

INTENDED TO BE THE MAXIMUM PERCENTAGE THAT A COUNTY CAN ACHIEVE. A COUNTY THAT CAN PRACTICALLY AND ECONOMICALLY ACHIEVE A HIGHER RATE OF RECYCLING IS ENCOURAGED TO SUBMIT A RECYCLING PLAN FOR A HIGHER PERCENTAGE.

(D) IF A COUNTY WITH A POPULATION LESS THAN 150,000 INCREASES TO A POPULATION OF ABOVE 150,000, THE COUNTY SHALL HAVE 2 YEARS TO REVISE THE RECYCLING PLAN TO BE CONSISTENT WITH THE RECYCLING GOALS UNDER SUBSECTION (A)(18) OF THIS SECTION.

(E) (1) THE GOVERNING BODIES OF 2 OR MORE COUNTIES MAY ADOPT A REGIONAL RECYCLING PLAN TO COMPLY WITH SUBSECTION (A)(18) OR (19) OF THIS SECTION.

(2) A REGIONAL RECYCLING PLAN WHICH OTHERWISE SATISFIES THE REQUIREMENTS OF THIS SUBTITLE FOR EACH OF THE PARTICIPATING COUNTIES SHALL CONSTITUTE THE COUNTY RECYCLING PLAN FOR EACH COUNTY WHICH PARTICIPATES IN THE PLAN.

9-512.

(b) (1) A State or local authority may not issue a building permit unless:

(i) The water supply system, sewerage system, or solid waste acceptance facility is adequate to serve the proposed construction, taking into account all existing and approved developments in the service area; [and]

(ii) Any water supply system, sewerage system, or solid waste acceptance facility described in the application will not overload any present facility for conveying, pumping, storing, or treating water, sewage, or solid waste;

(III) EXCEPT FOR ESSENTIAL PUBLIC SERVICES, AFTER JANUARY 1, 1992, THE COUNTY IN WHICH THE PROPOSED CONSTRUCTION IS LOCATED HAS AN APPROVED RECYCLING PLAN UNDER § 9-505 OF THIS SUBTITLE AND § 9-1603 OF THIS TITLE; AND

(IV) EXCEPT FOR ESSENTIAL PUBLIC SERVICES, AFTER JANUARY 1, 1994, THE COUNTY IN WHICH THE PROPOSED CONSTRUCTION IS LOCATED HAS MET THE RECYCLING REDUCTIONS SUBMITTED IN AN APPROVED RECYCLING PLAN UNDER § 9-505 OF THIS SUBTITLE AND 9-1603 OF THIS TITLE.

(5) THE DEPARTMENT MAY GRANT A WAIVER FROM THE SANCTIONS OF SUBSECTION (B)(1)(III) AND (IV) OF THIS SECTION IF THE COUNTY DEMONSTRATES TO THE SATISFACTION OF THE SECRETARY THAT IT CANNOT ACHIEVE THE RECYCLING GOAL DUE TO UNFORSEEN OR EMERGENCY CIRCUMSTANCES BEYOND THE COUNTY'S CONTROL.

(6) (1) IN THE EVENT THAT SANCTIONS ARE IMPOSED UNDER THIS SUBSECTION, AND THE COUNTY SUBMITS AN APPLICATION FOR