
By: **Senator Dyson (Governor's Solid Waste Management Task Force)**

Introduced and read first time: February 5, 1999

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 9, 1999

CHAPTER _____

1 AN ACT concerning

2 **Landfill Systems - Notification Requirements**

3 FOR the purpose of requiring a certain applicant to give notice of certain hearings
4 under certain circumstances; requiring certain notice to be given to certain real
5 property owners under certain circumstances; requiring a certain applicant to
6 post a certain notice in a certain location under certain circumstances; repealing
7 certain notice provisions for certain rubble landfills; requiring certain local
8 officials to give notice of a certain informational meeting and certain hearings;
9 requiring the Department of the Environment and other State units to
10 consolidate a certain informational meeting; and generally relating to
11 notification requirements regarding landfill systems.

12 BY repealing and reenacting, with amendments,
13 Article - Environment
14 Section 9-209
15 Annotated Code of Maryland
16 (1996 Replacement Volume and 1998 Supplement)

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

19 **Article - Environment**

20 9-209.

21 (a) The applicant shall give notice of the application [and], the informational
22 meeting, AND HEARINGS:

1 (1) To the public in compliance with Title 1, Subtitle 6 of this article;

2 (2) To the board of county commissioners or county council of any county
3 and the chief executive of any municipal corporation that the Department determines
4 may be affected by the incinerator for public use or landfill system, by certified mail;

5 (3) To the Department of Natural Resources, by certified mail; [and]

6 (4) To each member of the General Assembly in whose district the
7 landfill system or incinerator is located, by certified mail;

8 (5) TO RECORD OWNERS OF REAL PROPERTY WITHIN 1,000 FEET OF THE
9 PROPERTY LINE OF THE PROPOSED INCINERATOR FOR PUBLIC USE OR LANDFILL
10 SYSTEM, BY CERTIFIED MAIL TO THE ADDRESSES OF RECORD OWNERS AS
11 INDICATED IN THE RECORDS OF THE STATE DEPARTMENT OF ASSESSMENTS AND
12 TAXATION; AND

13 (6) BY POSTING A NOTICE OF THE APPLICATION, THE INFORMATIONAL
14 MEETING, AND HEARINGS IN A CONSPICUOUS SPACE ON THE SITE OF THE PROPOSED
15 INCINERATOR FOR PUBLIC USE OR LANDFILL SYSTEM.

16 (b) [In addition to the notice required under subsection (a) of this section and
17 Title 1, Subtitle 6 of this article, an applicant for a permit for a rubble landfill shall
18 give notice of the application and informational meeting:

19 (1) By certified mail to the members of the Senate of Maryland and
20 House of Delegates who represent the legislative district in which the rubble landfill
21 is to be located;

22 (2) By certified mail to the owners of real property that adjoins the
23 proposed site of the rubble landfill; and

24 (3) By posting a notice of the application and hearing in a conspicuous
25 place on the proposed site of the rubble landfill.

26 (c) The local officials notified under subsection (a)(2) of this section shall give
27 notice of the application, THE INFORMATIONAL MEETING, and [the hearing]
28 HEARINGS to all interested agencies of their respective jurisdictions.

29 [(d)] (C) To the extent practicable, the Department and other units of the
30 State government shall consolidate THE INFORMATIONAL MEETING AND hearings
31 concerning permits for the same landfill system or incinerator for public use.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 October 1, 1999.

