

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 1069

Short Title: No Facility Near Mental Hosp.

(Public)

Sponsors: Representatives Green; and Church.

Referred to: Environment.

April 22, 1991

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE SITING OF AN AUTHORIZED HAZARDOUS
WASTE FACILITY OPERATED PURSUANT TO CHAPTER 130B OF THE
GENERAL STATUTES WITHIN THIRTY-FIVE MILES OF A STATE
PSYCHIATRIC OR MENTAL RETARDATION CENTER.

The General Assembly of North Carolina enacts:

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

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

- (1) A site shall be accessible to the Interstate Highway System by a highway having not less than two travel lanes in each direction (four-lane highway).
- (2) In evaluating potential sites, the Commission shall give preference to those sites which minimize the travel distance between the site and the Interstate Highway System.
- (3) A site shall not be located in or on wetlands, existing State or national parks or forests, existing historical sites, and existing wildlife refuges.
- (4) A site shall not be located in or on land on which a fish hatchery is located, Indian reservations, or federal military reservations.
- (5) A site shall not be located within 35 miles of a State psychiatric or mental retardation center."

Sec. 2. This act is effective upon ratification.