

HOUSE BILL 826

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M3

2001 Regular Session
(11r0635)

ENROLLED BILL

-- Environmental Matters/Economic and Environmental Affairs --

Introduced by **Montgomery County Delegation and Prince George's County Delegation**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County and Prince George's County - Rubble Landfills -**
3 **Special Exceptions**
4 **MC/PG 121-01**

5 FOR the purpose of prohibiting the district council of ~~Montgomery County or Prince~~
6 ~~George's County~~ from approving a special exception for a rubble landfill at a
7 certain site ~~without a certain vote~~, if a request for a special exception for a
8 rubble landfill ~~on~~ at the site was previously denied on or after a certain date ~~or~~
9 ~~if the site is located in a certain zone; and prohibiting the district council of~~
10 Prince George's County from approving a special exception for a rubble landfill
11 at a certain site without a certain vote.

12 BY adding to
13 Article 28 - Maryland-National Capital Park and Planning Commission
14 Section 8-110.1 and 8-110.2

1 Annotated Code of Maryland
2 (1997 Replacement Volume and 2000 Supplement)

3 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
4 MARYLAND, That the Laws of Maryland read as follows:

5 **Article 28 - Maryland-National Capital Park and Planning Commission**

6 8-110.1.

7 ~~THE DISTRICT COUNCIL OF MONTGOMERY COUNTY OR THE DISTRICT COUNCIL~~
8 ~~OF PRINCE GEORGE'S COUNTY MAY NOT APPROVE A SPECIAL EXCEPTION TO~~
9 ~~CONSTRUCT OR OPERATE A RUBBLE LANDFILL AT A SITE WITHOUT A~~
10 ~~THREE-FOURTHS MAJORITY VOTE OF THE DISTRICT COUNCIL, IF:~~

11 ~~(1)~~ AN APPLICATION FOR A SPECIAL EXCEPTION TO CONSTRUCT OR
12 OPERATE A RUBBLE LANDFILL AT THE SITE WAS PREVIOUSLY DENIED ON OR AFTER
13 OCTOBER 1, 1981; ~~OR~~

14 ~~(2)~~ THE SITE IS LOCATED IN A ZONE THAT ALLOWS RESIDENTIAL USE AT
15 A DENSITY OF AT LEAST TWO RESIDENTIAL UNITS PER ACRE.

16 8110.2.

17 THE DISTRICT COUNCIL OF PRINCE GEORGE'S COUNTY MAY NOT APPROVE A
18 SPECIAL EXCEPTION TO CONSTRUCT OR OPERATE A RUBBLE LANDFILL AT A SITE
19 WITHOUT A THREE-FOURTHS MAJORITY VOTE OF THE DISTRICT COUNCIL.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 ~~October~~ June 1, 2001.