

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL
2000 Legislative Session

Resolution No. CR-44-2000
Proposed by Council Members Estepp and Russell
Introduced by Council Members Estepp and Russell
Co-Sponsors _____
Date of Introduction July 25, 2000

RESOLUTION

1 A RESOLUTION concerning

2 Rubble Filling and Grading Operations

3 For the purpose of establishing an Advisory Group on Rubble Filling and Grading Operations.

4 WHEREAS, permits issued pursuant to the Annotated Code of Maryland, Environment
5 Article, Title 15, Subtitle 8 and its predecessor, Natural Resources Article, Title 7, Subtitle 6A
6 provided for the reclamation of surface mining operations at the conclusion of surface mining;
7 and

8 WHEREAS, the Zoning Ordinance permits surface mining operations by special exception
9 under certain conditions, including the restoration of the mining operations area at the conclusion
10 of surface mining; and

11 WHEREAS, the Council's Advisory Committee on Sand and Gravel Operations
12 recommended to the Council the adoption of a Resource Recovery Performance Standards
13 Manual that included a comprehensive set of regulations concerning the reclamation of property
14 disturbed by surface mining and that such regulations should also be extended to grading
15 operations; and

16 WHEREAS, new applications have been filed with State and County permitting authorities
17 to place rubble fill in and on lands formerly operated as surface mines prior to the restoration of
18 expended surface mines and that such plans would provide for the placement of fill materials in a
19 quantity and manner that would exceed the pre-existing contours of the surface mining operation
20 site; and

21 WHEREAS, such rubble-filling operations would greatly extend the time and intensity of

1 industrialized activity at the site and in the vicinity of the site beyond that contemplated at the
 2 time surface mining operations were initially approved and would greatly extend and defer the
 3 reclamation of the surface mining operations as required by State law; and

4 WHEREAS, the Council desires to obtain the benefit of further study and analysis of
 5 participants in rubble filling operations and persons directly impacted by rubble filling operations
 6 to determine whether the restoration and reclamation of former surface mining operations should
 7 be completed prior to the consideration and issuance of permits for rubble filling operations for
 8 the same property; and

9 WHEREAS, the Council finds that such study and analysis may be based upon previously
 10 conducted investigations in a timely manner so as to not unreasonably interfere with the
 11 productive and lawful use of former surface mining operation sites.

12 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
 13 County, Maryland, sitting as the District Council for that part of the Maryland-Washington
 14 Regional District in Prince George's County, Maryland, that an Advisory Group on Surface
 15 Mining Reclamation Alternatives shall be established to be comprised of 13 members appointed
 16 by the Chairman of the Council who are selected in the following manner:

- 17 1. Two representatives; one representative of owners and operators of rubble fills; and one
 18 representative of the Associated Builders and Contractors, Inc.;
- 19 2. Two representatives, one each nominated by the Council Members representing the 6th and
 20 9th Councilmanic Districts;
- 21 3. One representative nominated by the Prince George's County Chamber of Commerce;
- 22 4. One representative nominated by the Prince George's County Board of Trade;
- 23 5. One representative nominated by the Prince George's County Civic Federation;
- 24 6. One representative nominated by the Sierra Club;
- 25 7. One representative nominated by the Chesapeake Bay Foundation;
- 26 8. One representative nominated by the County Executive;
- 27 9. One representative nominated by the Chairman of the County Council;
- 28 10. The Director of the Department of Environmental Resources; and
- 29 11 The Director of the Department of Public Works and Transportation.

30 The member appointed to represent the Prince George's County Chamber of Commerce shall be
 31 designated to serve as the chairman of the Advisory Group.

1 BE IT FURTHER RESOLVED that the Advisory Group on Surface Mining Reclamation
2 Alternatives shall review the existing reports and recommendations prepared for and submitted
3 to the Council and recommend reclamation alternatives consistent with the requirements of the
4 State law, the Zoning Ordinance and other law to the Council no later than November 30, 2000.

Adopted this 25th day of July, 2000.

COUNTY COUNCIL OF PRINCE GEORGE’S
COUNTY, MARYLAND, SITTING AS THE
DISTRICT COUNCIL FOR THAT PART OF
THE MARYLAND-WASHINGTON REGIONAL
DISTRICT IN PRINCE GEORGE’S COUNTY,
MARYLAND

BY: _____
Dorothy F. Bailey
Chair

ATTEST:

Joyce T. Sweeney
Clerk of the Council