

City Council of Hyattsville, Maryland

AGENDA

City Council Regular Meeting

Monday, April 17, 2017

8:00 PM



Council Chambers

Hyattsville Municipal Building

4310 Gallatin Street, 3rd Floor

Hyattsville, MD 20781

(301) 985-5000 www.hyattsville.org

CITY COUNCIL

[Mayor Candace B. Hollingsworth](#)

[Edouard Haba, Council President, Ward 4](#)

[Bart Lawrence, Council Vice President, Ward 1](#)

[Kevin Ward, Ward 1](#)

[Robert S. Croslin, Ward 2](#)

[Shani N. Warner, Ward 2](#)

[Patrick A. Paschall, Ward 3](#)

[Thomas Wright, Ward 3](#)

[Paula J. Perry, Ward 4](#)

[Ruth Ann Frazier, Ward 5](#)

[Joseph Solomon, Ward 5](#)

ADMINISTRATION

Tracey E. Nicholson, City Administrator

Laura Reams, City Clerk, 301-985-5009, lreams@hyattsville.org

WELCOME TO THE CITY OF HYATTSVILLE CITY COUNCIL MEETING! Your participation at this public meeting is valued and appreciated.

Agenda/Packet: The Agenda/Packet is available for review at the Hyattsville Municipal Building and online at www.hyattsville.org prior the scheduled meeting (generally available no later than the Friday prior to the scheduled Monday meeting). Please note, times given for agenda items are estimates only. Matters other than those indicated on the agenda may also be considered at Council discretion.

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in this meeting or other services in conjunction with this meeting, please contact the City Clerk's Office at (301) 985-5009. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Audible Devices: Please ensure all audible devices are turned off or otherwise not audible when the City Council is in session. Thank you.

Consent Agenda: Items listed on the Consent agenda are considered to be routine in nature, and are normally approved by one motion. Please note that most items on the Consent agenda have been discussed at a previous meeting. If a Councilmember wishes to comment on a particular item, that item shall be removed from the Consent agenda to "action" to allow for additional discussion.

Public Input: If you wish to address the Council during the Public Comment period, please submit an Audience Participation Form to the City Clerk prior to the beginning of the meeting. Matters identified during Public Comment that are not on that meeting's agenda will be referred to staff for follow-up or considered on a future agenda. Issues that require a response will be addressed publically at the next regular Council meeting. Speakers are requested to keep their comments to no more than two (2) minutes per speaker. Written comments or supporting documents may be turned in to the City Clerk for distribution to the Mayor and Council.

Ways to Watch the Meetings Live: City Council meetings are broadcast live on cable television channel 71 (Comcast) and channel 12 (Verizon). You may also view meetings live online at hyattsville-md.granicus.com/MediaPlayer.php?camera_id=2

Replay Schedule: The meetings will be re-broadcast on cable television, channel 71 (Comcast) and channel 12 daily at 7:00 a.m., 1 p.m., and 8 p.m. Meetings are also able for replay online at www.hyattsville.org/councilagendas.

City Information: Sign up to receive text and email notifications about Hyattsville events, government, police and programs at www.hyattsville.org/list.aspx

Inclement Weather: In the event of inclement weather, please call 301-985-5000 to confirm the status of the Council meeting.



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1. **Call to Order and Council Roll Call**
2. **Pledge of Allegiance to the Flag**
3. **Approval of Agenda**
4. **Public Comment (8:10 p.m. – 8:20 p.m.) Limit 2 minutes per speaker**
5. **Presentations (8:20 p.m. - 9:10 p.m.)**
 - 5.a) **National Volunteer Week Recognition (5 minutes)**
Motion #: Presentation
Sponsor(s): At the Request of the City Administrator
 - 5.b) **FY-2015 Audit Update (5 minutes)**
N/A
Motion #: Presentation Only
Sponsor(s): At the Request of the City Administrator
 - 5.c) **Metro II at University Town Center - Adaptive Reuse Presentation (20 minutes)**
Motion #: Presentation Only
Sponsor(s): At the Request of the City Administrator
[Memo - Metro II at UTC Adaptive Reuse.docx](#)

[UTC Metro II Presentation - April 2017.ppt](#)
 - 5.d) **Speak Up: Community Sustainability Plan Presentation (20 minutes)**

Motion #: Presentation Only
Sponsor(s): At the Request of the City Administrator
[Memo - Speak Up Community Sustainability Plan.docx](#)

[Sustainability Plan Presentation to Council.pdf](#)
6. **Consent Items (9:10 p.m. - 9:15 p.m.)**
 - 6.a) **National Volunteer Week Proclamation**
I move that the Mayor and Council proclaim April 23-29, 2017, National Volunteer Week in the City of Hyattsville.
Motion #: 165-04-FY17
Sponsor(s): At the Request of the City Administrator
[Volunteer Week 2017.docx](#)
7. **Action Items (9:15 p.m. - 9:35 p.m.)**
 - 7.a) **Adoption of Hyattsville Ordinance 2017-02, Sanctuary City (10 minutes)**
I move that the Mayor and Council adopt Hyattsville Ordinance 2017-02, Ordinance whereby the City Council establishes the City of Hyattsville as a Sanctuary City and establishes that the

City of Hyattsville does not intervene in federal immigration matters. (SECOND READING & ADOPTION).

Motion #: 166-04-FY17

Sponsor(s): Paschall, Hollingsworth, Wright, Warner, Ward, Solomon, Lawrence, Haba, Croslin

[HO 2017-02 Non-intervention Ordinance to Mayor and Council 4.5.17 FINAL.docx](#)

7.b) Change to Wall and Fence Ordinance (10 minutes)

I move that the Council direct the City Attorney to revise portions of Chapter 68 Article II subsections (7), (8), and (17) to allow maintenance, repair and replacement of non-conforming fences and add subsection (18) to address safety standards.

68-7, C (7)

"All fences or retaining walls and hedges legally existing on June 30, 2003 which do not comply with the general restrictions 1-6 above shall be deemed legal non-conforming uses."

68-7, C (8)

A fence or retaining wall deemed to be a legal non-conforming use under this subsection which has been removed or destroyed through no fault of, and due to circumstances beyond the control of the owner may be replaced or repaired in a manner substantially identical in all material respects to the fence or wall so removed or destroyed provided it is not repaired or replaced with a fence or wall using a different material or varying the height or length of such fence or wall. The owner or his or her agent must apply for an exception if any of the stated changes are to occur or if 100% of the fence or wall is to be replaced. Nothing contained in this subsection shall be construed to prohibit the maintenance and repair of a non-conforming fence or wall as long as the fence or wall is not changed in character and repairs are made with substantially the same materials.

68-7, C (17)

No fence or retaining wall may be erected or put in place without first obtaining a permit from the City, unless it is to maintain or repair a legal non-conforming fence or wall.

68-7, C (18)

All maintenance, repairs and replacement of non-conforming fences must comply with the safety standards outlined in this Chapter.

All fences and retaining walls, including those deemed a non-conforming use, within five feet of an intersection must be constructed in such a way that allows visibility for automobile and pedestrian traffic. Hedges and all plant material, with the exception of mature trees, must be trimmed or maintained in a way that:

Allows signs to be visible to drivers.

Keeps road users (vehicles, bicycles and pedestrians) visible to drivers.

Allows pedestrians and bicyclist see motor vehicles.

Keeps sidewalks and pedestrian paths clear of overhanging vegetation.

Motion #: 167-04-FY17

Sponsor(s): Croslin

[Chapter 68 Housing Standards.pdf](#)

[County Code Fences.pdf](#)

8. Discussion Items (9:35 p.m. - 10:00 p.m.)

8.a) Acceptance of Request for Proposal Selection for City-Wide Traffic Study (10 minutes)

Motion #: Discussion, Scheduled for Action, 5/1

Sponsor(s): At the Request of the City Administrator

8.b) Phase 2 - MD500 Lighting Expenditure (15 minutes)

Motion #: Discussion, Scheduled for Action on 5/1

Sponsor(s): At the Request of the City Administrator

[REV MD 500 Lighting Memo Phase2 Hyattsville 2017-0328.pdf](#)

[PedestrianLightingPolicy 09_09_2008\(1\).pdf](#)

[MOU #5 MD500 Hyattsville \(002\) 10-3-2016.docx](#)

[MD 500 REV FR LightingCost Breakout 2017-0313 with Contingency.pdf](#)

[EX_pLT-P001_MD500EXT.PDF](#)

[Environmental Design post approval form.pdf](#)

[Decorative Pedestrian Light Pole Details.pdf](#)

9. Council Dialogue (10:00 p.m. - 10:10 p.m.)

10. Community Notices and Meetings

10.a) City Calendar: April 18 - May 2, 2017

Motion #: N/A

Sponsor(s): At the Request of the City Administrator

[Main City Calendar Apr 18-May 2 2017.docx](#)

11. Motion to Adjourn



Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Jake Rollow

Submitting Department: Community Services

Item Type: Presentation

Agenda Section: Presentations (8:20 p.m. - 9:10 p.m.)

SUBJECT

National Volunteer Week Recognition (5 minutes)

Motion #

Presentation

Recommendation:

Sponsor(s):

At the Request of the City Administrator

ATTACHMENTS

Summary Background:

National Volunteer Week is April 23-29. This year, the City is recognizing the following residents, who are receiving presidential lifetime achievement awards, representing over 4,000 hours of service. They include:

Barbara Morris - Serving Hyattsville Elementary School

Margaret Dee - Long term advocate for Hyattsville seniors, residents with disabilities and all city services.

Dawn LaChance, William LaChance, Cathleen Hapeman and William Thomas - Serving Hyattsville Boy Scouts of America Troop 224 (St. Jerome Church)

Next Steps:

NA

Fiscal Impact:

NA

City Administrator Comments:

Recommend Support

Community Engagement:

The City offers volunteer opportunities to residents throughout the year.

Strategic Goals:

Strengthen the City's Identity as a Diverse, Creative and Welcoming Community

Legal Review Required?

NA



Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Ron Brooks

Submitting Department: Finance

Item Type: Audit

Agenda Section: Presentations (8:20 p.m. - 9:10 p.m.)

SUBJECT

FY-2015 Audit Update (5 minutes)

Motion #

Presentation Only

Recommendation:

N/A

Sponsor(s):

At the Request of the City Administrator

ATTACHMENTS

Summary Background:

The auditors are restating information in the Financial Highlights and Government Activities sections of the audit. We are pushing to finalize this stage and get closeout documents. Additionally, I am reconfirming cash receipt procedures in City departments that receive cash to determine the level of risk with a final report due back to the auditors as part of the closeout reports. As previously stated, we started review procedures for the FY-2016 audit a few weeks ago.

Next Steps:

Complete the final draft and get closeout documents and final reports to Council.

Fiscal Impact:

Late audit filings can result in the loss of various State Grants and loss of revenues from State Highway Funds.

City Administrator Comments:

See summary background above.

Community Engagement:

N/A

Strategic Goals:

Goal 1 - Ensure Transparent & Accessible Governance.

Legal Review Required?

N/A



Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Jim Chandler

Submitting Department: Community & Economic Development

Item Type: Planning & Development

Agenda Section: Presentations (8:20 p.m. - 9:10 p.m.)

SUBJECT

Metro II at University Town Center - Adaptive Reuse Presentation (20 minutes)

Motion

Presentation Only

Recommendation:

Sponsor(s):

At the Request of the City Administrator

ATTACHMENTS

[Memo - Metro II at UTC Adaptive Reuse.docx](#)

[UTC Metro II Presentation - April 2017.ppt](#)

Summary Background:

The Bernstein Companies has recently secured site control of Metro II at University Town Center and intend on converting the vacant office building into approximately 310-residential multifamily rental units.

On Monday, April 17th, a representative for the applicant will present the City Council with a detailed overview of the project. The project is primarily an interior renovation which will include a leasing office, amenity space, gymnasium, work offices and apartments. The project will include limited exterior alterations including signage, lighting and vehicular access. The project includes 95-structured parking spaces with an additional 15-on-street spaces that will be metered.

Next Steps:

The applicant is scheduled to brief the Planning Committee on Tuesday, April 18th and will appear before the City Council in May for additional discussion and/or action. A M-NCPPC Planning Board hearing date has not yet been scheduled.

Fiscal Impact:

N/A

City Administrator Comments:

Presentation Only

Community Engagement:

The applicant is scheduled to brief the Planning Committee on Tuesday, April 18th and will appear before the City Council in May for additional discussion and/or action.

Strategic Goals:

Goal 1: Ensure Transparent and Accessible Governance

Action 1.1 – Provide opportunities for resident participation in civic engagement

Legal Review Required?

N/A



Memo

To: Mayor and Council

CC: Tracey Nicholson, City Administrator
Katie Gerbes, Community Planner

From: Jim Chandler, Assistant City Administrator, Director, Com. & Econ. Development

Date: April 13, 2017

Re: Metro II at UTC – Adaptive Reuse

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THE BERNSTEIN COMPANIES

EAST WEST HIGHWAY

UNITS | 3700 EAST WEST HIGHWAY | HYATTSVILLE MD

VARENHORST

230 North 21st Street
Philadelphia, PA 19103
215.940.0855
www.varenhorst.com

PRINCE GEORGE COUNTY PLANNING

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12
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PARKING DECK
OWNED BY THE
BERNSTEIN
COMPANY
2500 CARS

3700 EAST WEST
HIGHWAY

HIGHWAY 410

HIGHWAY 410

BELCREST ROAD

QUEENS CHAPEL ROAD

ADELPHI

METRO STOP **M** 5 MILES FROM
3700 E-W HWY



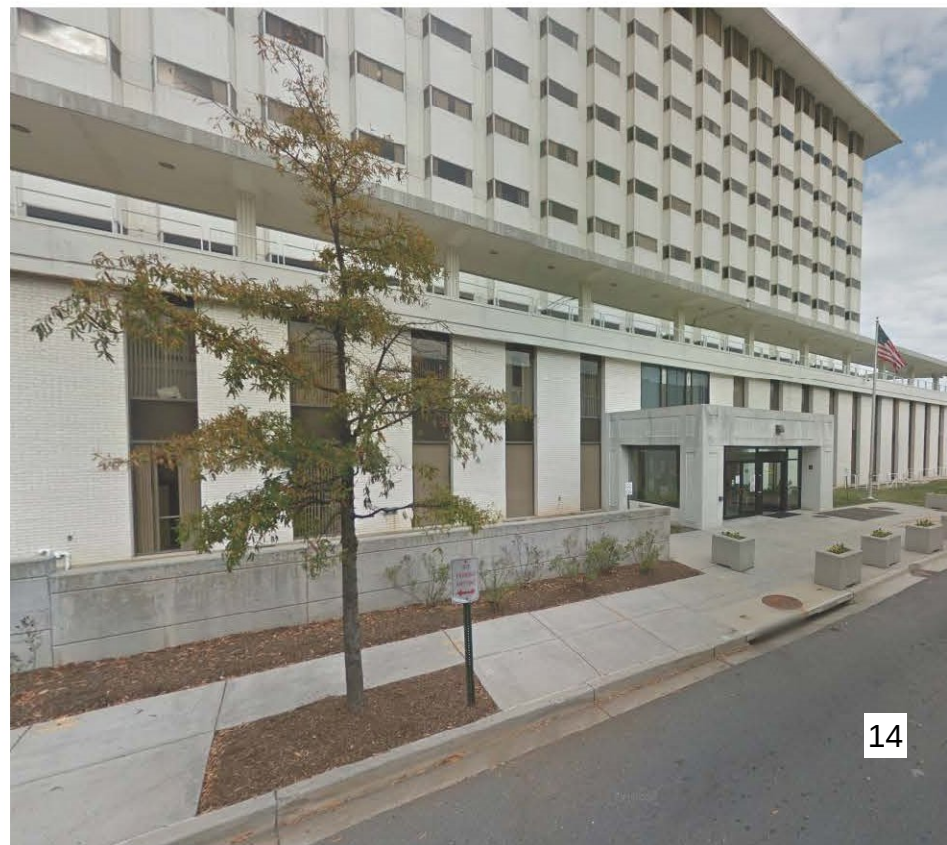
EAST FACADE | TO REMAIN



WEST FACADE | TO REMAIN

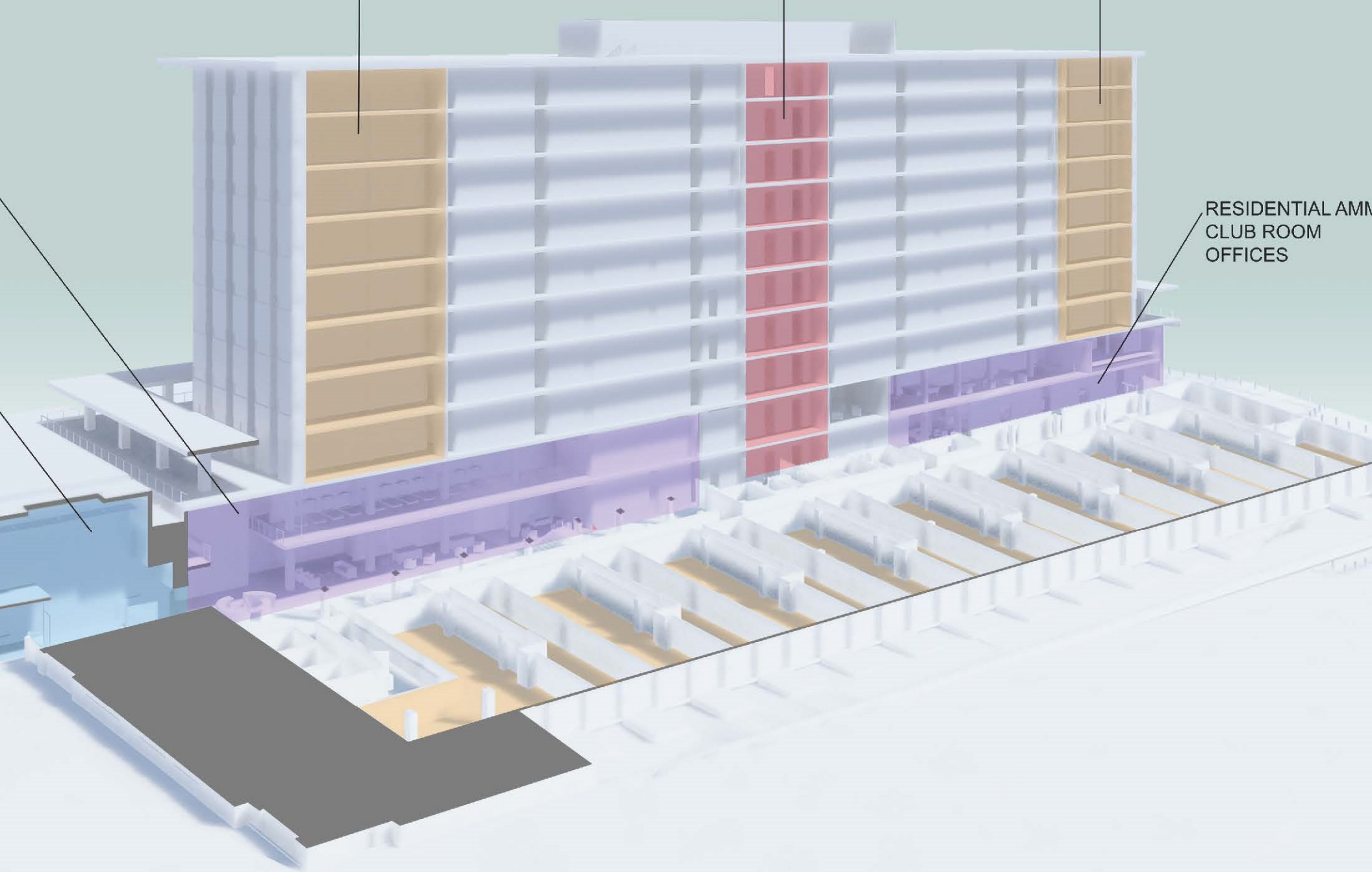


NORTH FACADE | ENTRY TO LOWER LEVEL PARKING



SOUTH FACADE | ENTRY VESTIBULE TO BE REMOVED





RESIDENTIAL AMM
CLUB ROOM
OFFICES

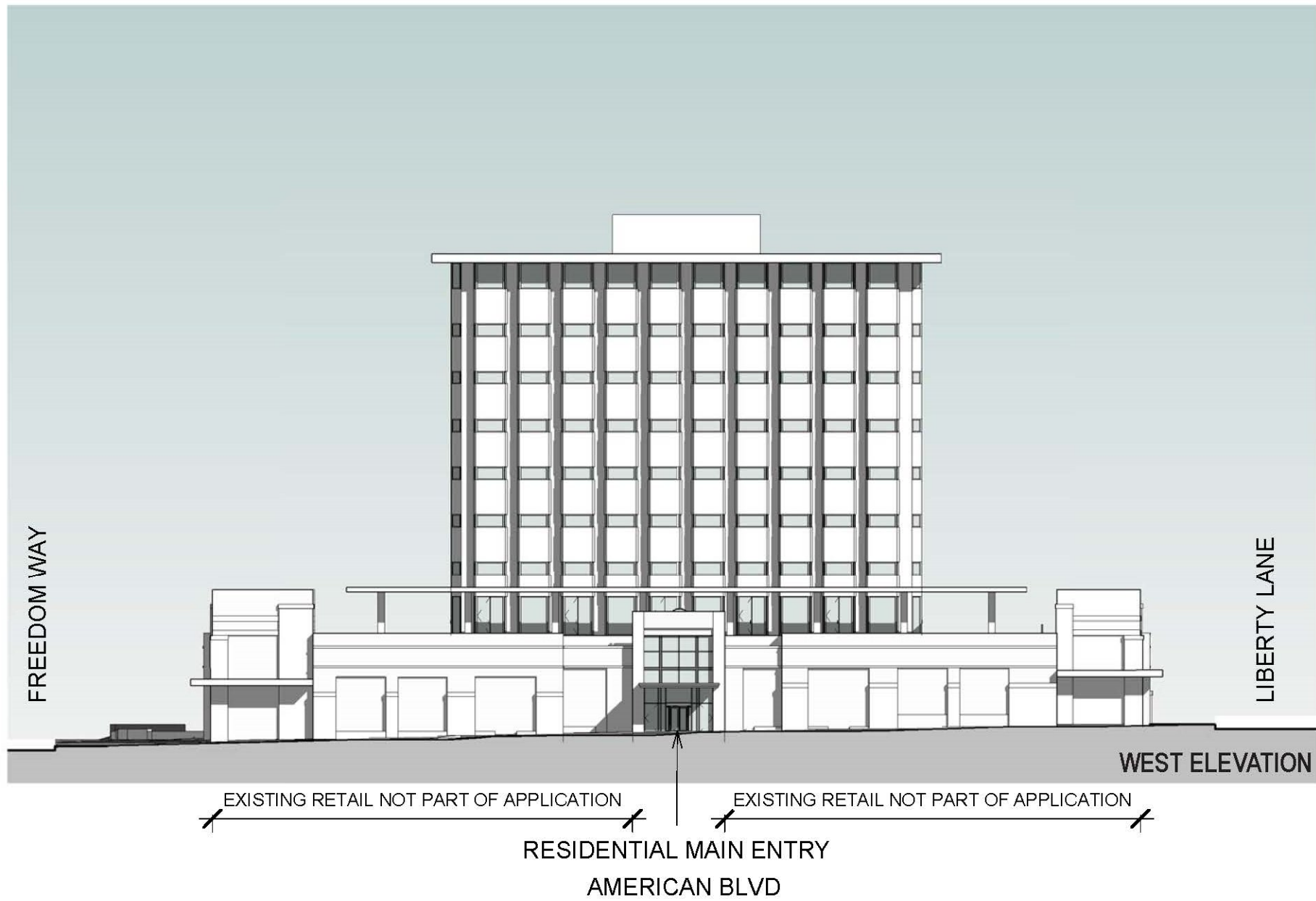


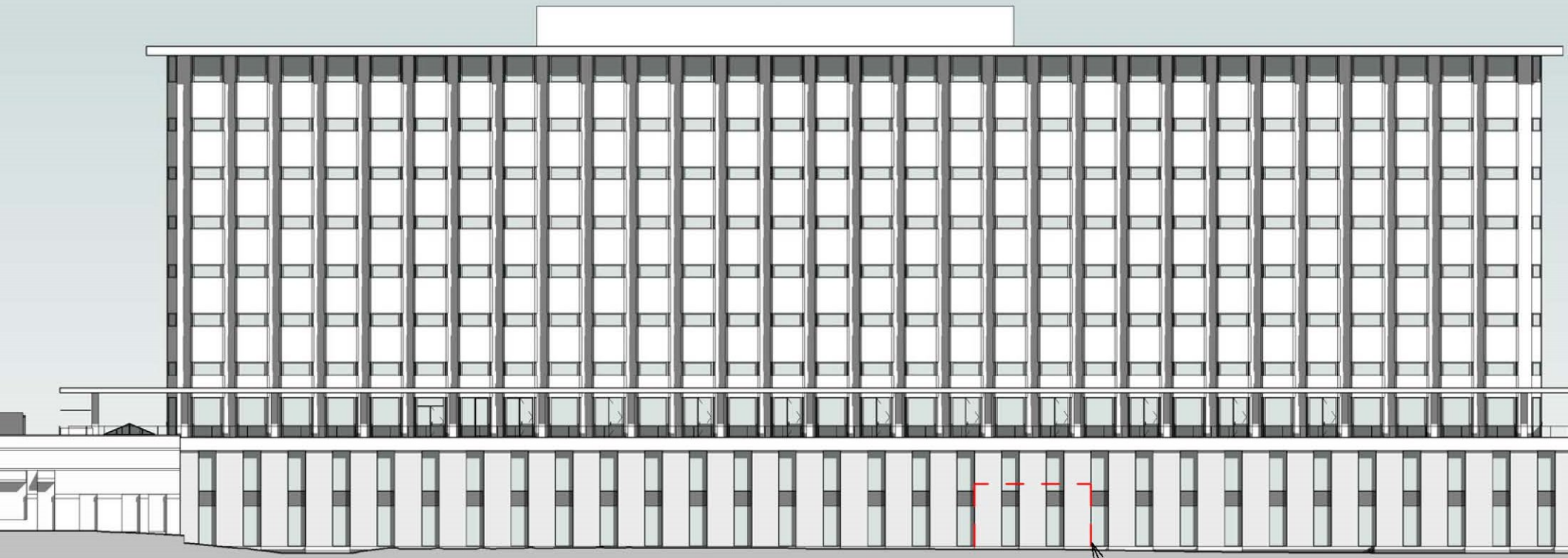
APARTMENT UNITS

BED	2 BED	3 BED	TOTAL
23	7	0	30
23	7	0	30
23	7	0	30
23	7	0	30
23	7	0	30
23	7	0	30
23	7	0	30
23	7	0	30
18	17	1	36
16	17	1	34
218	90	2	310

PARKING

COMPACT	STANDARD
0	
33	
TOTAL	





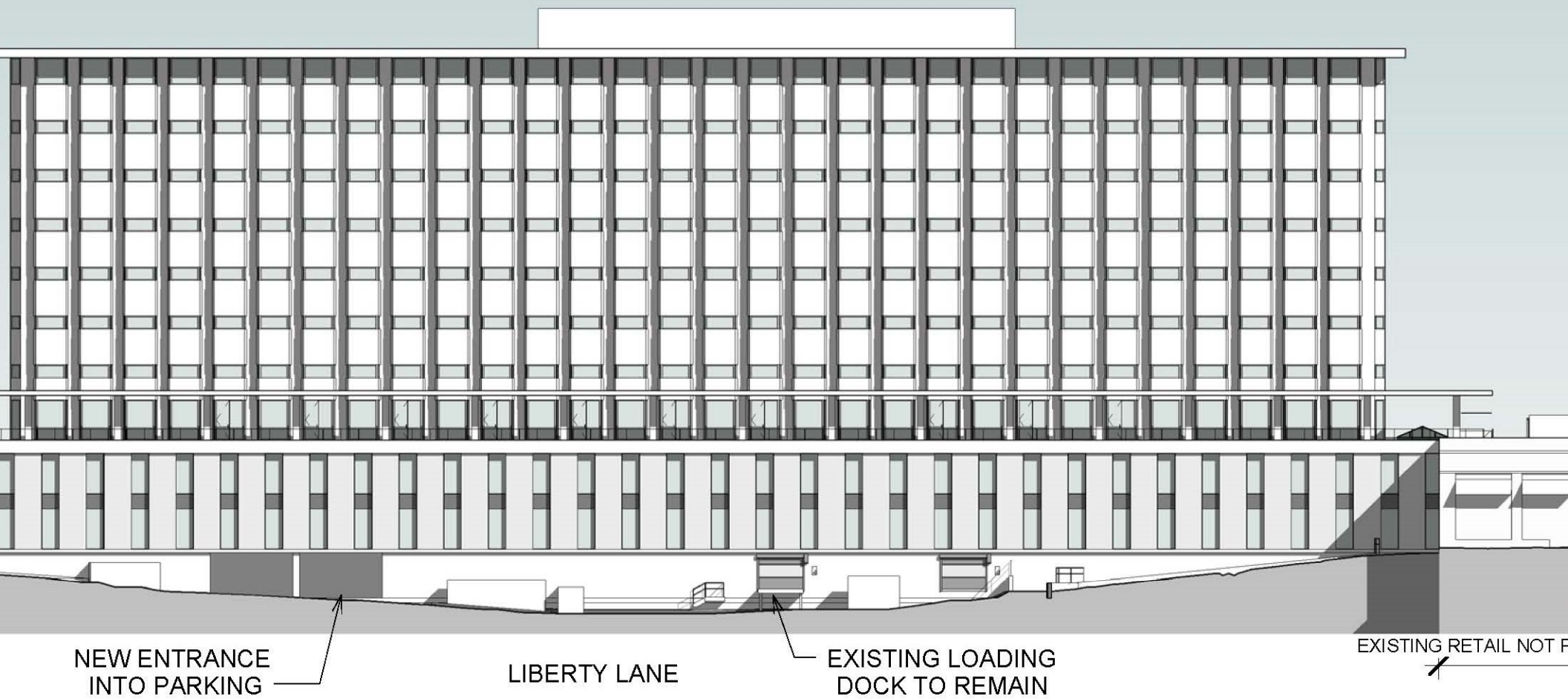
NOT PART OF APPLICATION

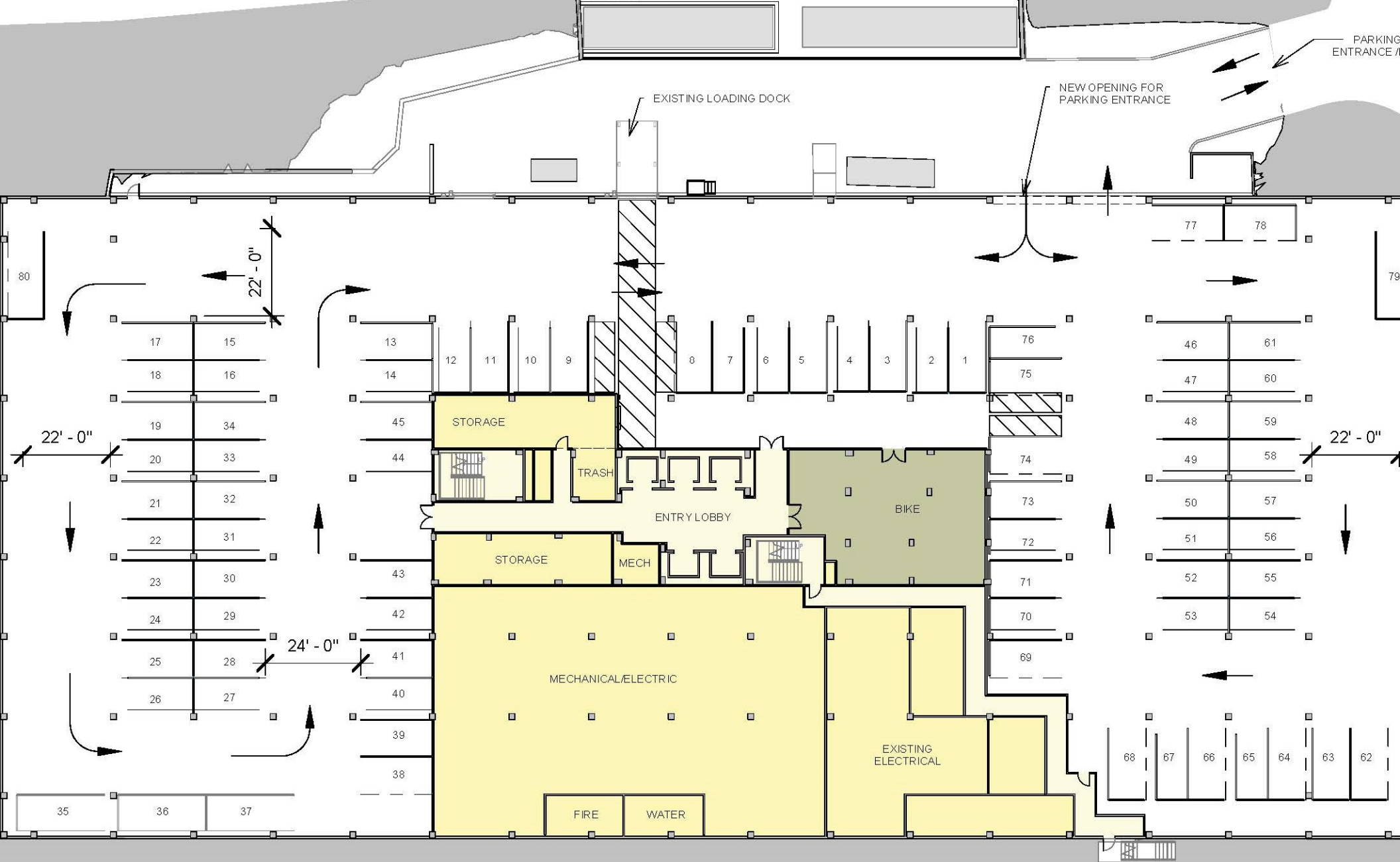
LIBERTY LANE

EXISTING VESTIBULE
TO BE REMOVED

SOUTH





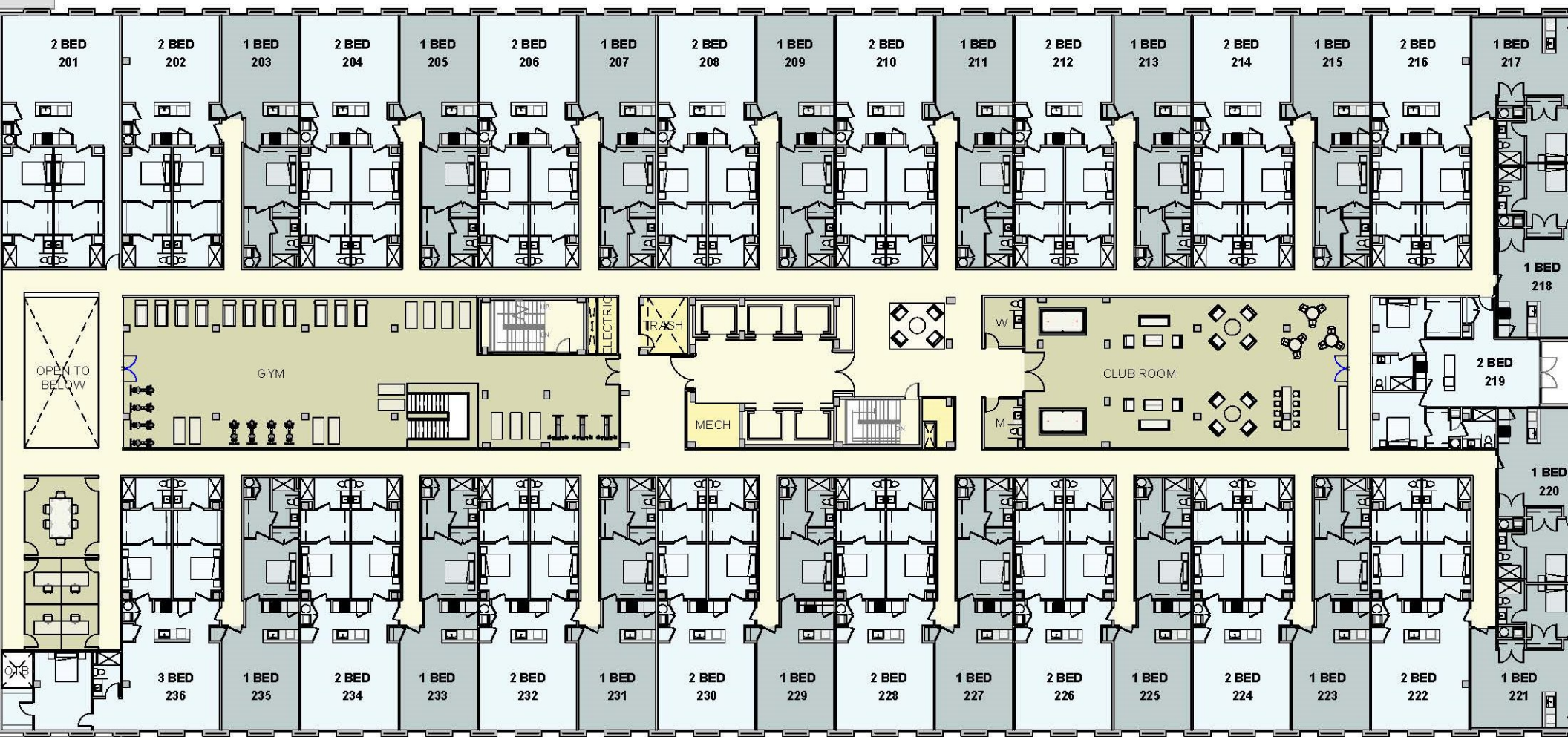


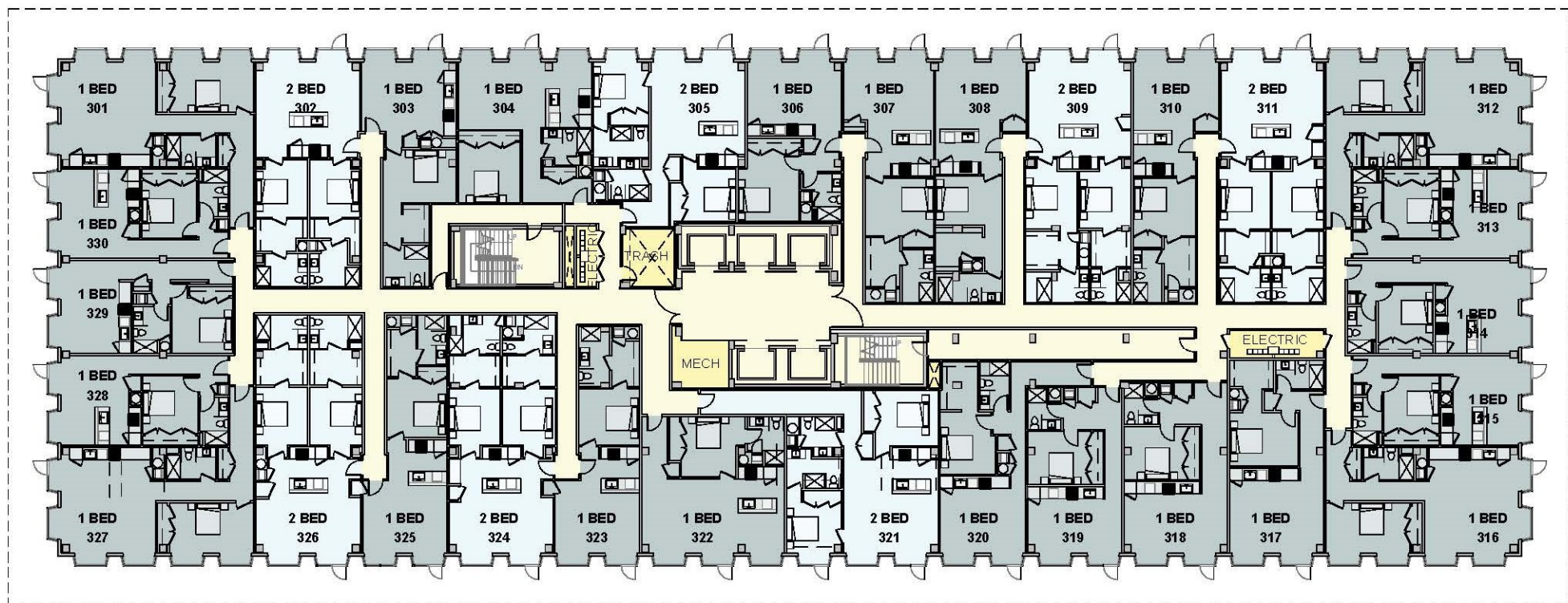
↖ ↗ PARKING



EXISTING VESTIBULE
TO BE REMOVED

LIBERTY LANE EAST







Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Jim Chandler

Submitting Department: Community & Economic Development

Item Type: Presentation

Agenda Section: Presentations (8:20 p.m. - 9:10 p.m.)

SUBJECT

Speak Up: Community Sustainability Plan Presentation (20 minutes)

Motion

Presentation Only

Recommendation:

Sponsor(s):

At the Request of the City Administrator

ATTACHMENTS

[Memo - Speak Up Community Sustainability Plan.docx](#)

[Sustainability Plan_Presentation to Council.pdf](#)

Summary Background:

On Monday, April 17th, Staff from the Department of Community & Economic Development will be presenting the City Council with a presentation outlining the 2017 SpeakUp Community Sustainability Plan. The presentation will include an overview of the process and methodology for the draft plan.

Next Steps:

The draft Plan is scheduled to be distributed on Monday, April 17th and will be emailed to the City Council members directly.

Public open house sessions are scheduled for the following dates:

- April 22nd, 1:00 PM, City Administration Building
- April 25th, 6:30 PM, Felegy Elementary School

Plan materials for the open house will be available in both English and Spanish.

All comments are due to the City by May 5, 2017. Staff anticipates the Plan's adoption in June, after which the adopted Plan will also be available in both English and Spanish.

Fiscal Impact:

N/A

City Administrator Comments:

Presentation Only

Community Engagement:

The City hosted public work sessions in September and November 2016. Additional public work sessions are scheduled for April 22nd and 25th, 2017.

Strategic Goals:

Goal 1: Ensure Transparent and Accessible Governance

Action 1.1 – Provide opportunities for resident participation in civic engagement

Legal Review Required?

N/A



Memo

To: Mayor and Council

CC: Tracey Nicholson, City Administrator
Katie Gerbes, Community Planner

From: Jim Chandler, Assistant City Administrator, Director, Com. & Econ. Development

Date: April 13, 2017

Re: SpeakUp Community Sustainability Plan Presentation

On Monday, April 17th, Staff from the Department of Community & Economic Development will be presenting the City Council with a presentation outlining the 2017 SpeakUp Community Sustainability Plan. The presentation will include an overview of the process and methodology for the draft plan.

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2017 - 2021 Community Sustainability Plan



+ Why Do We Plan?

Strategic growth

State of Maryland “Sustainable Communities”
Designation

Success is not an accident

Express the City’s priorities

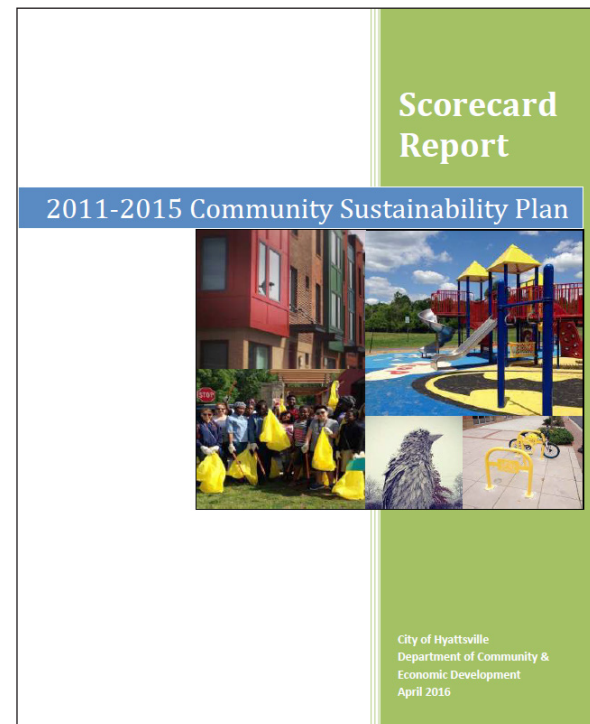
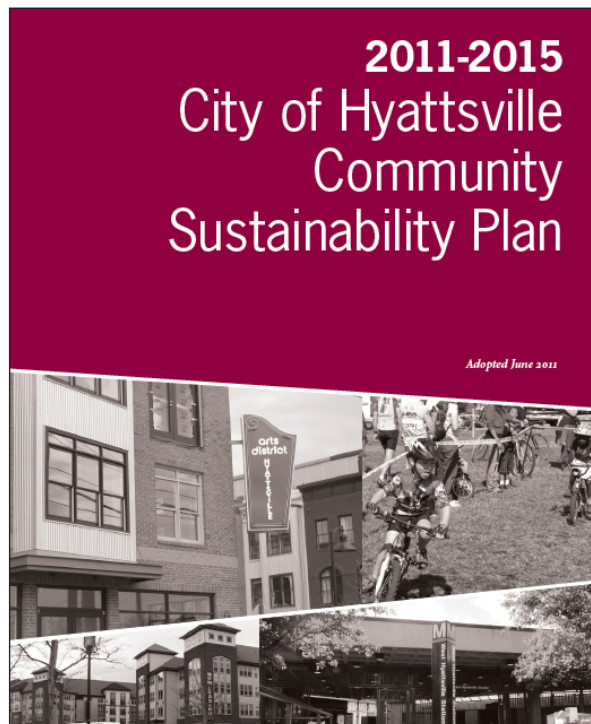
+ 2011 - 2015 Sustainability Plan

12 Critical Path Action Items - 55 Implementation Steps

28 Implementation Steps Complete (51%)

12 Implementation Steps in Progress (22%)

73% Complete + In Progress Rate



+ 2011 - 2015 Sustainability Plan

Challenges:

- Intimidating document format
- Too little interaction
- Pre-social media platforms
- SWOT analysis sessions

+ How Did We Get Here?



+SWOT Analysis

STRENGTHS	WEAKNESSES
• Access to transportation networks • Colleges and universities • Government responsiveness • Variety & affordability of housing • Growth potential • Diversity • City programs • Parks & outdoor spaces	• Parking • K-12 schools • Job opportunities • Diversity of goods/services
OPPORTUNITIES	THREATS
• Purple Line • Bikeshare connection • Active and engaged parents • Multiple commercial corridors • Established local sense of place	• Traffic & roadway congestion • Reputation & challenges of PGCPs • Rising home prices & risk of gentrification • Property owners that do not invest in their property

+ Community Visions Sessions

Answers “what”

3 dates in September
2016

94 total attendees

Live polling

Round table
discussions



+ Community Choices Sessions



**Answers “how,” “why,”
and “when”**

2 dates in November
2016



62 total attendees

Open house format

6 stations

+ Draft Plan

New style - aesthetically interesting and easy to read

Plan is divided into 3 sections :

- Vision & Process - background, outreach, themes
- Framework - planning principles, action items
- Implementation - strategy, implementation matrix

Appendices will provide more detail about the process and data collected

+ Draft Plan

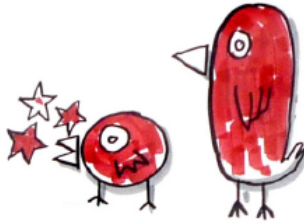
12 Speak Up HVL | City of Hyattsville | www.hyattsville.org

+ Vision and Process

Planning Vision

In 2010, the City of Hyattsville adopted a vision statement reading, "the City of Hyattsville is a diverse and welcoming community that celebrates our small town character, urban energy and environmental stewardship." The vision for this plan document elaborates on this statement, based off feedback from the community received during outreach events.

Residents communicated the importance of connectivity, active streets home to local businesses, inclusivity, diversity and environmental sustainability. Together, the existing statement and input from community yielded the vision for this plan:



Major Themes

Through analysis of the public meetings and feedback from residents, three themes emerged: community, connectivity and development.

“The vision for Speak Up HVL is to create a thriving city, grounded in environmental sustainability and inclusiveness, that advances the lives of its residents through the building of community, connectivity of people and places, and responsible development.”

The most obvious overarching theme generated was the importance of, and desire to strengthen, the sense of community within Hyattsville. This stemmed from conversations about the diversity of the City, the desire to have programs and services for residents of all ages, and creating a safe community where all are welcome. Within the theme of community, there are six goals this plan hopes to achieve.

Residents also expressed their desire to see a tangible change in the City's infrastructure. Ideas like improving traffic flow, creating more bike-friendly streets and enhancements to the pedestrian realm are all captured in the connectivity theme.

The final theme addresses the delicate subject of development, both physically and economically. Goals within the theme run the gamut from supporting the existing local businesses, encouraging high density development to implementing

environmentally sustainable initiatives throughout the City. The development theme contains five goals.

COMMUNITY	CONNECTIVITY	DEVELOPMENT
Improve Public Spaces & Community Facilities	Improve Safety along Major Roadways	Support Local and Small Businesses
Increase Programs and Volunteerism	Improve Traffic Flow within Neighborhoods	Attract New Businesses
Protect and Preserve Historic Assets	Enhance and Increase Safe Connectivity for Pedestrians	Encourage High Density, Mixed Use Development around Metro Stations and the Gateway Arts District
Build upon Cultural Diversity and Arts	Strengthen Connectivity for Cyclists	Encourage Development Resources
Support the Diversity and Affordability of Housing Options		Grow in an Environmentally Friendly, Sustainable Manner
Enhance Public Safety and Police Presence		

Speak Up HVL | City of Hyattsville | www.hyattsville.org 13

Major Themes

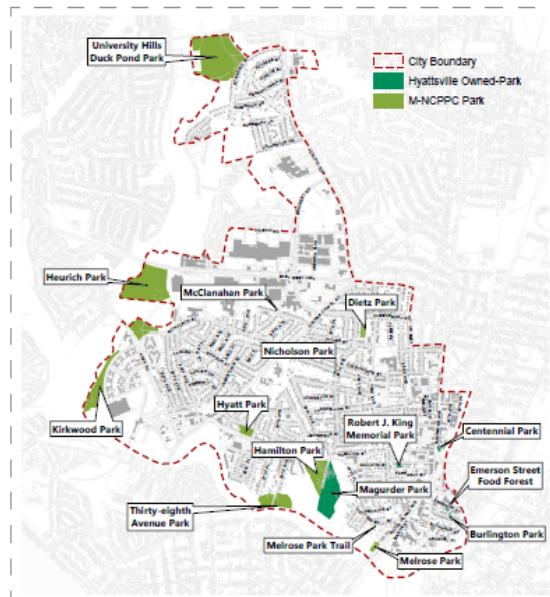
+ Draft Plan

16 Speak Up NWL | City of Hyattsville | www.hyattsville.org

+ Framework

1C Pursue the Maryland Department of Natural Resource's Community Parks and Playgrounds grant on an annual basis to program the City's parks. The Parks and Playgrounds program provides Maryland municipalities funding to improve and create new parks and green spaces. The City should utilize this program to perform some of the park reprogramming described in Goal 1A.

1D Work with Maryland-National Capital Park and Planning Commission to implement a signage/place making program at all parks and trails located within the city to brand the parks and make it known that they are public spaces. Currently, the City has 16 parks, 8 of which are City owned, and 8 are owned by M-NCPPC. Coordinating signage would better inform residents that these spaces are open to the public as well as brand them as places the City takes responsibility for.



Speak Up NWL | City of Hyattsville | www.hyattsville.org 17

Community

1E Locate a signature recreation facility/community center within the City. Lobby Prince George's County to include funding for the County's regional recreation facility at Prince George's Plaza in a future Capital Improvement Program (CIP) budget.

GOAL 2 **Improve Programs & Volunteerism**
One desire expressed by residents was wanting to get involved in the community, whether that be through attending events or in a volunteer capacity. Improving communication about events should increase turnout and participation.

2A Evaluate the level of service for the City's recreational program facilities. Determine if the existing facilities can adequately handle current and future programming needs. If not, make recommendations on how to accommodate the current program needs.

2B At the beginning of each year, provide a year-long calendar of city sponsored events to all residents. The calendar should list dates for the large/annual activities hosted by the City, such as the Anniversary Parade and Carnival, Summer Jams, National Night Out, and International Festival, so community groups are aware of and can plan around these events.

2C Establish criteria for disseminating information about events and programs led by outside organizations. If deemed appropriate, the City should host a website page linking to recreation programs, community groups and external events. If the City decides it is inappropriate to maintain such a resource, work with local organizations to have one run by a third party.

2D Plan volunteer events to immediately precede social events where you are given a benefit for volunteering. Heavily promote conjoined opportunities to increase participation. For example, if you participate in a Magruder

Park cleanup before the anniversary carnival, you would receive a food or drink ticket to be used the same day.

2E Engage existing community led groups to participate in volunteer activities. Tap into existing organized groups such as PTAs, HOAs and moms' groups when in need of volunteers for events.



