

**ORDINANCE**  
**OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK AMENDING**  
**CHAPTER 184, “VEHICLES AND TRAFFIC”, ARTICLE VIII, “SPEED MONITORING**  
**SYSTEMS”, BY REPEALING, RENAMING AND REENACTING**  
**§184-45, “SYSTEMS WITHIN SCHOOL ZONES AND WITHIN ½ MILE OF AN**  
**INSTITUTION OF HIGHER EDUCATION”, TO AUTHORIZE THE PLACEMENT OF**  
**SPEED CAMERAS IN THE CITY ON HIGHWAYS IN RESIDENTIAL DISTRICTS**  
**WITH A MAXIMUM POSTED SPEED LIMIT OF 35 MILES PER HOUR**

**WHEREAS**, pursuant to §5-202 of the Local Government Article, Annotated Code of Maryland, the City of College Park (hereinafter, the “City”) has the power to pass such ordinances as it deems necessary to protect the health, safety and welfare of the residents of the City and to prevent and remove nuisances; and

**WHEREAS**, §21-809 of the Transportation Article, Annotated Code of Maryland, as amended, authorized the City to operate a speed monitoring system to enforce the speed limit in school zones and within ½ mile of an institution of higher education in the City; and

**WHEREAS**, pursuant to §21-809, as amended, the Mayor and City Council adopted this enforcement mechanism for increased public safety in 2010; and

**WHEREAS**, §21-809 was amended by the State Legislature effective in October, 2021, to authorize municipalities in Prince George’s County to place speed cameras on highways in residential districts with a maximum posted speed limit of 35 miles per hour, as is currently authorized for Montgomery County, Maryland; and

**WHEREAS**, the Mayor and Council have determined that adoption of this expanded authority will protect the health, safety and welfare of the residents of and visitors to the City.

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

**Section 1. NOW THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Council of the City of College Park that Chapter 184 “Vehicles and Traffic”, §184-45, “”, be and is hereby repealed, reenacted and amended to read as follows:

§ 184-45. Systems in school zones, ~~and~~ within 1/2 mile of an institution of higher education AND ON HIGHWAYS IN RESIDENTIAL DISTRICTS WITH A MAXIMUM POSTED SPEED LIMIT OF 35 MILES PER HOUR.

A. The City, through an Agency established or designated by the City, is authorized to operate a speed-monitoring system to enforce the speed limit in conformance with § 21-809, Transportation Article, Annotated Code of Maryland, as amended. The speed monitoring system shall be operated by a City agency through duly authorized Prince George's County police officers employed by or under contract with the City, to be administered in conjunction with the City's Public Services Department.

B. Before activating a speed-monitoring system, the City shall:

(1) Publish notice of the location of the speed-monitoring system on its website and in a newspaper of general circulation in the City.

(2) Ensure that each sign that designates a school zone, EACH SPEED LIMIT SIGN APPROACHING AND WITHIN AN INSTITUTE OF HIGHER EDUCATION OR ON A HIGHWAY IN A RESIDENTIAL DISTRICT is proximate to a sign that ~~[-and each speed limit sign approaching and within the institute of higher education zone]~~:

(a) Indicates that speed-monitoring systems are in use in the school, ~~or~~ institute of higher education OR HIGHWAY IN A RESIDENTIAL DISTRICT zone; and

(b) Is in accordance with the manual for and the specifications for a uniform system of traffic control devices adopted by the State Highway Administration under § 25-104 of the Transportation Article, Annotated Code of Maryland.

C. A speed-monitoring system in a school zone may operate only Monday through Friday between 6:00 a.m. and 8:00 p.m. A speed-monitoring system within 1/2 mile of the grounds of a building or property used by an institution of higher education as defined in § 10-101(f) of the Education Article, including the University of Maryland, OR ON A HIGHWAY IN A RESIDENTIAL DISTRICT WITH A MAXIMUM POSTED SPEED LIMIT OF 35 MILES PER HOUR may be operated 24 hours per day, SEVEN DAYS PER WEEK.

D. If the City moves or places a mobile or stationary speed monitoring system where a speed monitoring system has not previously been placed, the City may not issue a citation for a violation recorded by that speed monitoring system:

(1) Until signage is installed in accordance with Subsection B of this section; and

(2) For at least the first 15 calendar days after the signage is installed.

E. The City Council is hereby authorized to designate school speed enforcement zones AND RESIDENTIAL DISTRICT HIGHWAY SPEED ENFORCEMENT ZONES consistent with this section by resolution.

**Section 2. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall post at City Hall, to the official City website, to the City-maintained e-mail LISTSERV, and on the City cable channel, and if time permits, in any City newsletter, the proposed ordinance or a fair summary thereof together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for 7:30 P.M. on the 28<sup>th</sup> day of September, 2021, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it.

**Section 3. BE IT FURTHER ORDAINED AND ENACTED** by the Mayor and Council of the City of College Park that this Ordinance shall become effective on \_\_\_\_\_, 2021 provided that, as soon as practicable after adoption, the City Clerk shall post a fair summary of the Ordinance and notice of its adoption at City Hall, to the official City website, to the City-maintained e-mail LISTSERV, on the City cable channel, and in any City newsletter. If any section, subsection, provision, sentence, clause, phrase or word of this Ordinance is for any reason held to be illegal or otherwise invalid by any court

of competent jurisdiction, such invalidity shall be severable, and shall not affect or impair any remaining section, subsection, provision, sentence, clause, phrase or word included within this Ordinance, it being the intent of the City that the remainder of the Ordinance shall be and shall remain in full force and effect, valid and enforceable.

**INTRODUCED** by the Mayor and Council of the City of College Park at a regular meeting on the 14<sup>th</sup> day of September, 2021.

**ADOPTED** by the Mayor and Council of the City of College Park at a regular meeting on the \_\_\_\_\_ day of \_\_\_\_\_ 2021.

**EFFECTIVE** the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**ATTEST:**

**CITY OF COLLEGE PARK**

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

By: \_\_\_\_\_  
Patrick L. Wojahn, Mayor

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

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Suellen M. Ferguson, City Attorney