

Introduced 4/6/15
Public Hearing 4/20/15
Council Action 5/4/15
Executive Action 5/7/15
Effective Date 7/7/15

County Council of Howard County, Maryland

2015 Legislative Session

Legislative Day No. 4

Bill No. 15 -2015

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

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

Introduced and read first time April 6, 2015. Ordered posted and hearing scheduled.

By order Jessica Feldmark
Jessica Feldmark, 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 April 20, 2015.

By order Jessica Feldmark
Jessica Feldmark, Administrator

This Bill was read the third time on May 4, 2015 and Passed , Passed with amendments _____, Failed _____.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 6th day of May, 2015 at 5:30 a.m./p.m.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Approved/Vetoed by the County Executive 5/7/2015, 2015

Allan H. Kittleman
Allan H. Kittleman, 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 18.612 "Special events recycling"*

7

8

Title 18. Public Works.

9

Subtitle 6A. Solid Waste Collection.

10

11 **SECTION 18.612. SPECIAL EVENTS RECYCLING.**

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

14 (1) *PLAN* MEANS THE COUNTY'S SOLID WASTE MANAGEMENT PLAN THAT
15 INCLUDES SPECIAL EVENTS RECYCLING, ADOPTED PURSUANT TO SUBTITLE 5
16 AND SUBTITLE 17, BOTH OF TITLE 9 OF THE ENVIRONMENT ARTICLE OF THE
17 ANNOTATED CODE OF MARYLAND.

18 (2) *SPECIAL EVENT* MEANS AN EVENT THAT:

- 19 A. INCLUDES TEMPORARY OR PERIODIC USE OF A PUBLIC STREET,
20 PUBLICLY OWNED SITE OR FACILITY, OR PUBLIC PARK;
21 B. SERVES FOOD OR DRINK; AND
22 C. IS EXPECTED TO HAVE 200 OR MORE PERSONS IN ATTENDANCE.

23 (B) *REQUIREMENTS.* IN ACCORDANCE WITH SECTION 9-1712 OF THE ENVIRONMENT
24 ARTICLE OF THE ANNOTATED CODE OF MARYLAND, AND IN ADDITION TO ANY OTHER
25 CONDITIONS REQUIRED AS PART OF A SPECIAL EVENTS OR OTHER PERMIT, THE ORGANIZER
26 OF A SPECIAL EVENT SHALL:

27 (1) PROVIDE A RECYCLING RECEPTACLE IMMEDIATELY ADJACENT TO EACH
28 TRASH RECEPTACLE AT THE SPECIAL EVENT;

29 (2) ENSURE THAT ALL RECYCLING RECEPTACLES ARE CLEARLY DISTINGUISHED
30 FROM TRASH RECEPTACLES BY COLOR OR SIGNAGE;

- 1 (3) ENSURE THAT ALL RECYCLABLE MATERIALS DEPOSITED INTO RECYCLING
2 RECEPTACLES AT THE SPECIAL EVENT ARE COLLECTED FOR RECYCLING; AND
3 (4) COMPLY WITH THE PLAN.

4 (C) *INSPECTIONS*. THE COUNTY MAY CONDUCT INSPECTIONS OF A SPECIAL EVENT 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.

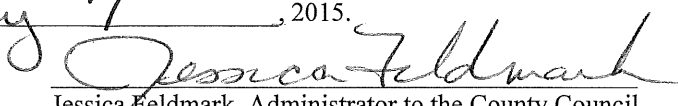
12 (E) *INJUNCTIVE AND OTHER RELIEF*. IN ADDITION, THE COUNTY MAY INSTITUTE
13 INJUNCTIVE, MANDAMUS OR OTHER APPROPRIATE LEGAL ACTION OR PROCEEDINGS FOR THE
14 ENFORCEMENT OF OR TO CORRECT VIOLATIONS OF THIS SUBTITLE OR THE PLAN. ANY
15 COURT OF COMPETENT JURISDICTION MAY ISSUE TEMPORARY OR PERMANENT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

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on

May 7, 2015.



Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2015.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2015.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2015.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2015.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2015.

Jessica Feldmark, Administrator to the County Council