

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council of Howard County, Maryland

2020 Legislative Session

Legislative Day No. 1

Bill No. 6 -2020

Introduced by: The Chairperson at the request of the County Executive

AN ACT requiring certain recycling services for office buildings over a certain size; requiring compliance with the County's Solid Waste Management Plan; authorizing certain inspections; providing for certain penalties; and generally related to recycling in office buildings in Howard County.

Introduced and read first time _____, 2020. Ordered posted and hearing scheduled.

By order _____
Diane Schwartz Jones, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on _____, 2020.

By order _____
Diane Schwartz Jones, Administrator

This Bill was read the third time on _____, 2020 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Diane Schwartz Jones, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2020 at ____ a.m./p.m.

By order _____
Diane Schwartz Jones, Administrator

Approved/Vetoed by the County Executive _____, 2020

Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; ~~Strike out~~ indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that the
2 Howard County Code is amended as follows:

3
4 *By adding:*

5 *Title 18, Public Works*

6 *Section 18.613 “Office Building Recycling”*

7
8 **Title 18. Public Works.**

9 **Subtitle 6A. Solid Waste Collection.**

10
11 **SECTION 18.613. – OFFICE BUILDING RECYCLING.**

12 (A) *DEFINITIONS.* IN THIS SECTION, THE FOLLOWING TERMS HAVE THE MEANINGS
13 INDICATED:

14 (1) *OFFICE BUILDING* SHALL HAVE THE MEANING SET FORTH IN SECTION 9-1714 OF THE
15 ENVIRONMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

16 (2) *PLAN* MEANS THE “OFFICE BUILDING RECYCLING PLAN”, ADOPTED AS PART OF THE
17 COUNTY’S SOLID WASTE MANAGEMENT PLAN, PURSUANT TO SUBTITLE 5 AND
18 SUBTITLE 17, BOTH OF TITLE 9 OF THE ENVIRONMENT ARTICLE OF THE
19 ANNOTATED CODE OF MARYLAND.

20 (B) *REQUIREMENTS.* IN ACCORDANCE WITH SECTION 9-1714 OF THE ENVIRONMENT
21 ARTICLE OF THE ANNOTATED CODE OF MARYLAND:

22 (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN OWNER OF AN AFFECTED
23 OFFICE BUILDING SHALL PROVIDE RECYCLING RECEPTACLES FOR THE COLLECTION
24 OF THE FOLLOWING RECYCLABLE MATERIALS:

25 (I) PAPER AND CARDBOARD;

26 (II) METAL; AND

27 (III) PLASTIC MATERIALS.

28 (2) A TENANT MAY CARRY OUT THE RECYCLING REQUIRED UNDER THIS SUBSECTION ON
29 WRITTEN AGREEMENT BETWEEN THE OWNER AND THE TENANT OF THE OFFICE
30 BUILDING.

1 (3) AN OWNER OR A TENANT OF AN OFFICE BUILDING THAT PROVIDES FOR RECYCLING
2 IN ACCORDANCE WITH THIS SUBSECTION SHALL REPORT TO THE COUNTY ON
3 RECYCLING ACTIVITIES IN ACCORDANCE WITH THE PLAN.

4 (C) *INSPECTIONS*. THE COUNTY MAY CONDUCT INSPECTIONS OF AN OFFICE BUILDING TO
5 ENFORCE THE PROVISIONS OF THIS SECTION AND THE PLAN.

6 (D) *CIVIL PENALTIES*. ALTERNATIVELY, OR IN ADDITION TO AND CONCURRENT WITH OTHER
7 REMEDIES AT LAW OR EQUITY, THE COUNTY MAY ENFORCE THE PROVISIONS OF THIS
8 SUBTITLE AND THE PLAN WITH CIVIL PENALTIES PURSUANT TO THE PROVISIONS OF TITLE
9 24, "CIVIL PENALTIES," OF THE HOWARD COUNTY CODE. A VIOLATION OF THIS SUBTITLE
10 IS A CLASS E OFFENSE. EACH DAY THAT A VIOLATION OCCURS OR CONTINUES IS A
11 SEPARATE OFFENSE.

12 (E) *INJUNCTIVE AND OTHER RELIEF*. IN ADDITION, THE COUNTY MAY INSTITUTE INJUNCTIVE,
13 MANDAMUS OR OTHER APPROPRIATE LEGAL ACTION OR PROCEEDINGS FOR THE
14 ENFORCEMENT OF OR TO CORRECT VIOLATIONS OF THIS SUBTITLE OR THE PLAN. ANY
15 COURT OF COMPETENT JURISDICTION MAY ISSUE TEMPORARY OR PERMANENT RESTRAINING
16 ORDERS, INJUNCTIONS OR MANDAMUS, OR OTHER APPROPRIATE FORMS OF RELIEF.

17
18 ***Section 2. And Be It Further Enacted by the County Council of Howard County,***
19 ***Maryland, that this Act shall become effective 61 days after its enactment.***