oral and written instructions. Ability to write memos, manuals, instructions, and a variety of informative notifications and public safety awareness publications.

#### Environmental Adaptability

Work is performed in office, vehicle, and outdoor environments. Occasional outdoor activities require the ability to work in varying weather and potentially hazardous conditions. Occasional emergency conditions require the ability to work under high-stress and possibly life-threatening conditions.

### **ACCEPTABLE TRAINING AND EXPERIENCE**

Requires a Bachelor's degree in a related public safety or emergency management field, plus a minimum of 3 years of progressively responsible experience in public safety or emergency management. Any equivalent combination of education, training and experience which provides the required knowledge, skills and abilities may be considered for substitution for the minimum requirements.

## PUBLIC SAFETY OFFICER

### Additional Requirements:

- Valid Maryland, Virginia or DC driver's license.
- Must have National Incident Management System certifications (IS-100.b, IS-200.b, IS-700-704, IS-800), or have the ability to acquire the certification within 90 days from the start of employment with the City.

*College Park is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the City will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.*

4500 Knox Road, 20740

[Advanced Search](#) [Create Alert](#) [My Settings](#)

6 Incidents shown [Show Details](#)

[Map](#) [Satellite](#)

**Incident Information**

[View/Print List](#)

[Incidents](#) | [Sex Offenders](#)

Sort by: **Crime** | **Date** | **Distance**

**Theft**

09/08/2013  
200 Block NORWICH RD

[Send To Friend](#)

**Theft of Vehicle**

09/06/2013  
BALTIMORE AVE & HARTWICK RD

[Send To Friend](#)

**Theft**

09/02/2013  
200 Block NORWICH RD

[Send To Friend](#)

**Vehicle Recovery**

09/01/2013  
BALTIMORE AVE & COLLEGE AVE

[Send To Friend](#)

**Assault**

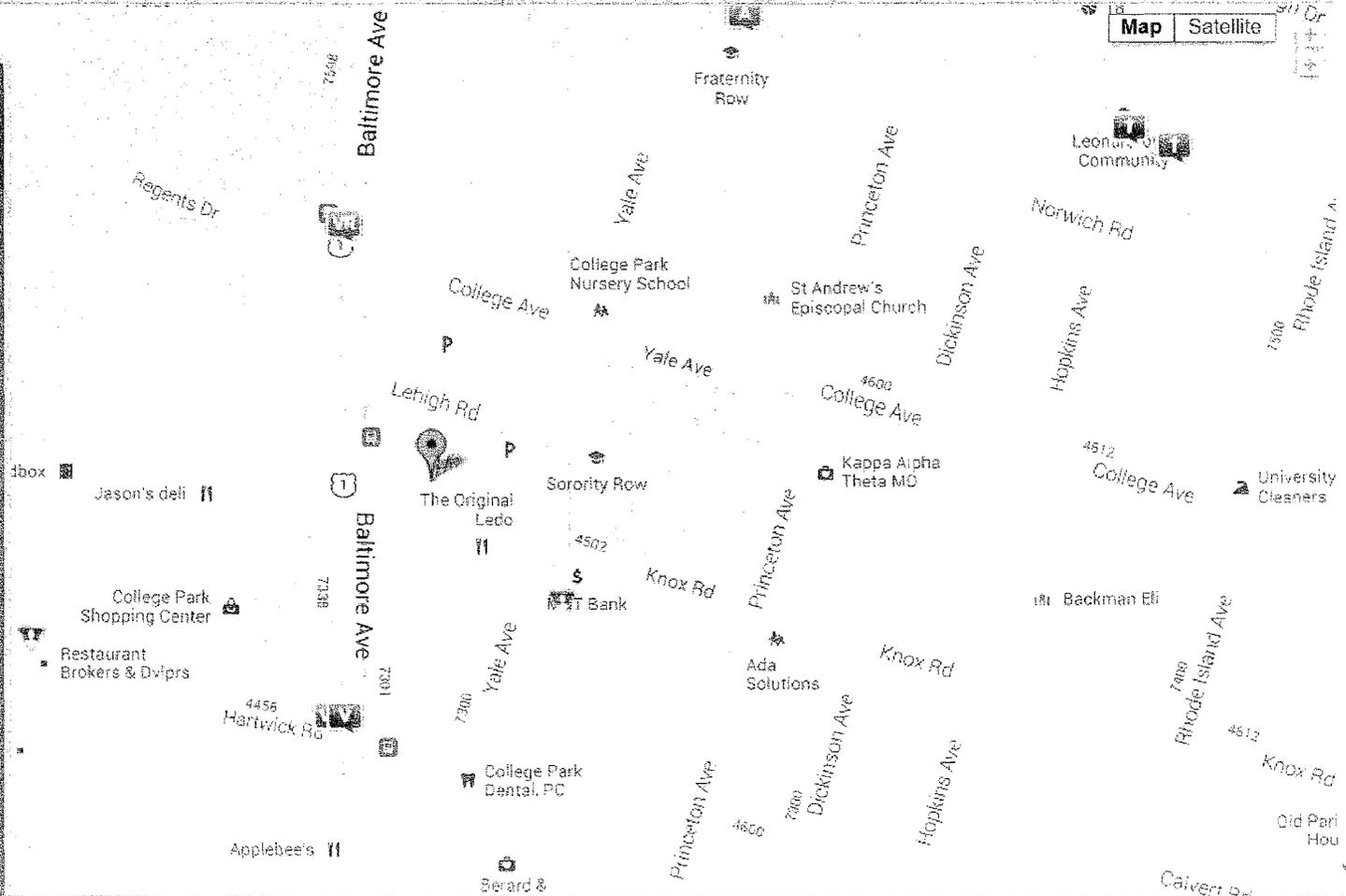
09/01/2013  
1 Block FRATERNITY ROW

[Send To Friend](#)

**Vehicle Recovery**

08/29/2013  
7300 Block BALTIMORE AVE

[Send To Friend](#)



125%

4

Application  
for City  
Revitalization  
Tax Credit  
By The  
Enclave

## MEMORANDUM

**TO:** Mayor and Council

**FROM:** Michael Stiefvater, Economic Development Coordinator *MS*  
Steve Groh, Finance Director

**THROUGH:** Joseph L. Nagro, City Manager *JLN*  
Terry Schum, Planning Director *TS*

**DATE:** September 13, 2013

**SUBJECT:** Revitalization Tax Credit Application from The Enclave

### ISSUE

On August 21, 2013, City staff received an application and supporting documentation (see Attachment 1) from the owner of The Enclave mixed-use development located at 8700 Baltimore Avenue (the "Project"), Star View Plaza LLC (the "Applicant"), for a revitalization tax credit under the City's Revitalization Tax Credit Program (the "Program"). The purpose of the Program, which was established under Ordinance No. 12-O-10 (see Attachment 2), is to provide financial incentives to encourage economic development and redevelopment through a five-year property tax credit against the City's property tax imposed on real property. The Applicant is seeking tax credits for both phase 1 (completed) and phase 2 (approved, but not constructed) of the Project.

### BACKGROUND

The Project's initial detailed site plan (DSP-08010), which included a single buildout of 147 student housing units and 9,580-square-feet of retail, was approved with conditions by the City Council on June 30, 2008 and the Prince George's County District Council on September 8, 2008. The Applicant later submitted an amendment (DSP-08010-1) to add one story to the building that enabled them to add 30 units for a total of 177. This amendment was approved by the County Planning Director on February 23, 2009. Due to various issues, including a nationwide economic downturn, the Applicant sought to develop the Project in two phases and therefore submitted another amendment (DSP-08010-2) to build 96 units and all of the retail initially, while building the remaining 81 units at a later date. This amendment was approved by the City Council on October 9, 2009 and the County's Planning Board on November 5, 2009. After receiving approval of the second amendment, the Applicant proceeded with construction of phase one and the Project opened in August 2011. The Applicant has not set a date for construction of the remaining phase.

Additionally, the Project has recently applied for a five-year Revitalization Tax Credit through Prince George's County for their County real property taxes but has not yet received a decision.

## **ELIGIBILITY SUMMARY**

Given that the Project was approved, and partially completed, prior to the adoption of the Program it is ineligible for a tax credit per Section 175-9(E) of the Ordinance. The Project did not submit an application to the Program prior to the date of acceptance for a detailed site plan, which is a requirement of the application process detailed in Section 175-12. However, pursuant to Section 175-13(A)(2), the Applicant is requesting a waiver of both requirements. This section states “notwithstanding Section 175-9(E), if the detailed site plan was approved after January 1, 2009, the project has been constructed, and the project satisfies at least the minimum required criteria for the (tax credit) district” the Council may waive the submittal requirement in Section 175-12.

While the Applicant is requesting a waiver for the entire Project through Section 175-13(A)(2), the completed first phase is ineligible due to the approval of its detailed site plan prior to January 1, 2009. Since construction of the project’s second phase has yet to occur, it is eligible to seek a waiver through Section 175-13(A)(3) that allows the Council to waive the submittal requirement in Section 175-12 “if a detailed site plan has been approved, but construction has not occurred, for the purpose of encouraging construction.”

The Program establishes both eligibility requirements (Section 175-9) and eligibility criteria (Section 175-10) for properties to meet. The Project’s second phase meets all of the eligibility requirements with the exception of the previously mentioned Section 175-9(E) that disallows projects with an approved detailed site plan from being considered. However, this requirement is waived in conjunction with Section 175-13(A)(3). Attachment 3 provides details on how the Project addresses each of the eligibility requirements and whether the Project met them.

The Project is located in Tax Credit District One, as it is part of the US 1 Corridor Development District Overlay Zone, and is required to meet a minimum four out of ten eligibility criteria. The Project’s second phase is eligible for consideration of a tax credit as it has met four eligibility criteria and has the potential to meet two others in the future. Attachment 4 provides details on how the Project addresses each of the eligibility criteria.

## **FINANCIAL SUMMARY**

While qualifying projects are eligible to receive a five year tax credit on the increased assessment attributed to the taxable improvements upon project completion, the waiver provision in Section 175-13(B), allows the Council to alter the amount and/or duration of the tax credit. In any case, the maximum tax credit is an amount equal to 75% of the increased assessment of City tax imposed in the first year, 60% in the second year, 45% in the third year, 30% in the fourth year, and 15% in the fifth year.

Prior to construction of the Project, the properties were assessed at a value of \$1,115,700. Upon completion of phase 1, the total assessment of the property increased to \$31,884,300. Given the City’s current real property tax rate of \$.335 per \$100, which is subject to change, the Property’s annual tax bill on the total increased assessment of phase 1 is \$103,074.81.

The following depicts the tax credit for phase 1 if granted at the amount and term described in Section 175-11:

Year 1 Credit at 75%:	\$77,306.11
Year 2 Credit at 60%:	\$61,844.89
Year 3 Credit at 45%:	\$46,383.66
Year 4 Credit at 30%:	\$30,922.44
<u>Year 5 Credit at 15%:</u>	<u>\$15,461.22</u>

Estimated Total Five Year Credit for Phase 1: \$231,918.32

Phase 2 is estimated to increase the total assessment to \$65,000,000, which would be an increase of \$33,115,700 from its current value. Given the City's current real property tax rate of \$.335 per \$100, which is subject to change, the Property's annual tax bill on the total increased assessment of phase 2 would be \$110,937.60.

The following depicts the tax credit for phase 2 if granted at the amount and term described in Section 175-11:

Year 1 Credit at 75%:	\$83,203.20
Year 2 Credit at 60%:	\$66,562.56
Year 3 Credit at 45%:	\$49,921.92
Year 4 Credit at 30%:	\$33,281.28
<u>Year 5 Credit at 15%:</u>	<u>\$16,640.64</u>

Estimated Total Five Year Credit for Phase 2: \$249,609.59

## **RECOMMENDATION**

The staff review has determined that the applicant is eligible for a tax credit for phase 2 of the Project subject to approval by the Mayor and Council and determination of the amount, duration, and timetable of the tax credit.

## **ATTACHMENTS**

1. Revitalization Tax Credit Program Application from the Owners of The Enclave
2. Revitalization Tax Credit Ordinance
3. Review of Eligibility Requirements
4. Review of Eligibility Criteria



City of College Park  
Planning, Community, and Economic Development Department  
4500 Knox Road  
College Park, MD 20740  
Phone: (240) 487-3538  
Fax: (301) 887-0558

## REVITALIZATION TAX CREDIT PROGRAM APPLICATION

This program provides a real property tax credit for properties located within a revitalization district to provide a financial incentive that encourages economic development and redevelopment in the City.

Please contact the Economic Development Coordinator at 240-487-3543 to schedule an appointment to submit a completed application with the required documents and appropriate signatures to avoid any delays in review of your application.

Please print legibly and return to the address above or by email to [mstiefvater@collegeparkmd.gov](mailto:mstiefvater@collegeparkmd.gov).

**Only completed applications, including all required documentation, will be reviewed by City staff.**

### 1. IMPROVEMENT STATUS (check one)

- Construction yet to begin and prior to submittal of detailed site plan or building permit
- Construction yet to begin, but approved detailed site plan or building permit in place
- Under Construction
- Completed

### 2. PROPERTY INFORMATION

Property Address: 8700 Baltimore Ave., College Park, MD 20740

Tax Account Number(s): 3950458

Current Owner: Star View Plaza LLC

Current Owner's Address: 7226 Lee Deforest Drive, Suite 200

City: Columbia

State: MD

Zip Code: 21046

Contact Person: Jaykant Patel

Phone: 410-953-6161

Email: [jaykant@starglobalventures.com](mailto:jaykant@starglobalventures.com)

<b>3. APPLICANT INFORMATION (if different than current property owner)</b>		
Applicant Name: Star View Plaza LLC		
Mailing Address: 7226 Lee Deforest Drive, Suite 200		
City: Columbia	State: MD	Zip Code: 21046
Contact Person: Jaykant Patel		
Phone: 410-953-6161	Email: jaykant@starglobalventures.com	

<b>4. IMPROVEMENT INFORMATION</b>
Detailed Site Plan Number (if applicable): DSP-08010
Building Permit Number (if issued): 9769-2009-10
Total Assessment Prior to Proposed Improvements: Land Valuation: \$1,115,700 Improvement Valuation: Phase 1 as of 7/2013, \$31,884,300
Estimated Total Assessment After Proposed Improvements: After Phase 2, est. assessment \$65MM
Projected Completion Date of Proposed Improvements: Phase 1-Aug 2011; Phase 2-est. May 2015
Property Use Before Proposed Improvements: Student Housing Project
Description of Proposed Improvements: Phase 1-369 beds/96 units, 353 parking spaces & 9500 sq ft retail; Phase 2-addtional 300 beds

**5. ELIGIBILITY CRITERIA (check each criteria that the project meets; additionally provide evidence for all criteria met)**

- A) The project is located within a ½-mile radius of an existing or under construction rail station for Washington Metropolitan Area Transit Authority, Maryland Area Regional Commuter, Maryland Transit Administration, or similar agency.
- B) The project involves the assemblage of lots or parcels owned by different parties.
- C) The project involves the buyout of leases to facilitate redevelopment.
- D) The project will complete, or commit funds for, substantial infrastructure improvements such as a new or relocated traffic signal, a public street, a public park, a public parking garage, undergrounding of utilities, or a bikeshare station.

- E) The project meets the minimum green building guidelines as established by the U.S. Green Building Council's LEED Silver Certification for the project's appropriate rating system. A LEED scorecard must be submitted with the detailed site plan application and evidence of certification at the time of final application for the tax credit.
- F) The project is located within one of the walkable development nodes designated in the approved Central US 1 Corridor Sector Plan.
- G) The project involves the demolition of an existing non-historic structure, which has been vacant at least one year.
- H) The project is a brownfield development, which means real property where expansion or redevelopment is complicated by the presence or potential presence of environmental contamination, and requires an environmental cleanup prior to redevelopment.
- I) The project has secured at least one locally-owned, non-franchise business as evidenced by executed lease agreements at the time of final application for the tax credit.
- J) The project provides space for a business incubator, community center, art gallery, or similar public-benefit use.

I/We hereby affirm that I/we have full legal capacity to authorize the filing of this application and that all information and exhibits submitted herewith are true and correct to the best of my/our knowledge.

I/We have read and understand the selected revitalization tax credit program guidelines.

	8/20/13
Owner/Applicant Signature	Date

Owner/Applicant Signature	Date
---------------------------	------

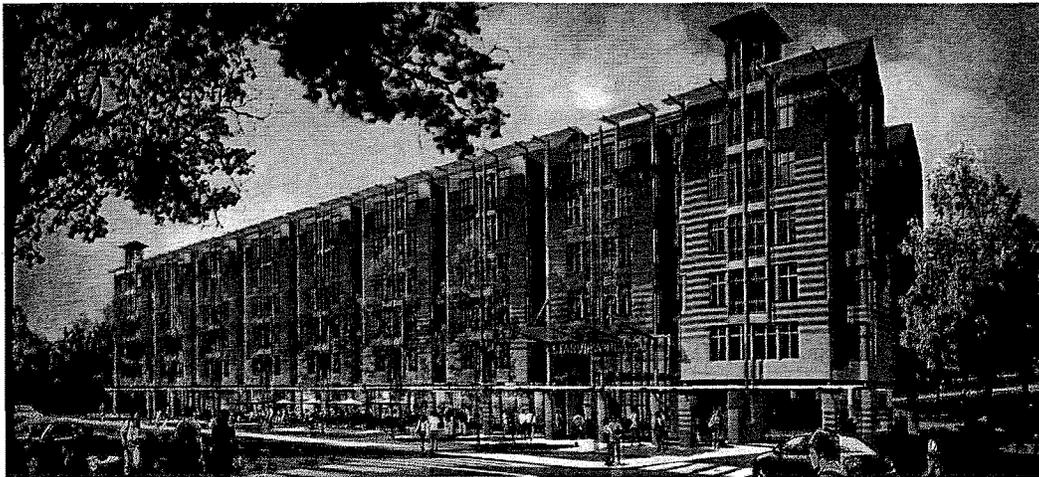
**Note:** Applying for a tax credit does not obligate the City of College Park to approve a tax credit for the specified project. Only after the review and approval of the application and either the Detailed Site Plan or Building Permit will the City of College Park approve a tax credit. The project shall comply with the Program Guidelines established by the City of College Park. In the event that an application is denied by City staff, applicant may appeal to the Mayor and Council.

