

PRINCE GEORGE'S COUNTY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 10/29/2002

Reference No.: CR-44-2002

Proposer: County Executive

Draft No.: 2

Sponsors: Shapiro

Item Title: A Resolution to adopt the County's FY 2002-2011
Comprehensive Ten Year Solid Waste Management
Plan

Drafter: Colette R. Gresham
Office of Law

Resource Samuel E. Wynkoop, Jr.
Personnel: DER

LEGISLATIVE HISTORY:

Date Presented: __/__/__

Executive Action: __/__/__

Committee Referral: 7/16/2002 C.O.W.

Effective Date: 11/19/2002

Committee Action:1 9/17/2002 FAV(A)

Committee Action:2 10/22/2002 FAV

Date Introduced: 7/16/2002

Public Hearing: 9/17/2002 10:00 A.M.

Council Action:1 9/24/2002 RECOMMIT

Council Votes: PS:A, DB:A, TD:A, JE:A, TH:A, TK:A, RVR:A, AS:-, MW:A

Pass/Fail: P

Council Action:2 10/29/2002 ADOPTED

Council Votes: PS:A, DB:A, TD:A, JE:-, TH:A, TK:A, RVR:A, AS:A, MW:A

Pass/Fail: P

Remarks: _____

COMMITTEE-OF-THE-WHOLE REPORT

DATE: 10/22/02

Committee Vote: Favorable, 9-0 (In favor: Council Members Shapiro, Bailey, Dernoga, Estepp, Hendershot, Knotts, Russell, Wilson and Scott)

Prior to taking any action on the draft 2 that was reported out of the Committee-of-the-Whole (COW) on September 17, 2002, CR-44-2002 was recommitted to COW for further consideration. At the conclusion of the COW on October 22, 2002 the same draft was reported to the Council without any further amendments.

The Department of Environmental Resources (DER) director briefed the Committee-of-the-Whole on the proposed Kenilworth Avenue Transfer Station that was included in the Plan and previously deleted and the proposed Maryland Reclamation Rubble Land fill site that was previously proposed as an amendments.

The director explained the need for the proposed Kenilworth Avenue Transfer Station due to the closure of Sandy Hill Landfill making Brown Station Road Landfill (BSRL) the only remaining facility in the County permitted by the Maryland Department of the Environment (MDE) for the disposal of municipal solid waste. The parcels, which comprise the site, are currently zoned industrial. The transfer station is planned to accept up to 1,500 tons of municipal solid waste per day. Maryland Environmental Service (MES) will obtain long-term lease for the proposed Kenilworth sites.

The Maryland Reclamation, LLC Rubble fill site, a construction/demolition (C&D) debris landfill, will be adjacent to Brown Station Road Landfill, which is permitted by the MDE to receive municipal solid waste (MSW). The Director of DER indicated that the proximity of the two facilities will promote more efficient waste disposal operations since, at present, BSRL is limiting its acceptance of commercial C&D debris and diverting deliveries to other sites. An adjacent disposal site will reduce the traffic, which results from the diversion of this type of waste. The MES will be used as an operating entity for this site.

A citizen spoke in opposition to the proposed site, stating his proximity to the site and the truck traffic.

COMMITTEE-OF-THE-WHOLE REPORT

DATE: 9/17/02

Committee Vote: Favorable as Amended, 8-0 (In favor: Council Members Shapiro, Bailey, Dernoga, Estep, Hendershot, Knotts, Russell, and Scott)

CR-44-2002 is legislation pertaining to the Proposed 2002-2011 Comprehensive Ten-Year Solid Waste Plan and updates the 1998 Plan. The 1998 Ten Year Solid Waste Management Plan was last adopted on March 31, 1998 (CR-14-1998) and last amended on November 23, 1999 (CR-43-1999). The proposed plan includes a proposal to operate a transfer station at Kenilworth Avenue. It is also noted in the plan that Brown Station Road Landfill continues to comply with all State and Federal laws, Sandy Hill Landfill ceased operating on June 23, 2000, and the use of the Lemons Bridge Road Site for the proposed Transfer Station was prohibited by State legislation.

The Legislative Officer provided written comments indicating that CR-44-2002 is in proper legislative form. However, the text of the Plan itself contains a significant number of legal citations that are incomplete or out of date. Additionally, much of the statistical information needs to be updated.

The City of Bowie provided written comments recommending siting criteria similar to what the plan specifies for landfill siting should be adopted for transfer stations and suggested inserting language into the plan that adds a requirement to confer and consult with municipalities when any solid waste acceptance facilities are being proposed within a specified radius of a municipal border. The Washington Suburban Sanitary Commission provided written comments suggesting technical amendments addressing definition and clarification concerns. Also, Appendix D, excerpt from the Ten-Year Water and Sewerage – Sludge is outdated and section 4.4 on Biosolids Management from the Prince George's County Adopted 2001 Water and Sewer Plan should be used instead. The Office of Audits and Investigations has determined that there should not be any negative fiscal impact on the County as a result of adopting CR-44-2002.

The Committee recommended that the proposed suggestions provided by the Legislative Officer, City of Bowie and WSSC be considered.

The Office of Law presented a proposed draft 2 at Committee updating the references in the Plan to rubble fills that are currently operating in the County. The owner of the property located at 2300 Brown Station Road proposed the Maryland Reclamation Rubble Landfill. The Committee voted to table the proposed Draft.

The Committee recommended approval of CR-44-2002 deleting the language pertaining to the proposed Kenilworth Avenue Transfer Station.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

This resolution will adopt the Prince George's County FY 2002-2011 Comprehensive Ten Year Solid Waste Management Plan pursuant to Title 9, Subtitle 5 of the Environment Article of the Annotated Code of Maryland.

CODE INDEX TOPICS: