

Charles and St. Mary's Counties -
Permit for the Entrenching, Storage, or
Transportation of Sludge

FOR the purpose of providing that, in Charles and St. Mary's counties, the Department of Health and Mental Hygiene may not issue a permit for the entrenching, storage, or transportation of certain sludge until certain prerequisites are met.

BY repealing and reenacting, with amendments,

Article 43 - Health
Section 394A
Annotated Code of Maryland
(1980 Replacement Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 43 - Health

394A.

(A) Before issuing a permit for a landfill refuse disposal system or sludge composting facility under § 394, Article 43 of the Annotated Code of Maryland, the State Department of Health and Mental Hygiene shall set a day for a public hearing on the request. The applicant shall give notice to the public of his application and of the hearing, by publication once in each week for two successive weeks prior to the hearing, in a regularly published newspaper of general circulation in any city or county which the Department of Health and Mental Hygiene determines may be directly affected by the request. The board of county commissioners or the county council of the appropriate county, the mayor or other chief executive official of the appropriate municipal corporation, and the Department of Natural Resources shall be notified by the applicant by registered or certified mail. The local officials shall notify all interested agencies of their political subdivisions. In the public notice of the application, the date, place and time fixed by the Department of Health and Mental Hygiene for the public hearing on the application shall be stated. At the public hearing the applicant and any other interested person shall be given an opportunity to present facts, evidence, and arguments for or against the granting of the application. The Department of Health and Mental Hygiene shall not issue a permit for a landfill or sludge composting facility unless it has complied with all county zoning and land use requirements of the county in which the proposed landfill or sludge composting facility is to be located and has an affirmative statement that the