

(C) ADDITIONAL PROVISIONS FOR CHARLES AND ST. MARY'S COUNTIES.

IN CHARLES AND ST. MARY'S COUNTIES, THE PROVISIONS OF THIS SECTION APPLY TO THE ENTRENCHING, STORAGE, OR TRANSPORTATION OF SLUDGE EMANATING FROM A PRIVATE, COMMERCIAL, OR MUNICIPAL WASTE WATER TREATMENT PLANT NOT LOCATED IN THE RESPECTIVE COUNTY.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 394A.

The only changes are in style.

9-213. CLOSING AND COVERING LANDFILL REQUIRED ON TERMINATION OF OPERATIONS; OPTION TO PURCHASE FOR OPEN SPACE OR RECREATIONAL PURPOSES; BOND.

(A) CLOSING AND COVERING REQUIRED; DEPARTMENT TO SET STANDARDS.

(1) ON TERMINATING LANDFILL OPERATIONS, THE HOLDER OR HOLDERS OF ANY PERMIT FOR A LANDFILL REFUSE DISPOSAL SYSTEM ISSUED UNDER § 9-210 OF THIS SUBTITLE SHALL CLOSE AND COVER ALL OF THE LAND FOR WHICH THE PERMIT WAS ISSUED IN A MANNER THAT PREVENTS EROSION, HEALTH AND SAFETY HAZARDS, NUISANCES, AND POLLUTION.

(2) THE DEPARTMENT SHALL ADOPT STANDARDS FOR THE CLOSING AND COVERING OF LANDFILL REFUSE DISPOSAL SYSTEMS.

(B) OPTION TO PURCHASE LAND.

AS A CONDITION PRECEDENT FOR THE GRANTING OF THE PERMIT, THE COUNTY OR MUNICIPALITY EXERCISING RESPONSIBILITY FOR THE LANDFILL MAY RESERVE TO ITSELF THE OPTION FOR A SPECIFIED PERIOD OF TIME, NOT TO EXTEND BEYOND THE TIME THE PROPERTY IS ACTIVELY BEING USED AS A LANDFILL, TO ENTER INTO A CONTRACT WITH THE PERMIT HOLDER OR HOLDERS TO PURCHASE THE LANDFILL FOR OPEN SPACE OR RECREATIONAL PURPOSES. IF THE COUNTY OR MUNICIPALITY EXERCISING RESPONSIBILITY FOR THE LANDFILL DECLINES TO RESERVE OR EXERCISE THE OPTION, THEN THIS STATE MAY DO SO. THESE OBLIGATIONS SHALL BE BINDING ON THE HEIRS, REPRESENTATIVES, SUCCESSORS, AND ASSIGNS OF THE HOLDER OR HOLDERS.

(C) BOND REQUIRED.

BEFORE A PERMIT FOR A LANDFILL REFUSE DISPOSAL SYSTEM IS ISSUED TO ANY NONMUNICIPAL CORPORATION OR TO ANY OTHER PRIVATE ORGANIZATION OR PERSON, THE APPLICANT FOR THE PERMIT SHALL FILE WITH THE DEPARTMENT A BOND ON A FORM PRESCRIBED AND FURNISHED BY THE DEPARTMENT. THE BOND SHALL BE PAYABLE TO THE GOVERNING BODY OF THE POLITICAL SUBDIVISION IN WHICH