

**Department of Legislative Services**  
Maryland General Assembly  
2001 Session

**FISCAL NOTE**

House Bill 853 (Montgomery County Delegation and Prince George's County  
Delegation)

Environmental Matters

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**Montgomery County and Prince George's County - Rubble Landfills - Special  
Exceptions  
MC/PG 120-01**

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This bill prohibits the district council of Montgomery County or Prince George's County from approving a special exception to construct or operate a rubble landfill at a site if an application for a special exception to construct or operate a rubble landfill at the site was previously denied on or after October 1, 1981.

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**Fiscal Summary**

**State Effect:** This bill is not expected to significantly affect State operations or finances.

**Local Effect:** To the extent that the bill prohibits the construction or operation of a rubble landfill that is used by the affected jurisdictions, those jurisdictions would have to transport rubble elsewhere. Prince George's County advises that because there is a shortage of rubble fill capacity in that county, local expenditures could increase to transport the waste outside the county. The number of sites that could be affected by this bill, however, is unknown. Accordingly, a precise estimate of any increase in local expenditures cannot be made at this time.

**Small Business Effect:** To the extent that the bill prohibits a small business landowner from constructing and operating a rubble landfill, the bill will have a significant impact on that landowner. The number of sites that could be affected by this bill, however, is unknown.

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## Analysis

**Current Law:** The district council of Montgomery County or Prince George's County may provide that the board of zoning appeals, the district council, or an administrative office or agency designated by the district council, in appropriate cases and subject to appropriate principles, standards, rules, conditions, and safeguards set forth in the regulations, may either grant or deny special exceptions and variances to the provisions of the zoning regulations in harmony with their general purposes and intent.

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### Additional Information

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Montgomery and Prince George's counties, Maryland-National Capital Park and Planning Commission, Department of Legislative Services

**Fiscal Note History:** First Reader – February 18, 2001  
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