

**DISTRICT OF COLUMBIA**  
**OFFICIAL CODE**

**TITLE 8.**  
**ENVIRONMENTAL AND ANIMAL CONTROL**  
**AND PROTECTION.**

**CHAPTER 7.**  
**GARBAGE.**

**2001 Edition**

# DISTRICT OF COLUMBIA OFFICIAL CODE

## CHAPTER 7. GARBAGE.

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# CHAPTER 7. GARBAGE.

## § 8-701. REGULATIONS FOR THE COLLECTION AND DISPOSAL OF GARBAGE.

The Mayor is hereby authorized to make necessary regulations for the collection and disposition of garbage in the District of Columbia, and to annex to said regulations such penalties as will secure the enforcement thereof.

(Mar. 2, 1895, 28 Stat. 758, ch. 176; May 2, 2002, D.C. Law 14-116, § 6, 49 DCR 1945.)

### *HISTORICAL AND STATUTORY NOTES*

#### *Prior Codifications*

1981 Ed., § 6-501.

1973 Ed., § 6-501.

#### *Effect of Amendments*

D.C. Law 14-116 substituted "Mayor" for "Council of the District of Columbia".

#### *Temporary Amendments of Section*

For temporary (225 day) amendment of section, see § 6 of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

#### *Emergency Act Amendments*

For temporary (90 day) amendment of section, see § 6 of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) amendment of section, see § 6 of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

#### *Legislative History of Laws*

Law 14-116, the "Food Regulation Amendment Act of 2002", was introduced in Council and assigned Bill No. 14-154, which was referred to the Committee on Human Services. The Bill was adopted on first and second readings on December 4, 2001, and February 5, 2002, respectively. Signed by the Mayor on February 25, 2002, it was assigned Act No. 14-268 and transmitted to both Houses of Congress for its review. D.C. Law 14-116 became effective on May 2, 2002.

#### *Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 402(139) of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to the District of Columbia Council, subject to the right of the Commissioner as provided in § 406 of the Plan. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

#### *Miscellaneous Notes*

New implementing regulations: Pursuant to this section, the following new regulations were adopted in 1983: The "Solid Waste Regulations Amendments Act of 1983" (D.C. Law 5-20, August 2, 1983, 30 DCR 3331).

## § 8-702. CONTRACTS FOR COLLECTION AND DISPOSAL OF GARBAGE AND

## **REFUSE.**

The Mayor is authorized to enter into contracts for the collection and disposal of garbage, waste, refuse, ashes, sewage, and sludge for periods not exceeding 20 years, subject to such criteria as the Council may by act establish and to annual appropriations by Congress; provided, that any such contract which is for a period of more than 5 years shall not be valid unless, with respect to that particular contract, the Council by a two-thirds vote of its members present and voting has first authorized such an extended contract.

(May 18, 1910, 36 Stat. 389, ch. 248; Mar. 3, 1915, 38 Stat. 904, ch. 80; Apr. 6, 1978, D.C. Law 2-69, § 4, 24 DCR 6800.)

### *HISTORICAL AND STATUTORY NOTES*

#### *Prior Codifications*

1981 Ed., § 6-502.

1973 Ed., § 6-502.

#### *Legislative History of Laws*

Law 2-69, the "Solid Waste Control Act of 1977," was introduced in Council and assigned Bill No. 2-99, which was referred to the Committee on Transportation and Environmental Affairs. The Bill was adopted on first, amended first, second amended first and final readings on July 26, 1977, September 13, 1977, October 11, 1977 and October 25, 1977, respectively. Signed by the Mayor on January 27, 1978, it was assigned Act No. 2-135 and transmitted to both Houses of Congress for its review.

## **§ 8-703. DISPOSAL BY FEEDING TO LIVESTOCK.**

Should the Mayor of the District of Columbia find that the garbage in the District can be disposed of in a sanitary manner and as economically by feeding it to pigs, livestock, and poultry on the land of the Home for the Aged and Infirm, located at Blue Plains, District of Columbia, or on the land of the Workhouse and Reformatory of the District of Columbia, located at Occoquan and Lorton, Virginia, or both, or on such other land as the said Mayor may be able to acquire by purchase or lease in the States of Virginia or Maryland, the said Mayor is authorized to use either or all of said designated lands, or to purchase or lease land in the States of Virginia or Maryland for the purpose, and to adopt the pig, livestock, or poultry-feeding method of disposal.

