

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

FILED SENATE
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PRINCIPAL CLERK

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SENATE DRS85017-MH-9 (12/17)

Short Title: Construction/Demolition Landfill Siting. (Public)

Sponsors: Senator Brown (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO
3 CERTAIN NEW SANITARY LANDFILLS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 130A-295.6 reads as rewritten:
6 "§ 130A-295.6. Additional requirements for sanitary landfills.

7 ...
8 (d) The Department shall not issue a permit to construct any disposal unit of a sanitary
9 landfill if, at the earlier of (i) the acquisition by the applicant or permit holder of the land or of
10 an option to purchase the land on which the waste disposal unit will be located, (ii) the
11 application by the applicant or permit holder for a franchise agreement, or (iii) at the time of the
12 application for a permit, any portion of the proposed waste disposal unit would be located
13 within:

- 14 (1) Five miles of the outermost boundary of a National Wildlife Refuge.
15 (2) One mile of the outermost boundary of a State gameland owned, leased, or
16 managed by the Wildlife Resources Commission pursuant to
17 ~~G.S. 113-306~~ G.S. 113-306, unless subdivision (2a) of this subsection
18 applies to the proposed waste disposal unit.
19 (2a) One mile 500 feet of the outermost boundary of a State gameland owned,
20 leased, or managed by the Wildlife Resources Commission pursuant to
21 G.S. 113-306, when all of the following conditions apply:
22 a. The disposal unit will only be permitted to accept construction and
23 demolition waste.
24 b. The disposal unit is located within the primary corporate limits of a
25 municipality located in a county with a population less than 15,000.
26 c. All portions of the gameland within one mile of the disposal unit are
27 separated from the disposal unit by a primary highway designated by
28 the Federal Highway Administration as a U.S. Highway.
29 (3) Two miles of the outermost boundary of a component of the State Parks
30 System.

31"

32 SECTION 2. This act is effective when it becomes law.

