

**CITY OF BALTIMORE
COUNCIL BILL 21-0175
(First Reader)**

Introduced by: Councilmembers Conway, Porter, Middleton, Bullock, Ramos

Introduced and read first time: November 15, 2021

Assigned to: Health, Environment, and Technology Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Department of Public Works, Office of Sustainability, City Administrator

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Zero Waste Commission**

3 FOR the purpose of establishing the Zero Waste Commission; providing for the Commission’s
4 composition, terms of office, officers, meetings, quorum, and rules of procedure; establishing
5 the general purposes and specific duties of the Zero Waste Commission; defining certain
6 terms; and generally relating to the Zero Waste Commission.

7 BY adding

8 Article 1 - Mayor, City Council, & Municipal Agencies
9 Sections 58-1 through 58-5, to be under the new subtitle,
10 “Subtitle 58. Zero Waste Commission”
11 Baltimore City Code
12 (Edition 2000)

13 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
14 Laws of Baltimore City read as follows:

15 **Baltimore City Code**

16 **Article 1. Mayor, City Council, & Municipal Agencies**

17 **SUBTITLE 58. ZERO WASTE COMMISSION**

18 **§ 58-1. DEFINITIONS.**

19 (A) *IN GENERAL.*

20 IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

21 (B) *COMMISSION.*

22 “COMMISSION” MEANS THE ZERO WASTE COMMISSION ESTABLISHED BY THIS SUBTITLE.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

Council Bill 21-0175

1 **§ 58-2. COMMISSION ESTABLISHED.**

2 (A) *IN GENERAL.*

3 THERE IS A BALTIMORE CITY ZERO WASTE COMMISSION.

4 (B) *COMPOSITION.*

5 (1) *IN GENERAL.*

6 THE COMMISSION COMPRISES 5 VOTING MEMBERS AND 20 NON-VOTING MEMBERS.

7 (2) *VOTING MEMBERS.*

8 VOTING MEMBERS ARE APPOINTED BY THE MAYOR, IN ACCORDANCE WITH CITY
9 CHARTER ARTICLE IV, § 6, AS FOLLOWS:

10 (I) 1 SHALL BE THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS;

11 (II) 1 SHALL BE A REPRESENTATIVE OF A LOCAL LABOR UNION;

12 (III) 1 SHALL BE A REPRESENTATIVE OF THE NORTHEAST MARYLAND WASTE
13 DISPOSAL AUTHORITY;

14 (IV) 1 SHALL BE A REPRESENTATIVE OF THE ZERO WASTE COALITION; AND

15 (V) 1 SHALL BE A WASTE LOGISTICS EXPERT.

16 (3) *NON-VOTING MEMBERS.*

17 (I) THE FOLLOWING 12 NON-VOTING MEMBERS ARE APPOINTED BY THE MAYOR, IN
18 ACCORDANCE WITH CITY CHARTER ARTICLE IV, § 6:

19 (A) 1 INDIVIDUAL WITH EXPERTISE IN PROCESSING ORGANIC WASTE;

20 (B) 1 REPRESENTATIVE OF WHEELABRATOR TECHNOLOGIES;

21 (C) 1 REPRESENTATIVE OF A LOCAL UNIVERSITY;

22 (D) 1 REPRESENTATIVE OF A LOCAL HOSPITAL;

23 (E) 1 SOCIAL WORKER OR BEHAVIOR SPECIALIST;

24 (F) 1 PUBLIC HEALTH RESEARCHER;

25 (G) 1 INDIVIDUAL WITH EXPERTISE IN COMMUNITY DEVELOPMENT;

26 (H) 1 ENERGY POLICY EXPERT;

Council Bill 21-0175

1 (I) 1 INDIVIDUAL WITH EXPERTISE IN USER EXPERIENCE (“UX”) DESIGN AND
2 PRODUCT DESIGN;

3 (J) 1 INDIVIDUAL WITH EXPERTISE IN THE DEVELOPMENT AND MAINTENANCE
4 OF INFRASTRUCTURE AND PUBLIC UTILITIES;

5 (K) 1 REPRESENTATIVE OF THE OFFICE OF SUSTAINABILITY; AND

6 (L) 1 RECYCLING EXPERT.

7 (II) THE FOLLOWING 8 NON-VOTING MEMBERS ARE EX OFFICIO MEMBERS:

8 (A) THE BUREAU CHIEF OF SOLID WASTE OF THE BALTIMORE CITY
9 DEPARTMENT OF PUBLIC WORKS OR THE BUREAU CHIEF’S DESIGNEE;

10 (B) THE COUNTY ADMINISTRATOR OF CARROLL COUNTY OR THE COUNTY
11 ADMINISTRATOR’S DESIGNEE;

12 (C) THE COUNTY EXECUTIVE OF BALTIMORE COUNTY OR THE COUNTY
13 EXECUTIVE’S DESIGNEE;

14 (D) THE COUNTY EXECUTIVE OF HARFORD COUNTY OR THE COUNTY
15 EXECUTIVE’S DESIGNEE;

16 (E) THE COUNTY EXECUTIVE OF MONTGOMERY COUNTY OR THE COUNTY
17 EXECUTIVE’S DESIGNEE;

18 (F) THE COUNTY EXECUTIVE OF HOWARD COUNTY OR THE COUNTY
19 EXECUTIVE’S DESIGNEE;

20 (G) THE COUNTY EXECUTIVE OF ANNE ARUNDEL COUNTY OR THE COUNTY
21 EXECUTIVE’S DESIGNEE; AND

22 (H) THE COUNTY EXECUTIVE OF FREDERICK COUNTY OR THE COUNTY
23 EXECUTIVE’S DESIGNEE.