**City of College Park  
Revitalization Tax Credit  
Supporting Information Package**

**For**

**THE ENCLAVE AT 8700**

**A Student Housing Facility Located at the *University of Maryland*  
8700 Baltimore Avenue, College Park, Maryland**



**Developed By:**



**STAR DEVELOPMENT  
GROUP™**

Contact: Jaykant Patel  
7226 Lee Deforest Drive  
Suite 200  
Columbia, MD 21046  
Tel: 410.953.6161  
Fax: 410.953.0010  
September 13, 2013

## EXECUTIVE SUMMARY

The purpose of this document is to provide information in support of a Revitalization Tax Credit for fund for the project known as the Enclave at 8700 which is owned by Star View Plaza LLC (herein "The Enclave or The Project") located at 8700 Baltimore Avenue, College Park, MD in Prince George's County (Herein collectively, "Community").

The Enclave is a masterfully designed 2 phase mixed use student housing facility that includes retail, parking and residential units for students. The Enclave qualifies for the tax credit because it clearly meets the intent of the Revitalization Tax Credit by offering such revitalizing qualities as the following:

- A. The Enclave is located directly in a specified revitalization area and is within the U.S. Route 1 Sector Plan
- B. The Enclave directly enhances the community and strongly contributes to economic vitality since it has already removed deteriorating conditions on the property and constructed a state of the art, innovative, "Green" building that will be used for both commercial and residential space that has already and will continue to create hundreds of jobs and millions of dollars in tax revenue.
- C. The Enclave's Pedestrian Friendly Design helps reduce the traffic congestion on U.S. Route 1
- D. Phase 1 of The Enclave has already created hundreds of jobs and generated hundreds of thousands of dollars in fees and tax revenue to the City, County and State; Phase 2 of the project will do the same.

More specifically, the Enclave nearly meets all of the Revitalization Tax Credit's eligibility criteria including the following:

1. The Project involves the assemblage of lots or parcels owned by different parties.
2. The Project has and will complete, and has and will commit funds for, substantial infrastructure improvements such as new or relocated traffic signal, a public street, a public park, a public parking garage, undergrounding of utilities, or a bike share station.
3. The Project meets the minimum green building guidelines as established by the U.S. Green Building council's LEED Silver Certification for the project's appropriate rating system. A LEED scorecard must be submitted with the detailed site plan application and evidence of certification for the tax credit.
4. The Project involves the demolition of an existing non-historic structure which has been vacant at least one year.
5. The Project is a brownfield development, which means real property where expansion or redevelopment is complicated by the presence or potential presence of environmental contamination, and requires an environmental cleanup prior to redevelopment.
6. The Project has secured at least one locally-owned, non-franchise business as evidenced by executed lease agreements at the time of final application for the tax credit.

## Permissible waiver of the requirements in section 175-12

Similar to the Varsity project which was recently granted the Revitalization Tax Credit, the Enclave also brings attention to the fact that the City lacked enabling legislation to create a revitalization tax credit districts. Although the Enclave could not wait until the City General Assembly passed such legislation the Enclave would have also sought the tax credit and did inquire about such credits.

The Enclave's Revised DSP was approved on November 4, 2009. Section 175-1 Therefore pursuant to Section 175-13(A)(2) of the City code, the applicant hereby request a waiver of the requirements in section 175-12 and respectfully requests that tax credits be granted due to the reasons listed herein.

## Request to the City of College Park

*The Revitalization Tax Credit should be applied to both Phases 1 & 2 of the Project*

The Enclave meets the revitalization tax credit application criteria and it humbly requests the Council to apply the credits to Phase 1 and Phase 2 of the project for the many reasons listed in the package including the following:

1. The main objective of the revitalization tax credit ordinance is to provide financial incentives to encourage economic development and redevelopment. Phase 1 and Phase 2 meet these objectives.
2. The language of the revitalization tax credits ordinance should be construed and read in the most favorable light of the City and in this instance it is most favorable position for the City is to apply the tax credits to Phase 1 and Phase 2 because such an application will help ensure and incentivize faster completion of Phase 2 of the Project thereby allowing the City to fully realize the benefits of the Project
3. In this instance the Project was changed drastically between its original detailed site plan and the revised site plan of November 2009.
4. Additionally, the project is still under construction and has not obtained a final certificate of occupancy.
5. A faster completion of Phase 2 will result in many benefits for College Park such as more retail space, more tax revenue, more affordable student housing which can be an alternative to the occupying of single family homes by students
6. Phase 1 of the Project added over millions in improvements and redeveloped a brownfield where there were non historic, unattractive businesses and buildings and committed hundreds of thousands in taxes and fees to College Park and Prince George's County
- 7.

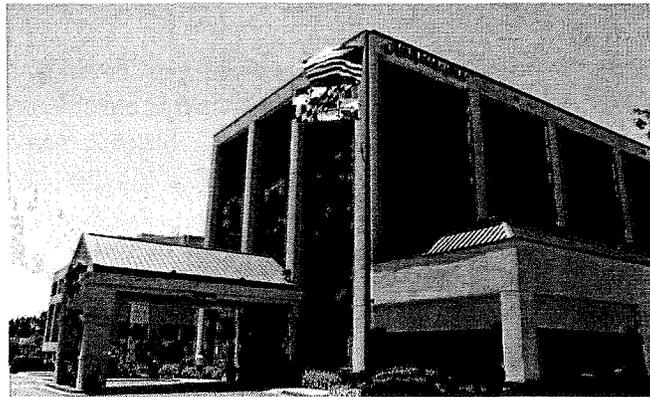
Further, it must be noted that the project was in very critical condition after the initial opening date which was missed due to delays in construction caused by the general contractor and its subsequent abandonment of the job. Despite these dire challenges, the development team took over construction of the job and finished the project in August 2011. The general contractor's abandonment of the job caused millions in overruns and also severely impaired leasing and occupancy in 2011 and 2012, thereby substantially decreasing revenue. The lower revenue over the last two years is now causing difficulty in financing for Phase 2 of the property. Therefore, to help realize Phase 2, College Park through its revitalization tax credit program should provide property tax relief to Phase 1 which will help the property stabilize faster and will also help with the financing of Phase 2.

# THE ENCLAVE AT 8700

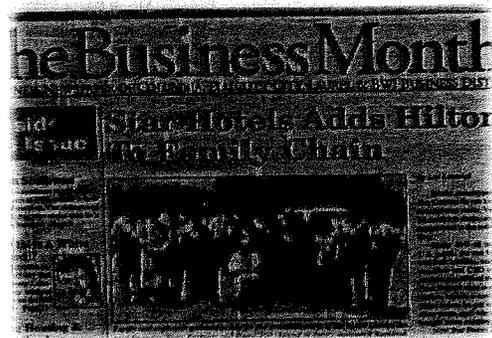
## ABOUT THE DEVELOPER

Star Development Group is an affiliate company of Star Global Ventures (SGV), which is headquartered in Columbia, MD. Star Global Ventures, formally known as Star Hotels, is a small minority-owned family run company that owns and operates various assets in Maryland. CEO and President, Mukesh Majmudar has been a pioneer in both Howard and Prince George's counties with various development and construction projects and was honored by the Small Business Administration (SBA) in 2005. SGV has been doing business there for over 12 years; the Enclave is SGV's second project in College Park. SGV's first project in College Park, the Hampton Inn & Suites, is located at 9670 Baltimore Avenue. SGV developed, constructed and continues to manage the Hampton Inn property.

The Hampton Inn and its staff have catered to the University, Alumni, and the Community by generously offering their facilities for discounted rates and, many times, free of charge. This is just an example of how SGV and its team stay connected with College Park. SGV envisions that once completed, The Enclave will be a facility that caters to the entire College Park community by offering much needed housing for UMD students and various retail options for the other segments of the Community, as well as providing garaged parking.



SGV finished completion of the Hampton Inn on Route 1 in 2000 & is planning a renovation of the property in the winner of 2013.



# THE ENCLAVE AT 8700

## Team Members

The Enclave Team is composed of professionals who market, finance, develop, operate, and manage a range of assets. The team is supported by expertise in multiple fields including design, financing, development, property management, construction, and other supporting services. The following diagram illustrates the Enclave team.



\*\*The team members and parties are subject to change.

## Background

The Enclave at 8700 is a privately-owned undergraduate student housing complex for the University of Maryland, College Park (UMCP). It is constructed on approximately 2.38 acres located at 8700 Baltimore Avenue (Route 1), College Park, Maryland. The project site is adjacent to the UMCP campus and across from Tecumseh Street. With the addition of Phase 2 the Enclave will consist of approximately 669 beds of undergraduate student housing in 172 apartment units, approximately 9,482 square feet of ground-floor retail space, 353 parking spaces and an activity tower.

The Enclave's design and facilities have resulted in a more enjoyable, successful, and memorable college experience for students. This type of college experience increases the college's popularity among students, parents, and staff; thereby increasing the University's standing among the world rankings which ultimately enhances the Community's culture and economy by providing an influx of highly educated, diverse, and influential people.

The Enclave provides students with an enjoyable, successful and memorable experience by:

- Incorporating all the necessities of student housing including:
  - Fully furnished units
  - Over half the units with individual bathrooms
  - Wireless Internet
  - Full Gym- Phase 2 will have a larger gym
  - Ping pong tables/ billiards-Full game room Phase 2
  - Large screen TVs
  - Laundry Facilities
  - Study Lounges-Phase 2 will add more lounges
  - A large courtyard recreational/gathering space- will be fully finished in Phase 2
  - Theater-Phase2
  - Meeting rooms Phase 2
  - Game Room –Phase 2
- In addition the Enclave provides for an improved mix of commercial and residential space by:
  - Encompassing a structure that provides both commercial and residential units with above and below ground parking.
  - The Enclave serves the need for student housing and additional retail space to support the increasing population.
  - The Enclave also provides easy access to the University via bike, walking trail, bus, and/or other public transportation which results in a large decrease in traffic.

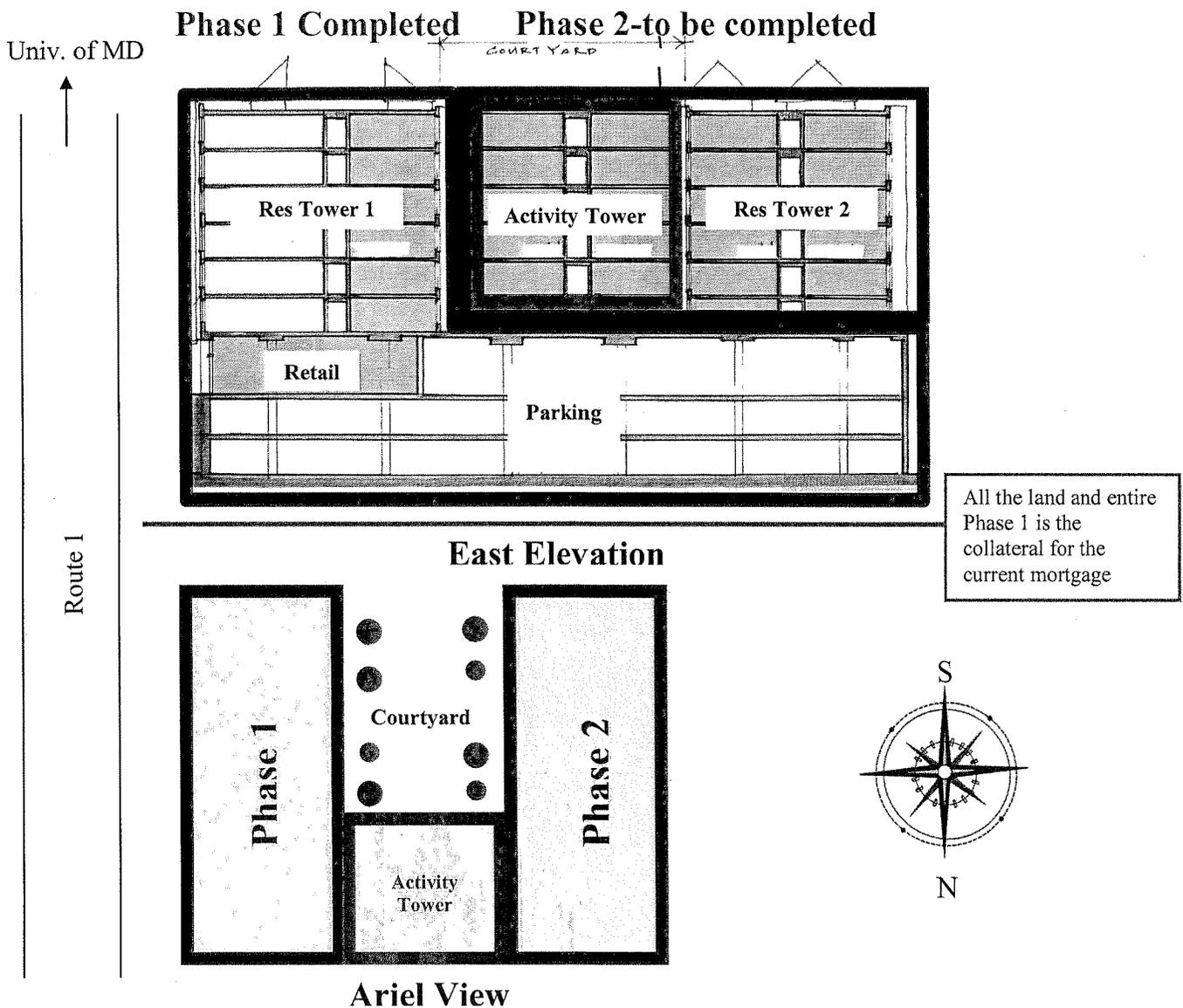
# THE ENCLAVE AT 8700

## The Phased Approach

In the summer of 2009, the development team the project into two phases Phase 1 of the project was completed and opened in August 2011 and it consists of 353 parking spaces, 9,482sqft of retail space, and 369 beds/96 units and the courtyard. Phase 2 will consist of an additional 300 beds/ 77 units and an activity/amenity tower that will have six floors of amenities including a new larger gym, theaters, game room, study lounges etc.



Currently, the development team is working on the preconstruction phase for the construction of Phase 2 of the project. The revitalization tax credit applied now will help with Phase 2 being constructed.



**The Benefits of Phase 2 for College Park**

- Direct tax revenue from the increase in improvements after construction
- Hundreds of additional jobs will be created during construction and additional jobs will be created for the operations of Phase 2
- The completion of Phase 2 will be more attractive to retail tenants thereby helping get the retail spaced leased faster which will result in new retail options for College Park
- The new retail tenants will establish businesses that will generate tax revenue and jobs in College Park
- Phase 2 provides additional beds in the market at a lower price point for students compared to the Varsity and University View. The lower priced beds will provide students a more affordable alternative for housing compared to the single family residential homes in College Park at a state of the art facility.
- University of Maryland is an economic driver for College Park, and the University's facilities and availability of modern affordable student housing has made University and College Park one of the most desirable places to attend college, Phase 2 of the project will help UMD and College Park maintain this status

**The Enclave meets the City of College Park and Prince George's County  
Economic Revitalization goals**

The process for a building a new vision for the College Park and US Route 1 corridor was set in motion in 1993. The county and the city have announced and published many formal plans with the desired vision, goals, and strategy for redevelopment within this specific geographic area.

Prince George's County and the College Park community have specifically stated in their economic development plans that three of their main economic revitalization goals are to generate a self-sustaining environment of investment and reinvestment, manage the implantation of the US Route 1 Corridor Sector Plan and realize development in the College Park/University of Maryland Station area. The county has realized the importance of the Route 1 Corridor and College Park area and has voiced the need for collaboration between developers and city, county, and university agencies to attain these goals. SGV has worked with the city, county and University to redevelop the property located directly adjacent to US Route 1 and the University of Maryland, with deteriorating structural and environmental conditions into a state of the art, innovative Green building that will create hundreds of jobs and millions of dollars in tax revenue and will ultimately help alleviate the continued lack of adequate housing for University students.

SEE EXHIBIT A

**The Enclave's Contribution to the Community and its Economic Vitality**

The Enclave enhances the community and contributes to its economic vitality.

The College Park Community and Prince George's County (collectively Community) is one that culturally and economically thrives off the University of Maryland (University) and its students. The University has increased its reputation and prominence both domestically and internationally. This growth has unarguably made a positive and direct influence on the Community by bringing students and faculty from around the world which has resulted in a very diverse, highly educated, and socially stimulating community. There is a direct correlation between the University's success and the strength and diversity of the Community and its economy.

The lack of student housing in the Community, poor conditions for current housing, more retail space, reduction in traffic and environmentally friendly buildings have all have been the focus of the Community's larger comprehensive improvement strategy better known as the Route 1 Sector Plan and revitalization initiative. The Enclave Addresses all these concerns and tactically executes the improvement strategy.

The Enclave's architectural "Green" design, facilities, retail space, pedestrian friendly and traffic decreasing design along with collaboration with the University all directly enhance the community and contribute to its economic vitality.

