

**COUNTY COUNCIL  
OF  
TALBOT COUNTY, MARYLAND**

2016 Legislative Session, Legislative Day No.: April 26, 2016

Bill No.: 1330 \*AS AMENDED\*

Expiration Date: June 30, 2016


Introduced by: Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price, Ms. Williams

**A BILL TO AMEND TALBOT COUNTY CODE, CHAPTER 102, "PARKS AND RECREATION" TO PROHIBIT LITTERING AND DEPOSIT OF HOUSEHOLD GARBAGE IN RECEPTACLES AT COUNTY PARKS**

By the Council: April 26, 2016

Introduced, read first time, ordered posted, and public hearing scheduled on Tuesday, May 24, 2016 at 6:30 p.m. in the Bradley Meeting Room, Talbot County Courthouse, South Wing, 11 North Washington Street, Easton, Maryland 21601.

By Order

  
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Susan W. Moran, Secretary

**A BILL TO AMEND TALBOT COUNTY CODE, CHAPTER 102, "PARKS AND RECREATION" TO PROHIBIT LITTERING AND DEPOSIT OF HOUSEHOLD GARBAGE IN RECEPTACLES AT COUNTY PARKS**

SECTION ONE: BE IT ENACTED BY THE COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND, that Talbot County Code, Chapter 102, Parks and Recreation, shall be and is hereby amended to add new § 102-12, as follows:

\* \* \*

**§ 102-2.1 Littering prohibited in Public Parks**

- A. Definitions: For purposes of this section, "Litter" or "household garbage" means all rubbish, waste matter, refuse, trash, debris, dead animals, or other discarded materials of every kind and description.
- B. Prohibited activities:
- (1) No person shall dump or dispose of litter in or upon any County Park except in a designated trash receptacle.
  - (2) No household garbage shall be deposited in or upon any County Park or in any trash receptacle in any County Park.
- C. Enforcement. The Director of Parks and Recreation or his designee shall enforce this section and for that purpose shall have and may exercise the same authority as that granted to the Chief Code Compliance Officer in Chapter 58, "Enforcement of Code." This includes, without limitation, authority to issue administrative abatement orders, civil penalties, fines, and all other available remedies as provided in Chapter 58.
- D. Rebuttable presumption. It shall be a rebuttable presumption that any article bearing a person's name and/or address which is found at a location in violation of this section is the property of the person whose name and/or address it bears; and it shall be a rebuttable presumption that this person placed or caused the article to be placed at the location where found.
- E. Violations. A violation of this section shall be punishable by a fine, as follows:
- (1) For littering: \$50 (Fifty Dollars);
  - (2) For deposit of household garbage: \$500 (Five Hundred Dollars).

\* \* \*

SECTION TWO: BE IT FURTHER ENACTED, that the title and summary of this Bill shall be published once on the first publication date after enactment of the Bill in accordance with

County Charter § 213 (c). The title is not a substantive part of this Bill. If the Bill is amended, the title may be administratively revised if required to conform the title to the content of the Bill as finally enacted.

SECTION THREE: AND BE IT FURTHER ENACTED, that if any provision of this Ordinance or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this Ordinance which can be given effect without the invalid provision or application, and for this purpose the provisions of this Ordinance are declared severable.

SECTION FOUR: AND BE IT FURTHER ENACTED, that the publishers of the Talbot County Code or the Talbot County Office of Law, in consultation with and subject to the approval of the County Manager, may make non-substantive corrections to codification, style, capitalization, punctuation, grammar, spelling, and any internal or external reference or citation included in this Bill, as finally adopted, that are incorrect or obsolete, with no further action required by the County Council. All such corrections shall be adequately referenced and described in an editor's note following the section affected.

SECTION FIVE: AND BE IT FURTHER ENACTED, that this Bill shall take effect sixty (60) days from the date of its passage.

**PUBLIC HEARING**

Having been posted and notice of time, date, and place of hearing, and Title of Bill No. 1330 having been published, a public hearing was held on Tuesday, May 24, 2016 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland.

**BY THE COUNCIL**

Read the third time.

ENACTED: May 24, 2016 \*AS AMENDED\*

By Order: Susan W. Moran  
Secretary

Pack	-	Aye
Williams	-	Aye
Bartlett	-	Aye
Price	-	Aye
Callahan	-	Aye

EFFECTIVE DATE: July 23, 2016