

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2020, Legislative Day No. 26

Bill No. 72-20

Introduced by Mr. Volke

By the County Council, September 8, 2020

Introduced and first read on September 8, 2020
Public Hearing set for and held on October 5, 2020
Public Hearing on AMENDED bill set for and held on October 19, 2020
Bill Expires on December 12, 2020

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Licenses and Registrations – Unattended Donation Boxes

2
3 FOR the purpose of establishing registration requirements for unattended donation boxes
4 in the County; defining certain terms; requiring that unattended donation boxes be
5 registered; requiring a certain fee for registration; adding the requirements for the
6 registration and the renewal of registrations; establishing standards for maintenance of
7 unattended donation boxes; and generally relating to licenses and registrations.

8
9 BY adding: §§ 11-17-101 through 11-17-106 to be under the new title “Title 17.
10 Unattended Donation Boxes”
11 Anne Arundel County Code (2005, as amended)

12
13 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
14 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

15
16 **ARTICLE 11. LICENSES AND REGISTRATIONS**

17
18 **TITLE 17. UNATTENDED DONATION BOXES**

19
20 **11-17-101. Purpose.**

21
22 THE PURPOSE OF THIS TITLE IS TO PROMOTE THE PUBLIC HEALTH, SAFETY, AND
23 WELFARE BY ESTABLISHING MINIMUM BLIGHT-RELATED PERFORMANCE STANDARDS

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.
Underlining indicates amendments to bill.
~~Strikeover~~ indicates matter stricken from bill by amendment.

1 FOR THE OPERATION AND MAINTENANCE OF UNATTENDED DONATION BOXES IN THE
2 COUNTY.

3
4 **11-17-102. Definitions.**

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6 IN THIS TITLE, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED:

7
8 (1) "BLIGHT" MEANS A DETERIORATED CONDITION ON OR AROUND AN
9 UNATTENDED DONATION BOX, AND INCLUDES DONATION COLLECTION OVERFLOW,
10 GRAFFITI, DAMAGED SIGNS, PEELING PAINT, RUST, BROKEN OPERATING MECHANISMS,
11 DUMPED MATERIAL, JUNK, LITTER, GARBAGE, TRASH, DEBRIS, OR OTHER REFUSE
12 MATERIAL.

13
14 (2) "OPERATOR" MEANS A PERSON, ENTITY, ASSOCIATION, OR ORGANIZATION
15 WHO PLACES, MAINTAINS, OR OPERATES AN UNATTENDED DONATION BOX.

16
17 (3) "PROPERTY OWNER" MEANS THE PERSON, ENTITY, ASSOCIATION OR
18 ORGANIZATION WHO OWNS THE REAL PROPERTY WHERE AN UNATTENDED DONATION
19 BOX IS LOCATED OR IS PROPOSED TO BE LOCATED.

20
21 (4) "UNATTENDED DONATION BOX" MEANS AN UNATTENDED DROP-OFF BOX,
22 CONTAINER, RECEPTACLE, OR SIMILAR DEVICE USED FOR SOLICITING AND COLLECTING
23 DONATIONS OF PERSONAL PROPERTY ITEMS.

24
25 **11-17-103. Registration required.**

26
27 EXCEPT FOR UNATTENDED DONATION BOXES THAT ARE ENCLOSED WITHIN A
28 STRUCTURE OR ACCESSORY TO A PRINCIPAL USE ON THE PROPERTY, IT IS UNLAWFUL
29 FOR A PROPERTY OWNER OR OPERATOR TO PLACE, OPERATE, MAINTAIN, OR ALLOW AN
30 UNATTENDED DONATION BOX ON REAL PROPERTY WITHOUT A VALID REGISTRATION AS
31 REQUIRED BY THIS TITLE. A SEPARATE REGISTRATION IS REQUIRED FOR EACH
32 UNATTENDED DONATION BOX.