SEE EXHIBITS E & I

# THE ENCLAVE AT 8700

## The Enclave's contribution to College Park & Prince George's County Tax & Fee Revenue and Employment

The Enclave is a monumental project for the City of College Park, due to the enormity of the project and its proximity to the Paint Branch, the Enclave has involved a number of activities to preserve this area, including off-site plant removal, reforestation, and removal of unsuitable soils. Accordingly the developer has paid over a million dollars in permitting and utility and tap connection fees to the city, county and state including but not limited to the following:

- Storm Water Management Fee.....\$300,000
- Tree Restoration Fee in Lieu.....\$4,606
- Geo Pier Permit Fee .....\$13,005
- Foundation Permit Fee .....\$6,047
- Building Permit Fees.....\$112,795
- Undergrounding of Utilities .....\$99,822
- Utility and Tap Fees .....\$364,679
- **Total.....\$944,723**

Further, the Enclave contributes to the Prince George's County employment since it leverages many resources, including, location, innovative design, and relationships to provide its residents and the community with additional products and services. The Enclave's multi-use structure brings an additional 669 residents who along with their friends and family will provide numerous opportunities for additional spin-off improvements in the Community. The Enclave increases the supply of population in the Community with a large discretionary income that will be used in Community for various products and services including restaurants, laundry mats, carwashes, food stores, book and station stores, computer repair facilities, music and movie stores, much more.

The major construction impacts that economists typically quantify are jobs, spending, and tax revenue. The first impacts are the jobs and spending that occur when the Phase 2 is constructed. Jobs created during this phase include the construction workers who are building the structure as well as workers in their firms who support them. This first layer of impact, the direct impact, includes the jobs described above as well as the total construction spending on the project itself.

In addition to the direct economic impact of the Phase 2 construction, there are also ripple effects. The ripple effects comprise two types of impacts: indirect and induced. The indirect impacts are the jobs and spending created from businesses include those providing goods such as building material suppliers and cabinet manufacturers as well as businesses providing services. The induced impacts result when the workers involved in the construction project spend their income in the region. For example, these workers may spend their wages at regional restaurants, retail stores, health care establishments, and so forth. This spending creates new jobs at the consumer-related businesses.

During a time when the economy was declining and companies across the world were making job cuts, The Enclave directly created jobs and produced tax revenue for the Community. During Phase 2, there will be additional job creation in a number of industries including, construction, development, property management, retail and restaurant. In addition to the hundreds of jobs and millions in tax revenue, The Enclave indirectly created jobs which are contract labors, and tax revenue for the Community.

SEE EXHIBIT L

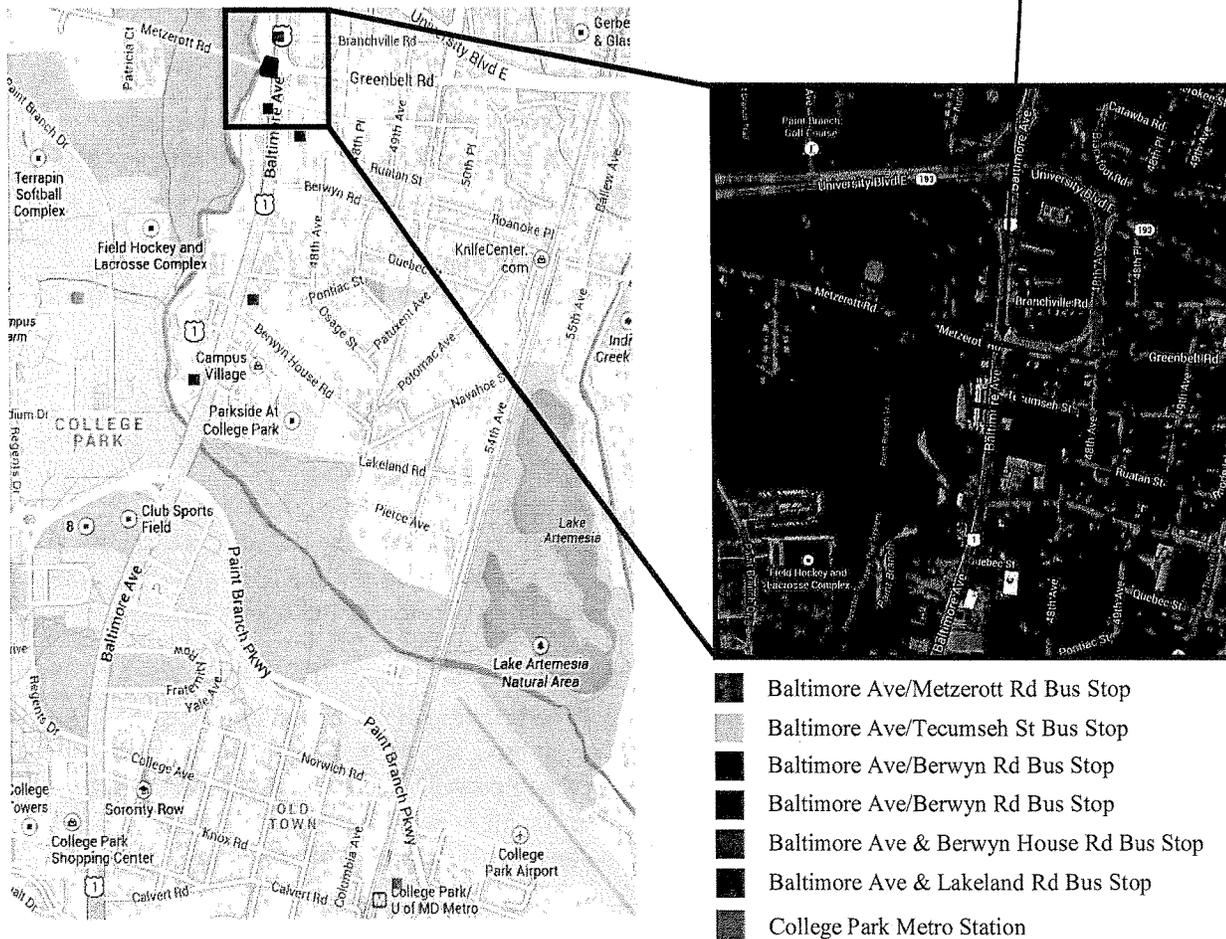
# THE ENCLAVE AT 8700

## Eligibility Criteria

- A) The project is located within a ½-mile radius of an existing or under construction rail station for Washington Metropolitan Area Transit Authority, Maryland Area Regional Commuter, Maryland Transit Administration, or similar agency.

**Comment:** The Enclave at 8700 is located approximately 1.9 miles from the College Park Metro Station. Although this criterion is not specifically met; some consideration should be given considering the proximity to the Metro Station and the fact that the project has a UMD shuttle bus and is across the street from a city and county bus stops as identified in the below maps.

## The Enclave @ 8700



**B) The project involves the assemblage of lots or parcels owned by different parties.**

**Comment:** This requirement has been met. The project involved the various different adjacent parcels 8704, 8708, 8720, which were originally owned as two parcels by Herman E. Schleenauf and deeded to Star View Plaza pursuant the deed December 17, 2002 (Deed Book 16612 p. 485) and the second set of parcels was owned by the City of College Park and was deeded to Star View Plaza on March 17, 2009 (Deed Book 16458 p.628 known as the Lee Property). The development team assembled the various parcels and so that the Enclave facilities could be constructed.

**C) The project involves the buyout of leases to facilitate redevelopment.**

**Comment:** Although the project did not directly involve the buyout of leases to facilitate the redevelopment, some consideration should be given to this criterion because the purchase price of the above mentioned parcels included the value of self owned businesses, which included Terrapin Taco and the Starlight Bar.

**D) The project will complete, or commit funds for, substantial infrastructure improvements such as new or relocated traffic signal, a public street, a public park, a public parking garage, undergrounding of utilities, or a bike share station.**

**Comment:** This requirement has been met. The Enclave has already committed funds for substantial infrastructure improvements in Phase 1 and will do so in Phase 2. The improvements include but are not limited to the following:

- The Project has already paid \$4,406 in fees for the restoration of the Paint Bridge Stream Restoration.
- The Project has paid \$99,822 for the undergrounding of utilities in Phase 1.
- The Project has paid \$300,000 in storm water management fees.
- The Project has paid \$540,495 in other fees to Prince George's County and the City of College Park.
- The Project has already constructed structured parking garage which contains 353 parking spots of which a large percentage are open to the public and which are above and below grade.
  
- In Phase 2 there will be construction of a bridge for safe travel across the Paint Branch Waterway to connect students with the University. The bridge will allow pedestrians and bicyclists to safely cross the Paint Branch Waterway on their way to the University. It will remove cars from the overall traffic on Baltimore Avenue as well as the foot traffic of students along the sides of the road.
- Currently the Enclave helps reduce Route 1 traffic congestion by doing the following:
  - Encouraging bike usage by providing bike racks and easy access to a walking path and bike bridge from the Project location provides a substitute to driving.

SEE EXHIBIT H

- Providing an on- location Shuttle that runs at regular intervals 7 days a week to and from the University campus.

SEE EXHIBIT D

- E) **The Project meets the minimum green building guidelines as established by the U.S. Green Building Council's LEED Silver Certification for the project's appropriate rating system. A LEED scorecard must be submitted with the detailed site plan application and evidence of certification for the tax credit.**

**Comment:** This requirement has been met. The Enclave sets a new standard in the Community by being one of the first "Green" student housing buildings. The Enclave currently has been designed and Phase 1 has been built to LEED Certification Silver requirements and Specifications. The certification will be awarded upon the completion of Phase 2.

SEE EXHIBIT I

The environmentally safe, green and sustainable features of the Enclave include the following:

1. Materials used include brick, sandblasted pre-cast CMU units, recycled rubber simulated slate, cement board siding (side and rear facades), aluminum -clad wood windows, and aluminum storefront and trim. Tilt-up concrete, metal panels and smooth-faced CMU have not been used.
2. A large proportion of the roof over the building itself is highly reflective (high albedo) and highly emissive, complying with Energy Star and the requirements of the LEED rating system.
3. Reduces the paved surface that could absorb solar radiation by locating parking beneath the building.
4. Reduces the storm water runoff the green roofs.
5. Redeveloped the green area near the stream according to integrated management practices that reduces and filters storm water flows in a way that mimics the natural conditions on the site as closely as possible (and improves upon them as related to the artificial slopes and fill materials currently present).
6. Most site fixtures are sharp cutoff and highly efficient. Light fixtures are designed to light adjacent surfaces to emphasize the landscape rather than the fixture and provide illumination only as required to meet IESNA and other standards (avoiding "skyshine" that wastes energy, degrades habitat for birds etc., and obscures the night sky).
7. The Green Courtyard is a year-round "natural environment" with live plants that acts as natural air filters and purifiers for this space.
8. Provides higher SEER HVAC System for the energy saving.

SEE EXHIBIT E

- F) **The project is located within one of the walkable development nodes designated in the approved Central US 1 Corridor Sector Plan.**

**Comment:** Although this Requirement has been met, some consideration should be given because the Enclave is less a ¼ from a Walkable Node and less than ½ a mile from Development character Area 5b, Walkable Node (University). In actuality a large percentage of students living in the facility choose to walk to class.

- G) The Project involves the demolition of an existing non-historic structure which has been vacant at least one year.**

**Comment:** This requirement has been met. The Enclave has already involved the removal of deteriorated conditions and enhanced conditions in deteriorating areas. There has been a removal of a dilapidated house, restaurant, Terrapin Taco, and the Starlight bar and exotic dance club, to make way for the revitalization of the property. Despite the construction phase being years away the ownership decided to demolish these non-historic building to enhance the scenic beauty beside Route 1 as visitors approach the University.

SEE EXHIBIT F

- H) The project is a brownfield development, which means real property where expansion or redevelopment is complicated by the presence or potential presence of environmental contamination, and requires an environmental cleanup prior to redevelopment.**

**Comment:** This requirement has been met. The Enclave has already removed dangerous conditions of land instability and undesirable buildings adjacent to the Paint Branch Waterway and off of Route 1. There has been a removal of a dilapidated house, restaurant, bar and exotic dance club, to make way for the revitalization of the property. Additionally, there will be an extensive phasing and a permit process that will immediately remove the deteriorating soil conditions on the stream bed.

Phase 1 of the Enclave involved the removal of unstable soil that erodes and washes into the Paint Branch Waterway. The construction of the facilities involved a highly systematic process beginning with extensive sheeting and shoring at Route 1. The next steps included the building of the foundation and concrete and construction of the sublevel parking garage walls and decks. Thereafter, a permanent 16 ft. vertical retaining wall was built to help eliminate all future risk of eroding soil conditions, resulting in preservation of the Paint Branch Waterway. Additionally, over 9000 tons of unsuitable soils were removed from the site and transferred to Soil Safe, which is a state certified contamination site.

SEE EXHIBIT F & EXHIBIT I

- I) The project has secured at least one locally-owned, non-franchise business as evidenced by executed lease agreements at the time of final application for the tax credit.**

**Comment:** Although the Enclave has not secured an executed lease agreement from a locally-owned, non-franchise business, it intends to do so in the very near future. Currently the project has executed an LOI with the White Oak Tavern LLC which is a locally owned non franchise business that intends to build a tavern bar and moderately priced restaurant which will cater to students, Alumni, Visitors, and above all the Community. White Oak intends to also cater to the Community, businesses, families, and alumni. Additionally, the Enclave is in the process of finalizing an LOI with a local family owned coffee shop, deli, and student store.

SEE EXHIBIT K

- J) **The project provides space for a business incubator, community center, art gallery, or similar public-benefit use.**

**Comment:** Although the Enclave does not have specific space available for a business incubator, community center or similar public benefit use; The Enclave as mentioned above is working with local non franchise entrepreneurs and is helping businesses grow by offering very flexible lease terms and reduced rents so that the businesses can stabilize. In addition, as mentioned above the Enclave contributed to the removal of deteriorating conditions along Route 1 and it has contributed heavily to the Paint Branch Restoration project, and with the construction of the walking and bath bridge in phase 2 the project has many public-benefit use components.

### Conclusion

The Enclave has generated numerous amounts of benefits and revenue for the City of College Park and Prince George's County. The development team has expended a significant amount of effort and the Project has incurred a substantial amount of costs to meet the City's and County's revitalization goals including the assemblage of different parcels, committing funds for substantial infrastructure improvements that benefit the Community, the first LEED Silver student housing project at UM, demolition of a non-historic site, and the Project is a brownfield development. Further, this project has contributed to the stream restoration & reforestation, undergrounding of utilities, and includes a highly efficient storm water management design.

The Enclave has provided a multifaceted redevelopment to the City of College Park's revitalization zone. Despite numerous challenges along the way, which many Developers would not have overcome, the Project is on its way to stabilization and it is in the best interests of the Project and the City of College Park to reward and commend the Project by providing much deserved and needed property tax relief and awarding the revitalization tax credit and applying it to Phase 1 and Phase 2 of the project.

**ORDINANCE**  
**OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK, MARYLAND,**  
**AMENDING CHAPTER 175 "TAXATION" TO ADD ARTICLE IV,**  
**"REVITALIZATION TAX CREDIT", SECTION 175-5, "PURPOSE"; §175-6,**  
**AUTHORITY TO ESTABLISH REVITALIZATION TAX CREDIT DISTRICTS; §175-7**  
**REVITALIZATION TAX DISTRICTS ESTABLISHED"; §175-8 "AUTHORITY TO**  
**GRANT A TAX CREDIT FOR REAL PROPERTY LOCATED IN A REVITALIZATION**  
**TAX CREDIT DISTRICT"; §175-9 "ELIGIBILITY REQUIREMENTS"; §175-10**  
**"ELIGIBILITY CRITERIA"; §175-11 "TAX CREDIT – AMOUNT AND TERM"; §175-12**  
**"APPLICATION PROCESS"; AND §175-13 "WAIVER", TO SET CRITERIA FOR**  
**AND ESTABLISH REVITALIZATION TAX DISTRICTS, GRANT A TAX CREDIT**  
**AGAINST THE CITY PROPERTY TAX IMPOSED ON REAL PROPERTY WITHIN**  
**THE DISTRICTS AND ESTABLISH ELIGIBILITY CRITERIA FOR THE TAX CREDIT**

WHEREAS, the State of Maryland, pursuant to 9-318(g) of the Tax-Property Article, Annotated Code of Maryland, has authorized the establishment of revitalization districts by resolution for the purpose of encouraging redevelopment; and

WHEREAS, Section 9-318(g) of the Tax-Property Article, Annotated Code of Maryland, also authorizes the City to grant a property tax credit against the City's real property tax for a property located within the revitalization district that is constructed or substantially redeveloped in conformance with adopted eligibility criteria and reassessed as a result of the construction or redevelopment at a higher value than that assessed prior to the construction or redevelopment; and

WHEREAS, the Mayor and Council have determined that it is in the public interest to provide for the establishment of revitalization tax districts and to set the criteria for designation of such districts; and

WHEREAS, the Mayor and City Council have determined that it is in the public interest to authorize the granting of a property tax credit against the City's real property tax for properties within a revitalization district and to adopt eligibility criteria for granting the credit.

CAPS : Indicate matter added to existing law.  
[Brackets] : Indicate matter deleted from law.  
Asterisks \* \* \* : Indicate matter remaining unchanged in existing law but not set forth in Ordinance

**Section 1. NOW THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Council of the City of College Park, Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-5, "Purpose" be and it is hereby enacted as follows:

ARTICLE V REVITALIZATION TAX CREDIT

**§175-5 PURPOSE.** THE PURPOSE OF THE CITY OF COLLEGE PARK'S REVITALIZATION TAX CREDIT PROGRAM IS TO PROVIDE FINANCIAL INCENTIVES TO ENCOURAGE ECONOMIC DEVELOPMENT AND REDEVELOPMENT BY CREATING REVITALIZATION DISTRICTS IN THE CITY.