+ Implementation

+ Implementation

Theme	Rec. #	Recommendation	Priority	Action Item #	Action
Community	3	Preserve and Protect Historic Assets	ONGOING	3C	Work with local organizations to support cultural and historic tourism in Hyattsville.
			ONGOING	3D	Continue to support the Historic House Tour as a means of promoting historic tourism in the City.
			NEAR	3E	Waive City business license fees to businesses that have adaptively reused a commercial property.
Community	4	Build upon Cultural Diversity and Arts	MID	4A	Embark on a City-wide branding campaign combining cultural diversity, historic preservation and the arts.
			ONGOING	4B	Continue the existing "Community Conversations" program to better engage traditionally underrepresented populations and create a dialogue on different religious and cultural groups.
			NEAR	4C	Create a sponsorship program to feature artwork of local school students in City businesses.
Community	5	Support the Diversity and Affordability of Housing Options	MID	5A	Establish a Low Income Housing Reinvestment Tax Credit to help finance the modernization of existing, regulated, low- to moderate-income housing.
			MID	5B	Advocate for the adoption of affordable housing legislation at the County level as a planning tool to ensure the long-term affordability of Prince George's County.
			NEAR	5C	Support new development projects that will create affordable rental housing.
Community	6	Enhance Public Safety and Police Presence	[--]	6A	Continue Police Department and Office of Code Compliance participation in scheduled civic and neighborhood public safety related meetings and events.
			[--]	6B	Evaluate opportunities for foot/bike patrols in the City's higher density and commercial corridors.

Implementation Matrix

Budget Impact?	Lead Agency	Partners	Possible Funding Resources	Abbreviations
no	City of Hyattsville	-	-	ATHA Anacostia Trails Heritage Area DHCD Department of Housing and Community Development (MD) DNA Department of Natural Resources (MD) HPA Hyattsville Preservation Association HYCDC Hyattsville Community Development Corporation MDOT Maryland Department of Transportation MEA Maryland Energy Administration M-NCPPC Maryland-National Capital Park and Planning Commission PG Prince George's County SHA State Highway Administration (MD) UMD University of Maryland WMATA Washington Metropolitan Area Transit Authority
yes	City of Hyattsville	ATHA, HPA	-	
yes	City of Hyattsville	-	-	
yes	City of Hyattsville	-	-	
no	City of Hyattsville	-	-	
no	City of Hyattsville	-	-	
no	City of Hyattsville	Nonprofits, resident groups	-	
yes	City of Hyattsville	Local businesses	-	
no	Prince George's County	City of Hyattsville	-	
no	City of Hyattsville	M-NCPPC	-	
no	City of Hyattsville	-	-	
yes	City of Hyattsville	-	(waiting)	

+Public Comment

Draft of the plan was released today on the Speak Up website

Comments can be submitted on Speak Up site, or emailed to
kgerbes@hyattsville.org

Printed copies of the draft are available upon request

Comments will be accepted until 5 pm on **Friday, May 5**

+ Public Meetings

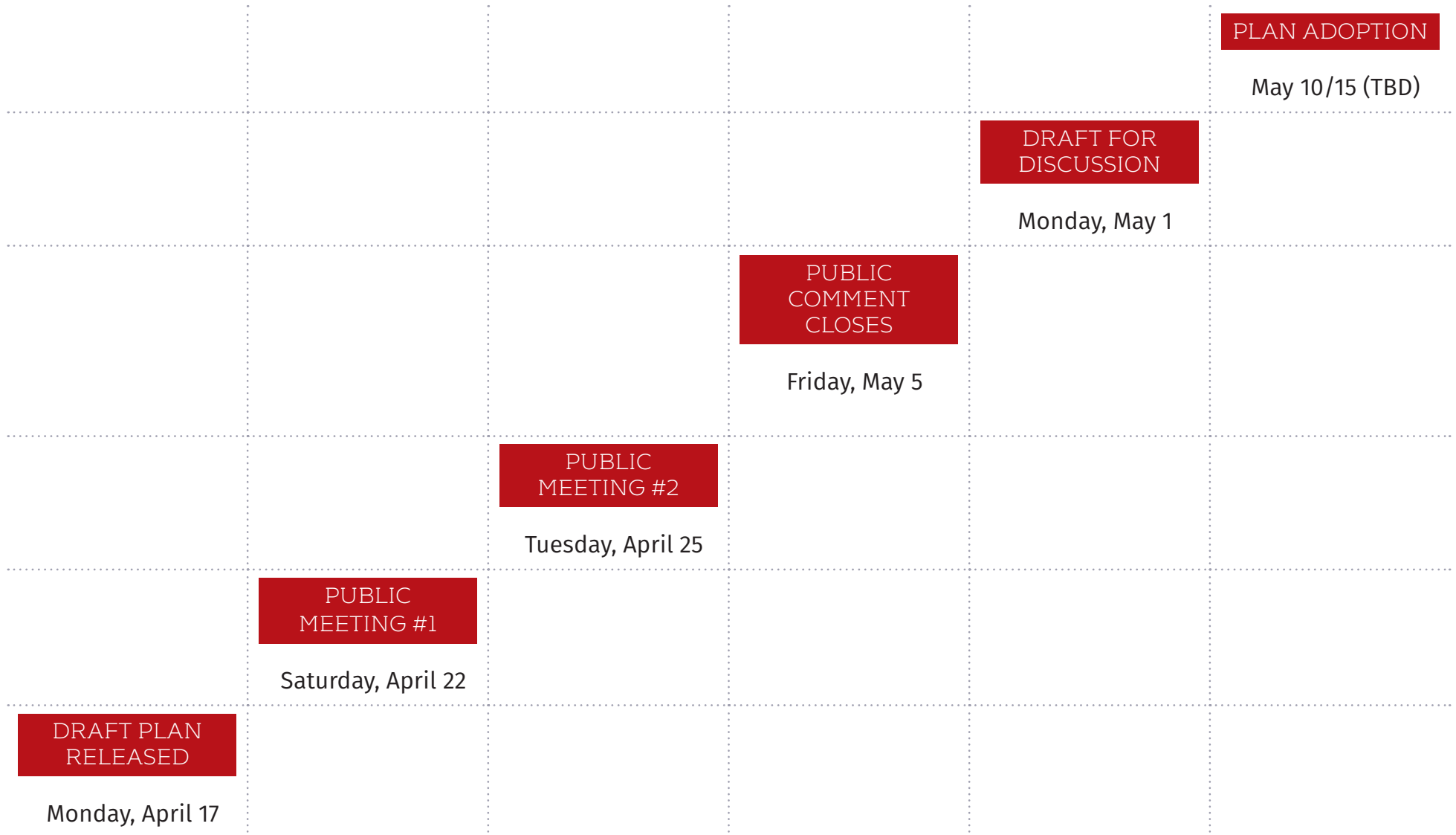
Saturday, April 22

City Municipal
Building
1:00 PM

Tuesday, April 25

Felegy Elementary
School
6:30 PM

+ Next Steps





Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Jake Rollow

Submitting Department: Community Services

Item Type: Proclamation

Agenda Section: Consent Items (9:10 p.m. - 9:15 p.m.)

SUBJECT

National Volunteer Week Proclamation

Motion #

165-04-FY17

Recommendation:

I move that the Mayor and Council proclaim April 23-29, 2017, National Volunteer Week in the City of Hyattsville.

Sponsor(s):

At the Request of the City Administrator

ATTACHMENTS

[Volunteer Week 2017.docx](#)

Summary Background:

National Volunteer Week is April 23-29, 2017.

Next Steps:

Proclaim April 23-29, 2017, National Volunteer Week in the City of Hyattsville.

Fiscal Impact:

NA

City Administrator Comments:

Recommend Support

Community Engagement:

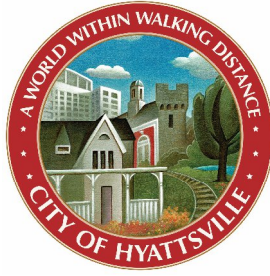
The City of Hyattsville offers volunteer opportunities to residents throughout the year.

Strategic Goals:

Strengthen the City's Identity as a Diverse, Creative, and Welcoming Community.

Legal Review Required?

NA



**PROCLAMATION
DECLARING APRIL 23-29 NATIONAL VOLUNTEER WEEK**

This proclamation declares April 23-29 to be National Volunteer Week in the City of Hyattsville to honor all who volunteer in our community and support and grow our spirit of service.

WHEREAS, countless residents of the City of Hyattsville serve their neighbors and their community every day; and

WHEREAS, these acts of service, big or small, are part of what make our community special, successful, and a joyful; and

WHEREAS, National Volunteer Week is a time to recognize those who volunteer and encourage others to serve; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Hyattsville declare April 23-29 to be National Volunteer Week. We encourage all residents to support their neighbors and community members, and embrace a spirit of service.

Candace B. Hollingsworth
Mayor
City of Hyattsville

April 17, 2016



Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Laura Reams

Submitting Department: Legislative

Item Type: Ordinance

Agenda Section: Action Items (9:15 p.m. - 9:35 p.m.)

SUBJECT

Adoption of Hyattsville Ordinance 2017-02, Sanctuary City (10 minutes)

Motion

166-04-FY17

Recommendation:

I move that the Mayor and Council adopt Hyattsville Ordinance 2017-02, Ordinance whereby the City Council establishes the City of Hyattsville as a Sanctuary City and establishes that the City of Hyattsville does not intervene in federal immigration matters. (SECOND READING & ADOPTION).

Sponsor(s):

Paschall, Hollingsworth, Wright, Warner, Ward, Solomon, Lawrence, Haba, Croslin

ATTACHMENTS

[HO 2017-02 Non-intervention Ordinance to Mayor and Council 4.5.17_FINAL.docx](#)

Summary Background:

President Trump has signed an Executive Order targeting local jurisdictions that refuse to expend local resources enforcing federal immigration laws with a threat that localities who refuse to comply with 8 U.S.C. 1373 will be ineligible for most federal funding. President Trump has also called for the creation of a Muslim Registry, which would unconstitutionally target residents in the United States, citizens and non-citizens alike, based on their religious belief.

The City of Hyattsville has a longstanding history of non-engagement in immigration issues - our Police Department has a longstanding practice of not inquiring about a person's immigration status, and when an officer becomes aware that a person is undocumented, our practice is not to proactively report that person's immigration status to federal authorities. Further, the City's current practice is not to expend City resources checking people against federal databases to inquire about whether the person is lawfully present.

These policies are key to public trust in our government, and especially police, institutions. Hyattsville has established a community-based policing model whereby officers are part of the fabric of our community. To utilize local law enforcement to target minority populations in Hyattsville for federal immigration enforcement would undermine our City's efforts to ensure public trust in our local law enforcement agencies.

This Ordinance will establish Hyattsville as a Sanctuary City, codifying the longstanding practices of the City of Hyattsville and clarifying that City staff and agents may not expend City resources, including staff time, on federal immigration enforcement activity. Moreover, this ordinance would prohibit the City from entering into a funding arrangement with the federal government that would deputize local law enforcement with federal immigration powers, or otherwise work to act as a local Deportation Force for the federal government. By refusing to enter into funding arrangements with the federal government regarding federal immigration enforcement and by prohibiting the use of City resources toward this endeavor, this Ordinance would prevent local taxpayer dollars from being used for federal immigration enforcement. This Ordinance would allow for local law enforcement to release detainees to

immigration enforcement authorities only if they produce an active criminal warrant for the person's arrest. This Ordinance will also prohibit the City from participating in any sort of registry of residents based on a protected class such as religion or race.

The motion was submitted on January 26, 2017 and a Public Hearing was held on March 6, 2017. The City Attorney has completed legal review of the motion and drafted the ordinance per Council input. The Ordinance was discussed by the Mayor and Council on March 20, 2017 and a first reading was held on April 3, 2017.

Next Steps:

Once passed, Staff will be required to undertake a review of existing forms to remove inquiries about immigration status, if any such forms request that information (unless the inquiry about immigration status is required by state or federal law).

Fiscal Impact:

TBD

City Administrator Comments:

The staff has reviewed the proposed ordinance and has no operational concerns.

Community Engagement:

A Public Hearing was held on March 6, 2017 and a forum for questions was posted on the City's Speak Up website.

Strategic Goals:

Goal 5: Strengthen the City's Identity as a Diverse, Creative, and Welcoming Community

Legal Review Required?

Legal Review Complete

CITY OF HYATTSVILLE
ORDINANCE 2017-02

An Ordinance whereby the City Council establishes itself the City of Hyattsville as a Sanctuary City and establishes that the City of Hyattsville does not intervene in federal immigration matters.

WHEREAS, the government of the United States of America has the exclusive authority to enact laws with respect to how foreign-born persons are granted entrance into the United States and determining who among them may stay; and

WHEREAS, the government of the United States of America has put in place a robust statutory and regulatory scheme regarding immigration; and

WHEREAS, the City of Hyattsville has the authority to enact laws which are not preempted by or in conflict with federal law or State law provided such authority has been granted to it by the state; and

WHEREAS, Maryland Annotated Code, Local Government Article, Section 5-202 grants to municipal corporations of the State of Maryland, including the City of Hyattsville, the power to preserve peace and good order and protect the health, comfort, and convenience of their residents and to enact laws regarding same; and

WHEREAS, it is the sense of the Mayor and Council that it is not a proper utilization of the City of Hyattsville's resources to enforce federal immigration laws; and

WHEREAS, City of Hyattsville law enforcement officers are not trained in immigration enforcement; and

WHEREAS, public safety is enhanced when members of the community cooperate with City law enforcement officers in the investigation of crimes to which such members of the community are victims or witnesses; and

WHEREAS, it is the sense of the Mayor and Council that the Hyattsville community is strengthened by the City providing benefits, services, and opportunities to individuals regardless of their citizenship or immigration status to the extent permitted by law; and

WHEREAS, it is the Mayor and Council's intent to maintain trust between members of the community and the City while ensuring public safety goals are met.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Hyattsville in regular session assembled that Chapter 61 of the City of Hyattsville Code is enacted as follows:

1 **§ 61-1 Non-intervention with Respect to Citizenship and Immigration.**

2
3 A. No official or employee may inquire into an individual's citizenship or immigration status.

4
5 B. If an official or employee learns of an individual's citizenship or immigration status, the official
6 or employee may not act based solely on the individual's citizenship or immigration status.

7
8 C. No official or employee may utilize or allow to be utilized City resources to support federal
9 civil immigration enforcement operations or activities.

10
11 **§ 61-2 Immigration Enforcement is a Federal Responsibility.**

12
13 A. No official or employee may detain or arrest an individual based solely on known or suspected
14 violations of federal civil immigration law.

15
16 B. No official or employee may utilize any individual's citizenship or immigration status as an
17 interrogation tool or tactic. No official or employee may communicate to a suspect, detainee, or
18 arrestee that any individual's ability to remain within the United States of America may be in
19 jeopardy. Nothing herein shall be construed as barring an official or employee from providing
20 information regarding an individual's citizenship or immigration status to that same individual.

21
22 C. No official or employee may enter into an agreement under 8 U.S.C. § 1357(g) or any other
23 federal law that permits state or local governmental entities to enforce federal immigration laws.

24
25 D. No provision in this Chapter shall be construed as prohibiting the City of Hyattsville Police
26 Department from:

27
28 1. Investigating, detaining, or arresting violators of the criminal law; or

29
30 2. Assisting any law enforcement agency with investigations or arrests relating to criminal
31 activity and suspected criminal activity other than violations of the civil immigration and
32 nationality laws of the United States of America; or

33
34 3. Complying with the provisions of 8 U.S.C. § 1373.

35
36 **§ 61-3 City Benefits.**

37
38 A. No official or employee shall condition the provision of City benefits, opportunities, or services
39 on a person's citizenship or immigration status unless required to do so by federal law, state law,
40 this Code, or court order.

41
42 B. No official or employee shall condition the provision of City benefits, opportunities, or services
43 based solely on the ability of the applicant to provide a driver's license or identification card issued
44 by the State of Maryland unless required to do so by federal law, state law, this Code, or court
45 order.

1 C. Unless otherwise required by law, the City shall accept identifications issued by social service
2 organizations as sufficient proof of identification for the purposes of providing City benefits,
3 opportunities, or services.

4
5 D. The City of Hyattsville shall not retain information related to an individual's citizenship or
6 immigration status. The City Administrator shall promptly conduct a review of all applications,
7 questionnaires, and interview forms utilized for the provision of City benefits, opportunities, or
8 services. Any information sought regarding citizenship or immigration status, other than those
9 required by federal law, state law, this Code, or court order, shall be removed.

10
11 E. No provision in this Chapter shall be construed as preventing any official or employee from
12 complying with 8 U.S.C. § 1644.

13
14 **§ 61-4 Discrimination and Unconstitutional Registries Prohibited.**

15
16 A. No official or employee shall discriminate against any person on the basis of citizenship,
17 nationality, or immigration status.

18
19 B. No official or employee shall participate in any federal registration program that requires
20 registration of individuals on the basis of age, race, color, creed, religion, national origin, ancestry,
21 disability, marital status, sex, sexual orientation, gender identity, physical characteristic,
22 citizenship, nationality, or immigration status. If any official or employee becomes aware of any
23 requirement that the City participate in any such program, the official or employee shall notify the
24 City Administrator immediately. The City Administrator shall inform the Mayor and Council of
25 the requirement and direct that the City Attorney review the requirement and advise the Mayor
26 and Council as to the legality of the requirement.

27
28 **§ 61-5 Reporting Requirements.**

29
30 The City Administrator shall report to the Mayor and Council the number of requests received by
31 the City from the federal government regarding any matter covered by this ordinance. The report
32 shall be made every six months and include the nature of the request or requests and the nature of
33 any response. The City Administrator shall respond to a request by the Mayor or a Councilmember
34 regarding a specific incident covered by this ordinance within two business days of the request.

35
36 **§ 61-6 Preemption or Conflicts.**

37
38 A. No provision of this Chapter shall apply whenever the provision conflicts with federal law,
39 state law, this Code, or court order.

40
41 B. This Chapter does not prohibit disclosure of information regarding citizenship or immigration
42 status if the disclosure is:

43
44 1. Required or authorized by federal law, state law, this Code, or court order; or

45
46 2. Authorized in writing by the subject of the information.

1
2 C. Nothing herein shall be construed as applying to the City of Hyattsville's requirements for
3 eligibility for employment and/or employee benefits.
4

5 **§ 61-7 Construction.**
6

7 The provisions of this Chapter shall be construed so as to be effective to the extent that they do not
8 conflict with federal law, state law, this Code, or any Court order.
9

10 **AND BE IT FURTHER ORDAINED** that if any provision of this Ordinance or the
11 application thereof to any person or circumstance is held invalid for any reason, such invalidity
12 shall not affect the other provisions or any other applications of the Ordinance which can be given
13 effect without the invalid provision or applications, and to this end, all the provisions of this
14 Ordinance are hereby declared to be severable;

15 **AND BE IT FURTHER ORDAINED** that this Ordinance shall take effect 20 days from
16 the date of its adoption;

17 **AND BE IT FURTHER ORDAINED** that a fair summary of this ordinance shall
18 forthwith be published twice in a newspaper having general circulation in the City and otherwise
19 be made available to the public.

20 **INTRODUCED** by the City Council of the City of Hyattsville, Maryland, at a regular
21 public meeting on April 3, 2017.

22 **ADOPTED** by the City Council of the City of Hyattsville, Maryland, at a regular public
23 meeting on April 17, 2017.

Adopted: _____

Attest: _____
Laura Reams, City Clerk

Candace B. Hollingsworth, Mayor

24
25
26 { } indicate deletions

27 _____/BOLD/CAPS indicate additions

28 Asterisks * * * Indicate matter retained in existing law but omitted herein
29
30



Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Laura Reams

Submitting Department: Legislative

Item Type: Legislative

Agenda Section: Action Items (9:15 p.m. - 9:35 p.m.)

SUBJECT

Change to Wall and Fence Ordinance (10 minutes)

Motion #

167-04-FY17

Recommendation:

I move that the Council direct the City Attorney to revise portions of Chapter 68 Article II subsections (7), (8), and (17) to allow maintenance, repair and replacement of non-conforming fences and add subsection (18) to address safety standards.

68-7, C (7)

"All fences or retaining walls and hedges legally existing on June 30, 2003 which do not comply with the general restrictions 1-6 above shall be deemed legal non-conforming uses."

68-7, C (8)

A fence or retaining wall deemed to be a legal non-conforming use under this subsection which has been removed or destroyed through no fault of, and due to circumstances beyond the control of the owner may be replaced or repaired in a manner substantially identical in all material respects to the fence or wall so removed or destroyed provided it is not repaired or replaced with a fence or wall using a different material or varying the height or length of such fence or wall. The owner or his or her agent must apply for an exception if any of the stated changes are to occur or if 100% of the fence or wall is to be replaced. Nothing contained in this subsection shall be construed to prohibit the maintenance and repair of a non-conforming fence or wall as long as the fence or wall is not changed in character and repairs are made with substantially the same materials.

68-7, C (17)

No fence or retaining wall may be erected or put in place without first obtaining a permit from the City, unless it is to maintain or repair a legal non-conforming fence or wall.

68-7, C (18)

All maintenance, repairs and replacement of non-conforming fences must comply with the safety standards outlined in this Chapter.

All fences and retaining walls, including those deemed a non-conforming use, within five feet of an intersection must be constructed in such a way that allows visibility for automobile and pedestrian traffic. Hedges and all plant material, with the exception of mature trees, must be trimmed or maintained in a way that:

Allows signs to be visible to drivers.

Keeps road users (vehicles, bicycles and pedestrians) visible to drivers.

Allows pedestrians and bicyclist see motor vehicles.

Keeps sidewalks and pedestrian paths clear of overhanging vegetation.

Sponsor(s):

Croslin

ATTACHMENTS

[Chapter 68 Housing Standards.pdf](#)

[County Code_Fences.pdf](#)

Summary Background:

The City Charter as currently written makes it a violation for residents with grandfathered/non-conforming fences to conduct routine maintenance and repair to more than 50% of their fence a year. In addition, the County's Ordinance, Section 27-420 requires that the "replacement of an existing fence must comply with the four (4 foot) limitation". This results in the County disapproving any resident's request for repair or replacement of a grandfathered/non-conforming fence.

Subsection (7) of our City Charter states that replacement constitutes (50%) or more of the fence or wall being replaced within one calendar year, and subsection (8) only allows for the fence to be repaired if it is damaged, removed, or destroyed and does not include natural aging. Natural aging is the most likely scenario for non-conforming (older) fences. Both of these standards are unnecessarily restrictive and prohibit residents who need to conduct routine maintenance and repair, or replacement of all or portions of their fence, to do so without violating City and County Ordinances. Repair, maintenance and/or replacement is needed on older fences to ensure the safety and aesthetics of their property. It can also impact surrounding property values.

These proposed modifications to the City's Charter will give residents greater flexibility to replace, maintain and repair non-conforming fences. Approval of these modifications may require a revision to the County Ordinance that is currently silent on maintenance and repair, but prohibits the replacement of fences over 4 feet.

Attached is a summary sheet with the changes highlighted in yellow.

This item was initially discussed with Council on January 23rd and February 21.

Next Steps:

Legal review

Fiscal Impact:

n/a

City Administrator Comments:

1) Staff can support, but will defer to the City Attorney to ensure no violation of the County Ordinance exists.

2) Residents who desire to replace a fence require a County Ordinance. The County prohibits replacement of a fence of more than 4 feet and does not make provisions for non-conforming fences. However, it is not clear whether the definition of replacement expands to maintenance and repair. If we assume that it does not, then if approved, the City would issue permits for repair and maintenance of non-conforming fences to ensure safety conditions are met.

3) Section 68-7, C (17) may need to be restated to ensure clarity of permit requirements.

Community Engagement:

None

Strategic Goals:

To maintain the aesthetics of the community by allowing residents to maintain their grandfathered walls and fences

Legal Review Required?

The City Attorney will be directed to develop an ordinance for adoption.

Chapter 68

HOUSING STANDARDS

- § 68-1. Adoption of standards by reference.
- § 68-2. Unsafe structures and equipment.
- § 68-3. Emergency measures.
- § 68-4. Demolition.
- § 68-5. Appeals.
- § 68-6. Notices and orders.

ARTICLE II

Fences and Walls

- § 68-7. Fences and walls.

ARTICLE III

Paved Surfaces

- § 68-8. Impervious surfaces on residential properties.
- § 68-9. Paving and driveway permit.

ARTICLE IV

Enforcement

- § 68-10. Violations and penalties.

[HISTORY: Adopted by the Mayor and Council of the City of Hyattsville 12-1-69. Sections 68-1, 68-2A and B(1) and 68-3A and F amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Municipal infractions - See Ch. 20.
Building construction - See Ch. 46.
Electrical standards - See Ch 55.
Fire prevention - See Ch. 59.
Health and sanitation - See Ch. 65.
Plumbing - See Ch. 93.
Licensing of rental units - See Ch. 96.
Zoning - See Ch. 120.

ARTICLE I

General

§ 68-1. Adoption of standards by reference. [Amended 5-3-05 by HR 05-06]

A. Subtitle 13, Housing and property standards, of the Prince George's County Code, as it may from time to time be amended, is hereby adopted by the City, and all of the powers, rights and requirements of compliance therein not in conflict with City Charter, this Code, or City regulations, may be exercised by the City.⁸ However, all references in Chapter 13 of the County Code (or the

⁸ *Editor's Note: A copy of the complete text of the standards adopted herein is on file and open to public inspection in the office of Code Enforcement.*

HYATTSVILLE CHARTER AND CODE

International Property Maintenance Code which the County Code currently incorporates) to the appointment, discipline, employment and termination of any property or code enforcement personnel or to a board of appeals shall not be effective in the City.

B. The Code Official shall be the City Administrator, his/her designee or any code enforcement officer of the City.

§ 68-2. Unsafe structures and equipment. [Amended 5-3-05 by HR 05-06]

A. General. When a structure or equipment is found by the Code Official to be unsafe, or when a structure is found unfit for human occupancy, or is found unlawful, such structure shall be condemned pursuant to the provisions of this Code. For purposes of this Chapter, condemnation means a declaration of illegality, danger or unfitness and does not include taking of property for compensation by a governmental unit.

(1) Unsafe Structures. An unsafe structure is one that is found to be dangerous to the life, health, property or safety of the public or the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation, that partial or complete collapse is possible.

(2) Unsafe Equipment. Unsafe equipment includes any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers or other equipment on the premises or within the structure which is in such disrepair or condition that such equipment is a hazard to life, health, property or safety of the public or occupants of the premises or structure.

(3) Structure Unfit for Human Occupancy. A structure is unfit for human occupancy whenever the Code Official finds that such structure is unsafe, or because of the degree to which the structure is in disrepair or lacks maintenance, is unsanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this Code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

(4) Unlawful Structure. An unlawful structure is one found in whole or in part to be occupied by more persons than permitted under this Code, or was erected, altered or occupied contrary to law.

B. Closing of vacant structures. If the structure is vacant and unfit for human habitation and occupancy, and is not in danger of structural collapse, the Code Official is authorized to post a placard of condemnation on the premises and order the structure closed up so as not to be an attractive nuisance. Upon failure of the owner to close up the premises within the time specified in the order, the Code Official shall cause the premises to be closed and secured through any available public agency or by contract or arrangement by private persons and the cost thereof shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate and may be collected by any other legal resource.

C. Notice. Whenever the Code Official has condemned a structure or equipment under the provisions of this section, notice shall be posted in a conspicuous place in or about the structure affected by such notice and served on the owner or the person or persons responsible for the structure or equipment in accordance with §68-6(c). If the notice pertains to equipment, it shall also be placed on the condemned equipment. The notice shall be in the form prescribed in §68-6(b).

