

**CHAPTER 405**

**(House Bill 1094)**

AN ACT concerning

**Prince George's County - Planning and Zoning - Civic Associations**

**PG/MC 20-94**

FOR the purpose of providing that a civic or homeowners association representing property owners affected by a final decision of the District Council for Prince George's County may appeal the decision to the Circuit Court for Prince George's County; and clarifying that the aggrievement standard required to appeal to the circuit court only applies to an applicant.

BY repealing and reenacting, with amendments,

Article 28 - Maryland-National Capital Park and Planning Commission

Section 8-106(e)

Annotated Code of Maryland

(1990 Replacement Volume and 1993 Supplement)

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

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

8-106.

(e) In Prince George's County, any incorporated municipality located in Prince George's County, any person or taxpayer in Prince George's County, ANY CIVIC OR HOMEOWNERS ASSOCIATION REPRESENTING PROPERTY OWNERS AFFECTED BY A FINAL DISTRICT COUNCIL DECISION, and, IF AGGRIEVED, the applicant [who is an aggrieved party] may have judicial review of any final decision of the district council. Proceedings for review shall be instituted by filing a petition in the Circuit Court of Prince George's County within 30 days after service of the final decision of the district council, which may be served upon all persons of record at the district council's hearing. Copies of the petition shall be served on the district council and all other persons of record in the manner provided by the rules of court. The filing of the petition does not stay enforcement of the district council's decision; but the district council may do so, or the reviewing court may order a stay upon terms it deems proper.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1994.

Approved May 2, 1994.