**Section 2. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-6, "Establishment of Revitalization Tax Credit Districts" be and it is hereby enacted as follows:

**§175-6. AUTHORITY TO ESTABLISH REVITALIZATION TAX CREDIT DISTRICTS.** THE COUNCIL MAY ESTABLISH ONE OR MORE REVITALIZATION TAX CREDIT DISTRICTS. A REVITALIZATION TAX CREDIT DISTRICT MAY BE ESTABLISHED WITHIN AN EXISTING DEVELOPMENT DISTRICT OVERLAY ZONE, TRANSIT DISTRICT OVERLAY ZONE, COMMERCIAL DISTRICT, INDUSTRIAL DISTRICT, OR COMMERCIAL CORRIDOR.

**Section 3. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-7, "Revitalization districts established" be and it is hereby enacted as follows:

**§175-7 REVITALIZATION TAX DISTRICTS ESTABLISHED.**

THE FOLLOWING DISTRICTS ARE ESTABLISHED:

- A. DISTRICT ONE – TO INCLUDE THE AREAS ENCOMPASSED BY THE US 1 CORRIDOR DEVELOPMENT DISTRICT OVERLAY ZONE AND THE COLLEGE PARK-RIVERDALE TRANSIT DISTRICT OVERLY ZONE.
- B. DISTRICT TWO – TO INCLUDE THE AREAS ENCOMPASSED BY THE HOLLYWOOD COMMERCIAL DEVELOPMENT DISTRICT OVERLAY ZONE, THE BERWYN COMMERCIAL AND INDUSTRIAL DISTRICTS, THE BRANCHVILLE INDUSTRIAL DISTRICT AND THE GREENBELT/UNIVERSITY COMMERCIAL CORRIDOR.

**Section 4. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 “Taxation”, Article IV “Revitalization Tax Credit” §175-8, “Authority to grant a tax credit for real property located in a revitalization tax credit district” be and it is hereby enacted as follows:

**§175-8 AUTHORITY TO GRANT A TAX CREDIT FOR REAL PROPERTY LOCATED IN A REVITALIZATION TAX CREDIT DISTRICT.**

A PROPERTY TAX CREDIT MAY BE GRANTED BY RESOLUTION AGAINST THE CITY’S PROPERTY TAX IMPOSED ON REAL PROPERTY LOCATED WITHIN A REVITALIZATION DISTRICT THAT IS CONSTRUCTED OR SUBSTANTIALLY REDEVELOPED IN CONFORMANCE WITH THE ELIGIBILITY CRITERIA ESTABLISHED IN THIS ARTICLE AND REASSESSED AS A RESULT OF THE CONSTRUCTION OR REDEVEVELOPMENT AT A HIGHER VALUE THAN THAT ASSESSED PRIOR TO THE CONSTRUCTION OR REDEVELOPMENT.

**Section 5. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-9, "Eligibility requirements" be and it is hereby enacted as follows:

**§175-9 ELIGIBILITY REQUIREMENTS.**

TO BE ELIGIBLE FOR THE TAX CREDIT, A PROPERTY MUST MEET THE FOLLOWING ELIGIBILITY CRITERIA:

- A. IMPROVEMENTS MUST INCLUDE NEW CONSTRUCTION, RECONSTRUCTION, OR REHABILITATION OF RESIDENTIAL (EXCLUDING SINGLE FAMILY DETACHED), COMMERCIAL, HOSPITALITY, OR MIXED-USE PROPERTIES.
- B. THE APPLICANT MUST BE IN GOOD STANDING WITH THE CITY OF COLLEGE PARK'S PUBLIC SERVICES AND FINANCE DEPARTMENTS. IN ORDER TO BE IN GOOD STANDING, APPLICANTS MAY NOT HAVE ANY OUTSTANDING CODE VIOLATIONS OR BE DELINQUENT ON ANY PAYMENTS INCLUDING, BUT NOT LIMITED TO, TRASH BILLS, PERMIT FEES, AND CITY TAX PAYMENTS.
- C. PROJECTS ARE INELIGIBLE FOR THIS PROGRAM IF THEY ARE LOCATED WITHIN A TAX INCREMENT FINANCING DISTRICT AT THE TIME OF APPLICATION.
- D. ELIGIBILITY IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE PROJECT'S DETAILED SITE PLAN, IF APPLICABLE, OR BUILDING PERMITS. IN THE EVENT THE CITY COUNCIL APPROVES THE DETAILED SITE PLAN WITH CONDITIONS OR ANY AGREEMENT BETWEEN THE APPLICANT AND

THE CITY, ALL RECOMMENDED CONDITIONS OR TERMS OF AGREEMENT MUST BE COMPLIED WITH BEFORE ANY TAX CREDIT WILL TAKE EFFECT.

- E. PROJECTS THAT ARE UNDER CONSTRUCTION, COMPLETED, OR HAVE AN APPROVED DETAILED SITE PLAN OR BUILDING PERMIT PRIOR TO THE ADOPTION OF THIS PROGRAM ARE NOT ELIGIBLE FOR THE TAX CREDIT.

**Section 6. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-10, "Eligibility criteria" be and it is hereby enacted as follows:

**§175-10 ELIGIBILITY CRITERIA**

WHEN EVALUATING WHETHER A PROJECT WILL RECEIVE A TAX CREDIT UNDER THIS ARTICLE, THE CITY COUNCIL WILL USE THE FOLLOWING CRITERIA. FOR PROJECTS LOCATED WITHIN THE BOUNDARIES OF TAX CREDIT DISTRICT 1 AT LEAST 4 OF THE CRITERIA MUST BE MET AND FOR PROJECTS LOCATED WITHIN THE BOUNDARIES OF TAX CREDIT DISTRICT 2 AT LEAST 2 OF THE CRITERIA MUST BE MET.

- A. THE PROJECT IS LOCATED WITHIN A ½-MILE RADIUS OF AN EXISTING OR UNDER CONSTRUCTION RAIL STATION FOR WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY, MARYLAND AREA REGIONAL COMMUTER, MARYLAND TRANSIT ADMINISTRATION, OR SIMILAR AGENCY.
- B. THE PROJECT INVOLVES THE ASSEMBLAGE OF LOTS OR PARCELS OWNED BY DIFFERENT PARTIES.

- C. THE PROJECT INVOLVES THE BUYOUT OF LEASES TO FACILITATE REDEVELOPMENT.
- D. THE PROJECT WILL COMPLETE, OR COMMIT FUNDS FOR, SUBSTANTIAL INFRASTRUCTURE IMPROVEMENTS SUCH AS A NEW OR RELOCATED TRAFFIC SIGNAL, A PUBLIC STREET, A PUBLIC PARK, A PUBLIC PARKING GARAGE, UNDERGROUNDING OF UTILITIES, OR A BIKESHARE STATION.
- E. THE PROJECT MEETS THE MINIMUM GREEN BUILDING GUIDELINES AS ESTABLISHED BY THE US GREEN BUILDING COUNCIL'S LEED SILVER CERTIFICATION FOR THE PROJECT'S APPROPRIATE RATING SYSTEM. A LEED SCORECARD MUST BE SUBMITTED WITH THE DETAILED SITE PLAN APPLICATION AND EVIDENCE OF CERTIFICATION AT THE TIME OF FINAL APPLICATION FOR THE TAX CREDIT.
- F. THE PROJECT IS LOCATED WITHIN ONE OF THE WALKABLE DEVELOPMENT NODES DESIGNATED IN THE APPROVED CENTRAL US 1 CORRIDOR SECTOR PLAN.
- G. THE PROJECT INVOLVES THE DEMOLITION OF AN EXISTING NON-HISTORIC STRUCTURE, WHICH HAS BEEN VACANT AT LEAST ONE YEAR.
- H. THE PROJECT IS A BROWNFIELD DEVELOPMENT, WHICH MEANS REAL PROPERTY WHERE EXPANSION OR REDEVELOPMENT IS COMPLICATED BY THE PRESENCE OR POTENTIAL PRESENCE OF ENVIRONMENTAL CONTAMINATION, AND REQUIRES AN ENVIRONMENTAL CLEANUP PRIOR TO REDEVELOPMENT.
- I. THE PROJECT HAS SECURED AT LEAST ONE LOCALLY-OWNED, NON-FRANCHISE BUSINESS AS EVIDENCED BY EXECUTED LEASE

AGREEMENTS AT THE TIME OF FINAL APPLICATION FOR THE TAX CREDIT.

- J. THE PROJECT PROVIDES SPACE FOR A BUSINESS INCUBATOR, COMMUNITY CENTER, ART GALLERY, OR SIMILAR PUBLIC-BENEFIT USE.

**Section 7. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-11, "Tax credit - amount and term" be and it is hereby enacted as follows:

**§175-11 TAX CREDIT – AMOUNT AND TERM**

AN ELIGIBLE PROPERTY MAY RECEIVE A 5-YEAR TAX CREDIT ON CITY REAL PROPERTY TAXES BASED ON THE INCREASED ASSESSMENT ATTRIBUTED TO THE TAXABLE IMPROVEMENTS UPON PROJECT COMPLETION AS DETERMINED BY THE SUPERVISOR OF ASSESSMENTS. THE TAX CREDIT SHALL BE IN AN AMOUNT EQUAL TO 75% OF THE INCREASED ASSESSMENT OF CITY TAX IMPOSED IN THE FIRST YEAR; 60% IN THE SECOND YEAR; 45% IN THE THIRD YEAR; 30% IN THE FOURTH YEAR; AND 15% IN THE FIFTH YEAR. THE TAX CREDIT IS TRANSFERABLE TO SUBSEQUENT PROPERTY OWNERS WITHIN THE TERM OF THE ORIGINAL AGREEMENT.

**Section 8. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-12, "Application process" be and it is hereby enacted as follows:

**§175-12 APPLICATION PROCESS**

- A. SUBMIT PRELIMINARY APPLICATION

AN APPLICATION FOR A CITY TAX CREDIT SHALL BE SUBMITTED TO THE CITY'S PLANNING, COMMUNITY, AND ECONOMIC DEVELOPMENT DEPARTMENT NO LATER THAN THE DATE OF ACCEPTANCE FOR A DETAILED SITE PLAN BY THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION (M-NCPPC), IF APPLICABLE, OR THE SUBMISSION OF A BUILDING PERMIT APPLICATION TO PRINCE GEORGE'S COUNTY. THE APPLICATION SHALL SPECIFY WHICH EVALUATION CRITERIA ARE BEING ADDRESSED BY THE APPLICANT, THE ESTIMATED VALUE OF THE COMPLETED IMPROVEMENTS, AND ANY ADDITIONAL INFORMATION REQUESTED BY THE CITY. ALL PLANS ASSOCIATED WITH THE DETAILED SITE PLAN OR BUILDING PERMIT SHALL BE SUBMITTED WITH THE APPLICATION.

B. CITY STAFF REVIEW AND RECOMMENDATION

UPON RECEIPT AND ACCEPTANCE OF A COMPLETED APPLICATION, THE CITY'S PLANNING, COMMUNITY, AND ECONOMIC DEVELOPMENT DEPARTMENT WILL REFER A COPY OF THE APPLICATION TO THE FINANCE DEPARTMENT. CITY STAFF WILL PROVIDE A RECOMMENDATION TO THE CITY COUNCIL FOR A TAX CREDIT AT THE TIME OF DETAILED SITE PLAN REVIEW BEFORE THE CITY COUNCIL. FOR PROJECTS THAT DO NOT REQUIRE A DETAILED SITE PLAN, STAFF WILL REVIEW BUILDING PERMIT PLANS AND SCHEDULE THE APPLICATION FOR REVIEW BY THE CITY COUNCIL AT A CITY COUNCIL WORKSESSION.

C. CITY COUNCIL RESOLUTION

A CITY COUNCIL RESOLUTION MUST BE APPROVED TO AUTHORIZE THE AWARD OF A TAX CREDIT. THE APPROVAL WILL BE CONTINGENT ON ALL REQUIRED TERMS OF THE REVITALIZATION TAX CREDIT PROGRAM BEING MET AT THE TIME OF FINAL APPLICATION. IF THE PRINCE GEORGE'S COUNTY PLANNING BOARD, THE DISTRICT COUNCIL, OR ANY OTHER GOVERNMENT AGENCY WITH AUTHORITY CHANGES THE CITY APPROVED CONDITIONS FOR THE DETAILED SITE PLAN AFTER THE RESOLUTION HAS BEEN ADOPTED, STAFF WILL REVIEW THE CHANGES AND PROVIDE A SUPPLEMENTAL RECOMMENDATION FOR THE TAX CREDIT AUTHORIZATION THAT THE CITY COUNCIL WILL RELY UPON WITH RESPECT TO DETERMINING WHETHER IT SHOULD RE-CONSIDER THE AUTHORIZATION.

D. FINAL APPLICATION APPROVAL

PRIOR TO FINAL ACCEPTANCE OF THE APPLICATION FOR A CITY TAX CREDIT, DOCUMENTATION MUST BE SUBMITTED TO THE CITY'S DIRECTOR OF FINANCE INCLUDING A LEGAL DESCRIPTION OF THE PROPERTY, PROOF OF A PROPERLY ISSUED USE AND OCCUPANCY PERMIT APPLICABLE TO ELIGIBLE IMPROVEMENTS, EVIDENCE OF COMPLIANCE WITH ANY CITY AGREEMENT OR REQUIRED CERTIFICATIONS, AND SUCH OTHER INFORMATION OR DOCUMENTATION AS THE DIRECTOR MAY REQUIRE. UPON FINAL ACCEPTANCE THE CITY WILL ISSUE A CERTIFICATE TO THE PROPERTY OWNER THAT CONFIRMS THE PARCEL'S TAX CREDIT STATUS. A COPY OF THE CERTIFICATE WILL BE SENT TO THE PRINCE GEORGE'S

COUNTY SUPERVISOR OF ASSESSMENTS WHO WILL DETERMINE THE VALUE OF IMPROVEMENT.

**Section 9. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park Maryland that Chapter 175 "Taxation", Article IV "Revitalization Tax Credit" §175-13, "Waiver" be and it is hereby enacted as follows:

**§175-13 WAIVER**

A. IF IT FINDS THAT THE PURPOSES OF THIS ARTICLE WILL BE EQUALLY WELL SERVED BY DOING SO, THE COUNCIL MAY WAIVE THE REQUIREMENT IN §175-12 THAT AN APPLICATION MUST BE FILED NO LATER THAN THE DATE OF ACCEPTANCE FOR A DETAILED SITE PLAN, IF APPLICABLE, OR A BUILDING PERMIT APPLICATION, AND CONSIDER WHETHER TO GRANT A TAX CREDIT UNDER THE FOLLOWING CIRCUMSTANCES FOR PROJECTS FOR WHICH NO APPEAL WAS FILED BY THE CITY:

1. WHEN THE APPLICATION IS FILED PRIOR TO THE APPROVAL OF THE DETAILED SITE PLAN OR ISSUANCE OF THE BUILDING PERMIT; OR
2. NOTWITHSTANDING §175-9(E), IF THE DETAILED SITE PLAN WAS APPROVED AFTER JANUARY 1, 2009, THE PROJECT HAS BEEN CONSTRUCTED, AND THE PROJECT SATISFIES AT LEAST THE MINIMUM REQUIRED CRITERIA IDENTIFIED IN §175-10 FOR THE DISTRICT; OR
3. IF A DETAILED SITE PLAN HAS BEEN APPROVED, BUT CONSTRUCTION HAS NOT OCCURRED, FOR THE PURPOSE OF ENCOURAGING THE CONSTRUCTION; OR

4. FOR AN APPLICATION THAT IS TIMELY FILED, WHEN THE MINIMUM REQUIREMENTS OF §175-10 ARE NOT MET.

B. IN GRANTING A TAX CREDIT UNDER THIS SECTION, THE COUNCIL MAY REDUCE THE AMOUNT OR DURATION OF THE CREDIT SET OUT IN §175-11.

C. IN MAKING APPLICATION FOR A WAIVER, THE APPLICANT SHALL PROVIDE FOR CONSIDERATION THE INFORMATION REQUESTED BY THE CITY'S PLANNING, COMMUNITY, AND ECONOMIC DEVELOPMENT STAFF.

**BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall publish this proposed ordinance or a fair summary thereof in a newspaper having a general circulation in the City of College Park together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for 7:15 P.M. on the 27th day of November, 2012, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it. As soon as practicable after adoption, the City Clerk shall have a fair summary of the Ordinance and notice of its adoption published in a newspaper having a general circulation in the City of College Park and available at the City's offices. This Ordinance shall become effective on December 18, 2012 provided that a fair

summary of this Ordinance is published at least once prior to the date of passage and once as soon as practical after the date of passage in a newspaper having general circulation in the City.

**INTRODUCED** by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the 23rd day of October 2012.

**ADOPTED** by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the 27<sup>th</sup> day of November 2012.

**EFFECTIVE** the 18<sup>th</sup> day of December, 2012.

**ATTEST:**

**THE CITY OF COLLEGE PARK,  
MARYLAND**

By: Janeen S. Miller  
Janeen S. Miller, CMC, City Clerk

By: Andrew M. Fellows  
Andrew M. Fellows, Mayor

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:**

Suellen M. Ferguson  
Suellen M. Ferguson, City Attorney

### ATTACHMENT 3: Review of Eligibility Requirements

In order for a project to be eligible for the Program, it must meet basic eligibility requirements as set by Section 175-9 of the Ordinance. The table below lists these requirements, details on how they were addressed, and whether the Project met them.

