

**CITY OF HYATTSVILLE
ORDINANCE 2013-08**

An Ordinance whereby the City Council forbids use of plastic bags to contain yard waste for residential trash collection, in conformance with current County landfill practices.

WHEREAS, Maryland Annotated Code, Article 23A, Section 2 grants to municipal corporations of the State of Maryland, including the City of Hyattsville, the power to protect the health, comfort and convenience of their citizens; and

WHEREAS, Prince George's County no longer will accept for trash collection or landfill yard waste contained in plastic bags; and

WHEREAS, the Mayor and City Council deem it in the best interest of its citizens to conform the City policy to conform to County policy.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hyattsville in regular session assembled that 65-1(B) of the Hyattsville Code is hereby amended to read as follows:

§ 65-1. Residential Trash Collection. [Adopted 12-14-09 by HO-2009-10]

* * *

B. General Regulations.

(1) The City shall collect or cause to be collected trash only from properties with single family homes (including duplexes and triplexes). The City shall collect household trash, white goods, bulk trash, recyclables, and yard waste, according to a schedule published by the City. The pick-up of white goods, bulk trash and large amounts of yard waste should be scheduled with the Public Works Department unless the City website dictates otherwise.

(2) All household trash must be placed in a toter which must at all times have an intact, tight fitting lid on it. In order to ensure the cleanliness of toters, food waste shall be securely contained prior to being placed in the toter. The City will supply toters pursuant to City policy.

(3) All collectible trash shall be kept behind the front building line of each lot and shall be placed at the street side or curb no earlier than 4:00 p.m. on the day before it is scheduled to be collected. All household trash must be in a toter. All containers (toters and recycling bins) or uncollected trash and waste must be removed from the street side or curb by midnight of the day it was scheduled for collection.

(4) **ONLY [P]paper [and-plastic] bags [may] AND REUSABLE CONTAINERS (E.G., GARBAGE CANS) SHALL** be used to contain yard waste. **YARD WASTE FOR COLLECTION SHALL NOT BE CONTAINED IN PLASTIC BAGS.** Paper [and-plastic]

bags may not be used as the outside container for any other collectible trash unless the City specifically allows for it.

(5) Recyclables shall be separated from other collectible trash pursuant to City and County Policy and Regulations. Newspapers and bundles of cardboard shall be tied or contained so as not to be blown by the wind. Residents are encouraged to consult the City website and City Regulations for further regulations regarding recyclables.

(6) The Office of Code Enforcement shall, upon notice by residents or the Department of Public Works, enforce the provisions of this chapter and issue violations and notices therefore.

* * *

AND BE IT FURTHER ORDAINED that if any provision of this Ordinance or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other applications of the Ordinance which can be given effect without the invalid provision or applications, and to this end, all the provisions of this Ordinance are hereby declared to be severable;

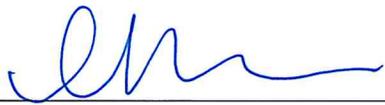
AND BE IT FURTHER ORDAINED that this Ordinance shall take effect twenty (20) days from the date of its adoption;

AND BE IT FURTHER ORDAINED that a fair summary of this ordinance shall forthwith be published twice in a newspaper having general circulation in the City and otherwise be made available to the public.

INTRODUCED by the City Council of the City of Hyattsville, Maryland, at a regular public meeting on NOVEMBER 18, 2013.

ADOPTED by the City Council of the City of Hyattsville, Maryland, at a regular public meeting on DECEMBER 2, 2013.

Adopted: 12/2/13

Attest: 


Mayor

[] indicate deletions
CAPS/**BOLD** indicate additions
Asterisks * * * Indicate matter retained in existing law but omitted herein