



Howard County

Internal Memorandum

Subject: Testimony & Fiscal Impact Statement

Council Resolution No. 7-2014 A RESOLUTION approving an amendment to the Solid Waste Management Plan, 2003-2013, in accordance with the procedure required by State Law, and

Council Bill No. 2-2014 AN ACT requiring certain recycling services for certain apartment complexes and condominiums, requiring compliance with the County's "Apartment and Condominium Recycling Plan", authorizing certain inspections, providing for certain penalties, and generally related to apartment and condominium recycling in Howard County.

To: Lonnie R. Robbins,
Chief Administrative Officer

From: James M. Irvin, Director *JMI*
Department of Public Works

Date: January 3, 2014

The Department of Public Works has been designated coordinator for the preparation of testimony relative to CR 7-2014 and CB 2-2014. Section 9-503 of the Environment Article of the Annotated Code of Maryland (the "State Law") requires each county to have a solid waste management and recycling plan that covers at least the 10-year period following adoption of the plan by the county governing body. State Law further provides that counties shall adopt revisions or amendments to its plan if the Maryland Department of the Environment requires a revision or amendment.

In 2012, the General Assembly passed House Bill 1 that created Section 9-1711 in the Environmental Article, Annotated Code of Maryland. Section 9-1711 requires property owners or managers of apartment buildings consisting of 10 or more dwelling units, or the Council of Unit Owners for a condominium that contains 10 or more dwelling units to provide for the collection and recycling of plastic, metal, glass, and paper at their properties no later than October 1, 2014.

The Department of Public Works has prepared the necessary amendments to the county Solid Waste Management Plan. The amended text will completely replace the existing text found in the section titled "Apartment and Condominium Recycling". The amended text to be inserted can be found in Exhibit A of the Resolution.

Additionally, Section 9-1711(b)(2) of the Environmental Article, Annotated Code of Maryland requires a person who violates the recycling or reporting requirements of the law be subject to a civil penalty not exceeding \$50 for each day on which the violation occurs. CB 2-2104 addresses the changes needed in the Howard County Code to comply with this provision of the state law.

There is minimal fiscal impact.

MD/sc

cc: Jennifer Sager