

**CITY OF BALTIMORE
COUNCIL BILL 12-0139
(First Reader)**

Introduced by: Councilmembers Kraft, Cole, Scott, Henry, Holton, Branch, Clarke, Welch,
Curran

Introduced and read first time: September 10, 2012

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Health Department, Department of
Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Waste Haulers – Short-Term License**

3 FOR the purpose of authorizing waste haulers to apply for either an annual license or a 90-day
4 license from the Health Commissioner; correcting, clarifying, and conforming related
5 provisions; and generally relating to the licensing and regulation of waste haulers.

6 BY repealing and reordaining, without amendments

7 Article - Health

8 Section(s) 7-205 and 7-208

9 Baltimore City Revised Code

10 (Edition 2000)

11 BY repealing and reordaining, with amendments

12 Article - Health

13 Section(s) 7-209 and 7-210

14 Baltimore City Revised Code

15 (Edition 2000)

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

18 **Baltimore City Revised Code**

19 **Article – Health**

20 **Title 7. Waste Control**

21 ***Subtitle 2. Solid Waste Collection***

22 **§ 7-205. In general.**

23 No person may operate as a hauler in the City without a license to do so from the
24 Commissioner of Health.

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

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1 **§ 7-208. Issuance of license.**

2 The Commissioner must issue a license to the applicant if the applicant:

- 3 (1) has complied with all applicable laws, rules, and regulations; and
4 (2) pays the applicable license fee.

5 **§ 7-209 Term and renewal of license.**

6 (a) *Term of license.*

7 (1) AN APPLICANT MAY, AT THE APPLICANT'S OPTION, APPLY FOR EITHER AN ANNUAL
8 LICENSE OR A 90-DAY LICENSE.

9 (2) Unless sooner suspended or revoked[,]:

10 (I) [a] AN ANNUAL license expires on [December 31 of each year] ON THE 1ST
11 ANNUAL ANNIVERSARY OF ITS ISSUANCE; AND

12 (II) A 90-DAY LICENSE EXPIRES ON THE 90TH DAY AFTER ITS ISSUANCE.

13 (b) *Application for renewal.*

14 Before a license expires, the licensee periodically may renew the license for an additional
15 1-year OR 90-DAY term, AS THE CASE MAY BE, if the licensee:

- 16 (1) otherwise is entitled to a license;
17 (2) submits a renewal application to the Commissioner, on the form that the
18 Commissioner provides; and
19 (3) pays the applicable [annual] fee.

20 **§ 7-210. License fees.**

21 (a) *In general.*

22 The fees to be charged under this subtitle are as set by the Commissioner, with the
23 approval of the Board of Estimates.

24 (b) [*Small haulers*] *DIFFERENTIALS.*

25 The fees so set:

- 26 (1) MUST INCLUDE AN PRO RATED DIFFERENTIAL FOR 90-DAY LICENSES; AND
27 (2) may include an appropriate differential for small haulers.

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1 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
2 are not law and may not be considered to have been enacted as a part of this or any prior
3 Ordinance.

4 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
5 after the date it is enacted.