

**TOWN OF PRINCESS ANNE, MARYLAND**  
**LEGISLATIVE SESSION**  
**ORDINANCE NO. 2013 – 02**  
**AS AMENDED**

AN ORDINANCE to amend Chapter 131, entitled “SOLID WASTE “of the Code of the Town of Princess Anne, to add language regarding payment of a late fee.

WHEREAS, the Town Manager and the Public Works Director have recommended to the Town Commissioners that the Town Code be clarified as to the timing and amount of a late fee for late payment of waste disposal fees and that the changes be incorporated in Chapter 131 entitled “Solid Waste.”

SECTION I. NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE TOWN COMMISSIONERS OF THE TOWN OF PRINCESS ANNE, MARYLAND, IN LEGISLATIVE SESSION, that Chapter 131 entitled “SOLID WASTE “ of the Code of the Town of Princess Anne, shall be amended to read as follows:

**CHAPTER 131**  
**SOLID WASTE**

**Section 131-7. Disposal Fee.**

A. Each property owner who receives Town waste collection and disposal services shall pay disposal fees for such services. An owner of a structure containing six or fewer shall pay a disposal fee for each unit within the structure. The disposal fee shall be for each fiscal year beginning on July 1 and ending on June 30, and shall be established annually in the Town Budget Ordinance. The disposal fee shall be paid prior to receiving the service, but no than 20 days after the Budget Ordinance becomes effective.

B. The disposal fee shall not be prorated.

C. In a financial hardship case as determined by the Town Manager, the disposal fee may be paid in installments during the fiscal year.

D. The waste collection and disposal services of the Town are mandatory for all property owners set forth in §131-3.

E. Nonpayment. When the full amount due the Town is not paid by a property owner ~~within 30 days after billing, the amount due~~ on or before August 31<sup>st</sup> of each year, the property owner shall be assessed a late fee equal to twenty-five percent (25%) of the amount of the disposal fee, and if the full amount due the Town is not paid on or before September 30 of each year, then property owner

shall be assessed a late fee equal to an additional twenty-five percent (25%) of the amount of the disposal fee. Any fees or charges remaining unpaid after September 30 of each year, shall be recorded in the Town records against the owner of the property, and, if not sooner paid, such amount shall be collectible in the same manner as real estate taxes are collected.

**Section 131-8. Violations and Penalties.**

Violation of any provision of this chapter, except a violation of Section 131-7, shall be declared to be a municipal infraction and shall be subject to a penalty as provided in Chapter 1, General Provisions, §1-8 of this Code.

SECTION II. SEVERABILITY. Should any provision, section, paragraph or subparagraph of this Article, including any code or text adopted hereby, be declared null and void, illegal, unconstitutional, or otherwise determined to be unenforceable by a court having competent jurisdiction, the same shall not affect the validity, legality, or enforceability of any other provision, sections, paragraph or subparagraph hereof, including any code or text adopted hereby. Each such provision, section, paragraph or subparagraph is expressly declared to be and is deemed severable.

SECTION III. ADDITION TO CODE. It is the intention of the Commissioners, and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, and the Sections of this ordinance may be renumbered to accomplish such intention.

SECTION IV. EFFECTIVE DATE. This Ordinance shall take effect on October 15, 2012.

THIS ORDINANCE was introduced and read at a meeting of the Town Commissioners of the Town of Princess Anne, Maryland, held on the 20th day of August, 2012, and, passed for Second Reading. Thereafter, the Ordinance was finally passed by the Town Commissioners on the 10th day of September, 2012. In accordance with Section 410 of the Charter of Princess Anne, Maryland, a statement of the substance of the Ordinance has been published at least twice in a newspaper or newspapers having general circulation in the Town of Princess Anne and posted as required by law.

TOWN OF PRINCESS ANNE, MARYLAND

By: \_\_\_\_\_  
Garland R. Hayward, President

By: \_\_\_\_\_  
Winslow H. Parker, Vice President

By: \_\_\_\_\_  
Joseph Gardner, Commissioner

By: \_\_\_\_\_  
Michael N. Hall, Commissioner

By: \_\_\_\_\_  
Mark A. Thomas, Commissioner

\_\_\_\_\_  
Brenda S. Benton, Town Manager