
By: Delegates Perry, Cadden, Baldwin, Conroy, Proctor, Hammen, Kach, Burns, Rzepkowski, Love, Baldwin, Turner, Pitkin, Bissett, Clagett, Hubbard, Bobo, Frush, Leopold, Greenip, and Schade

Introduced and read first time: February 2, 1996

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Rubble Landfills - Liners - Local Authority**

3 FOR the purpose of authorizing a local jurisdiction in which a rubble landfill or
4 expansion is proposed to require a liner and leachate collection system under
5 certain circumstances; prohibiting the Secretary of the Environment from issuing
6 certain permits for certain rubble landfills or expansions without certain conditions
7 under certain circumstances; providing that certain local authority is deemed waived
8 under certain circumstances; and generally relating to rubble landfill permits and
9 local jurisdictions.

10 BY repealing and reenacting, with amendments,

11 Article - Environment

12 Section 9-210(b)

13 Annotated Code of Maryland

14 (1993 Replacement Volume and 1995 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Environment**

18 9-210.

19 (b) (1) The Secretary may not issue a permit for a rubble landfill under §
20 9-204(a) of this subtitle unless:

21 (I) [the] THE county in which the rubble landfill is located has
22 specified the types of waste that may be disposed of in that rubble landfill in its county
23 solid waste management plan under Subtitle 5 of this title; AND

24 (II) EITHER:

25 1. THE SECRETARY HAS INCLUDED A REQUIREMENT FOR A
26 LINER AND LEACHATE COLLECTION SYSTEM FOR THE RUBBLE LANDFILL OR
27 EXPANSION AS A CONDITION OF THE PERMIT; OR

3

1 (III) THE LOCAL JURISDICTION SHALL NOTIFY THE SECRETARY TO
2 INCLUDE THE REQUIREMENT FOR A LINER AND LEACHATE SYSTEM WITHIN 60 DAYS
3 AFTER THE LOCAL JURISDICTION RECEIVES THE COMPLETE PHASE 2 REPORT FOR
4 THE PERMIT APPLICATION.

5 (IV) A LOCAL JURISDICTION THAT FAILS TO NOTIFY THE
6 SECRETARY WITHIN THE PERIOD SPECIFIED IN SUBPARAGRAPH (III) OF THIS
7 PARAGRAPH SHALL BE DEEMED TO HAVE WAIVED ITS AUTHORITY TO REQUIRE A
8 LINER AND LEACHATE COLLECTION SYSTEM FOR THE PERMIT.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 1996.