

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2017 Legislative Session

Bill No. CB-8-2017

Chapter No. _____

Proposed and Presented by Council Members Lehman and Glaros

Introduced by Council Members Lehman, Glaros, Turner, Davis, Franklin and Taveras

Co-Sponsors _____

Date of Introduction March 21, 2017

BILL

1 AN ACT concerning

2 Recycling - Special Events

3 For the purpose of providing for recycling at certain special events; providing for more stringent
4 recycling requirements and civil penalties; providing for reporting requirements; providing for
5 compliance with a certain Recycling Plan; providing for the collection and disposition of certain
6 recyclables; and providing for the imposition of civil penalties; providing for certain
7 inspections; and generally relating to recycling.

8 BY adding:

9 SUBTITLE 21. REFUSE.

10 Section 21-149.03,

11 The Prince George's County Code

12 (2015 Edition; 2016 Supplement).

13 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
14 Maryland, that Section 21-149.03 of the Prince George's County Code be and the same is hereby
15 added:

16 SUBTITLE 21. REFUSE.

17 DIVISION 4. SOLID WASTE RECYCLING.

18 SUBDIVISION 1. COUNTY PROGRAM.

19 **Sec. 21-149.03 Recycling; special events.**

20 (a) (1) This section applies to any special event that:

1 (i) Includes temporary or periodic use of a public street, publicly owned
 2 site or facility, or public park;

3 (ii) Serves food or drink; and

4 (iii) Is expected to have 100 or more persons in attendance.

5 (2) Applicants requesting to use a public facility are required to indicate the name and
 6 address of the responsible party or responsible parties for the special event, and other
 7 information as deemed necessary by the Department of the Environment.

8 (b) (1) In addition to any other conditions required as part of a special events or other
 9 permit, the applicant of a special event shall:

10 (i) Provide a recycling receptacle immediately adjacent to each trash
 11 receptacle at the special event;

12 (ii) Ensure that all recycling receptacles are clearly distinguished from
 13 trash receptacles by color or signage; and

14 (iii) Ensure that all recyclable materials deposited into recycling
 15 receptacles at the special event are collected and disposed of for recycling.

16 (2) The Department of the Environment shall require the applicant of a special
 17 event that provides for recycling to report to the County on recycling activities in a manner
 18 determined by the Department.

19 (c) The recycling required under subsection (b) of this section shall be carried out in
 20 accordance with the Recycling Plan required under § 9-1703 of the Environment Article of the
 21 Annotated Code of Maryland.

22 (d) A person that violates subsection (b) or (c) of this section is subject to a civil
 23 penalty in the amount of \$500 for each day on which the violation exists.

24 (e) An enforcement unit, inspector, officer, or official of the County may conduct
 25 inspections of a special event location to enforce subsection (b) and (c) of this section.

26 Department of the Environment inspectors shall inspect at least twelve (12) special events each
 27 year to review for compliance with this section. Department of Permitting, Inspections, and
 28 Enforcement inspectors shall enforce the County’s litter ordinance in at least twelve (12) special
 29 events each year.

30 (f) At the discretion of the Director of the Department of the Environment, inspectors
 31 may issue warnings for a first time offense.

1 (g) Any penalties collected under subsection (d) of this section shall be paid to the
2 County and shall be deposited into the County's Solid Waste Fund.

3 SECTION 2. BE IT FURTHER ENACTED that upon the effective date of this legislation,
4 the Department of the Environment shall work with the Prince George's County Public Schools,
5 the Maryland National-Capital Park and Planning Commission, the Prince George's Community
6 College and County agencies to ensure the application process for hosting a special event
7 includes notification of the requirement for adequate trash and recycling service. Upon request,
8 the Department of the Environment shall provide technical assistance to special event applicants
9 to ensure adequate trash and recycling service.

10 SECTION 3. BE IT FURTHER ENACTED that the provisions of this Act are hereby
11 declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph,
12 sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of
13 competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining
14 words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this
15 Act, since the same would have been enacted without the incorporation in this Act of any such
16 invalid or unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection,
17 or section.

18 SECTION 4. BE IT FURTHER ENACTED that this Act shall take effect on July 1, 2017.

Adopted this 18th day of April , 2017.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Derrick Leon Davis
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Rushern L. Baker, III
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks *** indicate intervening existing Code provisions that remain unchanged.