

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

3

SENATE BILL 1080

Agriculture/Environment/Natural Resources Committee Substitute Adopted 5/9/95
Third Edition Engrossed 5/10/95

Short Title: Siting of Swine Operations.

(Public)

Sponsors:

Referred to:

May 4, 1995

1 A BILL TO BE ENTITLED
2 AN ACT TO PLACE CERTAIN RESTRICTIONS ON THE SITING OF SWINE
3 HOUSES AND LAGOONS.

4 The General Assembly of North Carolina enacts:

5 Section 1. Chapter 106 of the General Statutes is amended by adding a new
6 Article to read:

7 **"ARTICLE 67.**

8 **"SWINE INDUSTRY.**

9 **"§ 106-800. Requirements for siting swine houses and lagoons.**

10 (a) Swine houses and lagoons that are components of a swine operation shall be
11 located at least 1,500 feet from any residence that is not abandoned and at least 2,500 feet
12 from any school, hospital, church, or other building that is occupied by people on a
13 regular basis.

14 (b) Swine houses and lagoons that are components of a swine operation may be
15 sited closer to a residence than is allowed under subsection (a) of this section:

16 (1) If the owner of the residence indicates his or her consent in a statement
17 signed by the owner, notarized, and filed in the register of deeds' office
18 in the county in which the property is located; or

1 (2) When the residence is owned by the owner of the swine operation.

2 (c) As used in this section, 'swine operation' means a facility that is used, or that is
3 capable of being used, for the production of 250 or more swine."

4 Sec. 2. This act becomes effective September 1, 1995, and applies to any
5 swine operation for which a site evaluation is conducted on or after that date.