(May 6, 1918, 40 Stat. 541, ch. 67, § 6.)

### *HISTORICAL AND STATUTORY NOTES*

#### *Prior Codifications*

1981 Ed., § 6-503.

1973 Ed., § 6-503.

#### *Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

## **§ 8-704. COLLECTION AND DISPOSAL OF REFUSE AUTHORIZED AS MUNICIPAL FUNCTION; PURCHASE OR LEASE OF FACILITIES; SALE OF PRODUCTS; GRATUITIES PROHIBITED; AUTHORIZATION TO ENTER INTO MUTUAL AID AGREEMENTS FOR DEBRIS REMOVAL.**

(a) For the purposes of this section, the term:

(1) "Debris removal operations" means:

(A) Actions contributing to the removal of debris, including the collection, pick-up, hauling, and storage of debris at a temporary site;

- (B) Segregation, reduction, and final disposal of debris;
- (C) Providing personnel, equipment, parts, or fuel for equipment for debris removal;
- (D) Travel to the site where debris removal is needed; or
- (E) Support for any of the foregoing.

(2) "Emergency" shall have the same meaning as provided in section 7302(a)(3) of the Intelligence Reform and Terrorism Protection Act of 2004, approved December 17, 2004 (Pub. L. 108-458; 118 Stat. 3340).

(3) "Public service event" shall have the same meaning as provided in section 7302(a)(9) of the Intelligence Reform and Terrorism Protection Act of 2004, approved December 17, 2004 (Pub. L. 108-458; 118 Stat. 3840).

(4) "Training" shall have the same meaning as provided in section 7302(a)(11) of the Intelligence Reform and Terrorism Protection Act of 2004, approved December 17, 2004 (Pub. L. 108-458; 118 Stat. 3841).

(b) The Mayor of the District of Columbia is authorized, if in his opinion such action shall be to the best interests of the District of Columbia, after July 11, 1919, to conduct any or all of the operations involved in the collection and disposal of city refuse of every kind as municipal functions, and for that purpose to purchase or lease the necessary plants, buildings, and land, to purchase or hire horses and horse-drawn vehicles, passenger-carrying and other motor-propelled vehicles, equipment, and machinery, and to employ expert and other personal services, and labor, and to pay traveling, maintenance, incidental, and contingent expenses; provided, that products arising from such operations conducted as authorized herein may be sold and the proceeds arising therefrom shall be paid for each fiscal year into the Treasury of the United States to the credit of the General Fund of the District of Columbia; provided further, that any or all operations herein authorized to be conducted as municipal functions may be put into effect as such upon the expiration of any of the contracts existing July 11, 1919, for the collection and disposal of city refuse or upon the failure of any of the contractors existing July 11, 1919, to properly perform the work covered by their contracts existing July 11, 1919; provided further, that it shall be unlawful for any employee of the District of Columbia engaged in the removal of garbage, ashes, miscellaneous refuse, dead animals, or night soil, or for any employee of a contractor doing such work for the District of Columbia, to accept any gift, except from his employer, in money or any other thing of value for any service performed in connection with the removal of city refuse as hereinbefore described; and it shall be unlawful for any person, firm, or corporation, except such employer, to pay or offer to pay, any money or to make any gift to any such employee for such service; that any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and shall, upon conviction, be fined in a sum of not less than \$5 nor more than \$40 for each such offense.

(c) The Mayor of the District of Columbia is authorized, if in his opinion such action shall be in the best interests of the District of Columbia, to conduct any or all of the operations involved in debris removal operations during a public service event, an emergency, or training, as municipal functions, and to enter into mutual aid agreements with neighboring jurisdictions, the federal government, and any agency of any neighboring jurisdiction or the federal government or a combination of the foregoing, for cooperation in the furnishing of debris removal operations during a public service event, an emergency, training, or for other purposes.

