

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

2024 Legislative Session

Bill No. CB-046-2024

Chapter No. 77

Proposed and Presented by Council Member Oriadha

Introduced by Council Member Oriadha

Co-Sponsors _____

Date of Introduction October 22, 2024

BILL

1 AN ACT concerning

2 Refuse Collection - Containers [Locks]

3 For the purpose of [providing that every approved commercially available type of container,
4 including dumpsters, shall have a lock to secure the trash and control any overflow before it is
5 properly dumped, pursuant to the terms of this Subdivision;] providing for the storage of refuse,
6 complaints, and fines; and generally regarding refuse.

7 BY repealing and reenacting with amendments:

8 SUBTITLE 21. REFUSE.

9 Section 21-113,

10 The Prince George's County Code

11 (2023 Edition).

12 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
13 Maryland, that Section 21-113 of the Prince George's County Code be and the same is hereby
14 repealed and reenacted with the following amendments:

15 SUBTITLE 21. REFUSE.

16 DIVISION 1. REFUSE COLLECTION AND DISPOSAL.

17 SUBDIVISION 1. REFUSE COLLECTION AND DISPOSAL.

18 * * * * *

19 **Sec. 21-113. Storage of refuse.**

20 (a) All persons shall keep their premises free from accumulations of improperly stored
21 refuse.

(b) All garbage shall be stored in approved commercially available type containers with tight fitting lids. [Every approved commercially available type of container, including dumpsters, shall have a lock to secure the trash and control any overflow before it is properly dumped, pursuant to the terms of this Subdivision.]

(c) The occupant of any premises shall be responsible for the sanitary condition of the premises occupied by him. No person shall place, deposit, or allow refuse to be placed or deposited on his premises, except as designated by the terms of this Division and in the regulations adopted pursuant to this Division. If the property is occupied by other than the owner, the tenant shall be responsible for the property assigned to him. The owner shall be responsible for the portions of the property not leased to the tenant and under his control.

(d) The following requirements apply to curbside collection of trash and recyclable materials:

(1) Trash and recycling containers may be put at the curb for collection after 6:00 p.m. the day prior to the scheduled collection and must be removed from the curb the day of the scheduled collection.

(2) Trash must be placed in a metal or tough plastic container with handles and a tight-fitting lid, with a maximum weight of 60 lbs.

(3) A maximum of one opaque plastic bag not within a trash container that can be picked up and carried without tearing and securely tied at the top to prevent spillage may be used per residence per collection.

[(e) Upon the receipt of two (2) complaints received by the Department within a twelve (12) month period, an owner or other responsible party and commercial truck dumpsters shall be fined a minimum of Two-Thousand \$2000 up to Five-Thousand \$5,000 for each violation and each day shall constitute a separate violation.]

(e) If a commercial property or multifamily rental facility receives two (2) violations within a twelve (12) month period, upon a third violation, the County shall fine an owner or other responsible party of a commercial property or multifamily rental facility, a minimum of One-Thousand Dollars (\$1,000) for the third violation per commercial property or multifamily rental facility and an additional One-Thousand Dollars (\$1,000) for each violation thereafter, per commercial property or multifamily rental facility, up to a maximum of Five-Thousand Dollars (\$5,000), per commercial property or multifamily rental facility. For fining a multifamily rental

1 facility, one violation may consist of the citation of more than one refuse container on the premises
 2 at the same period. Upon violation of Sec. 21-113 of this Subdivision, an agency may require that
 3 a commercial property or multifamily rental facility have an individual container locking
 4 mechanism as designated by the agency.

5 * * * * *

6 SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby
 7 declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph,
 8 sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of
 9 competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining words,
 10 phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this Act, since
 11 the same would have been enacted without the incorporation in this Act of any such invalid or
 12 unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection, or section.

13 SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)
 14 calendar days after it becomes law.

Adopted this 19th day of November, 2024.

COUNTY COUNCIL OF PRINCE
 GEORGE'S COUNTY, MARYLAND

BY: Jolene Ivey
 Jolene Ivey
 Chair

ATTEST:

Donna J. Brown
 Donna J. Brown
 Clerk of the Council

APPROVED:

DATE: _____ BY: Angela D. Alsobrooks
 County Executive

THE COUNTY EXECUTIVE HAVING FAILED TO RETURN THIS BILL WITH EITHER HER
 APPROVAL OR VETO WITHIN TEN (10) DAYS AFTER THE DATE OF ITS PRESENTATION
 TO HER, THIS BILL BECAME LAW ON DECEMBER 20, 2024.