HYATTSVILLE CHARTER AND CODE

D. Placarding. Upon failure of the owner or person responsible to comply with the notice provisions within the time given, the Code Official shall post on the premises or on defective equipment a placard bearing the word “condemned” and a statement of the penalties provided for occupying the premises, operating the equipment or removing the placard.

(1) Placard Removal. The Code Official shall remove the condemnation placard whenever the defect or defects upon which the condemnation and placarding action were based have been eliminated. Any person who defaces or removes a condemnation placard without the approval of the Code Official shall be subject to the penalties provided by this Code.

E. Prohibited occupancy. Any occupied structure condemned and placarded by the Code Official shall be vacated as ordered by the Code Official. Any person who shall occupy a placarded premises or shall operate placarded equipment, and any owner or any person responsible for the premises who shall let anyone occupy a placarded premises or operate placarded equipment shall be liable for the penalties provided by this Code.

§ 68-3. Emergency measures. [Amended 5-3-05 by HR 05-06]

A. Imminent danger. When, in the opinion of the Code Official, there is imminent danger of failure or collapse of a building or structure which endangers life, or when any structure or part of a structure has fallen and life is endangered by the occupation of the structure, or when there is actual or potential danger to the building occupants or those in the proximity of any structure because of explosives, explosive fumes or vapors or the presence of toxic fumes, gases or materials, or operation of defective or dangerous equipment, the Code Official is hereby authorized and empowered to order and require the occupants to vacate the premises forthwith. The Code Official shall cause to be posted at each entrance to such structure a notice reading as follows: “this structure is unsafe and its occupancy has been prohibited by the Code Official.” It shall be unlawful for any person to enter such structure except for the purpose of securing the structure, making the required repairs, removing the hazardous condition or of demolishing the same.

B. Temporary safeguards. Notwithstanding other provisions of this Code, whenever, in the opinion of the Code Official, there is imminent danger due to an unsafe condition, the Code Official shall order the necessary work to be done, including the boarding up of openings, to render such structure temporarily safe whether or not the legal procedure herein described has been instituted, and shall cause such other action to be taken as the Code Official deems necessary to meet such emergency.

C. Closing streets. When necessary for public safety, the Code Official shall temporarily close structures and close, or order the authority having jurisdiction to close, sidewalks, streets, public ways and places adjacent to unsafe structures, and prohibit the same from being utilized.

D. Emergency repairs. For the purposes of this section, the Code Official shall employ the necessary labor and materials to perform the required work as expeditiously as possible.

E. Costs of emergency repairs. Costs incurred in the performance of emergency work shall be paid by the City. The legal counsel of the City shall institute appropriate action against the owner of the premises where the unsafe structure is or was located for the recovery of such costs.

F. Hearing. Any person ordered to take emergency measures shall comply with such order forthwith. Any affected person shall thereafter, upon petition directed to the City, be afforded a hearing as described in this chapter.

§ 68-4. Demolition. [Amended 5-3-05 by HR 05-06]

HYATTSVILLE CHARTER AND CODE

A. General. The Code Official shall order the owner of any premises upon which is located any structure, which in the Code Official's judgment is so dilapidated or has become so out of repair as to be dangerous, unsafe, insanitary or otherwise unfit for human habitation or occupancy, such that it is unreasonable to repair the structure, to demolish and remove such structure; or if such structure is capable of being made safe by repairs, to repair and make safe and sanitary or to demolish and remove at the owner's option; or where there has been a cessation of normal construction of any structure for a period of more than one year, to demolish and remove such structure.

B. Notices and orders. All notices and orders shall comply with §68-6.

C. Failure to comply. If the owner of a premises fails to comply with a demolition order within the time prescribed, the Code Official shall cause an action to be filed in the court for demolition and recovery of all costs and fees (including attorney and expert fees) incurred in the enforcement of this subsection. The cost of such demolition and removal shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

D. Salvage materials. When any structure has been ordered demolished and removed, the governing body or other designated officer under said contract or arrangement aforesaid shall have the right to sell the salvage and valuable materials at the highest price obtainable. The net proceeds of such sale, after deducting the expenses of such demolition and removal, shall be promptly remitted with a report of such sale or transaction, including the items of expense and the amounts deducted, for the person who is entitled thereto, subject to any order of a court. If such a surplus does not remain to be turned over, the report shall so state.

§ 68-5. Appeals. [Amended 5-3-05 by HR 05-06]

A. Any person affected by any notice or order which has been issued in connection with the enforcement of any provision of this chapter may request and shall be granted a hearing on the matter before the head of code enforcement or his/her designee, or the head of the public works department when appropriate, who shall in either case be the hearing officer. Provided, however that such person requesting the hearing (the "appellant") must file in the office of the City Administrator a signed written notice of appeal, requesting a hearing and setting forth a brief statement of the reasons therefore, within ten (10) days after service of a notice or order.

B. Upon receipt of such notice of appeal, the hearing officer shall promptly set a time and place for such hearing and shall give the person appealing and other enforcement personnel notice thereof. Notice of the hearing shall be posted at the property in a conspicuous place no later than forty-eight (48) hours before the hearing indicating the nature of the proceeding, the time and place of the hearing and the name and telephone number of the person to contact for additional information.

C. The hearing officer shall determine such appeals in writing as promptly as practicable. After such hearing, the hearing officer may affirm, amend, modify or withdraw the notice or order appealed from. The decision of the hearing officer shall constitute an order, and any person who shall fail, refuse or neglect to comply with any such order shall be guilty of violating the provisions of this chapter.

D. The decision of the hearing officer shall in all cases be final, except that any appellant or party directly aggrieved by a decision of the hearing officer may appeal to a court of record of competent jurisdiction for a further review, on the record made in front of the hearing officer provided that appellant does so within thirty (30) days after the rendering of such decision. The decision of the

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hearing officer in any case on appeal may be stayed by the hearing officer pending a decision by the court.

E. Whenever a Code Official finds that an emergency exists which requires immediate action to protect the public health, he/she may, without notice of hearing, issue an order reciting the existence of such an emergency and requiring that such action be taken as he/she deems necessary to meet the emergency. Notwithstanding the other provisions of this chapter, such order shall be effective immediately, but, upon petition to the person hearing such appeal, shall be afforded a hearing as soon as possible. After such hearing, depending upon the finding as to whether the provisions of this Code and of the rules and regulations adopted pursuant thereto have been complied with, the hearing officer shall continue such order in effect or modify it or revoke it.

§ 68-6. Notices and orders. [Amended 5-3-05 by HR 05-06]

A. Notice to person responsible. Whenever the Code Official determines that there has been a violation of this Code or has grounds to believe that a violation has occurred, notice shall be given in the manner prescribed in §§b and c, immediately below, to the person responsible for the violation as specified in this Code. Notices for condemnation procedures shall also comply with §68-2(c).

B. Such notice prescribed in § A shall be in accordance with all of the following:

- (1) be in writing.
- (2) include a description of the real estate sufficient for identification.
- (3) include a statement of the violation or violations, why the notice is being issued and the day and time the violation was discovered.
- (4) include a correction order allowing a reasonable time to make the repairs and improvements required to bring the dwelling unit or structure into compliance with the provisions of this Code.
- (5) inform the property owner of the right to appeal.
- (6) include a statement of the right of the City to file a tax lien.

C. Method of service. Such notice shall be deemed to be properly served if a copy thereof is:

- (1) delivered personally to the tenant if any, and to the owner of record; or
- (2) sent by certified mail addressed to the last known address of the owner and the tenant, if any, so long as a copy thereof shall be posted in a conspicuous place or about the structure affected by such notice.

D. Penalties. Penalties for noncompliance with orders and notices shall be as set forth in section 68-10(e)(4).

E. Transfer of ownership. It shall be unlawful for the owner of any dwelling unit or structure who has received a compliance order or upon whom a notice of violation has been served to sell, transfer, mortgage, lease or otherwise dispose of such dwelling unit or structure to another until the provisions of the compliance order or notice of violation have been complied with, or until such owner shall first furnish the grantee, transferee, mortgagee or lessee a true copy of any compliance order or notice of violation issued by the Code Official and shall furnish to the Code Official a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of such compliance order or notice of violation and fully accepting the responsibility

without condition for making the corrections or repairs required by such compliance order or notice of violation.

ARTICLE II

Fences and Walls

§ 68-7. Fences & Walls. [Added 11-3-03 by HO-2003-07, Amended 5-3-05 by HR 05-06, Amended 2-8-14 by HO 2014-01]

A. Definitions. In this chapter the following words shall have the following meaning:

(1) “Fence.” Any structure, barrier, partition or hedge having the effect of or erected or placed for the purpose of enclosing a piece of land, dividing a piece of land into distinct portions, separating two contiguous estates, or stopping and/or creating an obstacle to pedestrian crossings; and consisting of a section or sections of any type of plants, fencing material, chain, railing, arbor, trellis, blocks, bricks, stones, wood, iron wire, plastics, concrete or any other building or construction material; provided, however, that a structure or hedge which is solely for decorative purposes shall not constitute a fence, as long as such structure or hedge does not exceed three (3) feet in height, and provided that such structure or hedge on any lot does not, in total, consist of more than four (4) eight (8) foot long sections, with no more than two (2) such sections being connected or located within twelve (12) feet of each other. The length of the materials shall be measured at their longest point. Such decorative structures shall be landscaped along their total length with bushes, shrubs, plants or flowers.

(2) “Front yard.” All that area between a paved street and a line running (parallel to the street) the full length of the lot along either the front of the building or the building restriction line (whichever area is greater). In the event the building is in front of the building restriction line, the line shall be drawn at the front of the house or the main building on the lot in question. Any unimproved adjacent lot owned by the same owner as the improved lot shall use the same lines as the improved lot to define the front yard. A lot can have only one front yard.

(3) “Rear yard.” All that area between the back property line and a line drawn across the rear of the house or main building of the lot in question and running the width of the lot. A lot can have only one rear yard.

(4) “Side yard.” All the area which is not considered front yard or rear yard, ordinarily between the front and rear yard.

(5) “Building restriction line.” The building setback requirement established by the Prince George’s County Zoning Ordinance which establishes the closest point to a street that a building may be constructed in the zone in question.

(6) “Height.” The distance between the finished grade of ground on the lower side and the top of the fence or hedge.

(7) “Retaining wall” or “Wall.” A barrier built to retain or support the lateral pressure of earth or water or other superimposed loads.

B. Purpose. It is the intent and purpose of this section to protect the public health, safety, and general welfare of the City of Hyattsville and its residents by generally regulating the placement of fences on property. Such regulation shall, among other things: permit the rapid, free and unobstructed access to buildings by emergency vehicles, personnel and equipment; allow for the

unobstructed establishment, maintenance and creation of public rights-of-way along the streets and sidewalks in the City; prevent the obstruction or reduction, by man-made structures, of visibility at corners, driveways and intersections for drivers and pedestrians; add to the attractiveness and comfort of the residential district; create a better home environment in the City; preserve an area which is generally regarded by the public as pleasing to the eye; and preserve, improve and protect the general character of lands within the City and the improvements thereon.

C. General regulations.

The following regulations apply on all lots in the City:

(1) Front yards.

(a) Except as hereinafter provided, fences over four (4) feet in height are prohibited in the front yard.

(b) Retaining walls constructed in the front yard extending along the street for more than four (4) feet shall not be more than one (1) foot above the higher side grade of any lot.

(c) A front yard fence (except a hedge or fence made primarily from growing plant) shall be thirty-five percent (35%) open (visible through), when viewed perpendicular to the fence except when the fence is within fifteen feet (15') of a paved street or alley or driveway in which case it must be fifty percent (50%) visible through when viewed perpendicular to the fence.

(d) Any hedge or shrubbery must be trimmed so that it does not impede the progress or the visibility of motor vehicles and passersby.

(2) Side yard fences. Except as otherwise provided herein, a fence may be located in any part of the side yard of a lot.

(3) Rear yard fences. Except as otherwise provided herein, fences are allowed in the rear yard. Fences in rear yards where the rear lot line is a continuation of the front yard line of the adjacent lot shall be set back 15 feet from the property line.

(4) No fence shall exceed six (6) feet in height.

(5) Regardless of the above regulations, at the intersection of all streets, alleys and driveways, no fence over three (3) feet shall be within fifteen (15) feet of the paved street or alley.

(6) On all commercial or multifamily residential property, the finished face of retaining walls and fences shall be limited to the following materials: brick, stone, stucco, iron and aluminum. All other materials shall require an exception.

(7) All fences or retaining walls legally existing on June 30, 2003 which do not comply with the general restrictions 1-6 above shall be deemed legal non-conforming uses. However, a hedge that qualifies as a fence shall not be a legal non-conforming use unless the life of the entire hedge is threatened by conforming to this code. A replacement fence or wall except as provided below in #8 shall conform to the requirements of this Chapter. A replacement means fifty percent (50%) or more of the fence or wall being replaced within one (1) calendar year.

(8) A fence or retaining wall deemed to be a legal non-conforming use under this subsection which has been removed or destroyed through no fault of, and due to circumstances beyond the control of the owner, (except for natural aging) may be replaced or repaired in a manner substantially identical in all material respects to the fence so removed or destroyed provided it is repaired or

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replaced within 180 days from the date of the removal or damage. If any portion of a fence or wall is replaced with a fence or wall using a different material or style for such fence or wall or varying the height or length of such fence or wall, the owner or his agent must apply for an exception. Nothing contained in this subsection shall be construed to prohibit the maintenance and repair of a non-conforming fence or wall as long as the fence or wall is not changed in character and repairs are made with materials substantially the same as the materials requiring maintenance or repair.

(9) All fences and retaining walls placed or completed after June 30, 2003 shall conform to the requirements of this chapter.

(10) No fence made in whole or in part of barbed wire or chicken wire shall be erected or constructed along or adjacent to any street, avenue, road, alley, public walk, nor immediately adjacent to an adjoining lot or property line.

(11) No fence or retaining wall, the design or construction of which would be detrimental to the public welfare, health, safety or comfort of the citizens of the City will be permitted to be erected.

(12) Any protective railings, fences, retaining walls or barriers, which do not conform to the provisions of this code due to either the location, dimensions, materials or open percentage, will be required to receive an exception.

(13) No gate shall swing outward on any public road, sidewalk, or public passageway within the City.

(14) No person shall allow or cause to be built or placed any retaining wall or fence, or combination thereof, which does not meet all design and construction specifications of the Prince George's County Building Code.

(15) Retaining walls shall be designed to resist the pressure of the retained material, including both dead and live load surcharges, to which they may be subjected, and to ensure stability against overturning, sliding, excessive foundation pressure and water uplift.

(16) All fences and retaining walls must be maintained in a structurally safe and sound manner and in good repair.

(17) No fences or retaining wall may be erected or put in place or repaired for more than 25% of its surface without first obtaining a permit from the City. A late fee of twenty-five dollars (\$25.00) shall be assessed for failing to apply for a permit before beginning work on the fence or retaining wall. The City will issue a permit unless the proposed action does not conform to this code and no exception therefor has been granted. The application for a permit shall contain all information relevant and necessary to determine whether the particular permit may be issued, including but not limited to:

(a) The applicant's full name, current address, telephone number and proof of identity;

(b) A brief description and/or picture of the nature, material and height of the fence or wall;

(c) The specific location proposed of the fence or wall including whether it is a front yard fence.

D. Exceptions.

The Council may grant an exception to the above general regulations in Article II as provided herein.

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(1) Procedures.

(a) Application. All requests for an exception shall be made by application filed with the City. The City shall make available an application form which shall require an accurate description of the subject property, the exception being requested, the basis of the request, and the addresses of adjacent property owners.

(b) In addition to the application, the applicant shall submit the following:

(i) One (1) copy of a site plan, survey or other graphic illustration satisfactory to the City which accurately depicts the location of all relevant features of the property, including but not limited to structures, property lines, setback lines and all other features that, when viewed together, result in the need for the requested exception. The site plan, survey or other graphic illustration must also depict the measurements of and between these features and the location, size and scope of the requested exception; and

(ii) One (1) copy of a written explanation by the applicant describing how the proposed use meets the relevant standards prescribed in Subsection D(5) below. The applicant must also verify that he/she has given written notice of the application and a summary of the exception requested to the immediately adjacent property owners (including those properties across a street, alley or stream).

(2) Public hearing. Before making its decision on any application for exception, the Council may hold a public hearing on the matter. Any hearing shall be open to the public and records and minutes shall be maintained at all such hearings. The Council shall issue a written decision either granting, granting with modifications or conditions, or denying the exception application within thirty (30) days from the closing of the hearing or as soon thereafter as may be reasonably possible. The Council shall provide a copy of its written decision to the persons of record.

(3) Notice of hearing. Notice of the hearing shall be sent via mail, postmarked not less than seven (7) days prior to the date of the hearing to the applicant. Additionally, notice of the hearing shall be sent via mail to the owners of abutting property (including those properties directly across a street, alley, or stream). The notice shall contain:

(a) The date, time and place of the hearing; and

(b) A brief statement describing the specific nature of the exception requested.

(4) No refiling. If the Council denies an application for exception, no further application concerning the same specific subject on the same property may be filed for a period of two years from the date of the decision.

(5) Standard of review. An exception may only be granted by the Council when:

(a) The granting of the exception will not substantially impair the intent, purposes or integrity of the policies of the City, will not conflict with county law, and will not adversely affect the health, safety, welfare or peace of the general public or nearby land owners; and either

(b) A specific parcel of land has exceptional narrowness, shallowness, or shape, exceptional topographic conditions or other extraordinary situations or conditions; or

(c) The strict application of the general regulations herein will result in peculiar and unusual practical difficulties to, or exceptional or undue hardship upon, the owner of the property.

(6) Other laws. Nothing in this section shall be construed to relieve the applicant of any other duties, obligations, restrictions or requirements, including but not limited to permit requirements, of other sections of the City code, the Prince George's County Code, or any other relevant laws, rules, ordinances or regulations.

(7) The City Administrator may allow temporary fences for up to one full year not in strict conformity with this Chapter at construction or excavation work sites in order to protect the safety of the public and of the workers at the site. No barbed or razor wire shall be allowed.

ARTICLE III

Paved Surfaces

§68-8. Impervious surfaces on residential properties. [Amended 3-15-04 by HO-2004-04, Amended 5-3-05 by HO-2005-06]

A. Notwithstanding the Prince George's County Code provisions relating to impervious surface coverage, the impervious surface area of the front yard of any residential property in the City of Hyattsville shall not exceed twenty-five percent (25%) of the total area of the front yard.

B. Definitions.

(1) "front yard" shall mean in addition to the definition in this Chapter, that for buildings on corner lots where the building faces an intersection rather than either of the streets, the front yard shall be the triangular area between the paved streets and a line drawn across that side of the building nearest the street and facing the intersection.

(2) "impervious surface" shall include, but not be limited to, concrete, asphalt, pavers, brick, and gravel, and all paved and prepared drivable surfaces pursuant to §114-72.1 of this Code. Non-drivable surfaces, including a sidewalk no wider than 42", shall not be counted as impervious surface for purposes of this subsection.

C. Any properly permitted impervious surface coverage existing on April 1, 2004 that does not comply with the restrictions contained in this section shall be deemed a legal nonconforming use until April 1, 2009 and may be repaired. Any replacement of the impervious surface shall conform to the requirements of this section. Replacement means any work on at least fifty percent (50%) of the impervious surface for any reason. However, after April 1, 2009 all such legal non-conformance uses must cease and be in compliance with this chapter.

§68-9. Paving and driveway permit. [Amended 3-15-04 by HO-2004-04, Amended 5-3-05 by HO-2005-06]

A. No person may install, widen, extend, or enlarge, or allow to remain in place any impervious surface, including gravel, in the front yard of residential property in the City of Hyattsville without first obtaining a paving and driveway permit from the Code Compliance. Further it shall be unlawful to allow to remain in place any impervious surface not in conformity with this Code.

B. The application for a permit shall contain all information relevant and necessary to determine whether the permit may be issued, including, but not limited to:

(1) the applicant's full name, current address, telephone number and proof of identity and the name, address and telephone number of the property owner, if not the same as that of the applicant;

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(2) a full description of the proposed installation, including the material to be installed, the amount of the material that will be installed, the square footage of the area to be covered, and the specific location on the property of the proposed installation; and

(3) a site plan or other plan or plat acceptable to the Director of the Department of Public Works drawn to scale reflecting the location of all structures on the property, any and all existing impervious surfaces, the total square footage of all impervious surfaces currently located on the property, the total area of the lot or property in question and the zoning of the property.

C. At the time of filing a paving permit application, the applicant shall pay a permit fee of fifty dollars (\$50.00). The permit fee shall accompany the application. A late fee of twenty-five dollars (\$25.00) shall be assessed for failing to apply for the permit prior to beginning work.

D. Code Compliance shall be responsible for issuing permits or exceptions under this Article. The application for a permit may be denied, granted or granted with reasonably necessary conditions. The applicant may appeal the denial of a permit or a special exception to the City Administrator or his/her designee pursuant to §69-7 of this code.

E. The Head of Code Enforcement or his/her designee may grant an exception to the restriction contained in section 68-8(A) above, when an applicant can prove to the Director's satisfaction:

(1) that the applicant must exceed the impervious surface coverage limitation in order to install such surface for medical reasons (*i.e.*, To construct a ramp to access a house or provide parking for a handicapped person who resides at the property); or

(2) that the applicant cannot otherwise provide for any off-street parking on their property.

F. Code Compliance may only grant an exception for the minimum amount necessary and may impose reasonably necessary conditions. In no event shall an exception allow the impervious surface area in the front yard of a residential property to exceed a total of fifty percent (50%) of the total area of the front yard or violate any county, state or federal law as to impervious surfaces.

ARTICLE IV

Enforcement

§ 68-10. Violations and penalties. [Amended 7-16-01 by HB 01-03, Amended 5-3-05 by HO-2005-06]

A. Unless otherwise provided, violations of this Chapter shall be punishable as a municipal infraction and the fine for any single initial violation shall be one hundred dollars (\$100.00), with the fine for each repeat of that offense shall be two hundred dollars (\$200.00).

B. The fine for any single initial violation of Article II shall be two hundred fifty (\$250.00) and the fine for each repeat of that offense shall be five hundred dollars (\$500.00).

C. In addition to the penalties prescribed above, the City shall have the right to institute injunction, mandamus or any other appropriate civil action or proceeding to prevent violations of this chapter. The provisions of the Real Property Article of the Maryland Code §14-120, as amended, shall be followed when they apply to the proceeding.

D. Where a municipal infraction citation has been issued for a violation of this Chapter, each thirty (30) day period following the issuance of said citation during which the violation(s) continues

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unabated or recurs shall constitute a separate violation for which additional citations may be issued, and additional fines incurred.

E. Stop Orders.

(1) Whenever any work is being done without a permit, when such is required by this Code, or in violation of the provisions of this Chapter or in exception with the term of any permit issued for such work, the City Administrator or his or her duly authorized representative, or the Code Officer, may order all or part of the work on the job stopped until such violation or exception is eliminated and the work or installation made in violation of this subtitle is corrected. Such stop order, if oral, shall be followed by a written stop order within twenty-four (24) hours (excluding Saturday, Sunday or holidays).

(2) It shall be unlawful to do or perform any work in violation of such stop order, except as may be necessary to prevent injury or damage to persons or property or to correct the violation.

(3) The stop order shall contain, or be accompanied by, a written notice indicating that there is a right to a hearing within a reasonable time before the City Administrator or his or her designee. Such request for a hearing must be filed in writing at the City office no later than seventy-two (72) hours. The owner or permittee affected by such stop order shall be entitled to such hearing as quickly as feasible, but at least within forty-eight (48) hours of receipt of such request for hearing by the City Administrator. The City Administrator, or a designated impartial member of his or her staff who has or is delegated authority to act, shall afford the owner or permittee a fair hearing with an opportunity to present evidence or testimony that is relevant to the stop order. The owner or permittee shall be afforded reasonable notice of the time and place of the hearing at the time of the request in person, or by telephone or other appropriate means if the request is forwarded in writing.

(4) The penalty for violating any stop order shall be a misdemeanor with a maximum penalty of one thousand dollars (\$1,000.00) and/or thirty (30) days imprisonment.

F. Abatement. The City may order the abatement of any violation of this Chapter pursuant to the notice and orders requirements of this Chapter at §68-6. Hearings on such notices and orders shall be governed by §68-5 appeals.

COUNTY

- **Sec. 27-420. - Fences and walls.**

- (a) Unless otherwise provided, fences and walls (including retaining walls) more than six (6) feet high shall not be located in any required yard, and shall meet the setback requirements for main buildings. (See Figure 42.) On lots consisting of one (1) acre or less, fences in the front yard shall not be more than four (4) feet high unless a variance is approved by the Board of Appeals. In the case of a corner lot consisting of one (1) acre or less, fences in the front yard or side yard shall not be more than four (4) feet high unless a variance is approved by the Board of Appeals. Fences constructed pursuant to a validly issued building permit prior to October 1, 2008, shall not be deemed nonconforming; however, replacement of an existing fence must comply with the four (4) foot limitation.
 - (b) In the R-T Zone (or any other zone developed in accordance with the R-T Zone), walls or fences up to eight (8) feet high may be constructed anywhere in the rear yard without meeting setback requirements.
 - (c) For zero lot line development approved for a lot created under the optional residential design approach provisions of Subtitle 24, walls or fences up to eight (8) feet high may be located in any yard without meeting the setback requirements.
 - (d) Walls and fences more than four (4) feet high (above the finished grade, measured from the top of the fence to grade on the side of the fence where the grade is the lowest) shall be considered structures requiring building permits.
 - (e) Stranded barbed and/or razor wire are prohibited on all fences and walls, except for land that is assessed for agricultural use, and land used for installation and operation of high-voltage equipment at substations for electrical generation, transmission, and distribution in connection with providing public utility service in the County by a regulated public utility.
 - (f) Electrically charged/energized fences are prohibited, except for land that is assessed for agricultural use.
 - (g) Except for fences less than four (4) feet in height, fences not requiring a permit, and fences on land assessed as agricultural uses, all structural support (vertical posts and horizontal rails) shall face the interior of the subject lot. (See Figure 42.1).
- (CB-72-2008; CB-22-2009; CB-3-2015; CB-4-2016)

- **Sec. 27-421. - Corner lot obstructions.**

On a corner lot, no visual obstruction more than three (3) feet high (above the curb level) shall be located within the triangle formed by the intersection of the street lines and points on the street lines twenty-five (25) feet from the intersection. (See Figure 43.)

(CB-37-1988)

- **Sec. 27-421.01. - Frontage.**

Each lot shall have frontage on, and direct vehicular access to, a public street, except lots for which private streets or other access rights-of-way have been authorized pursuant to Subtitle 24 of this Code. Additional provisions are contained in Sections [27-431](#)(d) and (e) and [27-433](#)(e) and (f).

(CB-46-1985)



Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Lesley Riddle

Submitting Department: Public Works

Item Type: Contract

Agenda Section: Discussion Items (9:35 p.m. - 10:00 p.m.)

SUBJECT

Acceptance of Request for Proposal Selection for City-Wide Traffic Study (10 minutes)

Motion #

Discussion, Scheduled for Action, 5/1

Recommendation:

Sponsor(s):

At the Request of the City Administrator

ATTACHMENTS

Summary Background:

In January of 2017 the City solicited a Request for Proposal (RFP) to conduct a transportation study to include recommendations and actions to improve vehicular, pedestrian, and bicycle traffic over the next 5 years.

Six firms submitted proposals by the February 2017 deadline. A five person committee evaluated the six proposals and determined that proposals from three of the firms were highly effective in responding to the requirements of the solicitation.

The three recommended firms participated in an in-person interview conducted in early March. At the conclusion of the interviews, two of the three firms distinguished themselves from the third firm and were recommended for a second interview.

A second round of phone interviews were held with the top two firms and consisted of a detailed questions and answer period for the purpose of clarifying any outstanding questions.

At the conclusion of the second round of interviews, the committee assessed all the materials and responses and is recommending to the City Council to award a contract for services to the firm Toole Design Group. In its recommendation to the Council, it was the professional judgement of the committee that Toole Design Group was the most responsive to the City's solicitation and best understood the City's transportation challenges. With respect to scope of services, Toole Design Group proposed a more robust program that the committee determined would provide the most effective prioritized actionable plan which could be implemented by the City.

Next Steps:

With Council approval staff will facilitate the contract with Toole Design Group, with the cost not to exceed \$250,000.00

Fiscal Impact:

Funding for this study is in the Capital Improvement Project budget.

City Administrator Comments:

Recommend Support

Community Engagement:

As part of the RFP requirement Toole Design Group will conduct community meetings and outreach to City residents.

Strategic Goals:

Ensure the Long-Term Economic Viability of the City

Legal Review Required?

Complete



Hyattsville City Council Agenda Item Report

Meeting Date: April 17, 2017

Submitted by: Lesley Riddle

Submitting Department: Public Works

Item Type: Memorandum of Understanding

Agenda Section: Discussion Items (9:35 p.m. - 10:00 p.m.)

SUBJECT

Phase 2 - MD500 Lighting Expenditure (15 minutes)

Motion #

Discussion, Scheduled for Action on 5/1

Recommendation:

Sponsor(s):

At the Request of the City Administrator

ATTACHMENTS

[REV_MD 500 Lighting Memo_Phase2_Hyattsville_2017-0328.pdf](#)

[PedestrianLightingPolicy_09_09_2008 \(1\).pdf](#)

[MOU #5 MD500 Hyattsville \(002\)_10-3-2016.docx](#)

[MD 500_REV FR_LightingCost_Breakout_2017-0313_with_Contingency.pdf](#)

[EX_pLT-P001_MD500EXT.PDF](#)

[Environmental Design post approval form.pdf](#)

[Decorative Pedestrian Light Pole_Details.pdf](#)

Summary Background:

The City entered into a Memorandum of Understanding (MOU) with State Highway Administration (SHA) in 2014 to share the costs of the pedestrian lighting construction for Queens Chapel Road, Phase 1 of the MD 500 Community Safety and Enhancement Project .

Phase 2 of the Queens Chapel Road MD 500 Community Safety and Enhancement Project is now in the design phase. This portion of the project is located from the District of Columbia line to Maryland 208. SHA has requested the City enter into a MOU for the shared costs of the Phase 2 lighting construction. The estimated costs for the project are \$144,899.66.

Next Steps:

With Council approval of the MOU, the design of the pedestrian lighting for Phase 2 of the MD 500 Community Safety and Enhancement Project will be completed. Construction timing will be determined by SHA.

Fiscal Impact:

The costs for this project will be included in the Capital Improvements Budget of the fiscal year of project construction.

City Administrator Comments:

Recommend Support

Community Engagement:

SHA and the City staff will engage with residents as needed during the design and construction phase of the MD500 project.

Strategic Goals:

Ensure the Long-Term Economic Viability of the City

Legal Review Required?

Complete



MEMORANDUM

Date: March 28, 2017

To: Michael Osborne/Ramesh Sreerama (TEDD)

From: Jeremy Mocny/James Rasmussen

Subject: MD 500 Pedestrian Lighting - Phase 2 within City of Hyattsville Limits

CC:

Work Order Number: 31669-381

Contract Number: PG3645184

Project: MD 500 Community Safety and Enhancement Project from DC Line to MD 208

This is an update to the December 2015 memo submitted to SHA regarding project wide pedestrian lighting. The MD 500 Community Safety and Enhancement Project from DC Line to MD 208 spans three local jurisdictions, starting with Prince George's County at the southern project limit, City of Mount Ranier in the middle of the project, and the City of Hyattsville at the norther project limit. This memo reflects the current pedestrian lighting design intent within the City of Hyattsville limits only, based on discussions with the SHA project team and the City of Hyattsville. Design coordination and review with SHA and the City of Hyattsville is on-going.

Project Background

Whitman, Requardt, and Associates (WRA) has been tasked with preparing pedestrian lighting plans to support SHA Office of Highway Development's (OHD) project along MD 500 from the DC line to MD 208. As part of the project, MD 500 will be resurfaced, medians will be constructed, along with the reconstruction of sidewalk, curbs, and gutters. This is phase 2 of a project to enhance MD 500 from the DC line to MD 410. Phase 1 of the project, from MD 208 to MD 410 and entirely within the limits of the City of Hyattsville, is currently under construction. The lighting plans were prepared for that project by WRA.

After performing our initial field survey, existing decorative lighting was noted at the MD 500 and MD 208 intersection; however, the existing decorative lighting is not continuous throughout the Phase 2 project limits. There are also utility pole mounted lease lights spaced sporadically throughout the project limits and vary by location. The lease light wattages (W) range from 70W, 100W, 150W, 175W, 250W, to 400W.

Lighting Analysis/Design

WRA utilized the same analysis and design approach for pedestrian lighting along the sidewalks as used for the Phase 1 project. WRA analyzed the light levels on the sidewalk provided by all existing lights and determined that the existing light levels provided does not meet SHA's sidewalk lighting requirements. The proposed option includes selective addition of decorative pedestrian lights where utility pole mounted lease lights do not provide adequate light levels on the sidewalk. A summary of the proposed lighting option developed is provided below; see attached photometric plans for proposed light pole locations. Light levels along the roadway were not calculated nor considered.

Existing Lighting Conditions

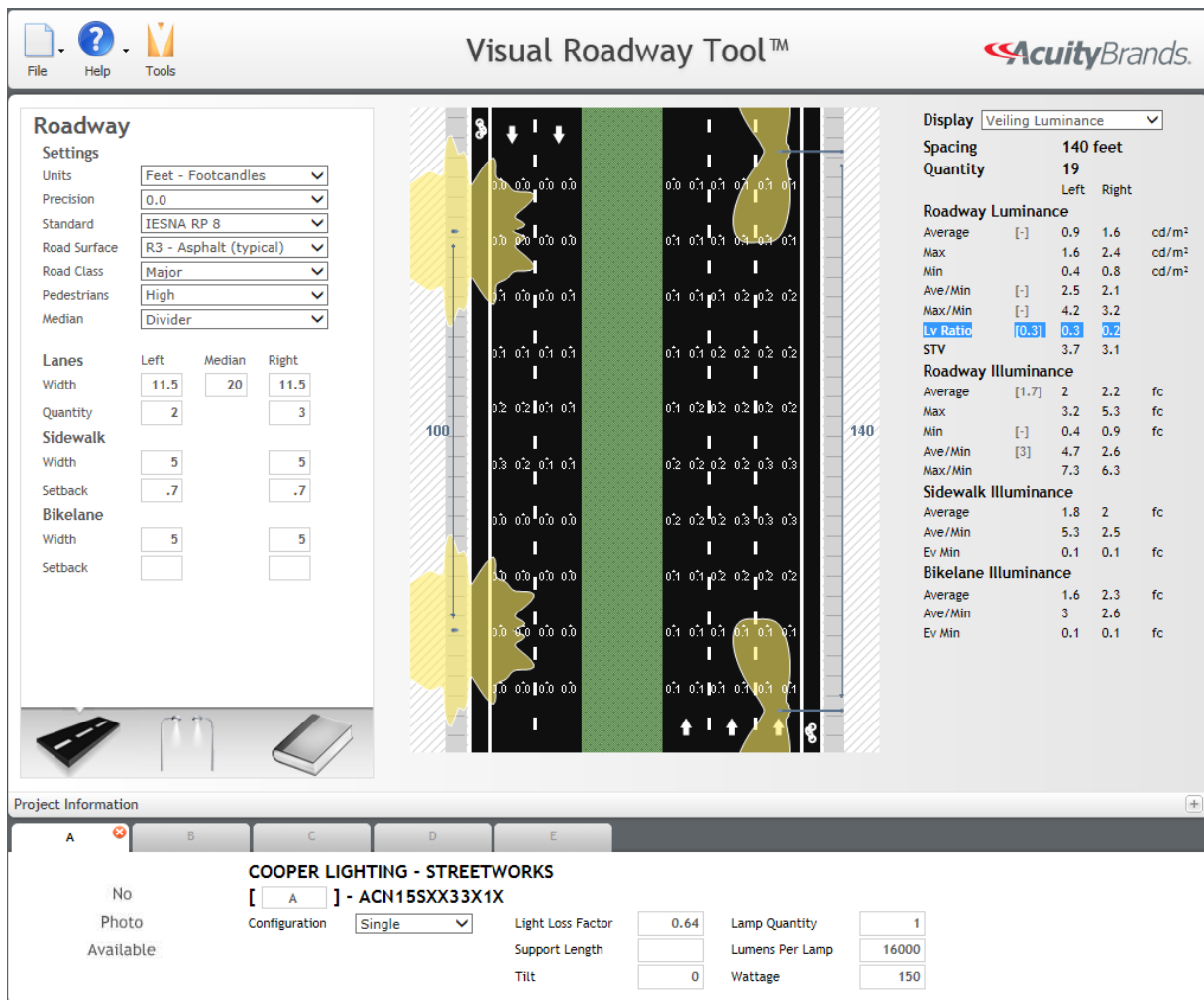
As mentioned above, there is a mix of lease lights and decorative lights along the MD 500 corridor. The existing lease lights and decorative pedestrian lights do not meet the lighting requirements of IES RP-8 for the sidewalks at all locations. Evaluating the existing light levels in our photometric software, Visual, the light levels do not meet the minimum required as per RP-8 for the sidewalk, as listed in the tables below.

IES RP-8 Light Level Requirements			
	Min. Avg. (fc)	Uniformity Ratio (avg./min.)	Veiling Luminance (max. vertical luminance/avg. horizontal luminance)
Sidewalk (See Note)	0.5	4.0	0.3
Note: Medium Density Residential (IES RP-8, Section 3, Table 6)			

Proposed Option

For the proposed option, the existing conditions were taken into consideration. In locations where the requirements were not met, we first examined upgrades to the existing lease lights, including adding lease lights to existing utility poles that do not currently have lease lights, and increasing the wattage of the existing lease lights. If after modifying existing lease lights the lights still did not produce the required light levels per RP-8, we added 150 watt decorative pedestrian lights in these locations. The sidewalks were evaluated separately on a block by block basis and along each side of MD 500.

We began our analysis using the fixture from the Phase 1 design (150 Watt HPS Type III, 17' mounting height, Cooper Lighting Model No. ACN15SP233142BKA). After completing our horizontal illuminance lighting analysis using this fixture, it was determined that this particular fixture did not meet the veiling luminance requirements as detailed in the table above from RP-8. A similar type III distribution fixture utilizing cut-off optics (Basis of Design: 150 Watt HPS Type III Cut-off, 17' mounting height, Cooper Lighting Model No. ACN15SP23C142BKA) was then selected for both horizontal illuminance analysis and veiling luminance analysis. The veiling luminance values were calculated using the Visual Roadway Tool (VRT) provided by Acuity Brands Lighting, since Visual Professional Edition (VPE) does not have the capability to compute the veiling luminance ratio. The VRT only allows analysis of one fixture type on each side of the street. This limitation did not allow us to compute the veiling luminance ratio for all blocks since most of the blocks in the project limits have a mixture of existing HPS lease lights and proposed ornamental pedestrian lights interspersed on the same side of the street. Due to this limitation, we chose a project representative block along MD 500 just west of the Chillum Road intersection. At this location, there are proposed ornamental pedestrian lights along MD 500 westbound and existing lease lights along MD 500 eastbound. Below the Lighting Summary table are the results from the VRT. The veiling luminance requirements were met for both eastbound and westbound MD 500 at this location. This should indicate that the remaining blocks would likely also meet the veiling luminance ratio requirements.



The lighting summary table below lists the proposed option throughout the City of Hyattsville limit. In the proposed conditions, all blocks except for three meet the minimum average light level requirements and uniformity ratio, as noted in the Remarks" column.

Lighting Summary (Illuminance Levels) – Sidewalk Only				
Location/Calculation Zone (E – MD 500 Eastbound; W – MD 500 Westbound)	Proposed Conditions		Proposed No. of Pedestrian Poles	Remarks
	Avg. (fc)	Uniformity Ratio (avg./min.)		
E – Bridge	0.7	7.0:1	-	Due to the length of the existing bridge, it was not possible to install pedestrian lights on the approach and departure and meet the lighting requirements. There are no existing utility poles to install lease lights as is the case along MD 500 westbound.
E – Station 246+00 to MD 208	1.3	3.3:1	10	-

MD 208 – Station 181+60 to Project Limits, Left	1.8	3.6:1	-	There are currently 6 pedestrian lights and 3 lease lights in this block. Due to the proposed removal of the existing acceleration lane and revision to the sidewalk location, 2 of the existing pedestrian lights will be relocated.
W – Bridge	0.7	1.8:1	-	-
W – Station 245+50 to Jamestown, Left	1.6	4.0:1	2	-
W – Station 248+50 to 171+50, Left	1.7	3.4:1	3	-
W – Station 171+50, Right to 253+25, Left	1.4	3.5:1	2	-
W – Station 252+00, Left	1.0	1.0:1	-	Proposed signal mounted luminaire provides light levels in the median cut-through 0.1 foot-candles below minimum
W – Station 252+50, Left	1.1	1.2:1	-	-
W – Station 253+50 to 254+00, Left	0.0	N/A	-	This location doesn't meet the lighting requirements. There are under canopy lights and parking lot lights that were not modeled which likely provide adequate light levels to meet the requirements. The existing parking lot paving is right up against the back of proposed sidewalk, preventing the installation of a pedestrian light.
W – Station 254+50 to 256+25, Left	0.9	3.0:1	1	-
W – Station 256+50 to 259+50, Left	0.9	3.0:1	2	-
W – Station 259+75 to 260+25, Left	1.5	3.8:1	1	-
W – Station 260+50 to 261+50, Left	1.3	2.6:1	1	-
W – Station 261+50 to 262+00, Left	1.0	2.5:1	-	-
Note: Uniformity ratios less than the minimum are considered more uniform and therefore are acceptable.				

Summary

The proposed option includes the following:

- 22 new ornamental pedestrian lights
- 2 existing ornamental pedestrian light relocations
- No additional lease lights or lease light upgrades

LIGHTING FUNCTION:
- PEDESTRIAN LIGHTING

LUMINAIRES:
- BASIS OF DESIGN: ORNAMENTAL LIGHT FIXTURES WITH 150W HIGH PRESSURE SODIUM, HI. REACH PF, 120V, TYPE III CUT-OFF, CLASSICAL CAGE TYPE, CLASSICAL TOP TYPE, MODERN FINIAL TYPE, AND BLACK COLOR (COOPER LIGHTING MODEL NO. ACN15SP23C142BKA)
- LIGHT-LOSS-FACTOR OF 0.64
- 17 FOOT MOUNTING HEIGHT
- 22 TOTAL LOW LEVEL LIGHT POLES
- 2 EXISTING RELOCATED LOW LEVEL LIGHT POLES

ILLUMINANCE LEVELS:
- IESNA RP-8 CRITERIA FOR SIDEWALKS WITH MEDIUM DENSITY RESIDENTIAL (IES RP-8, SECTION 3, TABLE 5) (0.5 fc HORIZONTAL MINIMUM AVERAGE ILLUMINANCE OR GREATER, 4.0:1 AVERAGE MINIMUM ILLUMINANCE RATIO OR LESS, 0.2 fc VERTICAL MINIMUM ILLUMINANCE OR GREATER).

LEGEND	
SYMBOL	DESCRIPTION
	EXISTING 70W HPS LEASE LIGHT TO REMAIN
	EXISTING 100W HPS LEASE LIGHT TO REMAIN
	EXISTING 150W HPS LEASE LIGHT TO REMAIN
	EXISTING 175W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS LEASE LIGHT TO REMAIN
	EXISTING 400W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS SIGNAL POLE LIGHT TO REMAIN
	PROPOSED 250W HPS SIGNAL POLE LIGHT
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO REMAIN
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO BE RELOCATED
	PROPOSED 150W ORNAMENTAL LIGHT POLE AND FIXTURE
	PROPOSED PHOTOMETRIC CONTOURS
	EXISTING PHOTOMETRIC CONTOURS



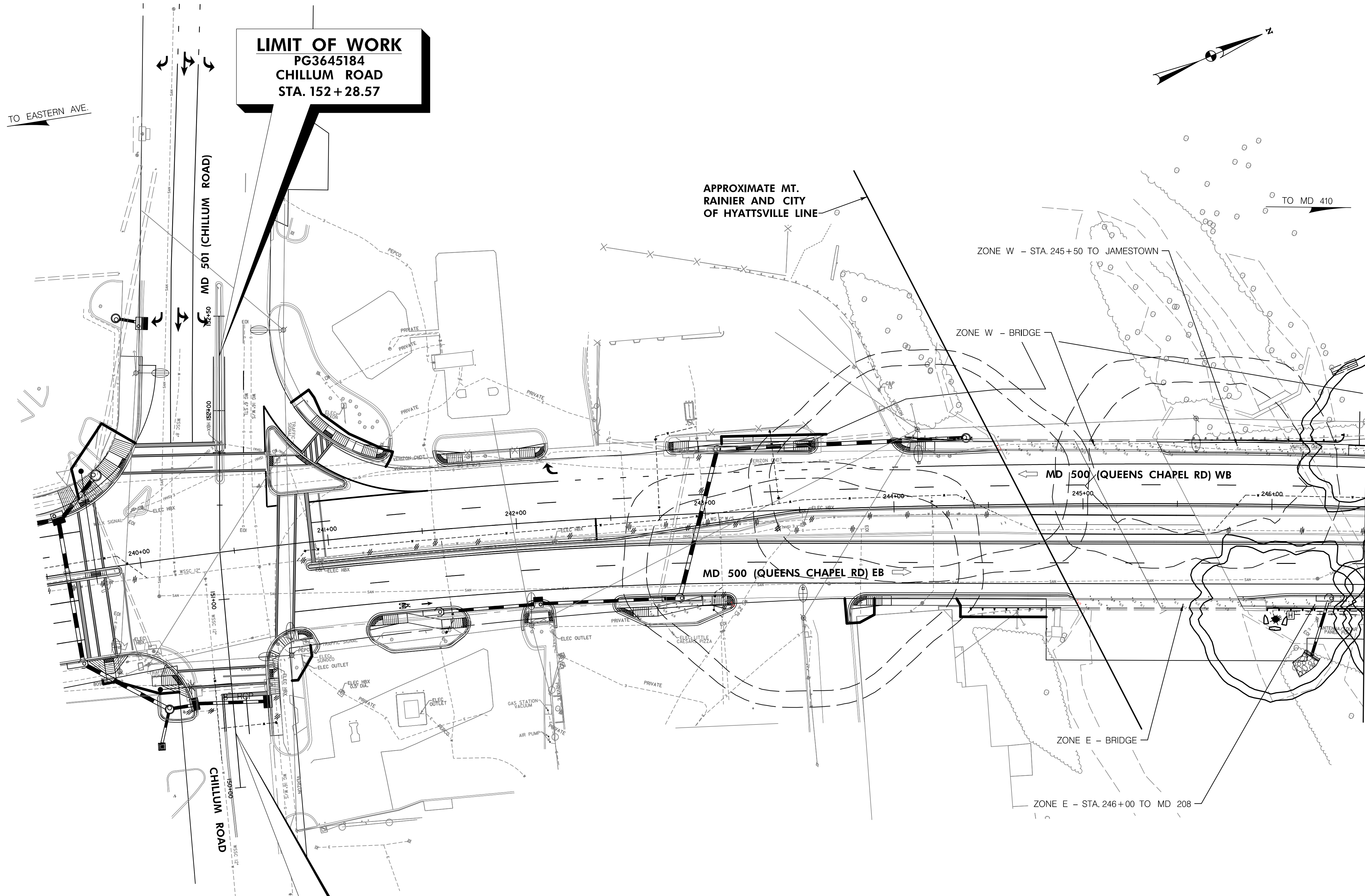
STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION
STATE HIGHWAY ADMINISTRATION
OFFICE OF TRAFFIC & SAFETY
TRAFFIC ENGINEERING DESIGN DIVISION

MD 500 COMMUNITY SAFETY AND ENHANCEMENT PROJECT
FROM DC LINE TO MD 208

PHOTOMETRIC LIGHTING PLAN

SCALE 1" = 30'	DATE MARCH 2017	CONTRACT NO. PG3645184
DESIGNED BY J. RASMUSSEN	COUNTY PRINCE GEORGE'S	
DRAWN BY J. RASMUSSEN	LOGMILE 16050000.00-16050001.16	
CHECKED BY J. MOCHNY	TMS NO.	
F.A.P. NO. SEE TITLE SHEET	TOD NO.	
DRAWING NO. LT-01	OF 5	SHEET NO. OF 209

PLOTTED: March 28, 2017
FILE: N:\31669-381\CADD\Photometric: Plan Sheet Submission\Hyattsville Memo_2017-0328\LT-P008_MD500EXT.dgn



ILLUMINANCE LEVELS						
CALCULATION ZONE	DESCRIPTION	AVERAGE ILLUMINANCE (fc)	MAX. ILLUMINANCE (fc)	MIN. ILLUMINANCE (fc)	MAX./MIN.	AVG./MIN.
E - BRIDGE, RT	MD 500 (QUEENS CHAPEL RD)	0.7	2.0	0.1	20.0:1	7.0:1
W - BRIDGE, LT	MD 500 (QUEENS CHAPEL RD)	0.7	1.3	0.4	3.3:1	1.8:1
W - Sta. 245+50 to JAMESTOWN, LT	MD 500 (QUEENS CHAPEL RD)	1.6	4.9	0.4	12.3:1	4.0:1
E - Sta. 246+00 to MD 208, RT	MD 500 (QUEENS CHAPEL RD)	1.3	4.8	0.4	12.0:1	3.3:1



Whitman, Requardt & Associates, LLP
801 South Caroline Street, Baltimore, Maryland 21231

BY: jrasmusen

LIMIT OF WORK
PG3645184
JAMESTOWN ROAD
STA. 160 + 88.96

LIMIT OF WORK
PG3645184
AGER ROAD
STA. 171 + 76.00

LIGHTING FUNCTION:

- PEDESTRIAN LIGHTING

LUMINAIRES:

- BASIS OF DESIGN: ORNAMENTAL LIGHT FIXTURES WITH 150W HIGH PRESSURE SODIUM, H.I. REACHPF, 120V, TYPE III CUT-OFF, CLASSICAL CAGE TYPE, CLASSICAL TOP TYPE, MODERN FINIAL TYPE, AND BLACK COLOR (COOPER LIGHTING MODEL NO. ACN15SP23C142BKA)
- LIGHT-LOSS-FACTOR OF 0.64
- 17 FOOT MOUNTING HEIGHT
- 22 TOTAL LOW LEVEL LIGHT POLES
- 2 EXISTING RELOCATED LOW LEVEL LIGHT POLES

ILLUMINANCE LEVELS:

- IESNA RP-8 CRITERIA FOR SIDEWALKS WITH MEDIUM DENSITY RESIDENTIAL (IES RP-8, SECTION 3, TABLE 5) (0.5 fc HORIZONTAL MINIMUM AVERAGE ILLUMINANCE OR GREATER, 4.0:1 AVERAGE MINIMUM ILLUMINANCE RATIO OR LESS, 0.2 fc VERTICAL MINIMUM ILLUMINANCE OR GREATER).

LEGEND

SYMBOL	DESCRIPTION
	EXISTING 70W HPS LEASE LIGHT TO REMAIN
	EXISTING 100W HPS LEASE LIGHT TO REMAIN
	EXISTING 150W HPS LEASE LIGHT TO REMAIN
	EXISTING 175W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS LEASE LIGHT TO REMAIN
	EXISTING 400W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS SIGNAL POLE LIGHT TO REMAIN
	PROPOSED 250W HPS SIGNAL POLE LIGHT
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO REMAIN
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO BE RELOCATED
	PROPOSED 150W ORNAMENTAL LIGHT POLE AND FIXTURE
	PROPOSED PHOTOMETRIC CONTOURS
	EXISTING PHOTOMETRIC CONTOURS



STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION
STATE HIGHWAY ADMINISTRATION
OFFICE OF TRAFFIC & SAFETY
TRAFFIC ENGINEERING DESIGN DIVISION

MD 500 COMMUNITY SAFETY AND ENHANCEMENT PROJECT
FROM DC LINE TO MD 208

PHOTOMETRIC LIGHTING PLAN

SCALE 1" = 30' DATE MARCH 2017 CONTRACT NO. PG3645184

DESIGNED BY J. RASMUSSEN COUNTY PRINCE GEORGE'S
DRAWN BY J. RASMUSSEN LOGMILE 16050000.00-16050001.16
CHECKED BY J. MOCNY TMS NO.
F.A.P. NO. SEE TITLE SHEET TOD NO.

DRAWING NO. LT-02 OF 5 SHEET NO. OF 209

ILLUMINANCE LEVELS

CALCULATION ZONE	DESCRIPTION	AVERAGE ILLUMINANCE (Fc)	MAX. ILLUMINANCE (Fc)	MIN. ILLUMINANCE (Fc)	MAX./MIN.	AVG./MIN.
W - Sta. 245+50 to JAMESTOWN, LT	MD 500 (QUEENS CHAPEL RD)	1.6	4.9	0.4	12.3:1	4.0:1
E - Sta. 246+00 to MD 208, RT	MD 500 (QUEENS CHAPEL RD)	1.3	4.8	0.4	12.0:1	3.3:1
W - Sta. 248+50 to 171+50, LT	MD 500 (QUEENS CHAPEL RD)	1.7	5.7	0.5	11.4:1	3.4:1
W - Sta. 171+50 to 253+25, LT	MD 500 (QUEENS CHAPEL RD)	1.4	3.0	0.4	7.5:1	3.5:1
W - Sta. 252+00, LT	MD 500 (QUEENS CHAPEL RD)	1.0	1.0	1.0	1.0:1	1.0:1
W - Sta. 252+50, LT	MD 500 (QUEENS CHAPEL RD)	1.1	1.3	0.9	1.4:1	1.1:1

TO EASTERN AVE.

