

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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SENATE BILL 24

Agriculture/Environment/Natural Resources Committee Substitute Adopted 3/5/13

Short Title: Construction/Demolition Landfill Siting.

(Public)

Sponsors:

Referred to:

February 4, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO
3 SANITARY LANDFILLS FOR THE DISPOSAL OF CONSTRUCTION AND
4 DEMOLITION DEBRIS WASTE UNDER CERTAIN CONDITIONS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 130A-295.6 reads as rewritten:

7 "§ 130A-295.6. Additional requirements for sanitary landfills.

8 ...

9 (d) The Department shall not issue a permit to construct any disposal unit of a sanitary
10 landfill if, at the earlier of (i) the acquisition by the applicant or permit holder of the land or of
11 an option to purchase the land on which the waste disposal unit will be located, (ii) the
12 application by the applicant or permit holder for a franchise agreement, or (iii) at the time of the
13 application for a permit, any portion of the proposed waste disposal unit would be located
14 within:

- 15 (1) Five miles of the outermost boundary of a National Wildlife Refuge.
16 (2) One mile of the outermost boundary of a State gameland owned, leased, or
17 managed by the Wildlife Resources Commission pursuant to
18 ~~G.S. 113-306~~ G.S. 113-306, except as provided in subdivision (2a) of this
19 subsection.
20 (2a) Five hundred feet of the outermost boundary of a State gameland owned,
21 leased, or managed by the Wildlife Resources Commission pursuant to
22 G.S. 113-306, when all of the following conditions apply:
23 a. The waste disposal unit will only be permitted to accept construction
24 and demolition debris waste.
25 b. The disposal unit is located within the primary corporate limits of a
26 municipality located in a county with a population of less than
27 15,000.
28 c. All portions of the gameland within one mile of the disposal unit are
29 separated from the disposal unit by a primary highway designated by
30 the Federal Highway Administration as a U.S. Highway.
31 (3) Two miles of the outermost boundary of a component of the State Parks
32 System.

33"

34 SECTION 2. This act is effective when it becomes law and applies to any
35 application for a permit for a sanitary landfill for the disposal of construction and demolition
36 debris waste pending on that date or submitted on or after that date.