	<b>Eligibility Requirement</b>	<b>Details</b>	<b>Met</b>
A	Eligible improvements include new construction, reconstruction, or rehabilitation of residential (excluding Single Family detached), commercial, hospitality, or mixed-use properties.	The project is new construction with phase 1, a mixed-use building, having opened in August 2011 and phase 2, a multi-family residential building, scheduled to break ground in mid-2014.	<i>Yes</i>
B	The applicant must be in good standing with the City's Public Services and Finance Departments. In order to be in good standing, applicants may not have any outstanding code violations or be delinquent on any payments	Per the City of College Park's Public Services and Finance Departments, the Applicant and Project are in good standing with the City at this time.	<i>Yes</i>
C	Projects are ineligible for this program if they are located within a tax increment financing district at the time of application.	There is no established tax increment financing district at this time that includes the Project.	<i>Yes</i>
D	Eligibility is contingent upon City Council approval of the project's detailed site plan, if applicable, or building permit if no detailed site plan is required. In the event the City Council approves the detailed site plan with conditions or any agreement between the applicant and the City, all recommended conditions or terms of agreement must be complied with before any tax credit will take effect.	The City Council approved the Project's detailed site plan (DSP-08010) with conditions on June 30, 2008. A revised detailed site plan (DSP-08010-02) separating the project into two phases was approved with conditions on October 9, 2009 by the City Council.	<i>Yes</i>
E	Projects that are under construction, completed, or have an approved detailed site plan or building permit prior to the adoption of this program are not eligible for the tax credit.	Phase 1 of the Project was completed in August 2011, prior to the adoption of the Revitalization Tax Credit Program.  Phase 2 of the Project has yet to begin construction, but its detailed site plan (DSP-08010-02) was approved by the Prince George's County Planning Board on November 5, 2009, prior to the adoption of the Program.	No

#### ATTACHMENT 4: Review of Eligibility Criteria

The Project is located in Tax Credit District One and therefore is required to meet a minimum four out of ten eligibility criteria indentified in Section 175-10. The table below lists these criteria, details on how they were addressed, and whether the Project met them.

	Eligibility Criteria	Details	Met
A	The project is located within a ½-mile radius of an existing or under construction rail station for Washington Metropolitan Area Transit Authority, Maryland Area Regional Commuter, Maryland Transit Administration, or similar agency.	The Project is located approximately 1.3 miles from the nearest rail station, which is the College Park-UMD Metro Station.	No
B	The project involves the assemblage of lots or parcels owned by different parties.	The Project involved the assemblage of parcels owned by Herman E. Schleenauf and the City of College Park.	Yes
C	The project involves the buyout of leases to facilitate redevelopment.	The project did not involve the direct buy out of leases to facilitate redevelopment.	No
D	The project will complete, or commit funds for, substantial infrastructure improvements such as a new or relocated traffic signal, a public street, a public park, a public parking garage, undergrounding of utilities, or a bikeshare station.	The Project committed funds for several infrastructure improvements, including the future undergrounding of utilities and funding for stream restoration.	Yes
E	The project meets the minimum green building guidelines as established by the US Green Building Council's LEED Silver certification for the project's appropriate rating system.	A LEED scorecard was submitted showing that phase 1 currently has enough points to reach LEED Silver certification, but the Applicant will not file for final certification from USGBC until phase 2 is completed.	Possible
F	The project is located within one of the walkable development nodes designated in the approved Central US 1 Corridor Sector Plan.	The Project is not located within Character Area 5a: Walkable Nodes, as designated by the Central US 1 Corridor Sector Plan.	No
G	The project involves the demolition of an existing non-historic structure, which has been vacant at least one year.	Prior to construction, the Applicant demolished the vacant Terrapin Taco restaurant, the Starlight bar, and a residential building, which were all vacant for more than one year.	Yes
H	The project is a brownfield development, which means real property where expansion or redevelopment is complicated by the presence or potential presence of environmental contamination, and requires an environmental cleanup prior to redevelopment.	The redevelopment of the subject property was complicated by the presence of suspected environmental contamination, which in this case consisted of 9000+ tons of non-hazardous petroleum contaminated soil that was removed and treated.	Yes
I	The project has secured at least one locally-owned, non-franchise business as evidenced by executed lease agreements at the time of final application for the tax credit.	While the Applicant has obtained a letter of intent from a locally-owned, non-franchise restaurant, an executed lease is in the process of being finalized.	Possible
J	The project provides space for a business incubator, community center, art gallery, or similar public-benefit use.	The Project did not provide space for one of the public-benefit uses listed, or a similar use.	No

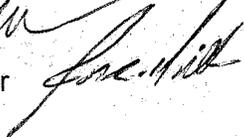
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# Discussion of Parking Issues

## MEMORANDUM

**TO:** Mayor and City Council

**THROUGH:** Joseph L. Nagro, City Manager   
Robert Ryan, Public Services Director 

**FROM:** Jim Miller, Parking Enforcement Manager 

**DATE:** September 13, 2013

**SUBJECT:** Parking Enforcement in North College Park near the Greenbelt Metro Station

### ISSUE

Councilmember Wojahn requested additional discussion on parking enforcement near the Greenbelt Metro Station, as it relates to residential permit parking restrictions and the "No Stopping or Standing" restrictions along the 5200 and 5300 blocks of Lackawanna Street and the 9600 and 9700 blocks of 53<sup>rd</sup> Avenue nearest the pedestrian access point to the Greenbelt Metro, and any other regulatory prohibitions in the defined area.

### SUMMARY

On July 1, 1992 Mayor and Council imposed residential permit parking restrictions in the north Hollywood neighborhood to offset potential commuter parking problems relating directly to the planned extension of the Metro's Green Line by the Washington Area Metro Transit Authority (WMATA) to what is now known as the Greenbelt Metro Station.

Following the opening of the Greenbelt Metro Station on December 11, 1993, frequent complaints by residents over illegal commuter parking dictated that Parking Enforcement personnel actively patrol the vicinity of 53<sup>rd</sup> Avenue and Lackawanna Street during morning and evening rush hours, in an effort to either deter or cite those vehicles that were found to be illegally parked.

As an additional deterrent "No Stopping or Standing" signs were posted along the 5200 and 5300 blocks of Lackawanna Street and the 9600 and 9700 blocks of 53<sup>rd</sup> Avenue nearest the pedestrian access point to the Greenbelt Metro.

Despite these actions to prevent non-residents of the affected permit areas in North Hollywood from parking in close proximity to the Greenbelt Metro Station access point, and the efforts of Parking Enforcement personnel to prevent violator parking issues, problems continue.

Staff suggests that Mayor and Council consider the following measures as additional deterrents:

- 1.) Request WMATA to consider a "Kiss and Ride" area at the College Park entrance to the Greenbelt Metro Station. at Lackawanna
- 2.) Continue current practice of frequent random patrols by PEOs, and rapid response to complaints

### RECOMMENDATION

Mayor and City Council should consider options presented by staff, and any other options, to determine which alternatives might be most effective in meeting community expectations.

## MEMORANDUM

**TO:** Mayor and City Council

**THROUGH:** Joseph L. Nagro, City Manager   
Robert Ryan, Public Services Director 

**FROM:** Jim Miller, Parking Enforcement Manager 

**DATE:** September 13, 2013

**SUBJECT:** Challenges with the Loss of the Maryland Book Exchange Lot

### ISSUE

Council member Catlin wished to discuss the potential parking challenges that may be presented with the loss of the Maryland Book Exchange property as all parking meters were removed from this location on July 31, 2013.

### SUMMARY

When R & J Company, LLC purchased the Maryland Book Exchange property from the Cheney Trust, the City was asked to provide additional off-site parking site for their tenants, visitors, employees, and/or customers. At that time, the City could not guarantee this request as all residential streets in the Old Town area of the city, in closest proximity to this site, are at or near capacity for nine (9) months of the year on average.

Since the initial request by R & J Company, LLC, amendments to the current Detailed Site Plan has increased the number of on-site parking spaces to between 270 and 288 to accommodate 287 units and 13,844 square feet of retail space. Additionally, 300 on-site bicycle spaces will also be made available.

A review of data from the City's last three fiscal years—FY11, FY12, and FY13—excluding revenue generation from collection of the single space parking meters that previously occupied the MBE Lot reveals a steady decline in the number of infractions issued.

While the City is tasked with finding prospective parking alternatives once development of this site has been completed, few remain due to demographics and demand. Staff suggests that Mayor and Council consider the following alternatives to provide parking space and replace lost revenue:

- 1.) Sell additional Monthly Parking Garage Permits - While an increased number of monthly permits have been sold since expanding the program to those other than downtown merchant employees, the garage continues to have space available most of the time.
- 2.) Increase the cost of the monthly garage permits from \$60.00 to \$80.00 or \$100.00 per month which still presents a savings to customers as regular monthly users would incur costs of \$120.00 per month if they paid for parking at the Pay Stations, *and all other monthly garage permit holders [i.e. – students] would pay up to \$252.00 per month to essentially store their vehicles in the garage at pay station rates.*
- 3.) Aide single space users with 'Pay By Cell' technology, as presented to the Council in February 2012. This enhancement would cost the city \$0 to implement.
- 4.) Reassignment of little used permit zones near downtown, such as zone 11A on Guilford, should be considered.

### RECOMMENDATION

Mayor and City Council should consider options presented by staff, and any other options, to determine which alternatives might be most effective.

6

**Award of  
Contract for  
Demolition  
Services**

**MEMORANDUM**

TO: Mayor and Council

FROM: Michael Stiefvater, Economic Development Coordinator *MS*

THROUGH: Terry Schum, Planning Director *ts*  
Joseph L. Nagro, City Manager *Joe*

DATE: September 13, 2013

SUBJECT: Recommendation to Award Demolition Services RFP CP-13-07

**ISSUE**

The City of College Park issued a Request for Proposals (RFP) for Demolition Services on August 12, 2013. The City received 9 proposals in response to the RFP, which ranged from \$48,000 to \$101,000. Staff reviewed the proposals and checked references for the lowest two qualified respondents.

**BACKGROUND**

In October 2011, the City submitted an application to the Maryland Department of Housing and Community Development's Community Legacy Program for funds to demolish several vacant properties on the Route 1 Corridor. In April 2012, the City was notified of a \$75,000 grant award and created Capital Improvement Project #133004 - Strategic Demolition Program, which is the funding source for this RFP. Since the award, staff has reached agreement with the property owners of 9091 and 9339 Baltimore Avenue, respectively, to allow for the demolition of one vacant building at each location.

The City advertised the RFP through eMaryland Marketplace and the City's website. After the issuance of the RFP, a mandatory pre-bid meeting and site visit was held on August 21<sup>st</sup> that was attended by 24 demolition contractors. The proposal due date was September 9<sup>th</sup> with bids opened and read at 2:00pm with the following companies submitting bids (see Attachment 1 for bid summary sheet):

<u>Bidder</u>	<u>Bid Price</u>
Baran Brothers - Ellicott City, MD	\$48,000.00
Goel Services, Inc. - Washington, DC	\$48,000.00
American Enterprises, Inc. - Bladensburg, MD	\$48,015.00
Dirt Express - Glen Burnie, MD	\$49,290.00
Barco Enterprises, Inc. - White Marsh, MD	\$60,430.00
Rubble Bee Recycling & Demolition - Owings, MD	\$66,090.00
BMW Construction Specialists - Baltimore, MD	\$73,266.76
1 Madison Properties, LLC - Temple Hills, MD	\$75,362.00
Sun Demolition, LLC - Beltsville, MD	\$101,000.00

All bids were reviewed for compliance with project documentation and their bid amount was checked for mistakes, which resulted in no errors being identified.

References provided by the apparent low qualified bidders, Baran Brothers and Goel Services, Inc., were checked by staff and found to be satisfactory. Due to their experience with similar work in Prince George's County, Goel Services, Inc. is the successful bidder.

**RECOMMENDATION:**

Based on staff's review of the subject bids it is recommended that Contract CP-13-07 Demolition Services be awarded to the lowest qualified bidder, Goel Services, Inc., for \$48,000.00.

**ATTACHMENTS:**

1. Bid Summary Sheet

# ATTACHMENT 1: Bid Summary Sheet

**CITY OF COLLEGE PARK, MARYLAND**  
**Bid Summary, September 9, 2013 at 2:00 p.m.**  
**RFP CP-13-07, Demolition Services**

Bidder	Attended Mandatory Pre-Bid Mtg 08/21/13	RFP Source	Total Contract Amount	Bid Proposal Form	Confirm Addendum #1	Information Regarding the Bidder	Certificate of Registration	Non Collusion Affidavit	Bribery Affidavit	False Pretenses Affidavit	Certif. of Non-Suspension	Bid Complete?
1 MADISON PROPERTIES, LLC Temple Hills, MD	Y	eMM	75,362.00	Y	N	Y	Y	Y	Y	Y	Y	N
AMERICAN ENTERPRISES, INC. Bladensburg, MD	Y	CP	48,015.00	Y	Y	Y	Y	Y	Y	Y	Y	Y
BARAN BROTHERS Ellicott City, MD	Y	eMM	48,000.00	Y	Y	Y	Y	Y	Y	Y	Y	Y
BARCO ENTERPRISES, INC. White Marsh, MD	Y	eMM	60,430.00	Y	Y	Y	Y	Y	Y	Y	Y	Y
BMW CONSTRUCTION SPECIALISTS Baltimore, MD	Y	eMM	73,266.76	Y	Y	Y	Y	Y	Y	Y	Y	Y
DIRT EXPRESS Glen Burnie, MD	Y	eMM	49,290.00	Y	Y	Y	Y	Y	Y	Y	Y	Y
GOEL SERVICES, INC. Washington, DC	Y	eMM	48,000.00	Y	Y	Y	Y	Y	Y	Y	Y	Y
RUBBLE BEE RECYCLING & DEMOLITION Owings, MD	Y	Blue Book	66,090.00	Y	Y	Y	Y	Y	Y	Y	Y	Y
SUN DEMOLITION, LLC Beltsville, MD	Y	eMM	101,000.00	Y	Y	Y	Y	Y	Y	Y	Y	Y

Bids opened by: Is/  
 Michael Stiefvater, Project Manager

Certified by: Is/  
 Stephen Groh, Director of Finance

7

Proposal for a  
“Sustainable  
College  
Park”  
project

Dear President Loh,

The City and University have earned impressive accolades for their sustainability efforts. The University is rated by the Princeton Review and Sierra Club as one of the greenest colleges in the nation. The City was recently designated as a Green Power Community by the US EPA and has achieved certification through the Sustainable Maryland Certified Municipal Certification Program, a state-wide program run by the University's own Environmental Finance Center. We have accomplished much and I think we can leverage our strengths to transform College Park into the greenest City in the state and brand our community as a national model of a sustainable college town.

I propose the College Park City-University Partnership launch a Sustainable College Park project that creates opportunities for UMD students, staff, and faculty to put their knowledge into practice by addressing local sustainability challenges. Students, staff, and faculty in various departments and living-learning programs could research, design, and implement projects that would reduce environmental impacts, improve quality of life for College Park residents, and contribute to the economic development of the City. This would provide more innovation and entrepreneurship experience to students while greatly benefiting our community. Projects could include:

- Designing and constructing rain gardens to improve stormwater management Citywide
- Partnering with local K-12 schools to help them become certified green schools
- Installing solar panels and other green technology at sites throughout the City
- Developing a bicycle and pedestrian master plan that blends City-University boundaries, and creates new walkable, bike-friendly spaces throughout the community
- Improving waste management to reduce waste going to P.G. County's near-capacity landfills
- Helping residents save energy, grow food, and create healthier households

The Sustainable City Project would directly address several University goals. The University Strategic Plan established a goal for the University to "encourage opportunities to engage more effectively with the community and its leaders." It goes on to say that "academic programs will develop targeted initiatives and work with community leaders to choose areas where community support can advance academic goals, providing real-world

experience for faculty and students alike. Possible initiatives might include: Support of environmental stewardship and sustainability efforts, working towards the creation of a Green Community.”

The Project would also support the City and University’s economic development and community revitalization goals. A green City will help attract and retain top faculty, staff, and students by transforming College Park into a healthier community where residents bike to work, eat locally-grown food, shop at locally-owned stores, and send their children to exceptional green schools.

The University has the talent and the City has the need – we just need to connect the dots. I propose the City and University jointly fund the Sustainable City Project, which would provide a salary for a project manager and funding to implement projects. My office has worked with your Office of Sustainability in the past and I believe the staff there has the skills and network to make this a successful initiative. The project manager could jointly report to the UMD Office of Sustainability and the College Park Planning and Development Department in coordination with UMD’s Office of Community Engagement and other pertinent units.

Thank you for your consideration. I look forward to discussing this proposal with you.

Sincerely,

Andrew M. Fellows  
Mayor

**Janeen S Miller**

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**Subject:** FW: College Park passed SMC's external review  
**Attachments:** College Park External Review Info Request.docx; Action Plan.pdf

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**From:** Brandy Espinola [<mailto:brandyesp@gmail.com>]  
**Sent:** Monday, September 09, 2013 10:17 AM  
**To:** Jonathan W. Brown  
**Subject:** College Park passed SMC's external review

Dear Jonathan,

We are pleased to announce that the external reviewers have submitted their comments. Points have been awarded to completed actions and reviewers have requested more information for those actions that they felt were incomplete.

Currently, the City of College Park has completed all conditions for certification:

- Two mandatory actions- create a green team and complete a green team action plan;
- Two of six priority actions- Municipal Energy Audit and Municipal Carbon Foot Print
- At least 150 points total

A recommendation will be made to the Sustainable Maryland Certified Executive Committee this Wednesday, September 11 to approve College Park's Certification.