TO MD 410

ZONE W - STA. 252+00

ZONE W - STA. 252+50

ZONE W - STA. 171+50 TO 253+25

ZONE W - STA. 248+50 TO 171+50

ZONE W - STA. 245+50 TO JAMESTOWN

MD 500 (QUEENS CHAPEL RD) WB

MD 500 (QUEENS CHAPEL RD) EB

MATCHLINE 253+50.00, SEE DWG. NO. LT-03

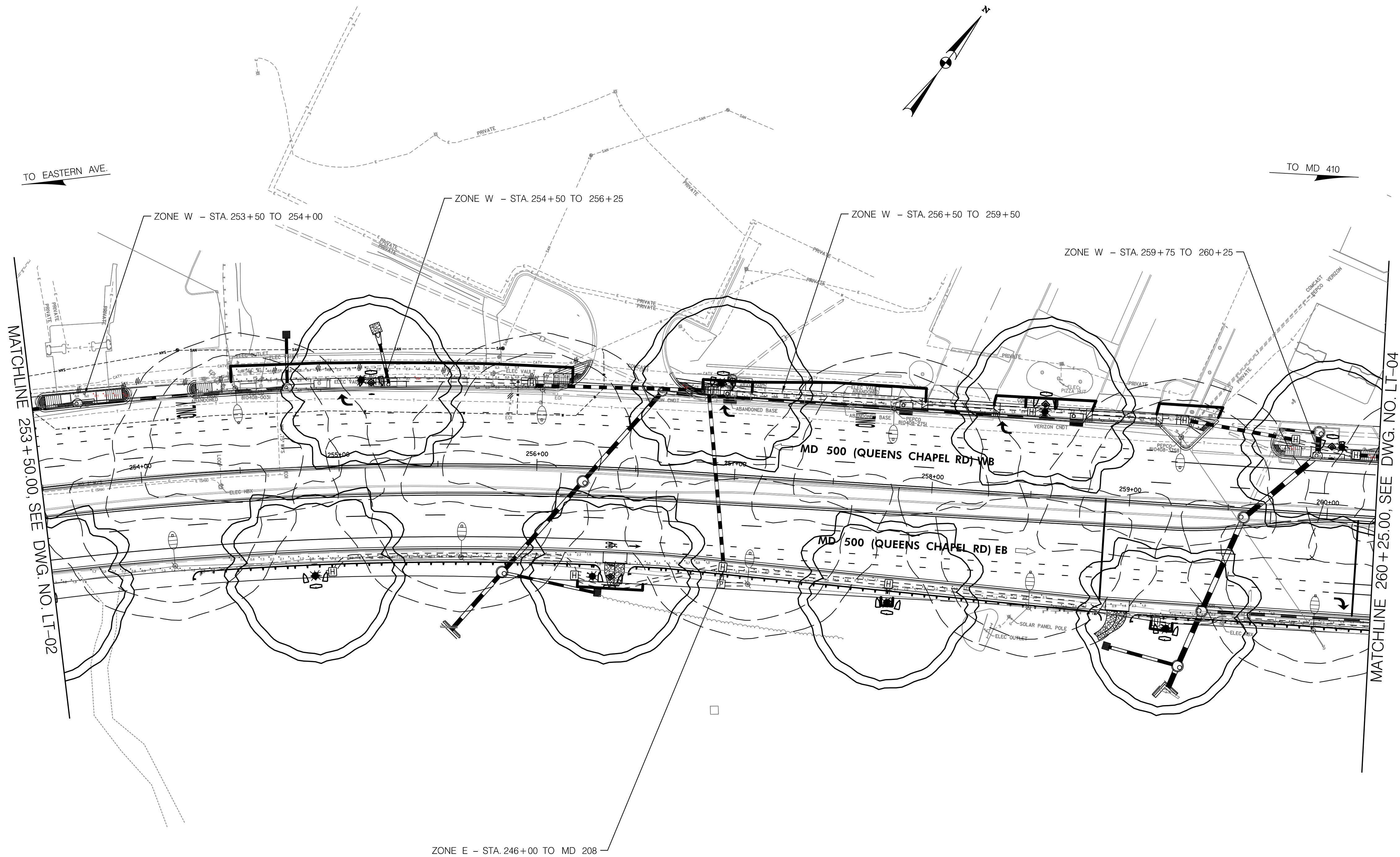
MATCHLINE 246+50.00, SEE DWG. NO. LT-01

ZONE E - STA. 246+00 TO MD 208



BY: J. Rasmussen

PLOTTED: March 28, 2017
FILE: N:\31669-381\CADD\Photometric Plan Sheet Submission\Hyattsville Memo_2017-0328.plt-P009_MD500EXT.dgn



- LIGHTING FUNCTION:**
- PEDESTRIAN LIGHTING
- LUMINAIRES:**
- BASIS OF DESIGN: ORNAMENTAL LIGHT FIXTURES WITH 150W HIGH PRESSURE SODIUM, H.I. REACHPF, 120V, TYPE III CUT-OFF, CLASSICAL CAGE TYPE, CLASSICAL TOP TYPE, MODERN FINIAL TYPE, AND BLACK COLOR (COOPER LIGHTING MODEL NO. ACN15SP23C142BKA)
 - LIGHT-LOSS-FACTOR OF 0.64
 - 17 FOOT MOUNTING HEIGHT
 - 22 TOTAL LOW LEVEL LIGHT POLES
 - 2 EXISTING RELOCATED LOW LEVEL LIGHT POLES
- ILLUMINANCE LEVELS:**
- IESNA RP-8 CRITERIA FOR SIDEWALKS WITH MEDIUM DENSITY RESIDENTIAL (IES RP-8, SECTION 3, TABLE 5) (0.5 fc HORIZONTAL MINIMUM AVERAGE ILLUMINANCE OR GREATER, 4.0:1 AVERAGE MINIMUM ILLUMINANCE RATIO OR LESS, 0.2 fc VERTICAL MINIMUM ILLUMINANCE OR GREATER).

LEGEND	
SYMBOL	DESCRIPTION
	EXISTING 70W HPS LEASE LIGHT TO REMAIN
	EXISTING 100W HPS LEASE LIGHT TO REMAIN
	EXISTING 150W HPS LEASE LIGHT TO REMAIN
	EXISTING 175W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS LEASE LIGHT TO REMAIN
	EXISTING 400W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS SIGNAL POLE LIGHT TO REMAIN
	PROPOSED 250W HPS SIGNAL POLE LIGHT
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO REMAIN
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO BE RELOCATED
	PROPOSED 150W ORNAMENTAL LIGHT POLE AND FIXTURE
	PROPOSED PHOTOMETRIC CONTOURS
	EXISTING PHOTOMETRIC CONTOURS

ILLUMINANCE LEVELS						
CALCULATION ZONE	DESCRIPTION	AVERAGE ILLUMINANCE (fc)	MAX. ILLUMINANCE (fc)	MIN. ILLUMINANCE (fc)	MAX./MIN.	AVG./MIN.
E - Sta. 246+00 to MD 208, RT	MD 500 (QUEENS CHAPEL RD)	1.3	4.8	0.4	12.0:1	3.3:1
W - Sta. 253+50 to 254+00, LT	MD 500 (QUEENS CHAPEL RD)	0.0	0.1	0.0	N/A	N/A
W - Sta. 254+50 to 256+25, LT	MD 500 (QUEENS CHAPEL RD)	0.9	2.6	0.3	8.7:1	3.0:1
W - Sta. 256+50 to 259+50, LT	MD 500 (QUEENS CHAPEL RD)	0.9	2.1	0.3	7.0:1	3.0:1
W - Sta. 259+75 to 260+25, LT	MD 500 (QUEENS CHAPEL RD)	1.5	2.3	0.4	5.8:1	3.8:1



STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION
STATE HIGHWAY ADMINISTRATION
OFFICE OF TRAFFIC & SAFETY
TRAFFIC ENGINEERING DESIGN DIVISION

MD 500 COMMUNITY SAFETY AND ENHANCEMENT PROJECT
FROM DC LINE TO MD 208

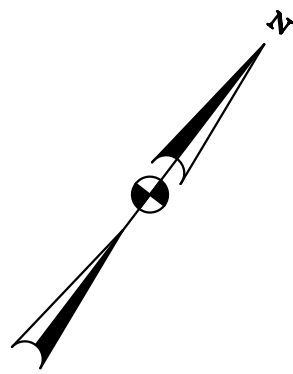
PHOTOMETRIC LIGHTING PLAN

SCALE 1" = 30'	DATE MARCH 2017	CONTRACT NO. PG3645184
DESIGNED BY J. RASMUSSEN	COUNTY PRINCE GEORGE'S	
DRAWN BY J. RASMUSSEN	LOGMILE 16050000.00-16050001.16	
CHECKED BY J. MOCNY	TMS NO.	
F.A.P. NO. SEE TITLE SHEET	TOD NO.	
DRAWING NO. LT-03	OF 5	SHEET NO. OF 209

BY: j.rasmussen



Whitman, Requardt & Associates, LLP
801 South Caroline Street, Baltimore, Maryland 21231



TO EASTERN AVE.

TO MD 410

MATCHLINE 260+25.00, SEE DWG. NO. LT-03

MATCHLINE 181+50, SEE DWG. NO. LT-05

RECONSTRUCTED UNDER PG5465184

LIMIT OF WORK
PG3645184
MD 500 (QUEENS CHAPEL ROAD)
STA. 263+80.38

LIGHTING FUNCTION:

- PEDESTRIAN LIGHTING

LUMINAIRES:

- BASIS OF DESIGN: ORNAMENTAL LIGHT FIXTURES WITH 150W HIGH PRESSURE SODIUM, H.I. REACHPF, 120V, TYPE III CUT-OFF, CLASSICAL CAGE TYPE, CLASSICAL TOP TYPE, MODERN FINIAL TYPE, AND BLACK COLOR (COOPER LIGHTING MODEL NO. ACN15SP23C142BKA)
- LIGHT-LOSS-FACTOR OF 0.64
- 17 FOOT MOUNTING HEIGHT
- 22 TOTAL LOW LEVEL LIGHT POLES
- 2 EXISTING RELOCATED LOW LEVEL LIGHT POLES

ILLUMINANCE LEVELS:

- IESNA RP-8 CRITERIA FOR SIDEWALKS WITH MEDIUM DENSITY RESIDENTIAL (IES RP-8, SECTION 3, TABLE 5) (0.5 fc HORIZONTAL MINIMUM AVERAGE ILLUMINANCE OR GREATER, 4.0:1 AVERAGE MINIMUM ILLUMINANCE RATIO OR LESS, 0.2 fc VERTICAL MINIMUM ILLUMINANCE OR GREATER).

LEGEND

SYMBOL	DESCRIPTION
	EXISTING 70W HPS LEASE LIGHT TO REMAIN
	EXISTING 100W HPS LEASE LIGHT TO REMAIN
	EXISTING 150W HPS LEASE LIGHT TO REMAIN
	EXISTING 175W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS LEASE LIGHT TO REMAIN
	EXISTING 400W HPS LEASE LIGHT TO REMAIN
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	PROPOSED 250W HPS SIGNAL POLE LIGHT
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO REMAIN
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO BE RELOCATED
	PROPOSED 150W ORNAMENTAL LIGHT POLE AND FIXTURE
	PROPOSED PHOTOMETRIC CONTOURS
	EXISTING PHOTOMETRIC CONTOURS



STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION
STATE HIGHWAY ADMINISTRATION
OFFICE OF TRAFFIC & SAFETY
TRAFFIC ENGINEERING DESIGN DIVISION

MD 500 COMMUNITY SAFETY AND ENHANCEMENT PROJECT
FROM DC LINE TO MD 208

PHOTOMETRIC LIGHTING PLAN

SCALE 1" = 30' DATE MARCH 2017 CONTRACT NO. PG3645184

DESIGNED BY J. RASMUSSEN COUNTY PRINCE GEORGE'S
DRAWN BY J. RASMUSSEN LOGMILE 16050000.00-16050001.16
CHECKED BY J. MOCNY TMS NO.
F.A.P. NO. SEE TITLE SHEET TOD NO.

DRAWING NO. LT-04 OF 5 SHEET NO. OF 209

ILLUMINANCE LEVELS

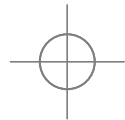
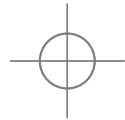
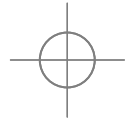
CALCULATION ZONE	DESCRIPTION	AVERAGE ILLUMINANCE (fc)	MAX. ILLUMINANCE (fc)	MIN. ILLUMINANCE (fc)	MAX./MIN.	AVG./MIN.
E - Sta. 246+00 to MD 208, RT	MD 500 (QUEENS CHAPEL RD)	1.3	4.8	0.4	12.0:1	3.3:1
W - Sta. 260+50 to 261+50, LT	MD 500 (QUEENS CHAPEL RD)	1.3	2.8	0.5	5.6:1	2.6:1
W - Sta. 261+50 to 262+00, LT	MD 500 (QUEENS CHAPEL RD)	1.0	1.9	0.4	4.8:1	2.5:1
W - Sta. 181+60 to PROJECT LIMITS, LT	MD 208 (HAMILTON ST)	1.8	7.7	0.5	15.4:1	3.6:1



Whitman, Requardt & Associates, LLP
801 South Caroline Street, Baltimore, Maryland 21231

BY: jrasmusen

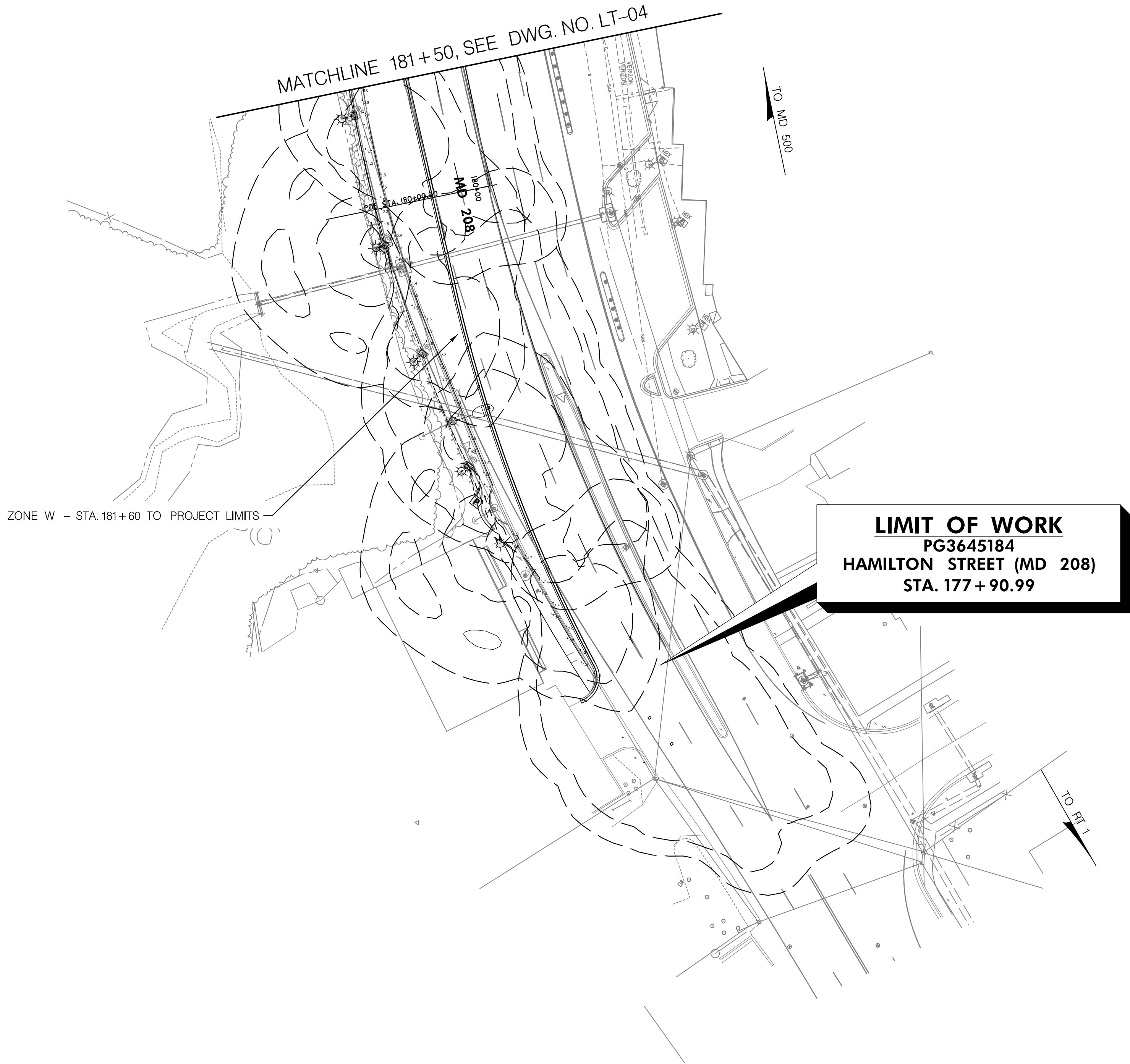
PLOTTED: March 28, 2017
FILE: N:\31669-381\CADD\Photometric Plan Sheet Submission\Hyattsville Memo_2017-0328.plt-P011_MD500EXT.dgn



BY: jrasmusen



Whitman, Requardt & Associates, LLP
801 South Caroline Street, Baltimore, Maryland 21231



ILLUMINANCE LEVELS						
CALCULATION ZONE	DESCRIPTION	AVERAGE ILLUMINANCE (fc)	MAX. ILLUMINANCE (fc)	MIN. ILLUMINANCE (fc)	MAX./MIN.	AVG./MIN.
W - Sta. 181+60 to PROJECT LIMITS, LT	MD 208 (HAMILTON ST)	1.8	7.7	0.5	15.4:1	3.6:1

- LIGHTING FUNCTION:**
- PEDESTRIAN LIGHTING
- LUMINAIRES:**
- BASIS OF DESIGN: ORNAMENTAL LIGHT FIXTURES WITH 150W HIGH PRESSURE SODIUM, HI. REACHPF, 120V, TYPE III CUT-OFF, CLASSICAL CAGE TYPE, CLASSICAL TOP TYPE, MODERN FINIAL TYPE, AND BLACK COLOR (COOPER LIGHTING MODEL NO. ACN15SP23C142BKA)
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- IESNA RP-8 CRITERIA FOR SIDEWALKS WITH MEDIUM DENSITY RESIDENTIAL (IES RP-8, SECTION 3, TABLE 5) (0.5 fc HORIZONTAL MINIMUM AVERAGE ILLUMINANCE OR GREATER, 4.0:1 AVERAGE MINIMUM ILLUMINANCE RATIO OR LESS, 0.2 fc VERTICAL MINIMUM ILLUMINANCE OR GREATER).

LEGEND	
SYMBOL	DESCRIPTION
	EXISTING 70W HPS LEASE LIGHT TO REMAIN
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	PROPOSED 250W HPS SIGNAL POLE LIGHT
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO REMAIN
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO BE RELOCATED
	PROPOSED 150W ORNAMENTAL LIGHT POLE AND FIXTURE
	PROPOSED PHOTOMETRIC CONTOURS
	EXISTING PHOTOMETRIC CONTOURS



STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION
STATE HIGHWAY ADMINISTRATION
OFFICE OF TRAFFIC & SAFETY
TRAFFIC ENGINEERING DESIGN DIVISION

MD 500 COMMUNITY SAFETY AND ENHANCEMENT PROJECT
FROM DC LINE TO MD 208

REVISIONS	PHOTOMETRIC LIGHTING PLAN	
	SCALE 1" = 30'	DATE MARCH 2017 CONTRACT NO. PG3645184
	DESIGNED BY J. RASMUSSEN	COUNTY PRINCE GEORGE'S
	DRAWN BY J. RASMUSSEN	LOGMILE 16050000.00-16050001.16
	CHECKED BY J. MOCNY	TMS NO.
	F.A.P. NO. SEE TITLE SHEET	TOD NO.
	DRAWING NO. LT-05 OF 5	SHEET NO. OF 209

PLOTTED: March 28, 2017
FILE: N:\31669-381\CADD\Photometric Plan Sheet Submission\Hyattsville Memo_2017-0328\pLT-P012_MD500EXT.dgn

PEDESTRIAN LIGHTING POLICY

MARYLAND STATE HIGHWAY ADMINISTRATION

In response to the increasing emphasis on urban revitalization programs, the Maryland State Highway Administration (Administration) is placing a new focus on the issue of pedestrian lighting. This focus also aligns with the Department of Transportation's increased emphasis on multi-modal transportation. Pedestrian lighting, when properly designed and installed, has benefits that include enhancing revitalization projects, increasing nighttime pedestrian use and commerce, increasing safety and security, improving aesthetics, and adding to the sense of pride of a community. Pedestrian lighting may also have adverse effects that include glare, light trespass, increased energy consumption and sky glow that should be considered when deciding to install pedestrian lighting. In some instances it may be preferable not to install pedestrian lighting due to environmental, financial or other considerations.

This policy addresses the issues pertaining to the warranting, funding, design, construction, and maintenance of pedestrian lighting systems in which the Administration will be involved. These issues are touched on below and explained in greater detail on the following pages.

While the Administration is proactively seeking to participate in the installation of pedestrian lighting, the Criteria for Eligibility section addresses certain elements that are considered to determine the extent to which it will participate and the priority it will be given. These include the proximity to transit centers, educational and other similar facilities, nighttime pedestrian and business activities, safety and security issues, and the availability of an Administration project as a construction vehicle. In addition, the Local Jurisdiction's commitment to participate in the design, construction, operation and maintenance of the lighting system is a consideration.

The Financial Responsibility section outlines the respective financial responsibilities for the Administration and Local Jurisdictions for the design, construction, and operation and maintenance of pedestrian lighting systems. Given the large selection of poles and fixtures with an equally wide range in prices, along with the flexibility a designer has to vary the number and spacing of fixtures to obtain a desired result, the extent of the Administration's participation will vary.

It is the intent of the Administration to allow flexibility for the Local Jurisdiction with regard to pedestrian lighting systems within given engineering parameters so that the final product will enhance the image of the community, and where necessary maintain historic and aesthetic sensitivity. This sensitivity to individual historical settings will result in variations in pedestrian lighting costs. The Design Standards and Responsibilities section specifies who will perform the design of the system addressing the selection of fixtures, photometric calculations, integration with roadway lighting systems, material specifications, obtaining permits and easement agreements, as well as the review and final approval process.

The Construction section specifies how pedestrian lighting systems will be constructed including who will perform the construction, inspection, and acceptance of the project, as well as the required coordination between contractors and utility companies.

PEDESTRIAN LIGHTING POLICY MARYLAND STATE HIGHWAY ADMINISTRATION

The effectiveness and benefits of the system depend upon periodic maintenance and quick repair of damaged fixtures. It is essential that the local jurisdiction be committed to the long-term upkeep of the pedestrian lighting systems. The Maintenance and Operations section will address the need for a memorandum of understanding between the Administration and the local jurisdiction regarding the requirements and obligations for the maintenance responsibility and energy costs associated with the pedestrian lighting systems.

CRITERIA FOR ELIGIBILITY

The Administration intends to participate in the design and construction of pedestrian lighting systems that are to be included as part of a proposed highway improvement, streetscape, revitalization or other transportation related project where sidewalks are either present or to be installed. The following criteria are to be considered in determining where pedestrian lighting may be utilized most effectively.

1. The system is within ½ mile of a transit center or ¼ mile of a major transit stop or is along a connection between two or more transit centers.
2. The system falls within a designated urban revitalization area.
3. The system is within ½ mile of an educational or similar facility that generates significant pedestrian traffic during hours of darkness.
4. The total number of pedestrians and/or bicyclists within any one-hour period of darkness is relatively high.
5. The system is within a commercial area with significant nighttime activities.
6. Pedestrian safety issues have been documented.

FINANCIAL RESPONSIBILITY

Administration Financial Responsibilities:

In general, when pedestrian lighting is warranted, the Administration will participate in the costs associated with design and construction of a pedestrian lighting system in one of its transportation related projects. However, due to the wide range of available styles, materials, poles, and fixtures, the Administration has established a limit for participation in the construction/installation. SHA's participation will be contingent upon the local jurisdiction's acceptance of the following conditions:

1. SHA will be responsible for the design costs of the pedestrian lighting system when the lighting system is designed by SHA or its consultants. SHA will not participate in design costs incurred by other entities other than a regulated public utility.

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MARYLAND STATE HIGHWAY ADMINISTRATION

2. SHA will be responsible for the costs associated with the installation of the pedestrian lighting infrastructure. For purposes of this policy, infrastructure is defined as conduits and handboxes.
3. SHA will fund 50% of the actual cost to furnish and install the wiring, light foundations, poles, standard light fixtures, luminaires, and lighting control cabinets, including metered service pedestals. The limits of SHA participation will be based upon a basic lighting system that is in conformance with the design standards noted elsewhere in this policy.
4. The local jurisdiction may select lighting fixtures of a more ornamental style they find in keeping with the local community's environment or theme. Any additional costs associated with the selected lights will be the responsibility of the local jurisdiction. These selections must meet the design standards stated herein.
5. The purchase of the lighting systems and their installation will be accomplished through the State of Maryland Procurement process. Separate purchase by the local jurisdiction will not be subject to participation by the Administration, except as part of an agreement with a regulated public utility for long term maintenance.
6. The local jurisdiction agrees to maintain the lighting system.

The Administration will be responsible for all costs of lighting associated with intersections of public roads where engineering studies indicate there is a significant safety risk involving vehicles. This lighting will be provided using equipment acceptable to the Administration.

Local Jurisdiction Financial Responsibilities

The local jurisdiction will assume operational and maintenance costs for the pedestrian lighting system. This includes energy costs, maintenance and damage repair or replacement. A Memorandum of Understanding or a signed letter of intent from the local jurisdiction must be obtained before the project is advertised.

1. The local jurisdiction will be responsible for funding 50% of the actual cost to furnish and install the wiring, light foundations, poles, standard light fixtures, luminaires, and lighting control cabinets, including metered service pedestals for a basic lighting system.
2. The local jurisdiction will be responsible for funding 100% of the increased cost associated with any ornamental style poles or fixtures.
3. The local jurisdiction will be responsible for any utility connection charges from the local utility company.
4. Should the local jurisdiction elect to purchase and install pedestrian lights subsequent to the construction of the highway improvement project, SHA will install the infrastructure as specified under condition 2 of Administration Financial Responsibilities. The local jurisdiction will be required to install the pedestrian lighting systems within 3 years of the completion of the highway project. Should the local jurisdiction fail to install an operational pedestrian lighting system within this time frame, SHA will make deductions from the local jurisdictions share of Highway User Funds equal to the cost of the installed infrastructure and system design costs incurred by SHA.