33
34 **11-17-104. Application; registration.**

35
36 (A) **Application.** AN APPLICATION FOR REGISTRATION OF AN UNATTENDED
37 DONATION BOX SHALL INCLUDE:

38
39 (1) A SIGNED AUTHORIZATION FROM THE PROPERTY OWNER ALLOWING THE
40 PLACEMENT OF AN UNATTENDED DONATION BOX ON A PROPERTY;

41
42 (2) THE NAME, ADDRESS, EMAIL, WEBSITE, IF AVAILABLE, AND TELEPHONE
43 NUMBER ~~OF THE UNATTENDED DONATION BOX OPERATOR AND PROPERTY OWNER,~~
44 WITH RECORDING CAPABILITY, OF THE OPERATOR OF THE UNATTENDED DONATION
45 BOX; AND

46
47 (3) A VICINITY MAP SHOWING THE PROPOSED OR ACTUAL LOCATION OF THE
48 UNATTENDED DONATION BOX ON THE PROPERTY-; AND

49
50 (4) PROOF OF THE OPERATOR'S 501(C)(3) NON-PROFIT STATUS, IF APPLICABLE.

51
52 (B) **Registration.** UPON THE FILING OF A COMPLETE APPLICATION BY THE APPLICANT
53 AND APPROVAL OF THE LOCATION OF AN UNATTENDED DONATION BOX BY THE
54 DEPARTMENT, THE DEPARTMENT SHALL REGISTER THE UNATTENDED DONATION BOX.

55
56 (C) **Fee.** AN APPLICATION FOR REGISTRATION SHALL BE ACCOMPANIED BY A
57 REGISTRATION FEE IN THE AMOUNT OF \$40.00 UNLESS THE UNATTENDED DONATION BOX

1 OPERATOR IS A NON-PROFIT ORGANIZATION EXEMPT FROM TAXATION UNDER 501(C)(3)
2 OF THE INTERNAL REVENUE CODE.

3
4 **11-17-105. Expiration; renewal.**

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6 (A) **Expiration.** AN UNATTENDED DONATION BOX REGISTRATION EXPIRES TWO
7 YEARS AFTER THE DATE OF ISSUANCE.

8
9 (B) **Renewal.** ANY APPLICATION FOR REGISTRATION RENEWAL SHALL BE FILED AT
10 LEAST ONE MONTH PRIOR TO EXPIRATION OF THE REGISTRATION. THE APPLICATION
11 SHALL CONFIRM OR UPDATE THE INFORMATION PROVIDED IN THE ORIGINAL
12 APPLICATION. THE DEPARTMENT MAY NOT ACCEPT THE RENEWAL IF THERE ARE OPEN
13 CITATIONS, UNPAID FINES, OR UNRESOLVED VIOLATIONS OR COMPLAINTS RELATING TO
14 THE UNATTENDED DONATION BOX.
15

16 **11-17-106. Maintenance.**

17
18 (A) **Blight.** NO BLIGHT SHALL BE ON, OR AROUND, ~~OR WITHIN 20 FEET OF AN~~
19 UNATTENDED DONATION BOX.

20
21 (B) **Condition of unattended donation boxes.** AN UNATTENDED DONATION BOX
22 SHALL BE MAINTAINED IN GOOD WORKING ORDER AND IN GOOD CONDITION.

23
24 (C) **Servicing.** AN UNATTENDED DONATION BOX SHALL BE SERVICED NOT LESS THAN
25 WEEKLY BETWEEN 7:00 A.M. AND 7:00 P.M. ON WEEKDAYS AND 10:00 A.M. AND 6:00 P.M.
26 ON WEEKENDS. SERVICING INCLUDES THE REMOVAL OF COLLECTED DONATED
27 MATERIAL IN OR AROUND THE UNATTENDED DONATION BOX.
28

29 (D) **Contact information.** AN UNATTENDED DONATION BOX SHALL CONTAIN VISIBLE
30 CONTACT INFORMATION FOR THE OPERATOR, INCLUDING THE OPERATOR'S TELEPHONE
31 NUMBER WITH RECORDING CAPABILITY.

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33 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days
34 from the date it becomes law.

AMENDMENTS ADOPTED: October 5, 2020

READ AND PASSED this 19th day of October, 2020

By Order:



JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 21st day of October, 2020



JoAnne Gray
Administrative Officer

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APPROVED AND ENACTED this 22nd day of October, 2020



Steuart Pittman
County Executive

EFFECTIVE DATE: December 6, 2020

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY
OF BILL NO. 72-20. THE ORIGINAL OF WHICH IS RETAINED IN
THE FILES OF THE COUNTY COUNCIL.



JoAnne Gray
Administrative Officer