

**COUNTY COUNCIL
OF
TALBOT COUNTY, MARYLAND**

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

Bill No.: 1330

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, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

By Order Susan W. Moran
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

KEY

- Boldface**.....Heading or defined term.
- UnderliningAdded to existing law by original bill.
- ~~Strikethrough~~.....Deleted from existing law by original bill.
- Double underliningAdded to bill by amendment.
- ~~Double strikethrough~~Deleted from existing law or bill by amendment.
- * * *Existing law or bill unaffected.

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. 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: \$250 (Two Hundred Fifty 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. _____
having been published, a public hearing was held on _____.

BY THE COUNCIL

Read the third time.

ENACTED _____

By Order _____
Susan W. Moran, Secretary

Pack -

Williams -

Bartlett -

Price -

Callahan -

EFFECTIVE DATE: _____