

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013**

S

1

SENATE BILL 24

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

Sponsors: Senators Brown (Primary Sponsor); and Jackson.

Referred to: Agriculture/Environment/Natural Resources.

February 4, 2013

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

The General Assembly of North Carolina enacts:

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

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

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

...."

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

