

# HOUSE BILL 135

M3, L6  
HB 1529/08 – ENV

9lr0916

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By: **Cecil County Delegation**

Introduced and read first time: January 23, 2009

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Sewage Sludge Utilization – Zoning and Land Use**  
3 **Requirements**

4 FOR the purpose of prohibiting the Department of the Environment from issuing a  
5 sewage sludge utilization permit for a site unless the site meets all county  
6 zoning and land use requirements or ordinances; prohibiting the Department  
7 from issuing a sewage sludge utilization permit for a site that will be on certain  
8 land; and generally relating to the use of sewage sludge.

9 BY repealing and reenacting, with amendments,  
10 Article – Environment  
11 Section 9–233  
12 Annotated Code of Maryland  
13 (2007 Replacement Volume and 2008 Supplement)

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

16 **Article – Environment**

17 9–233.

18 (A) The Department may not issue a permit to install, materially alter, or  
19 materially extend a sewage sludge composting facility or a sewage sludge storage  
20 facility until:

21 (1) The sewage sludge composting facility or sewage sludge storage  
22 facility meets all zoning and land use requirements of the county where the sewage  
23 sludge composting or storage facility is to be located; and

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (2)    In the case of a sewage sludge composting facility, the Department  
2 has a written statement that the board of county commissioners or the county council  
3 of the county where the sewage sludge composting facility is to be located does not  
4 oppose the issuance of the permit.

5           **(B)    THE DEPARTMENT MAY NOT ISSUE A SEWAGE SLUDGE UTILIZATION**  
6 **PERMIT UNLESS THE SEWAGE SLUDGE UTILIZATION SITE MEETS ALL ZONING**  
7 **AND LAND USE REQUIREMENTS OR ORDINANCES OF THE COUNTY WHERE THE**  
8 **SITE IS LOCATED.**

9           **(C)    THE DEPARTMENT MAY NOT ISSUE A SEWAGE SLUDGE UTILIZATION**  
10 **PERMIT FOR A SEWAGE SLUDGE UTILIZATION SITE THAT WILL BE ON LAND**  
11 **ADJACENT TO A MUNICIPALITY.**

12           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2009.