If the City of College Park would like to receive points for the actions that were deemed incomplete, they must submit the requested documentation before 4:00PM on Wednesday.

In the interim, if you have any questions, please do not hesitate to contact me. Congratulations! College Park should be very proud of its sustainability efforts.

Sincerely,

Brandy

--  
Brandy Espinola  
Graduate Assistant  
Environmental Finance Center  
Sustainable Maryland Certified  
1208 Preinkert Field House  
University of Maryland  
College Park, MD 20742  
Cellphone: 786.458.0534



## EFC Reviewer Template

EFC Staff Member: **Brandy Espinola**

Municipality being reviewed: **College Park**

\*\*\*\*\*

Action Item being reviewed: **HW3 – Workplace Wellness Program**

Suggested reviewer? **Marsha Carpenter, Local Government Insurance Trust (LGIT)**

External Reviewer's Name: Marsha Carpenter

1. In your opinion, has the municipality met the submission requirements? **Yes** I would give College Park 15 points.
2. If no, please list changes/information you would require for certification:
3. Would you like to see the revised materials when they are provided? Yes or No
4. Suggestions for improvement (note: this will not prohibit the municipality from receiving points without additional action):

\*\*\*\*\*

Action Item being reviewed: **LE 3 – Buy Local Campaign**

Is External Review Required? **Yes**

Suggested reviewer? **Elaine McCubbin, MD Dept of Bus & Eco Dev (DBED)**

External Reviewer's Name:

1. In your opinion, has the municipality met the submission requirements? **YES**-Program looks great. Impressed with level of effort.
2. If no, please list changes/information you would require for certification:
3. Would you like to see the revised materials when they are provided? Yes or No
4. Suggestions for improvement (note: this will not prohibit the municipality from receiving points without additional action):

\*\*\*\*\*

Action Item being reviewed: **UP2 – Housing and the Comprehensive Plan**

Suggested reviewer? **Casey Dawkins, NCSG**

External Reviewer’s Name:

- 1. In your opinion, has the municipality met the submission requirements? **Yes**
- 2. If no, please list changes/information you would require for certification: **N/A**
- 3. Would you like to see the revised materials when they are provided? **No**
- 4. Suggestions for improvement (note: this will not prohibit the municipality from receiving points without additional action):

The plan would benefit from the inclusion of a projection of housing needs by affordability range, with strategies for alleviating projected gaps in the supply of affordable units by type.

\*\*\*\*\*

Municipality being reviewed: **College Park**

Action Item being reviewed: **GH1 – Municipal Carbon Footprint**

Suggested reviewer? **Zoe Johnson, MD DNR Office of Sustainability**

External Reviewer’s Name: **John Wald, MD DNR Integrated Policy Review Unit**

- 1. In your opinion, has the municipality met the submission requirements? **Yes**
- 2. If no, please list changes/information you would require for certification:
- 3. Would you like to see the revised materials when they are provided? **Yes or No**
- 4. Suggestions for improvement (note: this will not prohibit the municipality from receiving points without additional action):

College Park met all of the requirements of the objective through the set standards and measurements set forth in the goal. They also provided an excellent summary of the issues and potential projects for achieving the reduction measures in the coming years. The city could partner with the UMD Sustainability Office to help accomplish the goals set forth by developing projects for the UMD Sustainability Minor and community engagement initiatives required by the students.

\*\*\*\*\*

Action Item being reviewed: **NR18 – SMARTLeaf Innovative Demonstration Project**

Suggested reviewer? **Gordon Clark, Montgomery Victory Gardens**

External Reviewer's Name:

1. In your opinion, has the municipality met the submission requirements? Yes or **No**

2. If no, please list changes/information you would require for certification:

**See below in yellow**

3. Would you like to see the revised materials when they are provided? Yes or **No I think the changes are quite simple if the information is available.**

4. Suggestions for improvement (note: this will not prohibit the municipality from receiving points without additional action): **See below**

### **Submission Requirements**

Please use these questions to help guide your submission:

1. How long has the project been operating?

**Single stream starting in 2008 and I assumed that was when the SMARTLEAF program began.**

2. Who is responsible for the project and are there supporting organizations? Please include all organizations involved and their roles.

**City, Public Works**

3. Who is served by the program?

**Residents – map provided with areas noted.**

4. Was the project publicized? If so, how was it publicized? **This information is noted.**

When including outreach information, please include:

· What information was distributed? **Two flyers included.**

· To whom it was distributed? **Residents**

· How it was distributed? **Website and posted material**

· Please be as specific as possible. Include copies of promotional material, website screenshots, etc. **Two flyers included.**

5. What is the project's annual budget?

Specifically, what costs are associated with the program? Are there cost savings as a result of the project?

**Has good detail on cost of compost to resident but I do not see overall budget of what it takes to run this program. If missing a general overall budget would be helpful.**

6. How is the project funded and is it self-sustaining?

**Not clear**

7. How will the program continue in the future?

*I think so but in the submission abstract it could say "we intend to maintain this program ..."*

8. How is the project being evaluated?

*I am not clear in the evaluation of the program is budgetary or public acceptance, etc.?*

9. Has the program sparked other projects?

*I think it implies that the single steam sparked the SMARTLEAF or the adoption of SMARTLEAF.*

\*\*\*\*\*

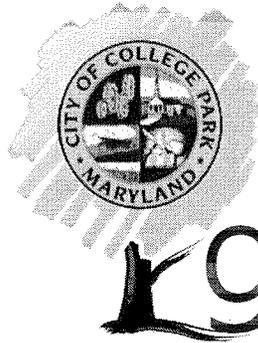
Action Item being reviewed: **EN1 – Municipal Energy Audits**

Suggested reviewer? **Lauren Urbanek, MEA**

External Reviewer's Name:

1. In your opinion, has the municipality met the submission requirements? **Yes**
2. If no, please list changes/information you would require for certification:
3. Would you like to see the revised materials when they are provided? Yes or No
4. Suggestions for improvement (note: this will not prohibit the municipality from receiving points without additional action): Since the audit does not include detailed cost savings, maybe they shouldn't receive the full 10 points? I'm OK with whatever is consistent with other SMC communities.

City of College Park, Maryland



greenteam

## Three Year Action Plan

March, 2013



# Contents

- I. City of College Park Resolution
- II. Green Team Members
- III. Community Survey Results
- IV. Vision Statement
- V. Three Year Goals
- VI. Year 1 Actions Matrix
- VII. Year 2 Actions Matrix
- VIII. Year 3 Actions Matrix

# I. City of College Park Resolutions

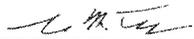
**City Of College Park, Maryland  
Resolution Supporting Participation  
In The Sustainable Maryland Certified Municipal Certification Program**

- WHEREAS,** a sustainable community means meeting the needs of the present without compromising the ability of future generations to meet their own needs.
- WHEREAS,** a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and
- WHEREAS,** the City of College Park strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and
- WHEREAS,** the City of College Park hereby acknowledges that the residents of College Park desire a stable, sustainable future for themselves and future generations; and
- WHEREAS,** the City of College Park wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and
- WHEREAS,** by endorsing a sustainable path the City of College Park is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and
- WHEREAS,** as elected representatives of the City of College Park, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community;

**NOW THEREFORE BE IT RESOLVED,** that to focus attention and effort within the City of College Park on matters of sustainability, the Mayor and Council wishes to pursue local initiatives and actions that will lead to Sustainable Maryland Certified Municipal Certification.

**BE IT FURTHER RESOLVED,** by the Mayor and Council of the City of College Park that we do hereby authorize Elisa Vitale to serve as the City of College Park's agent for the Sustainable Maryland Certified Municipal Certification process and authorize her to complete the Municipal Registration on behalf of the City of College Park.

**RESOLVED** this 9th day of August, 2011.

  
\_\_\_\_\_  
Andrew M. Fellows, Mayor  
City of College Park

Attest:   
Janeen S. Miller, City Clerk

# I. City of College Park Resolutions continued...

**A Resolution of the Mayor and Council of the City of College Park, Maryland  
Establishing The  
Sustainable Maryland Certified Green Team**

WHEREAS, On August 9, 2011 the College Park City Council adopted Resolution 11-R-14 (attached) Supporting Participation In The Sustainable Maryland Certified Municipal Certification Program; and

WHEREAS, The City of College Park is working toward certification in the Sustainable Maryland Certified program; and

WHEREAS, The formation of a Sustainable Maryland Certified Green Team (SMCGT) is the first step in establishing a community sustainability program; and

WHEREAS, The SMCGT will "lead the charge" to help College Park achieve Sustainable Maryland Certification; and

WHEREAS, The SMCGT will bring together a group of community leaders, municipal staff, and community organizations to leverage the skills, expertise, and life experience of team members to develop policies and plans, implement programs, and assist with educational opportunities that support the creation of a sustainable community;

NOW, THEREFORE, BE IT RESOLVED, THAT THE SUSTAINABLE MARYLAND CERTIFIED GREEN TEAM SHALL BE FORMED AND ORGANIZED AS FOLLOWS:

1. Charge: The SMCGT is charged with leading the City to complete actions worth a total of 150 points (including two mandatory actions and two of six priority actions) and submit the appropriate documentation to achieve first year certification in the Sustainable Maryland Certified program.

The SMCGT shall be discharged when the goal of obtaining Sustainable Maryland Certified certification has been attained by the City of College Park.

2. Composition: The SMCGT shall have up to 14 people with the following representation:

- 2 elected officials from the City of College Park
- 2 City staff
- 1 representative from the CBE
- 1 representative of a City school
- 1 student representative from the University of Maryland
- 1 faculty or staff representative from the University of Maryland
- 2 representatives of the City business community
- Up to 4 City residents

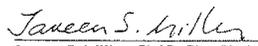
3. Structure: Members to the SMCGT shall be appointed for two year terms. A quorum shall be 6 people. The SMCGT shall select a Chair and a Co-Chair from among the membership on an annual basis. The SMCGT should meet at least bi-monthly. The liaison shall be the Planning Department.

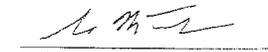
ADOPTED by the Mayor and City Council of the City of College Park, Maryland at a regular meeting on the 13<sup>th</sup> day of March, 2012.

EFFECTIVE the 13<sup>th</sup> day of March, 2012.

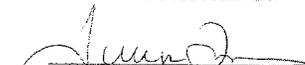
WITNESS:

THE CITY OF COLLEGE PARK,  
MARYLAND

  
Janeen S. Miller, CMC, City Clerk

  
Andrew M. Fellows, Mayor

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
Suellen M. Ferguson, City Attorney

## II. Green Team Members

Mr. Ben Bassett -	Proteus Bicycle, <i>Owner</i>
Mr. Jonathan Brown -	City of College Park, <i>Planner</i>
Ms. Rebecca Hayes -	City of College Park, <i>Resident</i>
Mr. James Jalendoni -	University of Maryland, <i>Student</i>
Ms. Denise Mitchell -	City of College Park <i>Councilmember, District 4</i>
Mr. Eric Maring -	University of Maryland, <i>Faculty</i>
Ms. Christine Nagle -	City of College Park, <i>Resident</i>
Ms. Chrissy Rey -	Pongos, <i>Owner</i>
Ms. Terry Schum -	City of College Park, <i>Planning Director</i>
Ms. Loree Talley -	City of College Park, <i>Recycling Coordinator</i>
Mr. Ballard Troy -	Committee for a Better Environment, <i>Representative</i>
Mr. Patrick Wojahn -	City of College Park <i>Councilmember, District 1</i>

### III. Community Survey Results

The following survey questions were a part of the City's 2012 Citizen Survey:

25. Please answer the following with the best answer for your household.				
Answer Options	Yes	No	Don't know	Response Count
Should our community focus on decreasing the energy used by the municipal government? (e.g., lighting, heating, cooling, etc.)	190 (62%)	55 (18%)	62 (20%)	307
Would you like to know more about how to make your house, condo, or apartment more energy efficient?	184 (61%)	96 (32%)	21 (7%)	301
Are you interested in learning more about water conservation efforts such as the installation of rain barrels or rain gardens?	173 (57%)	102 (34%)	26 (9%)	301
			<i>answered question</i>	308
			<i>skipped question</i>	28

When asked whether the City should focus on decreasing its energy use, of the 307 citizens who answered this question, 62% responded "Yes" and 18% responded "No". 20% of respondents did not know whether decreasing municipal energy use should be a community focus. However, because a substantial majority did respond in favor of this action, the Green Team should feel comfortable with including this type of activity in the 3-Year Action Plan.

### III. Community Survey Results Continued...

The following survey questions were a part of the City's 2012 Citizen Survey:

26. Do you know what a carbon footprint is?		
Answer Options	Response Percent	Response Count
Yes	78%	234
No	10%	30
Don't know	4%	13
Heard of it but still unsure of what it means	8%	25
<i>answered question</i>		<b>302</b>
<i>skipped question</i>		<b>34</b>

This question was an attempt to gauge the level of knowledge and interest of citizens regarding their "carbon footprint", which is a measure of the number of tons of carbon dioxide that individuals produce over the course of one year. Here we can see a high level of interest in this particular topic with 78% of those surveyed answering positively. Encouragingly, only 4% of respondents did not know the meaning of this topic. This level of interest should assist the Team in determining the overall direction of programs that involve reducing the City's carbon footprint.

### III. Community Survey Results Continued...

The following survey questions were a part of the City's 2012 Citizen Survey:

<b>27. What community sustainability programs would you like to see the City pursue?</b>	
Renewable Energy Use and Utility Reduction	59
Water Conservation and Stormwater Improvements (i.e., rain barrels)	27
Increase recycling of everything (clothes, materials, etc.)	26
Community Gardening	24
Expand Composting Program to households	17
Low-impact, Sustainable Development	14
Increase Public Outreach about Sustainability Programs	13
Bicycle Trail Improvements and Support for Bike Programs	10
Improve Public Transportation/Reduce Traffic	9
Improve Tree Canopy and Maintenance	9
Improve Street Lighting	7
Consider Electric Vehicles	6
Do not increase spending on this	6
Increase access to local food	6
Invest in Green Roofs	5
Offer Incentive Funding for Sustainable Projects	5
Unsure/Don't Know	5
City and Stream Cleanup Programs	3
Offer Haz Mat and Toxic Chemical Recycling from homes	3
Allow Urban Farming (Chickens and Goats)	2
Cooking Oil Reuse for Fuel	2
Bag Tax	1
Bulky Trash Payment	1
Repair Shop for used items	1
Other	21

When considering the future of the City's sustainability programming, the largest percentage of citizens viewed renewable energy use as a priority for the City. Of the 280 respondents to this question, 59, or 21% voted for this activity. The next highest levels of interest were Water Conservation, Increased Recycling, and Community Gardening with 10, 9, and 8.5 percent respectively.

Some of the other topics of moderate interest included more public outreach, composting, and bicycle trails and programs.

## IV. Vision Statement

**T**he Green Team of College Park, Maryland is a model for collaborative approaches toward local, sustainable development. The Team's emphasis on building strong partnerships with local stakeholders and institutions has helped manifest the City's goals of environmental and economic sustainability.

