

ANY POWER TO CONSTRUCT OR ESTABLISH ANY NEW SOLID WASTE DISPOSAL PROJECT OR TO DISPOSE OF ANY SOLID WASTES WITHIN THE BOUNDARIES OF ANY MUNICIPALITY WITHOUT THE EXPRESS CONSENT OF THE GOVERNING BODY OF THE MUNICIPALITY.

REVISOR'S NOTE: This subsection is new language derived from Article 33B, section 4 (t) of the Code.

(V) PERMITTING MUNICIPALITY TO CONSTRUCT, OPERATE FACILITIES WHEN SERVICE UNABLE TO DO SO.—TO PERMIT A MUNICIPALITY TO CONSTRUCT, OPERATE, MAINTAIN, EXPAND, RELOCATE, REPLACE, RENOVATE, OR REPAIR FACILITIES PROVIDED FOR IN THIS SUBTITLE WHEN THE SERVICE CERTIFIES THAT IT IS NOT IN A POSITION TO PROVIDE THE NECESSARY CONSTRUCTION, OPERATION, MAINTENANCE, EXPANSION, RELOCATION, REPLACEMENT, RENOVATION, OR REPAIR OF FACILITIES WITHIN THE MUNICIPALITY. NOTWITHSTANDING OTHER PROVISIONS IN THIS SUBTITLE AND LIMITED TO THE CIRCUMSTANCES IN THIS SUBSECTION, A MUNICIPALITY SHALL FINANCE CONSTRUCTION, OPERATION, MAINTENANCE, EXPANSION, RELOCATION, REPLACEMENT, RENOVATION, OR REPAIR OF FACILITIES IN ACCORDANCE WITH ITS STATUTORY AUTHORITY, INCLUDING THE RECEIVING OF STATE AND FEDERAL GRANTS IF AVAILABLE. THE MUNICIPALITY MAY CONSTRUCT, OPERATE, MAINTAIN, EXPAND, RELOCATE, REPLACE, RENOVATE, OR REPAIR THESE FACILITIES.

REVISOR'S NOTE: This subsection is new language derived from Article 33B, section 4 (u) of the Code.

3-105. RESPONSIBILITIES AND ACTIVITIES; LIMITATION UPON POWERS.

(A) THE SERVICE IS RESPONSIBLE FOR CARRYING OUT THE FOLLOWING GENERAL ACTIVITIES SUBJECT TO THE LIMITATIONS STATED IN THIS SECTION.

REVISOR'S NOTE: Subsection (a) is new language derived from the first clause of Article 33B, section 3B of the Code.

(B) PLANNING, INTEGRATING, AND ESTABLISHING GEOGRAPHIC SERVICE REGIONS AND DISTRICTS, IN COOPERATION WITH AFFECTED MUNICIPALITIES AND BASED UPON APPROVED STATE-COUNTY MASTER PLANS FOR WATER AND SEWERAGE [[:]] AND SOLID WASTE DISPOSAL AS PROVIDED IN ARTICLE 43 OF THE CODE, AS WELL AS OTHER PLANS AND