(July 11, 1919, 41 Stat. 39, ch. 6, § 2; Feb. 22, 1921, 41 Stat. 1144, ch. 70, § 7; June 28, 1944, ch. 300, § 18, 58 Stat. 533; Mar. 21, 2009, D.C. Law 17-317, § 2, 56 DCR 209.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Prior Codifications*

1981 Ed., § 6-504.

1973 Ed., § 6-504.

##### *Effect of Amendments*

D.C. Law 17-317 rewrote the section, which had read as follows:

"The Mayor of the District of Columbia is authorized, if in his opinion such action shall be to the best interests of the District of Columbia, after July 11, 1919, to conduct any or all of the operations involved in the collection and disposal of city refuse of every kind as municipal functions, and for that purpose to purchase or lease the necessary plants, buildings, and land, to purchase or hire horses and horse-drawn vehicles, passenger-carrying and other motor-propelled vehicles, equipment, and machinery, and to employ expert and other personal services, and labor, and to pay traveling, maintenance, incidental, and contingent expenses; provided, that products arising from such operations conducted as authorized herein may be sold and the proceeds arising therefrom shall be paid for each fiscal year into the Treasury of the United States to the credit of the General Fund of the District of Columbia; provided further, that any or all operations herein authorized to be conducted as municipal functions may be put into effect as such upon the expiration of any of

the contracts existing July 11, 1919, for the collection and disposal of city refuse or upon the failure of any of the contractors existing July 11, 1919, to properly perform the work covered by their contracts existing July 11, 1919; provided further, that it shall be unlawful for any employee of the District of Columbia engaged in the removal of garbage, ashes, miscellaneous refuse, dead animals, or night soil, or for any employee of a contractor doing such work for the District of Columbia, to accept any gift, except from his employer, in money or any other thing of value for any service performed in connection with the removal of city refuse as hereinbefore described; and it shall be unlawful for any person, firm, or corporation, except such employer, to pay or offer to pay, any money or to make any gift to any such employee for such service; that any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and shall, upon conviction, be fined in a sum of not less than \$5 nor more than \$40 for each such offense."

#### *Legislative History of Laws*

Law 17-317, the "Debris Removal Mutual Aid Amendment Act of 2008", was introduced in Council and assigned Bill No. 17-590 which was referred to the Committee on Public Works and the Environment. The Bill was adopted on first and second readings on November 18, 2008, and December 2, 2008, respectively. Signed by the Mayor on December 22, 2008, it was assigned Act No. 17-621 and transmitted to both Houses of Congress for its review. D.C. Law 17-317 became effective on March 21, 2009.

#### *Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

#### *Delegation of Authority*

Delegation of Authority to the Director of the Department of Public Works to Conduct All Operations Involved in the Collection and Disposal of City Refuse at DPW Facilities, see Mayor's Order 2006-145, October 20, 2006 (53 DCR 9345).

Delegation of Authority pursuant to Section 2 of the Debris Removal Mutual Aid Amendment Act of 2008, see Mayor's Order 2009-123, July 8, 2009 (56 DCR 6875).

#### *Miscellaneous Notes*

Restriction on public works appropriation: Public Law 103-334, 108 Stat. 2580, the District of Columbia Appropriations Act, 1995, provided for Public Works, including rental of one passenger-carrying vehicle for use by the Mayor and three passenger-carrying vehicles for use by the Council of the District of Columbia and purchase of passenger-carrying vehicles for replacement only, \$195,002,000: Provided, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business.

Restriction on public works appropriation: Public Law 104-194, 110 Stat. 2360, the District of Columbia Appropriations Act, 1997, provided for Public Works, including rental of one passenger-carrying vehicle for use by the Mayor and three passenger-carrying vehicles for use by the Council of the District of Columbia and purchase of passenger-carrying vehicles for replacement only, \$247,967,000 and 1,252 full-time equivalent positions (including \$234,391,000 and 1,149 full-time equivalent positions from local funds, \$3,047,000 and 32 full-time equivalent positions from Federal funds, and \$10,529,000 and 71 full-time equivalent positions from other funds): Provided, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business.

## **§ 8-705. INCINERATORS FOR COMBUSTIBLE REFUSE--CONDEMNATION OF SITES AUTHORIZED.**

(a) The Mayor of the District of Columbia is authorized to acquire, by purchase at such price or prices as, in his judgment, he may deem reasonable and fair, or in the discretion of the Mayor, by condemnation, in accordance with the provisions of Chapter 13 of Title 16, under a proceeding or proceedings in rem instituted in the Superior Court of the District of Columbia, 2 suitable and properly located sites in the District of Columbia, 1 in the southeastern section not exceeding 100,000 square feet in area, and 1 in Georgetown, not exceeding 49,000 square feet in area: Provided, that the location of said sites shall be approved by the National Capital Planning Commission before purchase or the institution of proceedings for condemnation thereof; provided, that if the said sites or any part thereof be condemned the said Mayor shall be entitled to enter immediately into possession of any property for which an award shall have been

made by paying the amount of such award into the registry of the Superior Court of the District of Columbia; provided further, that authority is hereby granted to occupy, in addition to the site to be acquired in the southeastern section, such public highways and alleys or parts of public highways and alleys as abut or fall within said site, but the owners of abutting property shall not be denied the use of such highways or parts of highways for ingress and egress.