24 **§ 58-3. TERMS, ORGANIZATION, MEETINGS, ETC.**

25 (A) *TERMS.*

26 (1) COMMISSION MEMBERS SERVE FOR A TERM OF 2 YEARS.

27 (2) AT THE END OF A TERM, EACH MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS
28 APPOINTED AND QUALIFIES.

Council Bill 21-0175

1 (B) *COMPENSATION; EXPENSES.*

2 THE MEMBERS OF THE COMMISSION:

3 (1) SERVE WITHOUT COMPENSATION; BUT

4 (2) ARE ENTITLED TO REIMBURSEMENT FOR REASONABLE EXPENSES INCURRED IN THE
5 PERFORMANCE OF THEIR DUTIES, AS PROVIDED IN THE ORDINANCE OF ESTIMATES.

6 (C) *OFFICERS; COMMITTEES.*

7 (1) *CHAIR OF THE COMMISSION.*

8 ANNUALLY, THE VOTING MEMBERS OF THE COMMISSION SHALL VOTE ON WHICH
9 VOTING MEMBER SHALL SERVE AS CHAIR OF THE COMMISSION.

10 (2) *VICE-CHAIR OF THE COMMISSION.*

11 ANNUALLY, THE VOTING MEMBERS OF THE COMMISSION SHALL VOTE ON WHICH
12 VOTING MEMBER SHALL SERVE AS VICE-CHAIR OF THE COMMISSION.

13 (3) *COMMITTEES.*

14 THE COMMISSION SHALL ESTABLISH:

15 (I) A RECYCLING COMMITTEE;

16 (II) AN ORGANICS COMMITTEE;

17 (III) A DEMOLITION AND CONSTRUCTION COMMITTEE;

18 (IV) A SUSTAINABILITY COMMITTEE; AND

19 (V) ANY OTHER COMMITTEE THAT WILL ASSIST IT IN CARRYING OUT ITS FUNCTIONS
20 AND DUTIES.

21 (D) *MEETINGS; QUORUM.*

22 (1) THE COMMISSION SHALL MEET AT LEAST ONCE QUARTERLY, AT TIMES TO BE
23 DETERMINED BY THE CHAIRPERSON AT THE COMMISSION'S FIRST MEETING OF THE
24 FISCAL YEAR.

25 (2) A MAJORITY OF THE VOTING MEMBERS OF THE COMMISSION CONSTITUTES A QUORUM
26 FOR THE TRANSACTION OF BUSINESS.

27 (3) AN AFFIRMATIVE VOTE BY THE MAJORITY OF A QUORUM IS NEEDED FOR ANY OFFICIAL
28 ACTION.

Council Bill 21-0175

1 (E) *RULES OF PROCEDURE.*

2 THE COMMISSION MAY ADOPT RULES OF PROCEDURE TO GOVERN ITS MEETINGS AND
3 OPERATIONS.

4 **§ 58-4. COMMISSION PURPOSES AND DUTIES.**

5 (A) *GENERAL PURPOSE.*

6 THE COMMISSIONS' PURPOSE IS TO ACT AS AN INDEPENDENT AUTHORITY THAT OVERSEES
7 THE PLANNING AND IMPLEMENTATION OF ZERO WASTE POLICIES IN BALTIMORE CITY.

8 (B) *SPECIFIC DUTIES.*

9 THE COMMISSION SHALL:

10 (1) CREATE A PLAN WITHIN A YEAR OF THE COMMISSION'S FORMATION THAT WILL
11 ENSURE THAT BY 2035 THE CITY WILL NO LONGER PRODUCE SOLID WASTE THAT IS
12 DISPOSED OF IN LANDFILLS;

13 (2) PRESENT POLICY AND BUDGETARY RECOMMENDATIONS TO THE CITY COUNCIL
14 THAT WILL HELP THE CITY REACH ITS 2035 ZERO WASTE GOAL;

15 (3) CREATE AN ANNUAL REPORT FOR THE CITY COUNCIL THAT MEASURES THE
16 COMMISSION'S PROGRESS IN MOVING THE CITY TOWARD REACHING ITS 2035 ZERO
17 WASTE GOAL AND RECOMMENDS NECESSARY CHANGES, IF NEEDED, THAT THE
18 COMMISSION WILL TAKE IN CARRYING OUT THIS GOAL; AND

19 (4) HOLD A PUBLIC HEARING EVERY QUARTER DURING WHICH THE COMMISSION WILL
20 SET ASIDE TIME SPECIFICALLY TO HEAR PUBLIC FEEDBACK ABOUT THE
21 COMMISSION'S WORK.

22 **§ 58-5. ANNUAL REPORTS.**

23 ON OR BEFORE JULY 31 OF EACH YEAR, THE COMMISSION MUST SUBMIT A REPORT TO THE
24 MAYOR AND CITY COUNCIL THAT:

25 (1) MEASURES THE COMMISSION'S PROGRESS IN MOVING THE CITY TOWARD REACHING
26 ITS 2035 ZERO WASTE GOAL; AND

27 (2) RECOMMENDS CHANGES, IF NEEDED, IN CARRYING OUT THIS GOAL.

28 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
29 after the date it is enacted.