

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 16

Short Title: No Animal Waste Systems in Floodplains.

(Public)

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Sponsors: Representatives Hall; Aldridge, Davis, Dickson, Gulley, Hardy, Hill, H. Hunter, McComas, McMahan, Shubert and Watson.

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Referred to: Environment.

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February 3, 1997

A BILL TO BE ENTITLED

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2 AN ACT TO PROHIBIT THE CONSTRUCTION OF (1) NEW ANIMAL WASTE  
3 MANAGEMENT SYSTEMS THAT MUST BE PERMITTED AND (2)  
4 EXPANSIONS OF SUCH EXISTING SYSTEMS IN A LOCATION THAT IS  
5 SUBJECT TO FLOODING BY A ONE-HUNDRED-YEAR FLOOD.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 143-215.10C(b) reads as rewritten:

8 "(b) An animal waste management system shall be designed, constructed, and  
9 operated so that the animal operation served by the animal waste management system  
10 does not cause pollution in the waters of the State except as may result because of rainfall  
11 from a storm event more severe than the 25-year, 24-hour storm. No animal waste  
12 management system for which a permit is required under this section shall be constructed  
13 on land that is subject to flooding by a 100-year flood."

14 Section 2. This section is effective when it becomes law and applies to new  
15 animal waste management systems for which construction commences on or after that  
16 date and to expansions of such existing systems for which construction commences on or  
17 after that date.