## V. Three Year Goals

**Year 1:** Complete Requirements for Certification and Bronze Status from Sustainable Maryland

**Year 2:** Achieve 5 new Action Items Including:

- ⇒ Build a Sustainable Maryland Resource Library within the Planning Department
- ⇒ Implement a Community Gardening program
- ⇒ Implement a City/University Bikeshare Program
- ⇒ Create a business recycling program
- ⇒ Adopt Maryland Smart Energy Community Policy

**Year 3:** Achieve 2 new Action Items Including:

- ⇒ Write a Green Streets Grant
- ⇒ Implement Maryland Smart Energy Community Program

## VI. Year One Action Plan Matrix

August 29th, 2012 - August 28th 2013

Action Category	Action Item	Mandatory / Priority	Completed	New	Point Value	Action Committee Member(s)	Estimated Cost
<b>Community Action</b>	Participate in Green Team Training				5	Councilmember Denise Mitchell	
	Create a Green Team	Mandatory			10	All Members	
	Complete Green Team Action Plan	Mandatory			10	All Members	
	Sponsor an Idea Fair with Sustainable Maryland				5-20	James Jalandoni	
<b>Community Based Food Systems</b>	Establish Local Farmers Market				15	James Jalandoni	
	Promote Local Farmers Market				5	Terry Schum	
	Establish CSA Drop-Off Location				10	Loree Talley	
<b>Energy</b>	Municipal Energy Audit	Priority			20	Ballard Troy	
	Green Power Community				5-20		
<b>Greenhouse Gas</b>	Municipal Carbon Footprint	Priority			15		
	Bike-To-Work Day Pit-stop				5-20	Jonathan Brown	
	Municipal Hybrid Vehicle				5-20	Jonathan Brown	
	Municipal employee METRO fare cards				5-20	Jonathan Brown	
<b>Health and Wellness</b>	Workplace Wellness Program				15		

## VI. Year One Action Plan Matrix Continued:

August 29th, 2012 - August 28th 2013

Action Category	Action Item	Mandatory / Priority	Completed	New	Point Value	Action Committee Member(s)	Estimated Cost
<b>Local Economies</b>	Promote Maryland Green Registry				5/2 business		
	Establish Local Business Directory				10		
	Promote Local Business Directory				5		
	Local Business Roundtable				5		
	Join Maryland Green Registry				5		
	Buy Local Campaign				15		
<b>Natural Resources</b>	Tree City USA				15		
	Pet Waste Ordinance				5		
	Complete Streets Policy				5-20	Councilmember Patrick Wojahn	
	Municipal Recycling Program				5-20		
<b>Planning and Land Use</b>	Participation in DHCD Sustainable Communities				20		
	Housing Plan				5		

## VII. Year Two Action Plan Matrix

August 29th, 2013 - August 28th 2014

Action Category	Action Item	Mandatory / Priority	Completed	New	Point Value	Action Committee Member(s)	Estimated Cost
<b>Community Action</b>	Build SMC Resource Center				5	Jonathan Brown	
<b>Community Based Food Systems</b>	Community Gardens	Priority			15	James Jalandoni	
<b>Energy</b>	Maryland Smart Energy Communities Policy				5-20	Jonathan Brown	
<b>Greenhouse Gas</b>							
<b>Health and Wellness</b>	Bikeshare Program				5-20	Jonathan Brown / Councilmember Denise Mitchell	
<b>Local Economies</b>							
<b>Natural Resources</b>	Business Recycling Plan				5-20	Ballard Troy	
<b>Planning and Land Use</b>							

# VIII. Year Three Action Plan Matrix

August 29th, 2014 - August 28th 2015

Action Category	Action Item	Mandatory / Priority	Completed	New	Point Value	Action Committee Member(s)	Estimated Cost
<b>Community Action</b>							
<b>Community Based Food Systems</b>							
<b>Energy</b>	Implement MD Smart Energy Community Program				5-20	City Council / Jonathan Brown	
<b>Greenhouse Gas</b>							
<b>Health and Wellness</b>							
<b>Local Economies</b>							
<b>Natural Resources</b>	Green Streets Grant				5-20	City Council / TBD	
<b>Planning and Land Use</b>							
							14

8

# New Iteration of the NSQLWG

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE  
PARK, MARYLAND, ESTABLISHING THE NEIGHBORHOOD  
STABILIZATION COMMITTEE**

**WHEREAS**, the Mayor and Council of the City of College Park had formed a Neighborhood Stabilization and Quality of Life Work Group (“Work Group”) by Resolution 12-R-18 in 2012 to engage with various stakeholders, including the University of Maryland, City residents, University of Maryland students, public safety officials, and rental property owners, to identify possible strategies to stabilize neighborhoods and improve quality of life for College Park residents; and

**WHEREAS**, the Work Group held numerous committee meetings from November 2012 through June 2013 to identify and define potential strategies for 1) reducing issues that negatively impact quality of life for College Park residents, 2) increasing rates of homeownership, 3) building positive relations between different groups in the community, and 4) expanding options for affordable housing; and

**WHEREAS**, the Work Group held two public forums, in January and April 2013, to provide an opportunity for members of the broader community to express their concerns and ideas related to these issues, and at which a large number of people representing a broad spectrum of the community provided input through oral and written testimony; and

**WHEREAS**, the Work Group submitted its report to the Mayor and Council on August 7, 2013, including 63 possible strategies for addressing the above issues as well as 23 potential metrics that might be used to assess progress; and

**WHEREAS**, the Work Group’s report fulfills the original mission and charge of the Neighborhood Stabilization and Quality of Life Work Group; and

CAPS : Indicate matter added to existing law.  
[Brackets] : Indicate matter deleted from law.  
Asterisks \* \* \* : Indicate matter remaining unchanged in existing law but not set forth in Resolution

**WHEREAS**, the Work Group's report recommended that the City Council designate a smaller, ongoing committee to promote and facilitate a continuing dialogue among various stakeholders; and

**WHEREAS**, the Mayor and Council have determined to accept the final report of the Work Group, express the Council's appreciation for the considerable effort and substantial contributions made by the Work Group and each of the Work Group members, and establish a new Neighborhood Stabilization Committee that includes various stakeholders as part of the Committee.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of College Park that the Neighborhood Stabilization Committee ("Committee") be and it is hereby established; and it is further

**RESOLVED**, that the purposes for the Committee are to support implementation of strategies, continue to develop new strategies, and evaluate progress; and it is further

**RESOLVED**, that the Committee shall consist of the following members;

Two Councilmembers;

One representatives of the University of Maryland Department of Public Safety, selected by the University;

One representative of the University of Maryland administration, selected by the University;

Three City residents, selected by Council;

Three University of Maryland students (the student liaison to the City Council, one Student Government Association representative, and one representative of the Interfraternity Council or Pan-Hellenic Association);

One representative of the Prince George's County Police Department (at least District Commander Level);

Director of the City Public Services Department;

Two rental property owners, selected by Council; and it is further

**RESOLVED**, that the Committee shall elect its chair, adopt procedures with respect to a quorum and other operations, and determine how it will accomplish its charge from the Council; and it is further

**RESOLVED**, that in developing its strategies, the Committee shall meet at least four times per year, and shall hold at least one public forum per year to solicit broader community input; and it is further

**RESOLVED**, that the Committee shall provide annual reports of its activities to the City Council and such other reports as the Council requests or the Committee deems useful.

**ADOPTED** by the Mayor and City Council of the City of College Park, Maryland at a regular meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

**EFFECTIVE** the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

**WITNESS:**

**THE CITY OF COLLEGE PARK,  
MARYLAND**

\_\_\_\_\_  
Janeen S. Miller, CMC, City Clerk

\_\_\_\_\_  
Andrew M. Fellows, Mayor

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:**

\_\_\_\_\_  
Suellen M. Ferguson, City Attorney

9

Requests to  
M-NCPPC  
for their FY  
2015 Budget

Discussion Item  
9/10/2013

PRINCE GEORGE'S COUNTY PLANNING BOARD  
SCHEDULES ANNUAL BUDGET FORUMS

The Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission (M-NCPPC) has scheduled two public forums this fall to solicit comments on the Commission's budget for planning, parks, and recreation in Prince George's County for the next fiscal year, which begins July 1, 2014.

**The public forums will be held from 7-9 p.m. on:**

- **Tuesday, September 24, at the Prince George's Sports & Learning Complex, Landover A and B rooms, 8001 Sheriff Road, Landover, Maryland**
- **Tuesday, October 15, at Southern Regional Technology and Recreation Complex, Multipurpose Room, 7007 Bock Road, Ft. Washington, Maryland.**

Individuals and representatives of community organizations who wish to speak at the public forums may register in advance online [here](#), or by calling 301-952-4584, TTY 301-952-4366.

Written comments will also be accepted until close of business, Thursday, October 25, 2013. Comments may be addressed to: Elizabeth M. Hewlett, Chairman, Prince George's County Planning Board, 14741 Governor Oden Bowie Drive, Upper Marlboro, Maryland 20772. Comments may also be faxed to Chairman Hewlett at 301-952-5074, or transmitted via email to [PublicAffairs@ppd.mncppc.org](mailto:PublicAffairs@ppd.mncppc.org).

[http://www.pgplanning.org/News/Press\\_Releases/Current\\_Releases/10-15-13.htm](http://www.pgplanning.org/News/Press_Releases/Current_Releases/10-15-13.htm)



Last year's letter

September 11, 2012

City of College Park  
240-487-3501  
Facsimile: 301-699-8029

Office of the Mayor  
and City Council  
4500 Knox Road  
College Park, MD 20740

Mayor

Andrew M. Fellows  
5807 Bryn Mawr Road  
301-441-8141

Council Members

District 1  
Fazlul Kabir  
317 53rd Avenue  
301-659-6295

Patrick L. Wojahn  
5015 Lackawanna Street  
240-988-7763

District 2  
Robert T. Catlin  
8604 49th Avenue  
301-345-0742

Monroe S. Dennis  
8117 51st Avenue  
301-474-6270

District 3  
Robert W. Day  
7410 Baylor Avenue  
301-741-1962

Stephanie Stulich  
7400 Dartmouth Avenue  
301-742-4442

District 4  
Marcus Afzali  
9238 Limestone Place  
240-391-8241

Denise C. Mitchell  
3501 Marlborough Way  
240-475-7196

Elizabeth M. Hewlett, Chair  
Prince George's County Planning Board  
14741 Governor Oden Bowie Drive  
Upper Marlboro, MD 20772

Dear Chair Hewlett and Planning Board Members:

The College Park City Council requests that the Prince George's County Planning Board allocate funding in the Maryland – National Capital Park and Planning Commission (M-NCPPC) FY 2014 budget for the following projects:

**Cherry Hill Neighborhood Park Display Board** — The City requests a new display board to be located at the entrance of Cherry Hill Neighborhood Park.

**New Stormwater Inlet at Hollywood Community Park** — The City requests the replacement of the existing manhole with an inlet to relieve flooding after heavy rain events.

**New Entrance Gateway to Hollywood Community Park** — We request a gateway entrance feature to the Hollywood Community Park to replace the existing chain-link fence. This aesthetic improvement would complement the City's Lackawanna Streetscape project, which spans from Narragansett Parkway to the Metro entrance and includes street improvements and new pedestrian lighting.

**Lighting Study along the Paint Branch Trail** — Previously, M-NCPPC emphasized the need for a lighting study to determine lighting needs and preferences along the Paint Branch Trail. We request that M-NCPPC allocate funding in the Capital Improvement Program to complete this study and investigate the possible use of energy-efficient lighting on county trails because of the important role that the trail system plays for pedestrian and bicycle commuting in the county.

**Support for College Park Dog Park Association Request** — The College Park Dog Park Association requests an expansion of the dog park area into the adjacent under-utilized space. The dog park sits on half an acre of M-NCPPC land in Acredale Park. The half-acre next to the park is open space, often used as a soccer field. A portion of the parcel is enclosed by a horse ring which is in disrepair and rarely – if ever – used by horses.

Removing the horse ring would open up that portion of the property for a permanent, unobstructed soccer field. This change will free up the half-acre of open space next to the dog park for expansion of the dog park. Expansion provides the dog park with a separate area for small, timid dogs whose owners may be reluctant to use the park when big, rowdy dogs play there. In addition, a second fenced area would permit the College Park Dog Park Association to periodically close off one half of the park to give the grass in that area a chance to recover from heavy use.

We appreciate M-NCPPC allocating funding in the proposed FY 2013 budget or future years for the projects below and we ask that you keep these items in the M-NCPPC budget:

**Update to the College Park – Riverdale Transit District Development Plan (CP-R TDDP)**

— In accordance with our approved citywide Strategic Plan 2010 – 2015, we request an update to the CP-R TDDP. We request an update to the CP-R TDDP, approved in 1997, in order to reflect current city and county economic development opportunities. Zoning, transportation, parking, and development standards need revisiting to be consistent with the Prince George's County General Plan and other countywide functional master plans. A plan update would also enable the incorporation of recommendations from various Purple Line studies as well as work from the Urban Land Institute Technical Assistance Panel Charrette held a few years ago.

**Study of Potential Community Center in the Hollywood Commercial District** — The City requested that M-NCPPC engage in a study to analyze the possibility of entering into a joint project with the City of College Park to construct and operate a community center in north College Park. In the FY 2013 proposed budget, M-NCPPC designated feasibility study funding for this project for FY 2016 and potentially more funding the following year to build the facility. The City requests the County Council to move the feasibility study funding to FY 2014 to start the process sooner.

The North College Park Civic Association approved a letter earlier this year in support of incremental steps toward a community center in north College Park. Our desires for a community center in north College Park are consistent with the amended US 1 Sector Plan which states that, "in order to better serve the residential community around it, the Hollywood Commercial District should be revitalized with neighborhood-serving and specialized retail centered around a community center and public green space." The City supports a neighborhood community center because it allows residents to walk to the center instead of driving to a larger community center. The City asks the County Council to prioritize this project by moving the funding to FY 2014.

Thank you for your consideration of these FY 2014 budget requests.

Sincerely,



Andrew M. Fellows  
Mayor

10

Letter in support  
of an Advisory  
Work Group for  
the Hyattsville  
Library  
Redesign

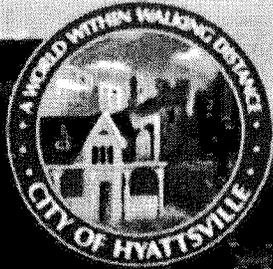
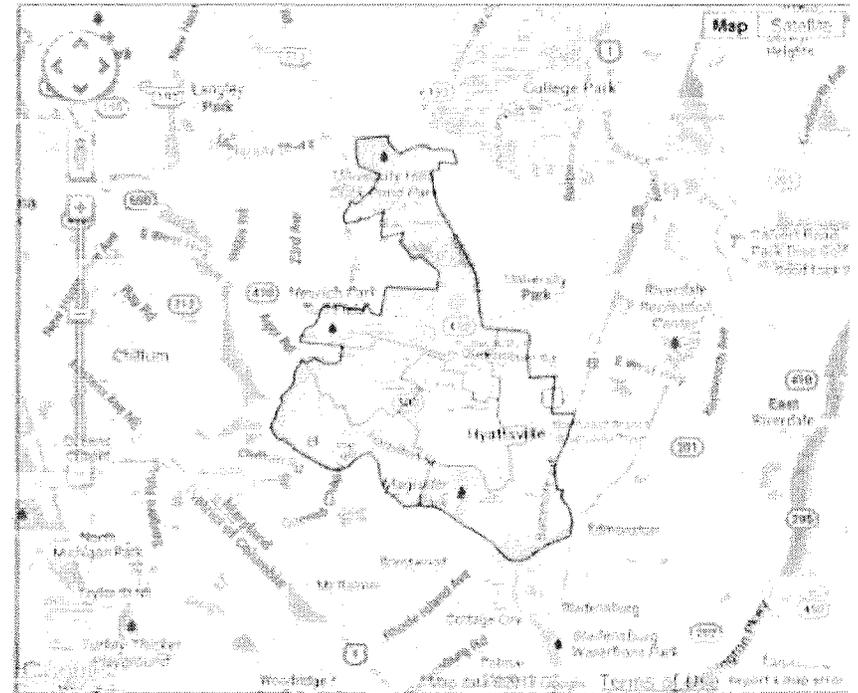
Hyattsville Library Discussion

The link to the architect's presentation on the Hyattsville Library is:

<http://www.pgcmis.info/sites/default/files/Lib/hyattsvillelibrarymtg13aug2013final.pdf>

# Your Project: a New Hyattsville Library

- August 2013 – Community Meeting
- Fall 2013 – Schematic Design
- Winter and Spring 2014 – Design Development
- Late 2014 – Final design and go out to bid
- 2015 – Construction of the new Library



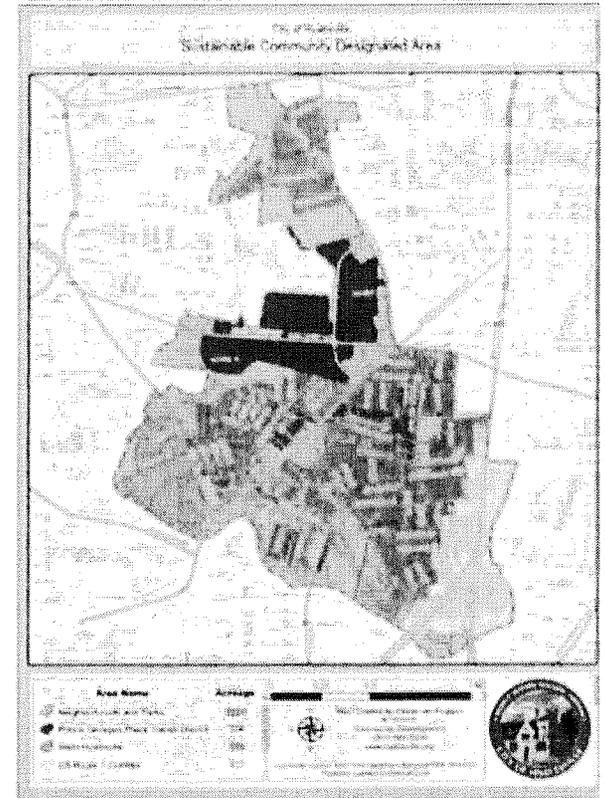
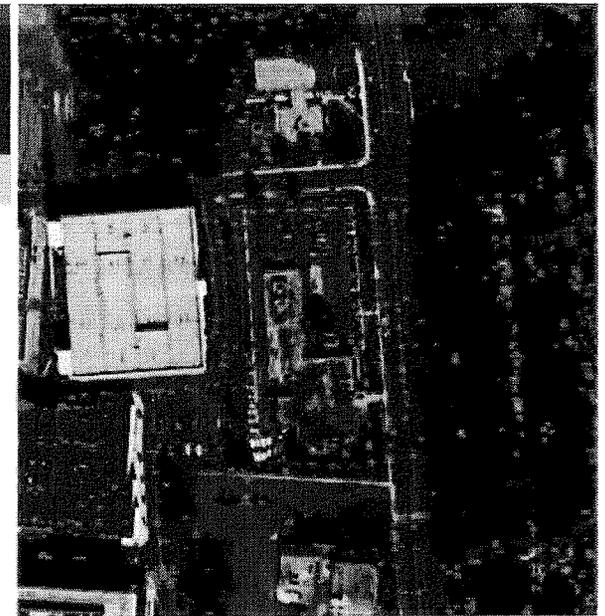
CITY OF  
**HYATTSVILLE**  
MARYLAND



# Your Project

## HYATTSVILLE LIBRARY PROJECT

- Design and deliver a new library for Hyattsville  
Approximately 35,000 to 39,000 sf
- Create an engaging, inviting and inspiring vision for your new Library
- Develop an appropriate architectural character that creates a sense of place
- Provide up to 100 parking spaces
- Design should be easy & cost effective to maintain
- Provide an energy efficient, sustainable design



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# Boards and Committees

**City of College Park  
Board and Committee Appointments**

Shaded rows indicate a vacancy or reappointment opportunity.  
The date following the appointee's name is the initial date of appointment.

