

CHAPTER 857

(House Bill 1186)

AN ACT concerning

Washington Suburban Sanitary Commission - Composting Facility -
Construction and Closing
PG/MC 27-86

FOR the purpose of prohibiting the Washington Suburban Sanitary Commission (WSSC) from constructing a composting facility within a certain distance from homes unless certain precautions are taken; requiring the WSSC to adopt certain regulations under this Act; requiring the WSSC to close certain composting facilities within a certain time if the WSSC does not control and eliminate certain odors caused by the facility; requiring the WSSC to make certain existing composting facilities free of certain odors by a certain date; and generally relating to the construction and closing of composting facilities of the WSSC.

BY adding to

Article 29 - Washington Suburban Sanitary District
Section 18-107
Annotated Code of Maryland
(1983 Replacement Volume and 1985 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 29 - Washington Suburban Sanitary District

18-107.

(A) UNLESS THE WSSC TAKES PRECAUTIONS TO MAKE A COMPOSTING FACILITY FREE OF OFFENSIVE OFF-SITE ODORS, THE WSSC MAY NOT CONSTRUCT THE FACILITY IN ANY AREA THAT HAS MORE THAN 100 HOMES THAT ARE LOCATED WITHIN 5 MILES OF THE FACILITY.

(B) THE WSSC SHALL ADOPT REGULATIONS THAT PROVIDE STANDARDS FOR THE CONSTRUCTION AND OPERATION OF A COMPOSTING FACILITY THAT IS FREE OF OFFENSIVE OFF-SITE ODORS.

(C) IF THE WSSC DOES NOT CONTROL AND ELIMINATE ANY OFFENSIVE OFF-SITE ODOR THAT IS CAUSED BY A COMPOSTING FACILITY THAT IS CONSTRUCTED AFTER JULY 1, 1986, THE WSSC MUST CLOSE THE FACILITY WITHIN 4 MONTHS FROM THE DATE THE OFFENSIVE OFF-SITE ODOR IS EMITTED FROM THE FACILITY.

(D) ON OR BEFORE JANUARY 1, 1987, THE WSSC SHALL TAKE ALL NECESSARY AND REASONABLE ACTIONS TO MAKE ANY COMPOSTING FACILITY IN EXISTENCE ON JULY 1, 1986 FREE OF OFFENSIVE OFF-SITE ODORS.