(b) Nothing shall prevent the Mayor from designating, selecting, or acquiring another site or sites that may be suitable for the purpose of refuse disposal. Any proposed site selected by the Mayor after October 9, 1987, shall be submitted to the Council of the District of Columbia ("Council") for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed site, in whole or in part, by resolution within this 45-day review period, the proposed site shall be deemed approved. Nothing in this section shall affect any requirements imposed upon the Mayor by subchapter I of Chapter 5 of Title 2.

(Mar. 4, 1929, 45 Stat. 1549, ch. 688, § 1; June 25, 1936, 49 Stat. 1921, ch. 804; June 25, 1948, 62 Stat. 991, ch. 646, § 32(b); May 24, 1949, 63 Stat. 107, ch. 139, § 127; July 29, 1970, 84 Stat. 571, Pub. L. 91-358, title I, §§ 155(c)(21), 166(c); Oct. 9, 1987, D.C. Law 7-38, § 6, 34 DCR 5326.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Prior Codifications*

1981 Ed., § 6-505.

1973 Ed., § 6-505.

##### *Legislative History of Laws*

Law 7-38, the "Litter Control Expansion Amendment Act of 1987," was introduced in Council and assigned Bill No. 7-169, which was referred to the Committee on Public Works. The Bill was adopted on first and second readings on June 30, 1987, and July 14, 1987, respectively. Signed by the Mayor on July 23, 1987, it was assigned Act No. 7-66 and transmitted to both Houses of Congress for its review.

##### *Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

##### *Transfer of Functions*

The functions, powers and duties of the National Capital Park and Planning Commission were transferred to the National Capital Planning Commission by the Act of July 19, 1952, 66 Stat. 790, ch. 949, § 1.

## **§ 8-706. INCINERATORS FOR COMBUSTIBLE REFUSE--CONSTRUCTION AUTHORIZED.**

The said Mayor of the District of Columbia is authorized to erect upon each of said sites a modern, high-temperature refuse incinerator and the necessary equipment for its efficient operation, the combined capacity of such incinerators to be sufficient to consume the entire production of combustible refuse, including street sweepings, in the District of Columbia; and the said Mayor is further authorized to do such grading and fencing of the sites as may be necessary, and to construct buildings for the storage of equipment.

(Mar. 4, 1929, 45 Stat. 1549, ch. 688, § 2.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Prior Codifications*

1981 Ed., § 6-506.

1973 Ed., § 6-506.

##### *Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia

and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

### **§ 8-707. INCINERATORS FOR COMBUSTIBLE REFUSE--COMMENCEMENT OF OPERATION; OTHER MANNER OF DISPOSAL PROHIBITED; EXCEPTIONS; ENFORCEMENT.**

The Mayor of the District of Columbia shall give reasonable public notice thereof and shall fix a date after which all combustible refuse collected by public or private agencies in the District of Columbia shall be delivered at the incinerators herein provided for, for disposal, except that hotels, apartment houses, business houses, or residences may dispose of their own refuse in their own incinerators; provided, that such incinerators are inspected and approved for use by the proper agency of the District of Columbia; and after such date it shall be unlawful for any person, firm, company, or corporation to dispose of any combustible refuse in any other manner or at any other place than that prescribed by the said Mayor; provided, however, that nothing in §§ 8-705 to 8-710 shall prohibit or prevent the sale of salvageable material by the owners thereof or by the Mayor of the District of Columbia. The Council of the District of Columbia is hereby empowered and authorized to make, and the Mayor is hereby empowered and authorized to enforce, such regulations as the Council may deem necessary and proper to carry out the purposes of §§ 8-705 to 8-710.

