

(b) Within four months subsequent to the date on which the Montgomery County council or its designated agent notifies the commission in writing of the actual date of completion of any incinerator owned by Montgomery County, and requests its use, and a suitable access road has been provided, the commission shall to the extent economically feasible utilize for the disposal of garbage, trash, rubbish or refuse collected by the commission within the county, any disposal site, plant and location as may be designated in writing to the commission by the Montgomery County council, without charge by the county to the commission.]

[17-3. Private collection and disposal of refuse, etc.; district incinerators and disposal sites generally.

(a) It shall be unlawful for any person, firm, or corporation not residing or located in the Washington Suburban Sanitary District or for any person, firm or corporation located within the boundaries and collecting such materials for hire, to dump garbage, trash, refuse, rubbish or junk on any public or private dump within the boundaries without the consent of the owner of the land and without a permit from the Washington Suburban Sanitary Commission. Nothing in this section 17-3 shall apply in Montgomery County subsequent to the effective date of any agreement referred to in section 17-2 of this article.

(b) No person, firm or corporation shall engage in the business of collecting garbage, trash, refuse, rubbish or junk for compensation without first securing a permit from the commission, and for the protection of the health, comfort and safety of persons residing within the boundaries of the sanitary district, the commission may establish reasonable regulations for the collection and disposal of such materials. A reasonable fee, to be fixed by the commission for either maintaining a dump or collecting for hire, garbage, trash, refuse, rubbish or junk, shall be paid for each permit and the commission may refuse or revoke a permit for a public or private dump, after notice and hearing, if the commission shall find that the location and use of the proposed dump or the operation of an established dump would endanger the health, comfort or public welfare of persons residing within the vicinity thereof, and may revoke any permit for the business of collecting garbage, trash, refuse, rubbish or junk for hire, after notice and hearing, for the violation of its regulations.

(c) It shall be the duty of the Washington Suburban Sanitary Commission to construct when needed, on some convenient site or sites to be selected by it, an incinerator or incinerators of a modern type for the disposal of garbage, trash, rubbish, refuse or junk, and the commission may acquire such land as it may need for the disposition of garbage, trash or junk anywhere within or without the sanitary district. For the purpose of acquiring a site for an incinerator or incinerators or other refuse disposal plants, and for the purpose of securing land for the disposition of garbage, trash, or junk, the commission