

CITY OF BALTIMORE

SHEILA DIXON, Mayor



DEPARTMENT OF LAW

GEORGE A. NILSON, City Solicitor  
101 City Hall  
Baltimore, Maryland 21202

April 22, 2008

The Honorable President and  
Members of the Baltimore  
City Council  
c/o Karen Randle, Executive Secretary  
409 City Hall  
Baltimore, MD 21202

RE: City Council Bill 08-0056 – Sanitation- Mixed Refuse

Dear President and Members

You have requested the advice of the Law Department regarding City Council Bill 08-0056. City Council Bill 56 modifies the City code provisions regarding the collection of mixed refuse. When a regular collection day is a holiday and there is no collection, Bill 56 would require the collection of mixed refuse to take place on the next business day.

Article III, Section 11 of the Baltimore City Charter grants to the Mayor and City Council the “power to pass all ordinances, not inconsistent with the Charter, necessary to give effect and operation to all powers vested in the City.” The authority to regulate the collection of mixed refuse is consistent with this general power. Bill 56 would be enforceable to the extent that it does not conflict with the Charter or State law.

The Law Department, therefore, approves the City Council Bill 08-0056 for form and legal sufficiency.

Sincerely yours,

Elena R. DiPietro  
Assistant Solicitor

cc: Honorable James B. Kraft  
Angela Gibson, City Council Liaison  
George A. Nilson, City Solicitor  
Linda C. Barclay, Chief Solicitor  
Deepa Bhattacharyya, Assistant Solicitor

