

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL
2020 Legislative Session**

Bill No. CB-83-2020

Chapter No. 57

Proposed and Presented by Council Member Franklin

Introduced by Council Members Franklin, Turner, Anderson-Walker, Ivey, Davis,
Streeter, Harrison, Hawkins, Dernoga, Taveras and Glaros

Date of Introduction October 13, 2020

ZONING BILL

1 AN ORDINANCE concerning

2 Prohibiting Fly Ash Landfills

3 For the purpose of prohibiting Fly Ash Landfills in Prince George's County.

4 BY repealing and reenacting with amendments:

5 SUBTITLE 27. ZONING.

6 Section 27-115,

7 The Prince George's County Code

8 (2019 Edition).

9 SECTION 1. BE IT ENACTED by the County Council of Prince George's County, sitting as
10 the District Council for that part of the Maryland-Washington Regional District in Prince
11 George's County, Maryland, that Section 27-115 of the Zoning Ordinance of Prince George's
12 County, Maryland, being also Subtitle 27 of the Prince George's County Code, be and the same
13 is hereby repealed and reenacted with amendments:

14 SUBTITLE 27. ZONING.

15 DIVISION 27. REGULATIONS APPLICABLE IN ALL ZONES.

16 SUBDIVISION 1. USES.

17 **Sec. 27-115. - Prohibited uses.**

18 (a) The following uses are prohibited in all zones:

19 * * * * *

1 (5) “Fly Ash Landfill,” which means any landfill, fill, or other site that includes the disposal,
2 deposit, or storage of fly ash. “Fly ash” in this Subtitle means any residue, refuse, or waste,
3 including any bottom ash, fly ash, coal ash, or any other coal combustion byproducts (CCB),
4 derived in the burning of coal. A Fly Ash Landfill shall not be included in any sanitary landfill,
5 rubble fill, or any other use allowed in any zone in Prince George’s County.

6 SECTION 2. BE IT FURTHER ENACTED that the Department of Permitting, Inspections,
7 and Enforcement and any other authorized county agency is directed to ensure on an ongoing
8 basis that any existing Fly Ash Landfill is in full compliance with any applicable zoning
9 approvals and any applicable federal, state, and local laws.

10 SECTION 3. BE IT FURTHER ENACTED that this Ordinance shall take effect on the date
11 of its adoption.

Adopted this 17th day of November, 2020.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Todd Turner
Council Chair

ATTEST:

Donna Brown
Clerk of the Council

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.