

## CHAPTER 395

(Senate Bill 271)

AN ACT to repeal and re-enact, with amendments, Section 566 of Article 27 of the Annotated Code of Maryland (1956 Supplement), title "Crimes and Punishments", sub-title "Refuse—Throwing or Dumping", eliminating Allegany County from the provisions of said section; and to add Section 339A to the Code of Public Local Laws of Allegany County (1955 Edition, being Article 1 of the Code of Public Local Laws of Maryland), title "Allegany County", sub-title "Licenses", to follow immediately after Section 339 thereof, authorizing, directing and empowering the Board of County Commissioners of Allegany County to inspect, license, regulate and limit as to location certain businesses and enterprises and relating generally to public dumps, junk yards, trailer camps and other businesses and enterprises in Allegany County.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 566 of Article 27 of the Annotated Code of Maryland (1956 Supplement), title "Crimes and Punishments", sub-title "Refuse—Throwing or Dumping", be and it is hereby repealed and re-enacted, with amendments; that Section 339A be and it is hereby added to the Code of Public Local Laws of Allegany County (1955 Edition, being Article 1 of the Code of Public Local Laws of Maryland), title "Allegany County", sub-title "Licenses", to follow immediately after Section 339 thereof, and all to read as follows:

566. Public dumps or junk yards outside of municipalities.

It shall be unlawful for any person, firm or corporation, either to maintain or permit to be maintained outside of any incorporated municipality a junk yard, a public dump or a lot on which refuse, trash or junk is deposited or motor vehicles are dismantled or stored within five hundred (500) feet of a public highway or within five hundred (500) feet of the residence of another, or for any person, firm or corporation, to throw, dump or deposit any trash, junk or other refuse upon the same, or to dismantle any motor vehicle thereon, unless said person, firm or corporation shall have obtained a permit from the county commissioners of the county in which said property or lot is situated, or from any agency or department having zoning or planning powers over the particular area; and, in granting said permit, said county commissioners, zoning agency or department shall prescribe the conditions under which same shall be operated or maintained; and any applicant aggrieved by the refusal of said county commissioners, zoning agency or department to issue such permit shall have the right to appeal to the circuit court for the county, provided that such appeal is taken within ten days from such refusal. The zoning agency or department of any county shall exercise the powers under this section only while designated to so do by the county commissioners of the particular county. Any person

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.