

RESOLUTION NO. 455-2015

Ten Year Solid Waste Management Plan -- Recycling Receptacles at Special Events

WHEREAS, the County Commissioners of Carroll County are required by Title 9, Subtitle 5 of the Environment Article of the Annotated Code of Maryland to review and revise the Master Plan for Solid Waste; and

WHEREAS, on June 16, 2015, the Carroll County Planning and Zoning Commission certified that the proposed amendment is consistent with the appropriate comprehensive and master plans; and

WHEREAS, on September 24, 2015, the County Commissioners conducted a public hearing on the proposed amendment.


NOW, THEREFORE, BE IT RESOLVED, that the *Carroll County Ten Year Solid Waste Management Plan 2002-2012 (Updated 2006)*, Chapter 3, Existing Solid Waste Management System in Carroll County, Section 3.1.1.12.10, Special Events Recycling Program (SERP), be added with Attachment A.

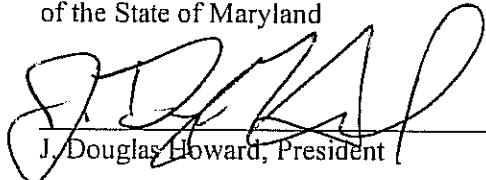
RESOLVED this 1st day of October, 2015.

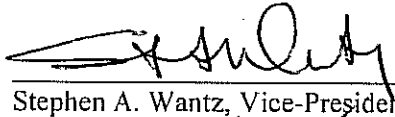
EFFECTIVE the 1st day of October, 2015.

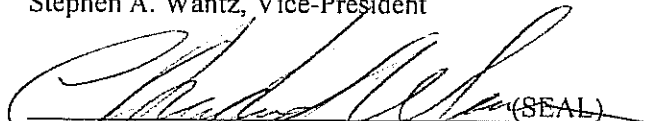
THE COUNTY COMMISSIONERS OF
CARROLL COUNTY, MARYLAND
a body corporate and politic
of the State of Maryland

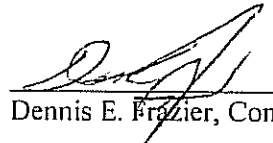
ATTEST:


Shawn D. Reese, County Clerk


J. Douglas Howard, President (SEAL)



Stephen A. Wantz, Vice-President (SEAL)


C. Richard Weaver, Secretary (SEAL)


Dennis E. Frazier, Commissioner (SEAL)


Richard S. Rothschild, Commissioner (SEAL)

Approved for legal sufficiency:


Timothy C. Burke, County Attorney

ATTACHMENT A

3.1.1.12.10 Special Events Recycling Program (SERP)

In 2014, the Maryland General Assembly passed Senate Bill 781, Environment – Recycling – Special Events. The law requires organizers of special events meeting certain criteria to provide a recycling receptacle adjacent to each trash receptacle, ensure recycling receptacles are clearly distinguished from trash receptacles, and ensure that recyclable materials are collected for recycling. Special event organizers must conduct recycling in accordance with the County’s Comprehensive Solid Waste Management Plan (CSWM). The law also required each county to update its plan by October, 2015, to address the collection and recycling recyclable materials from special events.

A. Special Events Subject to the Recycling Program:

Environment Article, §9-1712, Annotated Code of Maryland. Requires special events organizers to provide for recycling at special events that meet the following three criteria:

1. Includes temporary or periodic use of a public street, publicly owned site or facility, or public park;
2. Serves food or drink; and
3. Is expected to have 200 or more persons in attendance.

Projected attendance may be estimated based on past attendance, number registered to attend, the venue’s seating capacity, or similar methods.

Public sites within Carroll County that host or may host special events include any local, Municipally-owned, County- owned, State, and Federally-owned streets are subject to the Special Events Recycling Program (SERP). Sites are identified as parks, venues, sports fields, fairgrounds, etc., and all public schools that host special events.

The County has identified public sites within the County that host or may host special events meeting the above criteria. In addition to the sites listed individually, special events taking place on any local, State, or Federally-owned streets are also included in the Special Events Recycling Program (SERP)

B. Materials and Obligations:

Special events organizers are responsible for:

1. Providing and placing recycling receptacles adjacent to each trash receptacle at the event (except where already existing on site);
2. Ensuring that recycling receptacles are clearly distinguished from trash receptacles by color or signage;
3. Providing any other labor and equipment necessary to carry out recycling at the event;
4. Ensuring that the materials placed in recycling receptacles are collected and delivered for recycling ; and
5. Paying any costs associated with recycling at the special event;

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Special events organizers may fulfill the requirement to ensure materials are collected and delivered for recycling through one or more of the following methods:

1. Self-hauling the materials to the County recycling drop-off site;
2. Contracting with a recycling hauler to collect the materials and deliver them for recycling; or
3. Receiving prior agreement from the site owner to use an existing recycling collection system available at the site.

The special events recycling program must include, at a minimum, the collection of plastic containers, metal containers, glass containers, and paper. The special events organizer must assess the availability of food scraps recycling services for the event. If services are available, the special events organizer must provide for food scraps recycling, including provision of separate containers for organic and non-organic recyclables.

Recycling at a State-owned site must follow the State agency's recycling plan, if available. Recycling at a Federally-owned site must follow any applicable Federal recycling plan. If no State or Federal recycling program is available for the site, the special event organizer must set up a recycling program in accordance with the SERP. Recycling at municipally-owned sites must follow any additional regulations established by the municipality.

C. Stakeholders:

The following stakeholders will be involved in the SERP:

1. Carroll County Department of Public Works: Communicate the requirements of the law to prospective special events organizers and owners and operators of publicly-owned sites in the County. Provide educational and outreach materials in electronic format to assist special events organizers in developing a recycling program
2. Carroll County Office of Recycling, in cooperation with the Office of Zoning Administration: Prior to issuance of a zoning certificate for a special event the Department of Public Works, Recycling Operations must receive a recycling plan with location of waste and recycling facilities.
3. Special Events Organizer: Responsible for providing recycling bins and ensuring collection for recycling in accordance with the requirements in §B, beginning October 1, 2015.

D. Program Monitoring:

The Office of Recycling and special events organizers will monitor progress and performance of the SERP.

1. Special Events permits issued for use of county sites will include a statement on the permit application that recycling is required for events subject to the SERP.
2. A fact sheet or other informational document outlining the requirements of the SERP will be distributed with each special event permit issued by the county.

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3. Notification will be sent via direct mail to each municipality outlining the requirements of the SERP and links to the information will be available on the Carroll County Department of Recreation and Parks, Recycling, and Solid Waste webpages.

The special event organizer is responsible for monitoring the implementation of recycling at the special event. The special event organizers must oversee placement and labeling of recycling receptacles and collection and recycling of recyclables. Performance of any recycling contractor engaged for compliance with the SERP must be monitored by the special event organizer. The special event organizer must promptly take action to correct any deficiencies in the contractors' performance.

E. Program Enforcement

The County Office of Recycling or the equivalent office of the municipality in which the event is located may conduct inspections of the event to ensure compliance with the SERP. If a violation of the SERP is detected, the County or municipality may pursue an enforcement action against the special events organizer. A person that violates the SERP can be subject to a civil penalty not exceeding \$50 for each day the violation exists. Any penalties collected for violation of the SERP must be paid to the county, municipality, or other local government that brought the enforcement action.