

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 959

Environment & Natural Resources Committee Substitute Adopted 5/11/89

Short Title: Counties to Require Recycling.

(Public)

Sponsors:

Referred to:

April 19, 1989

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE DISPOSAL IN LANDFILLS OF SOLID WASTE WHICH CANNOT BE ECONOMICALLY RECYCLED, TO REQUIRE EACH COUNTY TO PARTICIPATE IN A RECYCLING PROGRAM, AND TO REQUIRE ALL PLASTICS TO BE LABELLED TO FACILITATE RECYCLING.

The General Assembly of North Carolina enacts:

Section 1. Part 2 of Article 9 of Chapter 130A of the General Statutes is amended by adding the following new sections:

"§ 130A-295.2. Counties to recycle.

(a) No solid waste which can be economically recycled may be disposed of in landfills after January 1, 1993.

(b) Each county shall initiate a recycling program for solid waste which can be economically recycled by July 1, 1991. Counties and municipalities are encouraged to form cooperative arrangements for implementing recycling programs. The following requirements shall apply:

(1) Construction and demolition debris must be separated from the solid waste stream and segregated in separate locations at a solid waste disposal facility or other permitted site.

(2) At a minimum, a majority of the newspaper, aluminum cans, glass, and plastic bottles must be separated from the solid waste stream prior to final disposal at a solid waste disposal facility and must be offered for recycling.

1 (3) Units of local government are encouraged to separate all plastics,
2 metal, and all grades of paper for recycling prior to final disposal and
3 are further encouraged to recycle yard trash and other mechanically
4 treated solid waste into compost available for agricultural and other
5 acceptable uses.

6 (c) Each county shall ensure, to the maximum extent possible, that municipalities
7 within its boundaries participate in the preparation and implementation of recycling and
8 solid waste management programs through joint agencies established pursuant to G.S.
9 160A-462 or other means provided by law. Nothing in a county's recycling program
10 shall affect the authority of a municipality to franchise or otherwise provide for the
11 collection of solid waste generated within the boundaries of the municipality.

12 (d) In order to assess the progress in fulfilling the requirement set forth in
13 subsection (a), each county shall, by October 1, 1991, and each year thereafter, report its
14 annual solid waste management program and recycling activities to the Department.
15 The report by the county must include:

- 16 (1) A description of its public education program on recycling;
- 17 (2) The amount of solid waste disposed of at solid waste disposal
18 facilities, by type of waste such as yard trash, white goods, clean
19 debris, tires, and unseparated solid waste;
- 20 (3) The amount and type of materials from the solid waste stream that
21 were recycled;
- 22 (4) The percentage of the population participating in various types of
23 recycling activities instituted;
- 24 (5) The percent reduction each year in municipal solid waste disposed of
25 at solid waste disposal facilities and at landfills in particular; and
- 26 (6) A description of the recycling activities attempted, their success rates,
27 the perceived reasons for failure or success, and the recycling activities
28 which are ongoing and most successful.

29 **"§ 130A-295.3. Plastics to be labelled.**

30 On or after July 1, 1991, no person shall distribute, sell, or offer for sale in this State
31 any plastic container product unless the product has a molded label indicating the plastic
32 resin used to produce the plastic container product. The label must appear on the
33 bottom of the plastic container product and be clearly visible. This label must consist of
34 a number placed inside a triangle and letters placed below the triangle. The numbers
35 and letters shall be as follows:

- 36 (1) For polyethylene terephthalate, the letters 'PET' and the number 1.
- 37 (2) For high density polyethylene, the letters 'HDPE' and the number 2.
- 38 (3) For vinyl, the letter 'V' and the number 3.
- 39 (4) For low-density polyethylene, the letters 'LDPE' and the number 4.
- 40 (5) For polypropylene, the letters 'PP' and the number 5.
- 41 (6) For polystyrene, the letters 'PS' and the number 6.
- 42 (7) For any other, including multilayer, the letters 'OTHER' and the
43 number 7."

- 1 Sec. 2. After January 1, 1993 Mecklenburg County and the cities within its
2 boundaries shall not dispose of solid waste in Cabarrus County, North Carolina.
3 Sec. 3. This act is effective upon ratification.