

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 2382*

Short Title: Haz. Waste Facility/Add. Criteria.

(Public)

Sponsors: Representatives Brawley, Howard, Hege, Gardner, Ligon, Walker; and Dockham.

Referred to: Rules.

June 6, 1990

A BILL TO BE ENTITLED

1 AN ACT TO PROHIBIT THE SITING OF A HAZARDOUS WASTE FACILITY
2 OPERATED PURSUANT TO CHAPTER 130B OF THE GENERAL STATUTES
3 WITHIN ANY COUNTY IN WHICH FORTY MILLION POUNDS OR MORE OF
4 RAW MILK IS PRODUCED ANNUALLY.
5

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 130B-11(c) reads as rewritten:

8 "(c) In addition to any other site selection criteria adopted by the Commission, the
9 following criteria shall apply to the selection of sites for hazardous waste treatment
10 facilities:

- 11 (1) A site shall be accessible to the Interstate Highway System by a
12 highway having not less than two travel lanes in each direction (four-
13 lane highway).
- 14 (2) In evaluating potential sites, the Commission shall give preference to
15 those sites which minimize the travel distance between the site and the
16 Interstate Highway System.
- 17 (3) A site shall not be located in or on wetlands, existing State or national
18 parks or forests, existing historical sites, and existing wildlife refuges.
- 19 (4) A site shall not be located in or on land on which a fish hatchery is
20 located, Indian reservations, or federal military reservations.
- 21 (5) A site shall not be located within any county in which 40,000,000
22 pounds or more of raw milk was produced in the previous calendar
23 year."

1 Sec. 2. There is appropriated from the General Fund to the North Carolina
2 Hazardous Waste Management Commission the sum of \$10,000 for the 1990-91 fiscal
3 year to be used for the Commission to revise its rules, procedures, and site selection
4 process so that they are consistent with the provisions of Section 1 of this act.

5 Sec. 3. Section 1 of this act is effective upon ratification and applies to any
6 hazardous waste facility proposed to be sited or sited but not placed into operation
7 pursuant to Chapter 130B of the General Statutes on or after that date. Section 2 of this
8 act shall become effective 1 July 1990.