

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

H

1

HOUSE BILL 453

Short Title: Solid Waste Variances.

(Public)

Sponsors: Representative Easterling.

Referred to: Infrastructure.

March 6, 1989

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR VARIANCES IN SOLID WASTE DISPOSAL
3 FACILITY PERMITTING.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 9 of Chapter 130A of the General Statutes is amended by
6 adding a new section to read:

7 "**§ 130A-294.1. Regional waivers based on geology and hydrology.**

8 (a) The General Assembly finds that North Carolina is unique compared to many
9 other states in having a geology ranging from coastal shore to mountainous areas,
10 leaving varied soil types and distinct hydrological characteristics for these three areas:
11 Mountain, Piedmont, and Coastal. What is environmentally adequate in the mountain
12 areas is not necessarily true of the other regions, or vice versa. For example, recent
13 requirements for permitting landfills on the coastal areas are not necessary and are
14 economically prohibitive in Piedmont areas. Three distinctive regions of North
15 Carolina: Mountain, Piedmont, and Coastal are significantly different in geology so that
16 a uniform application of the current State regulations represents an inequitable demand
17 on the other two areas, particularly the Piedmont.

18 (b) All State agencies responsible for any portion of the permitting process
19 for solid waste disposal facilities may make variances in regulations, based on
20 geological and hydrological differences that exist in the Mountain, Piedmont, and
21 Coastal regions as defined by the United States Geological Survey."

22 Sec. 2. This act is effective upon ratification.