

Requiring a permit for dumpsters and other storage receptacles on private property
Sponsored by: Councilmember Bradley-Chacon

AMENDED LEGISLATIVE RESOLUTION 12-0-3

Resolution and Ordinance of the Town of University Park, to enact Chapter 7 “Public Health and Sanitation” Section 7-107 “Dumpsters and other storage receptacles”, and to repeal, re-enact and renumber Section 7-107, “Penalty”, of the Code of Ordinances of the Town of University Park, to prohibit placement of construction and other storage receptacles on private property without a permit, to provide for a permit fee and penalty and to make certain renumbering changes.

Section 1: Be it resolved and ordained by the Mayor and Common Council of University Park that Chapter 7, “Public Health and Sanitation”, Section 7-107 “Dumpsters and other storage receptacles”, of the Code of Ordinances of the Town of University Park be enacted as follows:

Section 7-107. DUMPSTERS AND OTHER STORAGE RECEPTACLES.

~~(A)~~ PERMIT REQUIRED. NO DUMPSTER OR OTHER RECEPTACLE FOR THE STORAGE OR TRANSPORT OF CONSTRUCTION OR OTHER DEBRIS, OR FOR THE STORAGE OF HOUSEHOLD OR OTHER ITEMS, GREATER IN SIZE THAN TWO CUBIC YARDS, SHALL BE PLACED ON RESIDENTIAL PROPERTY WITHOUT A PERMIT ISSUED BY THE TOWN. PERMITS SHALL EXPIRE NOT

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW

[Brackets] indicate matter deleted from existing law

UNDERLINED CAPITALS INDICATE MATTER ADDED IN AMENDMENT

[Brackets] indicate matter deleted in amendment

Astericks indicate provisions of existing law which have been omitted from the ordinance.

LATER THAN THIRTY (30) DAYS AFTER ISSUANCE, AND SHALL BE SUBJECT TO SUCH FURTHER CONDITIONS AS THE TOWN MAY REQUIRE. A PERMIT MAY BE EXTENDED FOR UP TO AN ADDITIONAL SIXTY (60) DAYS IN ANY TWELVE MONTH PERIOD BY THE MAYOR, UPON GOOD CAUSE SHOWN. ANY FURTHER EXTENSION WITHIN THE SAME PERIOD MAY BE AUTHORIZED ONLY BY THE TOWN COUNCIL UPON A SHOWING OF EXCEPTIONAL CIRCUMSTANCE.

~~(B) [PERMIT FEE. THE PERMIT FEE IS \$25.00.]~~

Section 2. Be it further resolved and ordained Chapter 7, "Public Health and Sanitation", Section 7-107 "Penalty", of the Code of Ordinances of the Town of University Park be repealed, re-enacted and amended to read as follows:

Section 7-10[7]8. Penalty.

A violation of this chapter shall constitute a municipal infraction. A failure to comply with Section 7-105 OR SECTION 7-107 of this Chapter, shall constitute an infraction for which a fine ~~[not to exceed]~~ OF four hundred dollars (\$400.00) may be imposed. The fine for an initial infraction issued pursuant to the remainder of this chapter shall be two hundred dollars (\$200.00). Every day that a violation continues after due notice has been given shall be deemed a separate offense.

Section 3: Be it further resolved that this Ordinance shall be submitted to the Prince George's County Council within five days after its adoption, and shall become effective twenty (20) days after review and approval by the County Council.

Section 4: Be it further resolved that a complete and exact copy of this proposed Ordinance shall be posted on the entrance door of the Town Building of University Park, Maryland, for a period of not less than ten (10) days, and a fair summary of this Ordinance shall

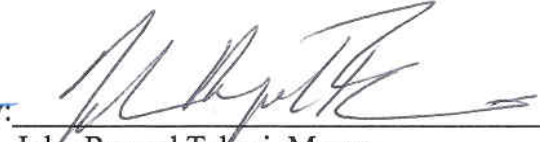
be published at least once in a newspaper having general circulation in the community.

APPROVED this 22nd day of MAY, 2012.

ATTEST:

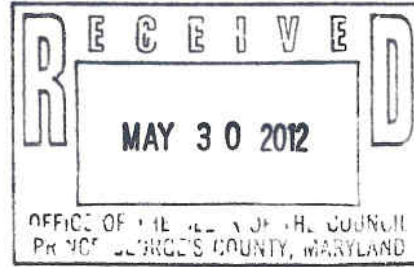
MAYOR AND COMMON COUNCIL
TOWN OF UNIVERSITY PARK


Daniel R. Baden, Treasurer

By: 
John Rogard Tabori, Mayor



TOWN OF UNIVERSITY PARK



May 24, 2012

Ms. Redis Floyd
Clerk to the County Council of Prince George's County
County Administration Building
2nd Floor
Upper Marlboro, MD 20772

John Rogard Tabori
Mayor
COMMON COUNCIL
David Brosch
James Charles Gekas
Susan E. McPherson
Len Carey
Heidi A. Sorensen
Michael B. Cron
Jacqueline O. Bradley Chacón

Re: Ordinance 12-O-03

Dear Madame Clerk:

Attached pursuant to Article 28, §8-112.1 of the Annotated Code of Maryland is a copy of Ordinance 12-O-03, which amends Chapter 7 "Public Health and Sanitation" of the Code of the Town of University Park to institute a permit system for placement of construction and other storage receptacles on private property.

You are requested to place this ordinance before the Prince George's District Council for approval. Please notify the Town of the hearing date for this legislation. Thank you for your cooperation in this matter. Please contact my office with any questions.

Very truly yours,

John Rogard Tabori
Mayor

Enclosure: LR 12-O-3

SMF/sem

cc: Eric Olson, Councilmember
Robert J. Williams, Jr., Council Administrator
Karen T. Zvakos, Esq.