**PEDESTRIAN LIGHTING POLICY
MARYLAND STATE HIGHWAY ADMINISTRATION**

5. In some instances, at the request of the local jurisdiction, the local utility company may do the design and construction of the pedestrian lighting. In such instances, the local jurisdiction shall be responsible for all design, furnishing, installation, energy, maintenance, and amortized design and construction costs.
6. The local jurisdiction shall be responsible for any accessory equipment not required for the lighting system. This includes additional wiring and fixtures for the installation of outlets within the poles, banner attachments, etc.

DESIGN STANDARDS

The factors that shall be considered when designing pedestrian lighting are:

- The “theme” of the community as defined by previous projects, by historical considerations, or by the vision of the community.
- The environmental effect of the lighting including glare, light trespass, sky glow, and, energy and maintenance costs.
- The Illuminating Engineering Society of North America recommendations and design levels for pedestrian walkways.
- State and federal safety design guidelines.
- The National Electric Code requirements.
- Adverse effects on vehicles on the traveled roadway including light trespass on the road, and glare or veiling luminance for the driver.
- Local utility company requirements and capabilities.
- Right of way and easement needs.

DESIGN RESPONSIBILITIES

Administration Responsibilities

In all cases, the Administration will review and approve the design of a pedestrian lighting system to be constructed under an Administration Contract, or in Administration right of way.

The Administration will provide design services for the lighting, electrical system and other lighting infrastructure needs where not provided by the local utility company or an agent of the local jurisdiction. As noted above SHA will only participate in design costs provided by a

PEDESTRIAN LIGHTING POLICY MARYLAND STATE HIGHWAY ADMINISTRATION

regulated public utility. SHA design efforts will include coordination with pertinent agencies including the Maryland Historical Trust.

Other agencies that may design pedestrian lighting systems are:

- The local utility company. Many of the local utility companies are proficient in the design and installation of lighting.
- The local jurisdiction or their consultant. Often it is beneficial for the local jurisdiction to engage a consultant who is familiar with the many sources of lighting supplies, and who can guide them in making a choice that is aesthetically acceptable. Many suppliers will provide these services free of charge.

Local Jurisdiction Responsibilities:

The local jurisdiction will be responsible for identifying the style of lighting desired.

The local jurisdiction will be responsible for determining the limits of the lighting provided they meet the criteria noted above. Note that these may not exceed the limits stated in this policy.

The local jurisdiction will be responsible for determining, if they wish, for the local utility company to design and install the lighting.

The local jurisdiction will be responsible for determining how they anticipate having maintenance performed. If the local utility is to maintain the lighting, this may impact the design standards to be used.

The local jurisdiction will be responsible for completing the items above, and requesting that pedestrian lighting be included prior to the completion of 30% plans (Preliminary Investigation) by the Administration. The Administration can not initiate a design or switch from a utility company design to Administration design after the project has reached this level of completion.

The local jurisdiction will be responsible for obtaining needed easements or right of way for the lighting by a sidewalk ordinance or other means. This must be completed before the project is advertised. Failure by the local jurisdiction to obtain the necessary right-of-way prior to the scheduled advertisement date will result in the removal of the pedestrian lighting system from the contract.

CONSTRUCTION

There are three scenarios for installing pedestrian lighting systems:

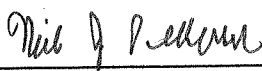
PEDESTRIAN LIGHTING POLICY
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1. The Administration's contractor shall install the system as part of their construction contract. The Administration will be responsible for advertising and awarding the contract including plans and specifications for the pedestrian lighting system. It will also administer the contract, approve materials and perform construction inspection of the system. Final acceptance of the system will be the responsibility of the Administration in conjunction with the local jurisdiction.
2. Where available, the local jurisdiction may opt to have the local utility company install the pedestrian lighting system. This is most often accomplished when the lighting is to be leased from the utility company or when the local jurisdiction has made arrangements with the utility company to maintain the system. The Administration will be responsible for the coordination of work by the utility company with that of the prime contractor performing the transportation project.
3. Subject to prior agreement, the SHA will install the infrastructure (handboxes and conduit) as a part of the SHA construction project. The local jurisdiction will then contract separately for completion of the system within 3 years of construction completion on SHA's project.

MAINTENANCE

The local jurisdiction will be required to enter into a maintenance agreement with the Administration to assume all associated maintenance costs, and ensure that routine maintenance and damage repair and replacement is performed in a timely manner. The jurisdiction may perform the maintenance with its own forces, through a contract agreement with an electrical maintenance contractor, or through the local utility company where available. Details regarding energy costs, the timeliness of repairs, and the percentage of lights to be operational at all times will be specified in the maintenance agreement.

APPROVED:



Administrator
Maryland State Highway Administration

9/9/08

Date

MEMORANDUM OF UNDERSTANDING

MD 500 Pedestrian Lighting
From Washington D.C. Line to MD 208

by
and
between

CITY OF HYATTSVILLE
and

MARYLAND STATE HIGHWAY ADMINISTRATION

THIS MEMORANDUM OF UNDERSTANDING (“MOU”), executed in duplicate, made effective on this _____ day of _____, 2016, by and between the State Highway Administration of the Maryland Department of Transportation acting for and on behalf of the State of Maryland, hereinafter referred to as (“**SHA**”), and the City of Hyattsville, a body corporate and politic in Prince George’s CITY, Maryland hereinafter referred to as the (“**CITY**”). The CITY and SHA shall sometimes hereinafter be collectively known as the “Parties.”

WHEREAS, SHA is currently designing improvements as part of an Urban Reconstruction Project to the state roadway MD 500 (Queens Chapel Road) which shall impact the City of Hyattsville, City of Mount Rainier and Prince George’s CITY under SHA contract PG3645184; and

WHEREAS, the improvements referred to herein run through the CITY and extend along MD 500 from mile point 00.840 to mile point 01.160, (“**IMPROVEMENTS**”); and

WHEREAS, as part of the IMPROVEMENTS the CITY desires to construct pedestrian lighting along the roadway, from mile point 00.840 to mile point 01.160; and

WHEREAS, the LIGHTING includes all items to design and construct and install the new lighting, including but not limited to, conduit, pull-wire and hand boxes (“**INFRASTRUCTURE**”), and also includes poles, foundations, pole bases, bracket arms, wiring, fixtures and luminaires (“**LAMPS**”); and

WHEREAS, pursuant to the conditions of the SHA Pedestrian Lighting Policy dated September 9, 2008, SHA has agreed to design and construct the INFRASTRUCTURE at no cost to the CITY and to provide funding to the CITY in an amount equal to fifty percent (50%) of the basic LAMPS system approved by SHA; and

WHEREAS, the CITY shall be responsible for electrical costs necessary to utilize the LIGHTING once it has been installed; and

WHEREAS, the IMPROVEMENTS and the LIGHTING (including the INFRASTRUCTURE and the LAMPS) are sometimes hereinafter collectively called the “**PROJECT**”; and

WHEREAS, the parties agree that the IMPROVEMENTS and PEDESTRIAN LIGHTING will benefit the parties of this MOU and will promote the safety, health and general welfare of the citizens of the State and the CITY; and

NOW THEREFORE, THIS MEMORANDUM OF UNDERSTANDING WITNESSETH: that for and in consideration of the mutual promises, the payment of the sum of One Dollar (\$1.00) by each party hereto unto the other, and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, be it understood that SHA and the CITY do hereby agree as follows:

I. PROJECT DESCRIPTION and DEFINITIONS

- A. Generally the PROJECT consists of the IMPROVEMENTS and the LIGHTING including the (INFRASTRUCTURE and the LAMPS).
 - 1. IMPROVEMENTS
The IMPROVEMENTS shall include but not be limited to: drainage improvements, roadway paving, sidewalk construction/reconstruction, landscaping and streetscape amenities, traffic signals, signing and pavement markings and utility relocations as needed along MD 500. Landscaped medians will be added or widened and section of the roadway will be modified for bicycle compatibility. Each intersection will be analyzed to determine the possibility of reducing curb radii and increasing pedestrian safety. Intersections will also be analyzed to determine if signals are warranted.
 - 2. The LIGHTING shall consist of the INFRASTRUCTURE and the LAMPS.
 - a. The INFRASTRUCTURE shall consist of the design and installation of the conduit system, hand boxes necessary for the support of 22 pedestrian lights along MD 500 (Queens Chapel Road) from mile point 00.840 to mile point 01.160.
 - b. The LAMPS shall consist of, but not be limited to the foundations, poles, mast arms, wiring, grounding system, control cabinets, lighting fixtures, and the necessary power drop for electrification.

II. PROJECT DESIGN PHASE

- A. SHA Responsibility
 - 1. SHA, using SHA staff and/or consulting engineering staff, shall accomplish or cause to be accomplished, all tasks necessary to design the PROJECT.
 - 2. SHA shall provide the CITY with four (4) sets of proposed final PROJECT plans, specifications and estimates for review and comment, but SHA shall have final authority.

3. In the event SHA desires to revise the PROJECT plans subsequent to final plan approval but prior to award of bid or initiation of construction activities, SHA shall provide the CITY with written notification of said revisions including estimated costs.
- B. CITY Responsibility
1. The CITY shall provide SHA with written review comments of all data or materials provided by SHA for review within fifteen (15) working days following the CITY's receipt thereof.
 2. In the event the CITY desires to revise the plans for the PROJECT subsequent to final plan approval but prior to initiation of construction activities, the CITY shall provide SHA with written notification of the proposed revision including estimated costs. All proposed revisions submitted by the CITY shall be subject to SHA denial, modification or approval which SHA will provide to the CITY within fifteen (15) working days of SHA's receipt thereof. SHA's decision concerning any proposed revision shall be final. The CITY shall pay for the increased costs associated with the revisions.

III. PROJECT RIGHT-OF-WAY PHASE

- A. SHA Responsibility
- In the event property interests are needed for the IMPROVEMENTS in addition to those owned by the CITY or SHA, SHA shall accomplish all tasks required to acquire the property interests (e.g., right-of-way, easement, fee simple acquisition) or right-of-entry needed for the construction of the PROJECT.
- B. CITY Responsibility
1. The CITY shall provide, and by execution of this MOU does provide a right-of-entry to SHA, its contractors, subcontractors, agents, and employees, onto all CITY owned or controlled property needed for the PROJECT or any other matter hereunder for the purpose of designing and constructing the PROJECT.
 2. The CITY shall be responsible to fund the acquisition by SHA of any property interest (e.g., right-of-entries, fee simple, easements, etc.) required for construction of the INFRASTRUCTURE and the LAMPS that are outside the limits of SHA owned or controlled property interest and/or the CITY's control.
 3. The CITY shall be responsible for all costs incurred by the CITY in granting a right-of-entry to SHA, its agents, assigns, contractors, subcontractors, and employees for the purpose of designing and constructing the PROJECT.

IV. PROJECT CONSTRUCTION PHASE

A. SHA Responsibility

1. SHA shall (i) advertise the PROJECT for construction bids, (ii) award and administer the construction contract, (iii) construct the PROJECT as shown on the final PROJECT plans, and (iv) provide Construction Engineering Services for the PROJECT.
2. In the event that revisions to the PROJECT are required in SHA's sole judgment due to conditions encountered during construction, said revisions shall be promptly made by SHA without prior concurrence by the CITY in order to minimize or eliminate possible delay claims by SHA's construction contractor. If time permits, the approval of the CITY for revisions to the PROJECT will be requested but is not required by SHA prior to SHA approval.
3. SHA shall provide the CITY with a copy of the apparent low bid which shall identify items associated with construction of the INFRASTRUCTURE and the LAMPS.
4. SHA shall obtain all permits necessary to construct the PROJECT.

B. CITY Responsibility

In the event the CITY desires to make revisions to the LIGHTING during construction, it shall promptly submit a request in writing to SHA for SHA approval, including the requested revisions and their estimated costs. SHA may include such revisions in the PROJECT plans, provided that those revisions comply with SHA's policies and specifications; however, SHA shall retain sole authority to determine such compliance. The CITY agrees that any additional costs incurred by SHA to implement the revisions requested by the CITY shall be the sole responsibility of the CITY.

V. PROJECT DESIGN PHASE FUNDING

A. SHA Responsibility

1. SHA shall fund all costs associated with the design of the PROJECT.
2. SHA shall fund the cost for design of the LIGHTING pursuant to Section VII.B.3.a, SHA Pedestrian Lighting Policy dated September 9, 2008. The cost is estimated to be Twenty Three Thousand Eight Hundred Eight Dollars, (\$23,808).

B. CITY Responsibility

1. The CITY shall be responsible for all costs incurred by the CITY in the review of the PROJECT documents.

2. The CITY shall be responsible for all costs associated with providing information requested by SHA for the design of the PROJECT.

VI. RIGHT-OF-WAY PHASE FUNDING

A. SHA Responsibility

SHA shall bear costs associated with the acquisition of property interests required to construct the IMPROVEMENTS.

B. CITY Responsibility

The CITY shall be responsible for all costs incurred by the CITY in granting SHA a right-of-entry onto all CITY owned property needed for the PROJECT.

VII. PROJECT CONSTRUCTION PHASE FUNDING

A. SHA Responsibility

1. SHA shall (i) advertise the PROJECT for construction bids, (ii) award and administer the construction contract, (iii) construct the PROJECT as shown on the final PROJECT plans, and (iv) provide Construction Engineering Services (construction inspection, material testing/certification) for the PROJECT.
2. SHA shall fund all costs associated with the construction of the IMPROVEMENTS.
3. SHA shall fund the cost for construction of the INFRASTRUCTURE, estimated at One Hundred Eighty Three Thousand Forty Five Dollars (\$183,045) including SHA salaries, Construction Engineering Services, payroll burden and overhead.
4. SHA shall fund the fifty percent (50%) of the costs of the LAMPS estimated at One Hundred Forty Nine Thousand One Hundred Thirty Dollars (\$149,130) including SHA salaries, payroll burden, overhead and Construction Engineering Services. The CITY shall fund the other fifty percent (50%) of the cost of the LAMPS.
5. SHA shall fund all costs for utility relocations that are required for construction of the PROJECT that are not governed by prior rights of SHA or the CITY.
6. SHA shall provide a prorated invoice to the CITY on a periodic basis, for the CITY's share of all costs incurred by SHA to construct the LIGHTING including SHA's direct salaries, payroll burden, overhead, Construction Engineering Services and direct costs such as material testing.
7. In the event that SHA does not receive payment of an invoice or a Notice of Dispute within thirty (30) days following CITY receipt of any invoice, SHA will notify the CITY of the overdue payment and provide the CITY

the opportunity to pay such overdue amount within thirty (30) days following such notification. If payment has not been received within thirty (30) days following such notification, SHA will notify the CITY in writing that SHA will proceed with a deduction from the CITY's share of Highway User Revenues equal to the overdue invoice amount including utility relocations not governed by prior rights of SHA or the CITY, and SHA's direct salaries, payroll burden, overhead, Construction Engineering Services and other direct costs such as consultant services and materials.

B. CITY Responsibility

1. The CITY shall reimburse SHA within thirty (30) days of receipt of each periodic invoice for all documented costs incurred by SHA on behalf of the CITY, including SHA's direct salaries, payroll burden, overhead and Construction Engineering Services incurred under SHA contract PG3645184.
 - a. For purposes of this MOU, the CITY's reimbursement to SHA shall be fifty percent (50%) of all costs necessary to construct the LAMPS, currently estimated to be One Hundred Forty Nine Thousand One Hundred Thirty Dollars (\$149,130) including SHA's direct salaries, payroll burden, overhead and Construction Engineering Services.
2. In the event the CITY does not reimburse SHA as required herein, SHA may make a deduction from the CITY's share of Highway User Revenues in the amount equal to 50% of the cost of the LAMPS including SHA's direct salaries, payroll burden, overhead, Construction Engineering Services and other direct costs.
3. In the event the awarded low bid for the LAMPS is more than the CITY's allocated funding, the CITY shall: (1) allocate additional funding to match the awarded low bid plus SHA's direct salaries, payroll burden and overhead, (2) revise the scope of work and delete items from the PROJECT contract items to stay within current allocations, or (3) reject all bids in their entirety and, unless the CITY shall have installed the LAMPS in accordance with subsection(a) below, reimburse SHA for all costs incurred by SHA to date on the CITY's behalf and for all costs and expenses for such deletion from SHA's contract to include, but not be limited to, claims, revisions, salaries, payroll burden and overhead.
 - a. Pursuant to the conditions of the SHA Pedestrian Lighting Policy dated September 9, 2008, rejection of all bids by the CITY will require that the CITY install the LAMPS within three (3) years of completion of construction of the PROJECT. In the event the CITY does not install the LAMPS in order to have an operational pedestrian lighting system within the three (3) year period, the CITY shall reimburse SHA for the cost to design and construct the

INFRASTRUCTURE and any SHA costs for relocation of utilities for installation of the INFRASTRUCTURE. If the CITY fails to reimburse SHA as specified herein SHA may make a deduction from the CITY's share of Highway User Revenues in the amount equal to the total cost to design and construct the INFRASTRUCTURE, including utility relocations not governed by prior rights of SHA or the CITY, and SHA's direct salaries and payroll burden for Construction Engineering Services and other direct costs such as consultant services and materials. For purposes of this MOU, the costs for SHA to design and construct the INFRASTRUCTURE is estimated at Two Hundred Six Thousand Eight Hundred Fifty Three Dollars (\$206,853) including SHA salaries, Construction Engineering Services, payroll burden and overhead. This cost is an estimate only and the CITY will be required to pay actual costs incurred.

X. GENERAL

- A. The total amount to be reimbursed to SHA by the CITY for the construction of the LAMPS is estimated at One Hundred Forty Nine Thousand One Hundred Thirty Dollars (\$149,130) including SHA's direct salaries, payroll burden, overhead and Construction Engineering Services.
- B. All SHA invoices shall be accompanied by sufficient documentation by SHA to evidence actual costs incurred, if the CITY acquires additional documentation, the CITY may have CITY authorized personnel visit SHA to verify all documentation and conduct independent audits. The CITY is to contact:

Ms. Carmella Ezekwe, Chief
Accounts Receivable Section
Office of Finance
Maryland State Highway Administration
Mailstop C-504
707 N. Calvert Street
Baltimore, MD 21202
Email: cezekwe@sha.state.md.us
Phone: 410 545-5745

- C. The CITY agrees the figures in this MOU are estimates and agrees to pay all actual costs incurred.
- D. The CITY agrees to be responsible for electrical energy costs for the LIGHTING.
- E. Whenever the approval of the CITY is required, such approval shall not be unreasonably withheld or delayed. The parties hereto agree to cooperate with each other to accomplish the terms and conditions of this MOU.

- F. This MOU shall inure to and be binding upon the parties hereto, their agents, successors, and assigns.
- G. This MOU and the rights and liabilities of the parties hereto shall be determined in accordance with Maryland law and in Maryland courts.
- H. Following completion of construction of the PROJECT, the CITY shall own and maintain the IMPROVEMENTS and LIGHTING.
- I. All parties to this MOU shall comply with the requirements of **APPENDIX A** (2 pages) and **APPENDIX E** (1 page) of SHA's Standard Title VI/Non-Discrimination Assurances DOT Order No. 1050.2A which generally set forth non-discriminatory regulations and other civil rights related regulations. **APPENDIX A** and **APPENDIX E** are attached hereto and incorporated herein as substantive parts of this document.
- J. The recitals (WHEREAS clauses) are incorporated herein as part of this MOU.
- K. All notices and/or invoices shall be addressed as follows:

If to the CITY

M. Lesley Riddle
Director
City of Hyattsville
Department of Public Works and Transportation
4310 Gallatin Street
Hyattsville, MD 20781
Phone: 301 985-5045
Fax: 301 864-6651
E-mail: lriddle@hyattsville.org

If to SHA:

Mr. Brian Young, District Engineer
State Highway Administration
9300 Kenilworth Avenue
Greenbelt, MD 20770
Phone: 301 513-7300
Fax: 301 513-7415
E-mail: byoung@sha.state.md.us

with a copy to:

SHA Agreements Team
Office of Procurement and Contract Management
State Highway Administration

Mail Stop C-405
707 N. Calvert Street
Baltimore MD 21202
Phone: 410-545-5675
Fax: 410-209-5025
E-mail:SHAAGreementsTeam@sha.state.md.us

IN WITNESS WHEREOF, the parties hereto have caused this MOU to be executed by their respective duly authorized officers on the day and year first above written.

STATE HIGHWAY ADMINISTRATION

WITNESS

BY: _____ (SEAL)

Gregory C. Johnson, PE
Administrator

Date

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

RECOMMENDED FOR APPROVAL:

Assistant Attorney General

David J. Coyne, PE
Deputy Administrator/Chief Engineer
for Operations

Gregory I. Slater
Acting Deputy Administrator/Chief Engineer
for Planning, Engineering, Real Estate
and Environment

Lisa B. Connors
Director
Office of Finance

**CITY OF HYATTSVILLE
PRINCE GEORGE’S CITY, MARYLAND**

WITNESS:

_____ **BY:** _____ (SEAL)
Lesley Riddle
Director
Department of Public Works

Date

APPROVED FOR SUFFICIENCY

**REVIEWED AND APPROVAL
RECOMMENDED:**

City Attorney

MD 500 COMMUNITY SAFETY AND ENHANCEMENT PROJECT FROM DC LINE TO MD 208									
Lighting Cost Estimate - Breakout (3/13/17)									
			TOTAL PROJECT	CITY OF HYATTSVILLE			SHA PARTICIPATION		CITY OF HYATTSVILLE
ITEM NUMBER	CATEGORY CODE	DESCRIPTION	QUANTITY	QUANTITY	UNIT	UNIT COST	100%	50%	50%
	203030	TEST PIT EXCAVATION	24	24	CY	\$ 100.00	\$ -	\$ 1,200.00	\$ 1,200.00
	800000	ORNAMENTAL LIGHT POLE	22	22	EA	\$ 4,500.00	\$ -	\$ 49,500.00	\$ 49,500.00
	800000	ORNAMENTAL LIGHT FIXTURE	22	22	EA	\$ 1,700.00	\$ -	\$ 18,700.00	\$ 18,700.00
	800000	MODIFIED BASE MOUNTED METERED SERVICE PEDESTAL	2	2	EA	\$ 4,500.00	\$ -	\$ 4,500.00	\$ 4,500.00
	801003	CONCRETE FOR LIGHT FOUNDATION	12	12	CY	\$ 850.00	\$ -	\$ 5,100.00	\$ 5,100.00
	802501	NO. 6 AWG STRANDED BARE COPPER GROUND WIRE	3583	3583	LF	\$ 2.25	\$ -	\$ 4,030.88	\$ 4,030.88
	802571	ELECTRICAL CABLE 1-CONDUCTOR, 2/0 AWG, TYPE THHN	135	135	LF	\$ 5.00	\$ -	\$ 337.50	\$ 337.50
	805115	3 INCH SCHEDULE 80 RIGID PVC CONDUIT - BORED	496	496	LF	\$ 28.00	\$ 13,888.00	\$ -	\$ -
	805135	3 INCH SCHEDULE 80 RIGID PVC CONDUIT - TRENCHED	2567	2567	LF	\$ 15.00	\$ 38,505.00	\$ -	\$ -
	805140	4 INCH SCHEDULE 80 RIGID PVC CONDUIT - TRENCHED	25	25	LF	\$ 17.00	\$ 425.00	\$ -	\$ -
	811001	FURNISH AND INSTALL ELECTRICAL HANDHOLE	29	29	EA	\$ 1,350.00	\$ 39,150.00	\$ -	\$ -
	821002	BREAKAWAY BASE SYSTEM FOR LIGHTING STRUCTURE	14	14	EA	\$ 500.00	\$ -	\$ 3,500.00	\$ 3,500.00
	823001	REMOVAL AND RELOCATE ROADWAY LIGHTING STRUCTURE	2	2	EA	\$ 1,000.00	\$ 2,000.00	\$ -	\$ -
	832016	CABLE - CONDUCTOR, NO. 6 AWG, TYPE USE, 600V	11486	11486	LF	\$ 1.75	\$ -	\$ 10,050.25	\$ 10,050.25
	832019	1-CONDUCTOR NO. 10 A.W.G., TYPE THWN/THHN, 600V	550	550	LF	\$ 1.25	\$ -	\$ 343.75	\$ 343.75
	834001	CONNECTOR KIT TYPE 1	72	72	EA	\$ 75.00	\$ -	\$ 2,700.00	\$ 2,700.00
	834002	CONNECTOR KIT TYPE 2	48	48	EA	\$ 75.00	\$ -	\$ 1,800.00	\$ 1,800.00
	834004	CONNECTOR KIT TYPE 4	32	32	EA	\$ 75.00	\$ -	\$ 1,200.00	\$ 1,200.00
	837001	GROUND ROD - 3/4 INCH DIAMETER X 10 FOOT LENGTH	55	55	EA	\$ 125.00	\$ -	\$ 3,437.50	\$ 3,437.50
SUBTOTAL CONSTRUCTION COST							\$200,367.88		\$106,399.88
Contingency (10%)							\$20,036.79		\$10,639.99
Subtotal							\$220,404.66		\$117,039.86
Additive (14.4%)							\$31,738.27		\$16,853.74
Subtotal							\$252,142.93		\$133,893.60
Overhead (8.22%)							-		\$11,006.05
Total Participation							\$252,142.93		\$144,899.66
TOTAL CONSTRUCTION COST									\$397,042.59



APPROXIMATE MT.
RAINIER AND CITY
OF HYATTSVILLE LINE

MATCHLINE - SEE THIS DRAWING

MATCHLINE - SEE THIS DRAWING

LEGEND	
SYMBOL	DESCRIPTION
	EXISTING 70W HPS LEASE LIGHT TO REMAIN
	EXISTING 100W HPS LEASE LIGHT TO REMAIN
	EXISTING 150W HPS LEASE LIGHT TO REMAIN
	EXISTING 175W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS LEASE LIGHT TO REMAIN
	EXISTING 400W HPS LEASE LIGHT TO REMAIN
	EXISTING 250W HPS SIGNAL POLE LIGHT TO REMAIN
	PROPOSED 250W HPS SIGNAL POLE LIGHT
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO REMAIN
	EXISTING ORNAMENTAL LIGHT POLE AND FIXTURE WITH PHOTOCELL TO BE RELOCATED
	PROPOSED 150W ORNAMENTAL LIGHT POLE AND FIXTURE
	PROPOSED PHOTOMETRIC CONTOURS
	EXISTING PHOTOMETRIC CONTOURS



STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION
STATE HIGHWAY ADMINISTRATION
OFFICE OF TRAFFIC & SAFETY
TRAFFIC ENGINEERING DESIGN DIVISION

MD 500 COMMUNITY SAFETY AND ENHANCEMENT PROJECT
FROM DC LINE TO MD 208

REVISIONS		EXISTING LIGHTING CONDITIONS	
SCALE 1" = 60'		DATE MARCH 2017	CONTRACT NO. PG3643184
DESIGNED BY J. RASMUSSEN	COUNTY PRINCE GEORGE'S	DRAWN BY J. RASMUSSEN	LOGMILE 16050000.00-16050001.00
CHECKED BY J. MOONEY	TMS NO.	F.A.P. NO. SEE TITLE SHEET	TOD NO.
DRAWING NO. LT-1		OF 2	SHEET NO. 1 OF 2



Whitman, Requardt & Associates, LLP
801 South Caroline Street, Baltimore, Maryland 21231

BY: j.rasmussen

PLOTTED: March 28, 2017
FILE: N:\16050000-00\16050001\Traffic\16050001-0001_MDS0001.dgn



International Society of Arboriculture (ISA)

Continuing Education Unit (CEU) Post-Approval Request Form

- Submit an outline, agenda, or detailed description of the event with this form. Post-approval requests received without supporting documentation will not be approved.
 - Seminar/Workshop: include a copy of the program
 - College Courses: include a copy of your official transcript
 - Safety Meetings/Trainings: include an outline of the topics covered and/or handouts
 - CPR/First Aid Course: include a copy of the cards, front and back
 - Submit proof of attending the event (e.g., copy of certificate, sign-in sheet, transcript).
 - Complete all sections of this form and email, fax, or mail to: International Society of Arboriculture
Certification Department
PO Box 3129
Champaign, IL 61826-3129
- email: cert@isa-arbor.com
fax: (217) 355-9516

Type of Event:

- ☐ Safety Meeting/Training ☐ Online Course ☐ Other _____
☐ Conference/Workshop/ Symposia ☐ Webinar _____

Event Title: _____

Date of Event: _____

City, State, Country of Event: _____

Total Seat Time of Event (*does not include breaks or lunch*): _____

- In the space next to each certification type, write the number of CEUs requested for each:

___ Certified Arborist ___ Municipal Specialist ___ Tree Worker/Aerial Lift ___ BCMA-Practice
___ Utility Specialist ___ Tree Worker/Climber ___ BCMA-Management ___ BCMA-Science

Name of Applicant (*print clearly*): _____

Certification ID Number (*required*): _____

Email Address: _____ Telephone: _____

Signature: _____ Date: _____

- If more than one person is requesting CEUs for the event identified above, attach a sign-in sheet that includes each individual's printed name, ISA certification number, and signature.