<b>Advisory Planning Commission</b>			
Appointee	Represents	Appointed by	Term Expires
Larry Bleau 7/9/02	District 1	Mayor	12/15
Rosemarie Green Colby 04/10/12	District 2	Mayor	04/15
VACANT (formerly Huffman)	District 2	Mayor	11/14
James E. McFadden 2/14/99	District 3	Mayor	04/16
Clay Gump 1/24/12	District 3	Mayor	01/15
Charles Smolka 7/8/08	District 4	Mayor	08/14
Mary Cook 8/10/10	District 4	Mayor	08/13

City Code Chapter 15 Article IV: The APC shall be composed of 7 members appointed by the Mayor with the approval of Council, shall seek to give priority to the appointment of residents of the City and assure that there shall be representation from each of the City's four Council districts. Vacancies shall be filled by the Mayor with the approval of the Council for the unexpired portion of the term. Terms are three years. The Chairperson is elected by the majority of the Commission. Members are compensated. Liaison: Planning.

<b>Airport Authority</b>			
Appointee	Resides in	Appointed by	Term Expires
James Garvin 11/9/04	District 3	M&C	07/14
Jack Robson 5/11/04	District 3	M&C	02/14
Anna Sandberg 2/26/85	District 3	M&C	03/16
Gabriel Iriarte 1/10/06	District 3	M&C	04/16
Christopher Dullnig 6/12/07	District 2	M&C	10/13
VACANT		M&C	
VACANT		M&C	

City Code Chapter 11 Article II: 7 members, must be residents and qualified voters of the City, appointed by Mayor and City Council, *term to be decided by appointing body*. Vacancies shall be filled by M&C for an unexpired portion of a term. Authority shall elect Chairperson from membership. Not a compensated committee. Liaison: City Clerk's Office.

<b>Animal Welfare Committee</b>			
Appointee	Resides in	Appointed by	Term Expires
Cindy Vernasco 9/11/07	District 2	M&C	09/13
Linda Lachman 9/11/07	District 3	M&C	09/13
Dave Turley 3/23/10	District 1	M&C	03/16
Christiane Williams 5/11/10	District 1	M&C	05/15
Patti Brothers 6/8/10	Non resident	M&C	06/13
Taimi Anderson 6/8/10	Non resident	M&C	06/13
Harriet McNamee 7/13/10	District 1	M&C	07/13

Suzie Bellamy 9/28/10	District 4	M&C	09/13
Harleigh Ealley 12/14/10	District 1	M&C	12/13
Christine Nagle 03/13/12	District 1	M&C	03/15
10-R-20: Up to fifteen members appointed by the Mayor and Council for three-year terms. Not a compensated committee. Liaison: Public Services.			

<b>Board of Election Supervisors</b>			
Appointee	Represents	Appointed by	Term Expires
John Robson (Chief) 5/24/94	Mayoral appt	M&C	03/15
Terry Wertz 2/11/97	District 1	M&C	03/15
Maxine Gross 3/25/03	District 2	M&C	03/15
Janet Evander 07/16/13	District 3	M&C	03/15
Charles Smolka 9/8/98	District 4	M&C	03/15

City Charter C4-3: The Mayor and Council shall, not later than the first regular meeting in March of each year in which there is a general election, appoint and fix the compensation for five qualified voters as Supervisors of Elections, one of whom shall be appointed from the qualified voters of each of the four election districts and one of whom shall be appointed by the Mayor with the consent of the Council. The Mayor and Council shall designate one of the five Supervisors of Elections as the Chief of Elections. This is a compensated committee. For purposes of compensation the year shall run from April 1 – March 31. Per Council action (item 11-G-66) effective in March, 2013: In an election year all of the Board receives compensation. In a non-election year only the Chief Election Supervisor will be compensated. Liaison: City Clerk's office.

<b>Cable Television Commission</b>			
Appointee	Resides in	Appointed by	Term Expires
Jane Hopkins 06/14/11	District 1	Mayor	06/14
Blaine Davis 5/24/94	District 1	Mayor	12/15
James Sauer 9/9/08	District 3	Mayor	09/14
Tricia Homer 3/12/13	District 1	Mayor	03/16
Clay Gump 3/12/02	District 3	Mayor	11/13

City Code Chapter 15 Article III: Composed of four Commissioners plus a voting Chairperson, appointed by the Mayor with the approval of the Council, three year terms. This is a compensated committee. Liaison: City Manager's Office.

<b>College Park City-University Partnership</b>			
Appointee	Represents	Appointed by	Term Expires
Robert T. Catlin	Class A Director	UMD President	01/13
Rob Specter	Class A Director	UMD President	01/13
Linda Clement	Class A Director	UMD President	01/11
Brian Darmody	Class A Director	UMD President	01/12
Andrew Fellows	Class B Director	M&C	01/14
Maxine Gross	Class B Director	M&C	01/15
Senator James Rosapepe	Class B Director	M&C	01/13

Stephen Brayman	Class B Director	M&C	01/14
Dr. Richard Wagner	Class C Director	City and University	01/13
The CPCUP is a 501(c)(3) corporation whose mission is to promote and support commercial revitalization, economic development and quality housing opportunities consistent with the interests of the City of College Park and the University of Maryland. The CPCUP is not a City committee but the City makes appointments to the Partnership. Class B Directors are appointed by the Mayor and City Council; Class C Directors are jointly appointed by the Mayor and City Council and the President of the University of Maryland.			

<b>Citizens Corps Council</b>			
Appointee	Represents	Appointed by	Term Expires
VACANT		M&C	
VACANT		M&C	
VACANT	Neighborhood Watch	M&C	
Dan Blasberg 3/27/12		M&C	03/15
David L. Milligan (Chair) 12/11/07		M&C	02/14
Resolution 05-R-15. Membership shall be composed as follows: A Citizen Corps Coordinator for each neighborhood shall be nominated and appointed by the Mayor and Council and serve as a potential member of the CPCCC for the term of their respective office in the neighborhood group. Mayor and Council shall nominate and appoint 5 to 7 residents to serve as community coordinators and to serve on the CPCCC. At least one member of the CPCCC shall be the Neighborhood Watch Coordinator, and at least one member shall represent each of the other Citizen Corps programs such as CERT, Fire Corps, Volunteers In Police Service, etc. Each member of the CPCCC shall serve for a term of 3 years, and may be reappointed for an unlimited number of terms. The Mayor, with the approval of the City Council, shall appoint the Chair and Co-Chair of the CPCCC from among the members of the committee. The Director of Public Services shall serve as an ex officio member. Not a compensated committee. Liaison: Public Services.			

<b>Committee For A Better Environment</b>			
Appointee	Resides in	Appointed by	Term Expires
Kennis Termini 11/9/04	District 1	M&C	05/14
Janis Oppelt 8/8/06	District 1	M&C	09/15
Stephen Jascourt 3/27/07	District 1	M&C	08/16
Suchitra Balachandran 10/9/07	District 4	M&C	01/14
Donna Weene 9/8/09	District 1	M&C	12/15
Ballard Troy 10/13/09	District 3	M&C	09/15
Alan Hew 1/12/10	District 4	M&C	01/13
Gemma Evans 1/25/11	District 1	M&C	01/14
Benjamin Mellman 1/10/12	District 1	M&C	01/15
Macrina Xavier 08/14/12	District 1	M&C	08/15
City Code Chapter 15 Article VIII: No more than 25 members, appointed by the Mayor and Council, three year terms, members shall elect the chair. Not a compensated committee. Liaison: Planning.			

<b>Education Advisory Committee</b>			
Appointee	Represents	Appointed by	Term Expires
Kennis Termini 11/09/11	District 1	M&C	11/13
Brian Bertges 06/18/13	District 1	M&C	06/15
Charlene Mahoney	District 2	M&C	12/14
VACANT	District 2	M&C	
VACANT	District 3	M&C	
Melissa Day 9/15/10	District 3	M&C	11/14
Carolyn Bernache 2/9/10	District 4	M&C	02/14
Doris Ellis 9/28/10	District 4	M&C	09/13
Peggy Wilson 6/8/10	UMCP	UMCP	02/14
Resolutions 97-R-17, 99-R-4 and 10-R-13: At least 9 members who shall be appointed by the Mayor and Council: at least two from each Council District and one nominated by the University of Maryland. Two year terms. The Committee shall appoint the Chair and Vice-Chair of the Committee from among the members of the Committee. Not a compensated committee. Liaison: Youth and Family Services.			

<b>Ethics Commission</b>			
Appointee	Represents	Appointed by	Term Expires
Edward Maginnis 09/13/11	District 1	Mayor	08/15
VACANT	District 2	Mayor	
Sean O'Donnell 4/13/10	District 3	Mayor	04/12
Gail Kushner 09/13/11	District 4	Mayor	09/13
Robert Thurston 9/13/05	At Large	Mayor	09/12
Alan C. Bradford 1/23/96	At-Large	Mayor	07/15
Frank Rose 05/08/12	At-Large	Mayor	05/14
City Code Chapter 38 Article II: Composed of seven members appointed by the Mayor and approved by the Council. Of the seven members, one shall be appointed from each of the City's four election districts and three from the City at large. 2 year terms. Commission members shall elect one member as Chair for a renewable one-year term. Commission members sign an Oath of Office. Not a compensated committee. Liaison: City Clerk's office.			

<b>Farmers Market Committee</b>			
Appointee	Represents	Appointed by	Term Expires
Margaret Kane 05/08/12	District 1	M&C	05/15
Robert Boone 07/10/12	District 1	M&C	07/15
Leo Shapiro 07/10/12	District 3	M&C	07/15
Julie Forker 07/10/12	District 3	M&C	07/15
Kimberly Schumann 09/11/12	District 1	M&C	09/15
VACANT			
VACANT		M&C	
VACANT	Student	M&C	

Established April 10, 2012 by 12-R-07. Up to 7 members. Quorum = 3. Three year terms. Not a compensated committee. Liaison: Planning Department. Agreement reached during July 3, 2012 Worksession to fill the seven positions as outlined above. Effective September 11, 2012 by 12-R-17: Membership increased to 8.

**Housing Authority of the City of College Park**

Helen Long 11/12/02		Mayor	05/01/17
Betty Rodenhausen 04/09/13		Mayor	05/01/18
John Moore 9/10/96		Mayor	05/01/14
Thelma Lomax 7/10/90		Mayor	05/01/15
Carl Patterson 12/11/12	Attick Towers resident	Mayor	05/01/16

The College Park Housing Authority was established in City Code Chapter 11 Article I, but it operates independently under Article 44A Title I of the Annotated Code of Maryland. The Housing Authority administers low income housing at Attick Towers. The Mayor appoints five commissioners to the Authority; each serves a five year term; appointments expire May 1. Mayor administers oath of office. One member is a resident of Attick Towers. The Authority selects a chairman from among its commissioners. The Housing Authority is funded through HUD and rent collection, administers their own budget, and has their own employees. The City supplements some of their services.

**Neighborhood Watch Steering Committee**

	Resident of:	Appointed By:	Term Expires:
Robert Boone 04/12/11	District 1	M&C	04/15
Aaron Springer 02/14/12	District 3	M&C	02/14
VACANT	District 4	M&C	

The Neighborhood Watch Steering Committee was created on April 12, 2011 by Resolution 11-R-06 as a three-person Steering Committee whose members shall be residents. Coordinators of individual NW programs in the City shall be ex-officio members. Terms are for two years. Annually, the members of the Steering Committee shall appoint a Chairperson to serve for a one-year term. Meetings shall be held on a quarterly basis. This Resolution dissolved the Neighborhood Watch Coordinators Committee that was established by 97-R-15. This is not a compensated committee. Liaison: Public Services.

**Noise Control Board**

Appointee	Represents	Appointed by	Term Expires
Mark Shroder 11/23/10	District 1	Council, for District 1	11/14
Harry Pitt, Jr. 9/26/95	District 2	Council, for District 2	03/16
Alan Stillwell 6/10/97	District 3	Council, for District 3	09/16
Suzie Bellamy	District 4	Council, for District 4	12/16
Adele Ellis 04/24/12	Mayoral Appt	Mayor	04/16
Bobbie P. Solomon 3/14/95	Alternate	Council - At large	12/12
Larry Wenzel 3/9/99	Alternate	Council - At large	12/12

City Code Chapter 138-3: The Noise Control Board shall consist of five members, four of whom shall be appointed by the Council members, one from each of the four election districts, and one of whom shall be appointed by the Mayor. In addition, there shall be two alternate members appointed

at large by the City Council. The members of the Noise Control Board shall select from among themselves a Chairperson. Four year terms. This is a compensated committee. Liaison: Public Services.

<b>Recreation Board</b>			
Appointee	Represents	Appointed by	Term Expires
Wade Price 12/14/05	District 1	M&C	02/15
Sarah Araghi 7/14/09	District 1	M&C	07/15
Alan C. Bradford 1/23/96	District 2*	M&C	02/14
VACANT	District 2	M&C	
Adele Ellis 9/13/88	District 3	M&C	02/14
VACANT	District 3	M&C	
Barbara Pianowski 3/23/10	District 4	M&C	03/13
Judith Oarr 05/14/13	District 4	M&C	05/16
Bettina McCloud 1/11/11	Mayoral	Mayor	01/14
Solennie Privett	Mayoral	Mayor	04/16

City Code Chapter 15 Article II: 10 members: two from each Council district appointed by the Mayor and Council and two members nominated by the Mayor and confirmed by the Mayor and Council. The Chairperson will be chosen from among and by the district appointees. 3 year terms. Not a compensated committee. Liaison: Public Services.

\*Although Mr. Bradford lives in what is now considered District 1, his residence was part of District 2 when he was appointed. The designation of his residence was changed to District 1 during the last redistricting. He is still considered an appointment from District 2.

\*\* Effective April 2012: Jay Gilchrist, Director of UMD Campus Recreation Services, changed his status from Rec Board member (Mayoral Appointment) to UM liaison to the Rec Board, similar to the M-NCPPC representative.

<b>Rent Stabilization Board</b>			
Appointee	Represents	Appointed by	Term Expires
VACANT	Tenant	M&C	
VACANT	Tenant	M&C	
Richard Biffel 6/6/06	Landlord	M&C	09/13
Bradley Farrar 6/14/11	Landlord	M&C	06/14
Chris Kujawa 10/11/11	Resident	M&C	10/14

City Code Chapter 15 Article IX: Board shall have between 5 - 7 members appointed by M&C with priority given to the appointment of residents and to owners of real property located in the City. Three year terms. Vacancies shall be filled for unexpired portions of a term. At least two members should be tenants and two members should be landlords. Chairperson chosen by the Board from among the members. This is a compensated committee. Liaison: Public Services.

→06/18/2013: Ordinance was extended until September 1, 2014, and the administration and enforcement of the law was suspended until September 1, 2014. The RSB is on hiatus. There is no need to maintain a quorum at this time.

<b>Sustainable Maryland Certified Green Team</b>		
Appointee	Represents	Term Expires
Denise Mitchell 04/10/12	City Elected Official	04/14
Patrick Wojahn 04/10/12	City Elected Official	04/14
Jonathan Brown	City Staff	04/14
Loree Talley 05/08/12	City Staff	05/14
Ballard Troy 05/08/12	CBE Representative	05/14
VACANT	A City School	
VACANT	UMD Student	
VACANT	UMD Faculty or Staff	
VACANT	City Business Community	
Ben Bassett - Proteus Bicycles 09/25/12	City Business Community	09/14
VACANT	Resident	
Christine Nagle 04/10/12	Resident	04/14
Patrick John Brennan 06/18/13	Resident	06/15
VACANT	Resident	
<p>Established March 13, 2012 by Resolution 12-R-06. Up to 14 people with the following representation: 2 elected officials from the City of College Park, 2 City staff, 1 representative from the CBE, 1 representative of a City school, 1 student representative from the University of Maryland, 1 faculty or staff representative from the University of Maryland, 2 representatives of the City business community, up to 4 City residents. Two year terms. Not a compensated committee. A quorum shall be 6 people. The SMC GT shall select a Chair and a Co-Chair from among the membership on an annual basis. The SMC GT should meet at least bi-monthly. The liaison shall be the Planning Department.</p>		

<b>Tree and Landscape Board</b>			
Member	Represents	Appointed by	Term Expires
Dennis Herschbach 3/26/02	Citizen	M&C	07/13
John Krouse	Citizen	M&C	11/14
VACANT	Citizen	M&C	
Mark Wimer 7/12/05	Citizen	M&C	02/14
Amelia Murdoch 9/9/97	Citizen	M&C	11/11
Ballard Troy – liaison to CBE	CBE Chair		
John Lea-Cox 1/13/98	City Forester	M&C	12/14
Jonathan Brown	Planning Director		
Brenda Alexander	Public Works Director		
<p>City Code Chapter 179-5: The Board shall have 9 voting members: 5 citizens appointed by M&amp;C, plus the CBE Chair, the City Forester, the Planning Director and the Public Works Director. Two year terms. Members choose their own officers. Not a compensated committee. Liaison: City Clerk's office.</p>			

<b>Veterans Memorial Improvement Committee</b>			
Appointee	Represents	Appointed by	Term Expires
Deloris Cass 11/7/01		M&C	12/15
Joseph Ruth 11/7/01	VFW	M&C	12/15
Leonard Smith 11/25/08		M&C	03/15
Blaine Davis 10/28/03	American Legion	M&C	12/15
Rita Zito 11/7/01		M&C	02/15
Doris Davis 10/28/03		M&C	12/15
Mary Cook 3/23/10		M&C	03/13
VACANT		M&C	
VACANT			
Resolution 01-G-57: Board comprised of 9 to 13 members including at least one member from American Legion College Park Post 217 and one member from Veterans of Foreign Wars Phillips-Kleiner Post 5627. Appointed by Mayor and Council. Three year terms. Chair shall be elected each year by the members of the Committee. Not a compensated committee. Liaison: Public Works.			