

# CDCR 21-741

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## ▼Heading

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- [DC - Code of D.C. Municipal Regulations](#)
  - [TITLE 21. WATER AND SANITATION](#)
  - [CHAPTER 7. SOLID WASTE CONTROL](#)

## 21-741. Schedule of Fines for Violations.

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**741.1** The following schedule of fines is established for each violation of any provision of this chapter:

- (a)** Accepting, processing, transferring or removing solid waste during hours not in accordance with the terms of its permit in violation of § 733.1(g) -- \$ 5,000 per incident;
- (b)** Allowing vehicles to back in or back out of the facility onto an adjacent public street or alley in violation of § 731.1(u) -- \$ 500 per incident;
- (c)** Allowing vehicles to queue for the facility on an adjacent public street or alley in violation of § 731.1(u) -- \$ 2,500 per incident;
- (d)** Constructing a solid waste facility without a solid waste facility permit or in violation of § 4.(a) of the Act -- \$ 5,000 per day;
- (e)** Failure to allow access to a person authorized to inspect the facility in violation of § 733.1(k) -- \$ 5,000 per incident;
- (f)** Failure to display a sign at the entrance to the solid waste facility in accordance with § 733.1(c) -- \$ 500 per day;
- (g)** Failure to either remove solid waste from the solid waste facility by the conclusion of the facility's approved hours of operation or store the waste inside the facility in containers or cargo areas of vehicles which are fully enclosed by metal on all sides in violation of § 733.1(h) -- \$ 5,000 per incident;
- (h)** Failing to maintain the unenclosed areas of the solid waste facility free of solid waste and litter in violation of § 733.1(a) -- \$ 10,000 per incident;
- (i)** Failing to maintain or use a scale approved by the Director in violation of § 733.1(b) -- \$ 2,500 per incident;

- (j)** Failure to properly secure the premises in violation of § 733.1(d) -- \$ 5,000 per incident;
- (k)** Failure to station personnel at the entrance(s) and exits of the facility to ensure that vehicles entering or leaving the solid waste facility do so in an orderly manner, without obstructing or causing damage to adjacent streets or alleys (if required by the Director) in violation of -- § 733.1(t) -- \$ 2,500 per incident;
- (l)** Operating an open solid waste facility in violation of § 3. of the Act -- \$ 25,000 per day;
- (m)** Operating a solid waste facility after service of a cease and desist -- \$ 25,000 per day;
- (n)** Operating a solid waste facility which emits odor, smoke or air pollutants into the air in violation of § 733.1(m) -- \$ 2,500 per incident;
- (o)** Operating a solid waste facility which is not free from rodent and other disease vector harborage in violation of § 733.1(p) -- \$ 2,500 per day;
- (p)** Operating a solid waste facility without a solid waste facility permit or an interim operating permit in violation of § 4.(a) of the Act -- \$ 25,000 per day;
- (q)** Operating in violation of any material term or condition of a solid waste permit in violation of § 4.(a) of the Act, or operating in violation of the operating requirements of this section for which a fine has not been specifically described in the Act or in this section -- \$ 2,500 per incident for each term or condition violated;
- (r)** Placing any storage container(s), trailer(s), or other receptacle on public space in violation of § 731.1(v) -- \$ 5,000 per incident; and
- (s)** Substantial alteration of a solid waste facility without prior approval in violation of § 4.(c) or 4(d) of the Act -- \$ 5,000 per incident;

## **Statutory Authority**

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### **STATUTORY AUTHORITY:**

Unless otherwise noted, the authority for this chapter is § 402(4) of the [Reorganization Plan No. 3 of 1967, \(81 Stat. 948\), 32 FR 11669](#), D.C. Code § 1-226; § 412 of the District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 790. Pub. L. 93-198 D.C. Code § 1-227(a); Commissioner's Order 71-255, dated July 27, 1971, as amended by Commissioner's Order 72-96, dated April 19, 1972; Reorganization Plan No. 4 of 1983, 30 DCR6428, effective March 2, 1984; section 2(c) of the District of

Columbia Solid Waste Disposal Act of 1989, effective July 25, 1989 (D.C. Law 8-16; 36 DCR4155 (June 19, 1989)), as amended by section 6012 of the Solid Waste Disposal Cost Recovery Act of 2007, effective September 18, 2007 (D.C. Law 17-20; [54 DCR 7052](#) (July 27, 2007)); section 2 of the Solid Waste Disposal Fee Amendment Act of 2008, effective March 21, 2009 (D.C. Law 17-322; [56 DCR 224](#) ); Mayor's Order 84-55; Mayor's Order 90-47, dated March 12, 1980; D.C. Law 11-94, the Solid Waste Facility Permit Act of 1995, effective February 22, 1996; Mayor's Order 96-51, dated April 12, 1996; Mayor's Order 2005-123, dated August 29, 2005; the Sustainable Solid Waste Management Amendment Act of 2014, effective September 23, 2014 (D.C. Law 20-154; D.C. Official Code [§§ 8-1031.01](#) et seq. (2013 Repl. & 2019 Supp.)) and the Litter Control Administration Act of 1985, effective March 25, 1986 (D.C. Law 6-100; D.C. Official Code [§§ 8-801](#) et seq. (2013 Repl.)), Mayor's Order 1986-160, dated September 19, 1986, and Mayor's Order 2017-116, dated May 3, 2017