OFFICE USE ONLY

Date Received: _____ CEU Value: _____ CEU Code: _____

Continuing Education Unit (CEU) Post-Approval Request Form

Certification Categories

CEUs shall be awarded for educational events related to:

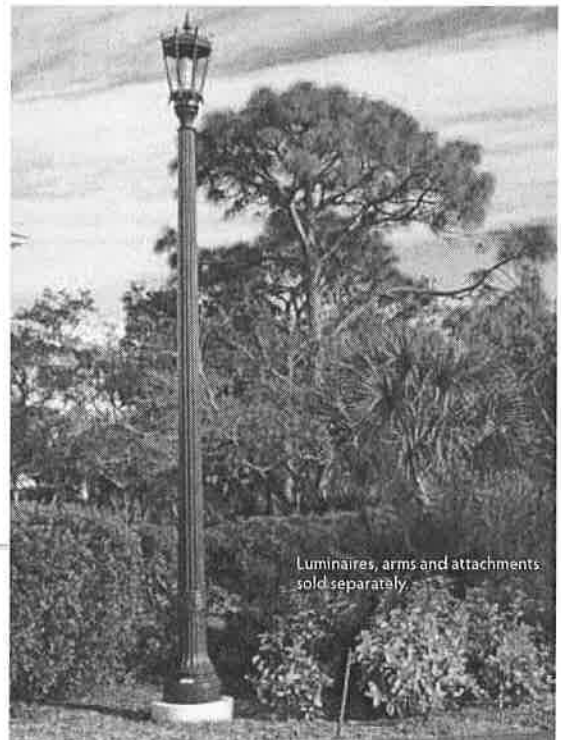
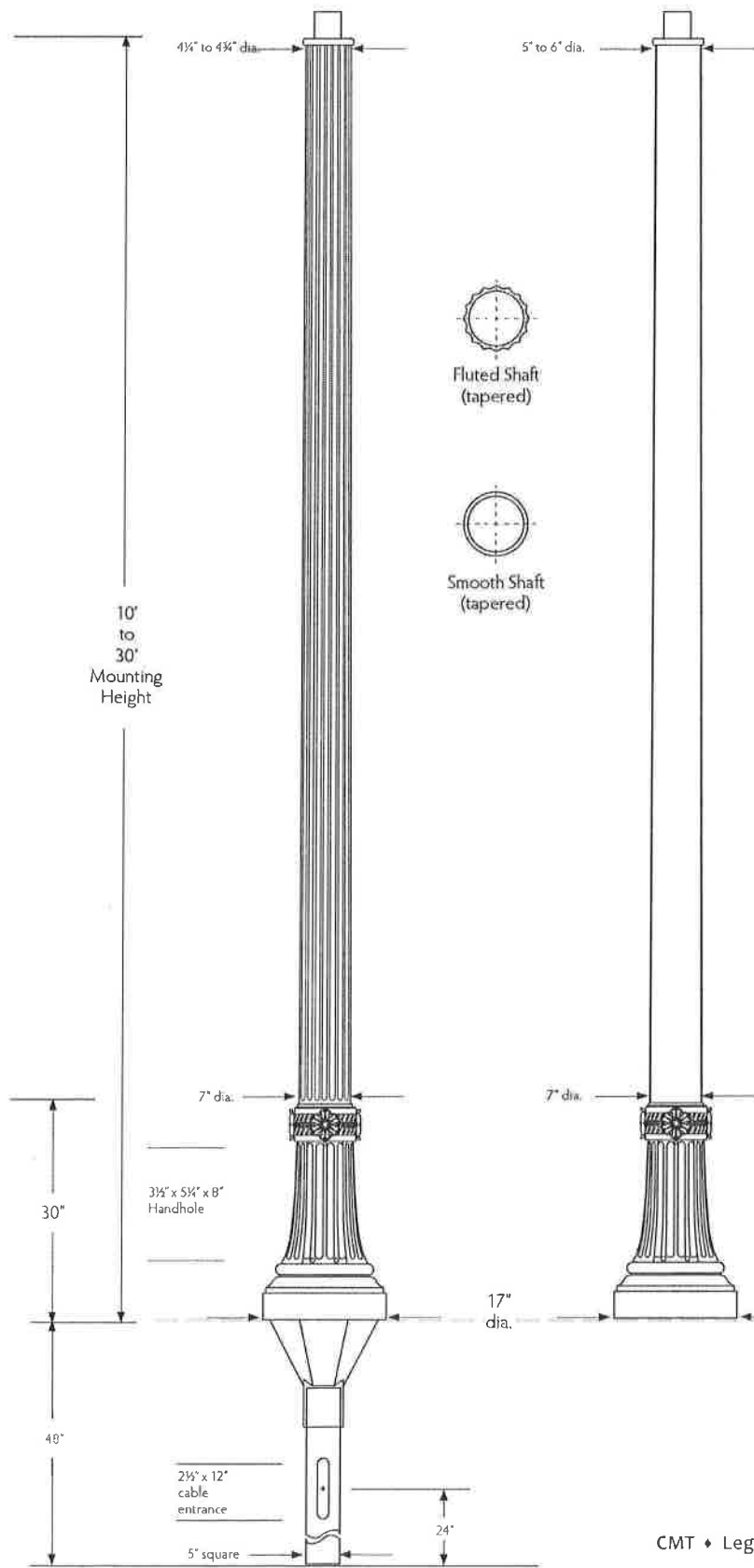
- Certified Arborist—science, practice, and management of trees as part of the urban forest and/or landscape environment.
- Utility Specialist—the practice of utility arboriculture in one or more of the following domains: customer relations, electric utility pruning, electrical knowledge, integrated vegetation management, utility program management.
- Municipal Specialist—the practice of municipal arboriculture or urban forestry in one or more of the following domains: administration, arboriculture practices, communication skills, policy/planning, public relations/education, tree risk management.
- Tree Worker/Climber—the applied practices of tree management and worksite safety.
- Tree Worker/Aerial Lift—the applied practices of tree management and worksite safety.
- Board Certified Master Arborist-Management—management of individual trees and tree populations, including but not limited to: risk management, appraisal, preservation, inventory, and business relations.
- Board Certified Master Arborist-Practice—the performance of activities related to the care of trees.
- Board Certified Master Arborist-Science—the arboricultural and urban forestry research or the foundational sciences upon which practice and management are based.

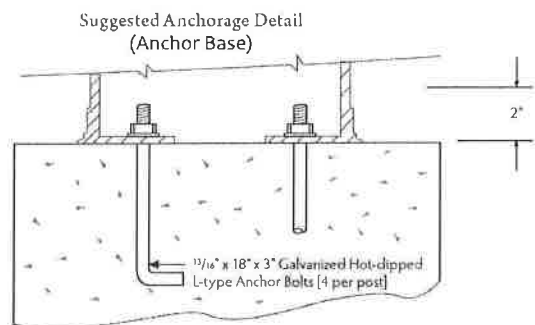


17" Promenade Style, 17" x 30"



- ❖ Fiberglass reinforced composite, virtually maintenance free
- ❖ One-piece construction, non-conductive
- ❖ Superior wind, loading, and environmental tolerance
- ❖ Anchor Base or Direct Burial mounting
- ❖ Smooth or fluted tapered shafts
- ❖ Standard or architectural colors available, or any color can be matched
- ❖ Gloss or semi-gloss finishes standard; aggregate and custom finishes available
- ❖ Mounting heights of 10 to 30 feet
- ❖ Standard 3" x 3" dia. aluminum tenon for luminaire mounting (2 3/8" also available)





OPTIONS

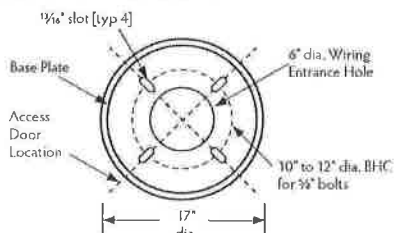
Weatherproof **receptacle** mounted 12" from top of pole, 90° clockwise from handhole: add "GFI" to the catalog number.

Banner arms, flag brackets, luminaires, and other attachments are available. Contact plant.

Decorative Twin-Fixture Crossarm (Catalog number LDBH-2) add "A1" to pole catalog number.

Detachable **Composite Burial Foot** permits direct burial of foot prior to mounting. Contact plant.

17" Promenade Anchor Bolt Pattern Detail



How to Order

Series: L=Legacy

Installation	Finish	Tenon	
A=Anchor Base B=Direct Burial	S=Smooth T=Textured E=Exposed Aggregate	T238=2 3/4" T300=3"	
LPR17 A 12.5 - S - 3 - T300 - F			
Style Name PR17= 17" Promenade	Mounting Height (ft.) 10' to 30'	Color 2=Dk Bronze 3=Black 6=Green 0=Specify (supply color chip with order)	Shaft S=Tapered Smooth F=Tapered Fluted

How to Specify

Description: The pole shaft and base (and internal mounting flange) shall all be molded of non-corroding fiberglass reinforced composite, pigmented throughout, and finished in the same color as specified. The (fluted) shafts shall be tapered and formed with 16 flutes separated by semi-flat ribs. The (smooth) shafts shall be centrifugal cast with a smooth, tapered surface. The base shall be shaped similar to CMT 17" Promenade style LPR17A (anchor base) / LPR17B (direct burial).

Dimensions: The pole shall be 10 to 30 feet mounting height with a 17-inch diameter base. A 3" diameter by 3" high aluminum tenon shall be provided for luminaire mounting. (Direct Burial) The direct burial foundation shall be 48" overall length and provided with a 2.5" x 12" conductor entrance centered 24" from the bottom of the direct burial base. (Anchor Base) The internal mounting flange shall be provided with four 1/2" slots to accommodate 4 anchor bolts 1/2" x 18" x 3" in a 10" to 12" bolt circle.

Construction: The shaft shall be round with a uniform taper along the fluted (smooth) shaft. A handhole with a weather resistant cover shall be provided in the base for wiring access and (if anchor base) anchorage. The opening shall be no smaller than 3.5" wide at the top by 5.25" at the bottom by 8" high. The cover shall be made of fiberglass reinforced composite and shall bear the manufacturer's name. The cover shall be attached with 3 stainless steel flat countersunk hex socket head screws. Threaded inserts shall be incorporated in the pole base.

The (anchor base) mounting flange shall be molded in one piece of fiberglass reinforced composite with a minimum thickness of 1/2" and shall be permanently bonded flush to the bottom of the base. Each pole shall be finished with a weather resistant polyurethane having a minimum dry film thickness of 1.5 mils.

EPA and Wind Rating

CMT 17" Promenade style poles are engineered to withstand at least 100 mph wind forces, with luminaires up to 6.2 EPA (sq. ft.) weighing up to 150 pounds. Many other loading options are available. For other loading requirements, contact the plant.



145 Wood Street, Estill, SC 29918
803-625-3131 • 800-416-4276 • Fax: 803-625-4722
www.cmt-poles.com

All dimensions and specifications nominal, and subject to change without notice or obligation. Please contact plant before site preparation begins.

DESCRIPTION

The ACN-C/ARC-C/CLB-C Cutoff Generation Series is the marriage of traditional shapes and contemporary styling. The CVL optical systems achieve an IES cutoff classification while providing excellent performance and uniformity. Its styling blends well in many settings - downtown streetscapes, roadways, residential neighbor hoods and city parks.

Catalog #	Type
Project	
Comments	Date
Prepared by	

SPECIFICATION FEATURES

Construction

HOUSING: Heavy-duty cast aluminum housing and removable door 3G vibration tested to ensure strength of construction and longevity in application. A single quarter turn fastener on the removable door provides tool-less access to the electrical compartment, terminal block and the optional internally mounted photocontrol receptacle for ease of installation and maintenance. **CAGE ASSEMBLIES:** Cage assembly uprights and medallions are manufactured of heavy-duty cast aluminum and mounted to the exterior of the base housing via four stainless steel fasteners. Cage rings constructed of extruded aluminum and finished to match housing. **TOPS AND FINIALS:** Choose from three spun aluminum tops and four cast aluminum finials for customized fixture style. All hard mount tops are made of heavy-duty spun aluminum. Select spun tops offer top access for tool-less entrance into the lamp compartment during relamping or maintenance.

Electrical

HID ballast assembly mounted to a tool-less removable tray with quick disconnects for ease of installation and maintenance. Wide tool-less access door provides ample hand and tool room for terminal block and plug-in starter access. Available with HID sources up to 400W metal halide or 250W high pressure sodium.

Optical

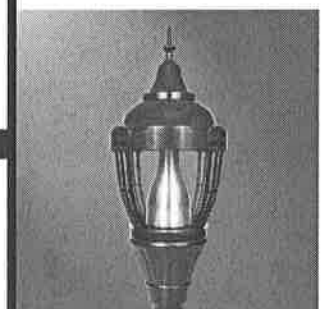
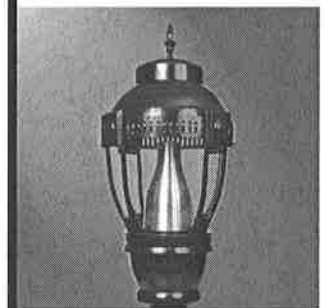
GLOBE: Clear injection molded lighting grade acrylic lens ensures long lasting optical clarity and resistance to the gradual discoloration that results from exposure to sunlight or UV radiating sources. **REFLECTOR AND CHIMNEY:** Generation Series CVL cutoff luminaires equipped with multifaceted, precision formed Type III Cutoff or Type V Cutoff optical systems. Chimney housing electrical components supplied standard with a brushed aluminum finish or with an optional matte black or copper anodized finish.

Mounting

Base casting slipfits over a standard 3" O.D. tenon and secured via four stainless steel allen head fasteners. 3G vibration tested.

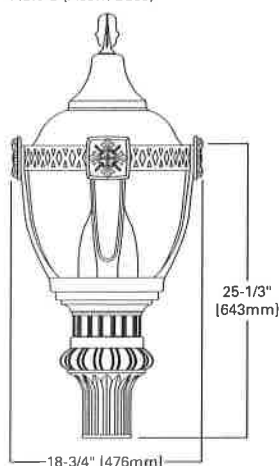
Finish

Cast and spun components finished in a five-stage premium TGIC polyester powder coat paint, 2.5 mil nominal thickness for superior protection against fade and wear. Consult your Streetworks representative for a complete selection of standard colors include black, bronze, grey, white, dark platinum, graphite metallic and hartford green. RAL and custom color matches available.

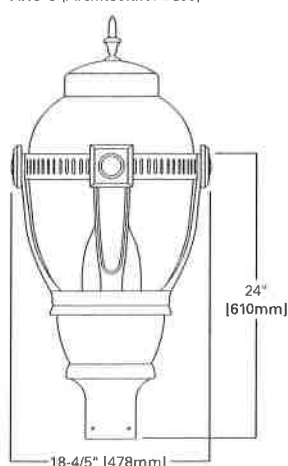


DIMENSIONS

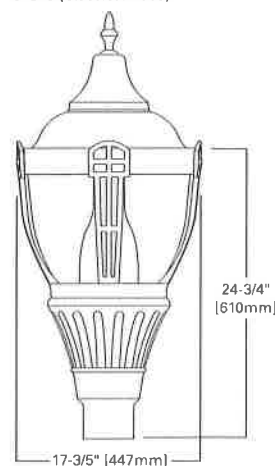
ACN-C (Acorn Base)



ARC-C (Architectural Base)



CLB-C (Classical Base)



ACN-C/ARC-C/ CLB-C CUTOFF GENERATION SERIES

50 - 400W
Pulse Start Metal Halide
High Pressure Sodium
Metal Halide

DECORATIVE POST TOP
LUMINAIRE

EPA
Effective Projected Area:
2.1

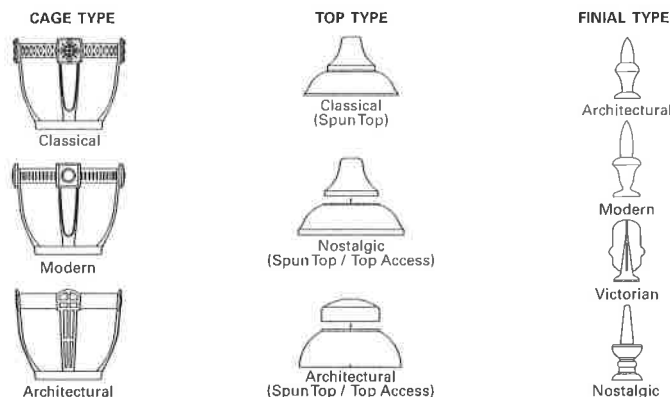
SHIPPING DATA
Approximate Net Wt:
50 lbs. (23 kgs.)



105

ADW141660
2014-06-26 08:07:12

CONFIGURATIONS



ORDERING INFORMATION

Sample Number: ACN25MWW5C143BK

Product Family	Lamp Wattage	Lamp Type ⁴	Ballast Type ⁴	Voltage ⁴	Refractor Type	Cage Type	Top Type	Finial Type
ACN=Acorn Base ARC=Architectural Base CLB=Classical Base	Pulse Start Metal Halide ¹ 70=70W 10=100W 15=150W 25=250W 32=320W High Pressure Sodium 50=50W 70=70W 10=100W 15=150W 25=250W Probe Start Metal Halide ² 17=175W 25=250W 40=400W ³	P=Pulse Start Metal Halide S=High Pressure Sodium M=Probe Start Metal Halide	H=Reac./HPF K=10kV CWA ⁴ N=Hi.Reac./NPF P=Hi.Reac./HPF R=Hi.Reac./NPF ⁴ W=CWA	2=120V 0=208V 4=240V 7=277V 8=480V 9=347V W=Multi-Tap wired 120V N=Multi-Tap wired 277V	3C=Type III Cutoff 5C=Type V Cutoff	Classical 1=Classical A=Classical Sun Gold B=Classical Antique Gold C=Classical Colonial Bronze Modern 2=Modern D=Modern Sun Gold E=Modern Antique Gold F=Modern Colonial Bronze Architectural 3=Architectural G=Architectural Sun Gold H=Architectural Antique Gold J=Architectural Colonial Bronze X=None	1=Acorn 2=Modern 3=Victorian 4=Classical 6=Nostalgic (Top Access) 7=Architectural (Top Access)	1=Victorian 2=Modern 3=Architectural 4=Nostalgic X=None
Color	Options (Add as Suffix)				Accessories (Order Separately)			
AP=Grey BZ=Bronze BK=Black DP=Dark Platinum GN=Hartford Green GM=Graphite Metallic WH=White	CEC=California Title 20 Compliant Ballast (Applies to 175-320W Pulse Start Metal Halide Only) 1=Single Fuse (120, 277 or 347V. Specify Voltage) 2=Double Fuse (208, 240 or 480V. Specify Voltage) 4=NEMA Photocontrol Receptacle A=Twistlock Globe R=Downlight Reflector L=Lamp Included C=Copper Accents ⁷ U=UL/CSA Listed Y=Black Chimney HS=House Side Shield				MA1220=House Side Shield - Cutoff			

NOTES:

- Medium-base socket standard for up to 150W Metal Halide.
- Probe Start Metal Halide available for non-US markets only (175-400W).
- 400W Metal Halide requires reduced jacket ED-28 lamp. Not Available in 480V.
- Refer to the technical section for lamp/ballast/voltage compatibility.
- Available 50-150W, 120/240V or single voltage only.
- Available in 120V only.
- Chimney and access top finished in copper.

Weekly Program Offerings

Ageless Grace Senior Exercise Classes

Wednesdays and Fridays, 10:00 AM @ City Municipal Building

Creative Minds

Tuesdays and Thursdays, 10:00 AM @ Magruder Park Recreation Center

City Calendar: April 18 – May 2, 2017

Call-A-Bus Grocery Trips:

- April 20th, 11:00 AM - 1:00 PM: Safeway & Aldi's
- April 24th, 11:00 AM – 1:00 PM: Giant

Bus pick up at Friendship Arms and by appointment for community residents. Participants must register by 2:00 PM the day before by calling (301) 985-5000.

Electronics and Paint Recycling Drop-Off

April 15, 2017, 7:00 AM - 1:00 PM @ Department of Public Works, 4633 Arundel Place

Electronics can be dropped off free of charge on Saturday, April 15, 7 a.m. – 1 p.m., at 4633 Arundel Place. Hyattsville Public Works staff will be on-site to answer any questions you may have. Yuck Old Paint staff will be with us, as well. They recycle wet paint, in its original container, for \$5 per container. Questions? Call (888) 509-YUCK (9825). Questions for the City? Call (301) 985-5000.

Non-Native Invasive Plant Removal

April 15, 2017, 10:00 AM - 2:00 PM @ Magruder Woods

Volunteers meet at the Recreation Building.

Volunteers will be instructed in the identification and proper removal of threatening plants. Registration is encouraged but not required. For more information or to register, please call 301.985.5057 or email caistis@hyattsville.org

Spring Break Camp Magruder

April 17, 2017, 8:00 AM - April 21, 2017, 6:00 PM

Public Hearing on Composition of Council Ballot Question

April 17, 2017, 7:30 PM - 8:00 PM @ 3rd Floor Council Chambers

Council Meeting

April 17, 2017, 8:00 PM - 10:00 PM @ 3rd Floor Council Chambers

Hyattsville Seniors on the Go: Pinot's Palette

April 18, 2017, 9:00 AM - 3:30 PM

Enjoy an afternoon creating your own masterpiece with step-by-step guidance from Pinot's talented local artists. Canvases, smocks, brushes, and paint will be provided--and lunch is included--all for \$5.00. Bus pick up at 9:00 AM at Friendship Arms and by appointment for community residents. Appointments are made by calling (301) 985-5000 by 2:00 PM the day before the trip.

Board of Supervisors of Elections Meeting

April 18th, 4:00 PM @ City Municipal Building, 3rd Floor

Main City Calendar: April 18 – May 2, 2017

Ethics Commission Meeting

April 18, 2017, 7:00 PM - 8:30 PM @ City Municipal Building, 3rd Floor

Planning Committee Meeting @ City Municipal Building, 2nd Floor

April 18, 2017, 7:30 PM - 9:30 PM

Code Compliance Advisory Committee Meeting

April 19, 2017, 7:00 PM @ City Building

Hyattsville Environmental Committee Meeting

April 19, 2017, 7:30 PM - 8:30 PM @ City Building

Early Voting for All City Wards

April 22, 2017, 9:00 AM - 7:00 PM @ Magurder Park

Speak Up - Community Planning Session

April 22, 2017, 1:00 PM - 3:00 PM @ City Municipal Building

This is the first public meeting presenting the draft of the City's updated Community Sustainability Plan.

Movin' with the Mayor: Hip Hop Dance Class

April 22, 2017, 3:00 PM - 4:00 PM @ Ballet Tap & All That Jazz Dance & Fitness Studio

Senior Lunch and Lecture Series

April 25, 2017, 6:30 PM – 2:30 PM @ Friendship Arms Apartments

Call (301) 985-5058 to register for this event today! Bus pick up by appointment for community residents. Appointments are made by calling (301) 985-5000 by 2:00 PM the day before the trip.

Board of Supervisors of Elections Meeting

April 25, 2017, 4:00 PM @ City Municipal Building, 3rd Floor

Speak Up – Community Planning Session

April 25, 2017, 6:30 PM – 8:30 PM @ Edward M. Felegy Elementary School

This is the second public meeting presenting the draft of the City's updated Community Sustainability Plan.

Ethics Commission Meeting

April 26, 2017, 7:00 PM – 8:30 PM @ City Municipal Building, 3rd Floor

Public Hearing on Tax Rate

April 26, 2017, 7:30 PM – 8:00 PM @ 3rd Floor Council Chambers

Special Council Meeting

April 26, 2017, 8:00 PM – 10:00 PM @ 3rd Floor Council Chambers

131st Anniversary Carnival

April 27, 2017, 4:00 PM – 9:00 PM @ Magruder Park

April 28, 2017, 5:00 PM – 10:00 PM @ Magruder Park

Main City Calendar: April 18 – May 2, 2017

April 29, 2017, 12:00 PM – 10:00 PM @ Magruder Park

April 30, 2017, 12:00 PM – 5:00 PM @ Magruder Park

Early Voting for All City Wards

April 29, 2017, 11:00 AM – 7:00 PM @ Magruder Park

Board of Supervisors of Elections Meeting

May 1, 2017, 4:00 PM @ City Municipal Building, 3rd Floor

Council Meeting

May 1, 2017, 8:00 PM – 10:00 PM @ 3rd Floor Council Chambers

Election Day

May 2, 2017, 7:00 AM – 8:00 PM

Polling Places:

Ward One: City Municipal Building

Ward Two: Magruder Park Recreation Center

Ward Three: University Christian Church

Ward Four: St. Matthew's Episcopal/Anglican Church

Ward Five: Magruder Park Recreation Center