(Mar. 4, 1929, 45 Stat. 1549, ch. 688, § 3.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Prior Codifications*

1981 Ed., § 6-507.

1973 Ed., § 6-507.

##### *Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 402(140) of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to the District of Columbia Council, subject to the right of the Commissioner as provided in § 406 of the Plan. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

### **§ 8-708. INCINERATORS FOR COMBUSTIBLE REFUSE--PENALTIES.**

From and after the date when the incinerators herein authorized to be constructed shall be in operation it shall be unlawful for any person, firm, company, or corporation to burn or in any way dispose of combustible refuse in any manner or at any place other than that prescribed by the Mayor of the District of Columbia, except as hereinbefore designated. A violation of the provisions of §§ 8-705 to 8-710 shall be a misdemeanor; and, upon conviction thereof, the person, firm, company, or corporation so charged shall be fined not more than \$100 for each and every offense, or confined in the District of Columbia jail for a period not exceeding 60 days, or both, in the discretion of the courts. Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this chapter, or any rules or regulations issued under the authority of this chapter, pursuant to Chapter 18 of Title 2. Adjudication of any infraction of this chapter shall be pursuant to Chapter 18 of Title 2.

(Mar. 4, 1929, 45 Stat. 1549, ch. 688, § 4; Oct. 5, 1985, D.C. Law 6-42, § 458, 32 DCR 4450.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Prior Codifications*

1981 Ed., § 6-508.



Law 6-42, the "Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985," was introduced in Council and assigned Bill No. 6-187, which was referred to the Committee on Consumer and Regulatory Affairs. The Bill was adopted on first and second readings on June 25, 1985, and July 9, 1985, respectively. Signed by the Mayor on July 16, 1985, it was assigned Act No. 6-60 and transmitted to both Houses of Congress for its review.

*Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

**§ 8-709. INCINERATORS FOR COMBUSTIBLE REFUSE--PURCHASE OF MACHINERY AND EMPLOYMENT OF PERSONNEL AUTHORIZED.**

In order to dispose of combustible refuse in the manner provided by §§ 8-705 to 8-710, the Mayor of the District of Columbia is authorized to purchase motor trucks and trailers and other means of transportation, to install additional equipment, buildings, and machinery, and to employ personal services and labor.

(Mar. 4, 1929, 45 Stat. 1550, ch. 688, § 5.)

*HISTORICAL AND STATUTORY NOTES*

*Prior Codifications*

1981 Ed., § 6-509.

1973 Ed., § 6-509.

*Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

**§ 8-710. INCINERATORS FOR COMBUSTIBLE REFUSE--APPROPRIATION AUTHORIZED; ABANDONMENT OF LEASED PLANT.**

A sum not exceeding \$850,000 is hereby authorized to be appropriated, in like manner as other appropriations, for the expenses of the District of Columbia, for sites, buildings, equipment, and other construction work authorized by §§ 8-705 to 8-710, of which amount \$25,000 or so much thereof as may be necessary may be expended for the employment of 1 or more experts for engineering for preparation of plans and specifications; and, upon completion of the incinerators herein provided for, the Mayor of the District of Columbia shall abandon the use of the leased plant at Montello Avenue and Mount Olivet Road Northeast.

(Mar. 4, 1929, 45 Stat. 1550, ch. 688, § 6.)

*HISTORICAL AND STATUTORY NOTES*

*Prior Codifications*

1981 Ed., § 6-510.

1973 Ed., § 6-510.

*Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

## **§ 8-711. INCINERATORS FOR COMBUSTIBLE REFUSE--USE BY CERTAIN MARYLAND AND VIRGINIA MUNICIPALITIES.**

The Mayor of the District of Columbia is authorized to enter into agreement with the Board of County Commissioners of Montgomery County, State of Maryland; the Board of County Commissioners of Prince Georges County, State of Maryland; the Arlington County Board, State of Virginia, and/or with the several municipalities, taxing areas, and communities within the Counties aforesaid having power and authority to enter into such agreements, said agreements to permit said Counties, municipalities, taxing areas, and communities to dispose of combustible material in the incinerators built by the District of Columbia under authority of § 8-706, in such kind and quantities, at such times, and for such fees as the Council of the District of Columbia shall specify; provided, that said Counties, municipalities, taxing areas, and communities shall make collections of such material with their own equipment and shall obtain permits from the District of Columbia for hauling or transporting the material over routes within the District of Columbia to be designated by the said Council. The Mayor shall have the right to suspend or revoke such agreements if found necessary for the proper and successful operation of these incinerators, or for any other reason.

(May 15, 1930, 46 Stat. 334, ch. 286.)

### *HISTORICAL AND STATUTORY NOTES*

#### *Prior Codifications*

1981 Ed., § 6-511.

1973 Ed., § 6-511.

#### *Change in Government*

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 402(141) of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to the District of Columbia Council, subject to the right of the Commissioner as provided in § 406 of the Plan. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.