

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 134

Committee Substitute Favorable 4/4/91

Senate Environment and Natural Resources Committee Substitute Adopted 7/2/91

Short Title: Clarify Powers/Regional Solid Waste Auth.

(Public)

Sponsors:

Referred to:

February 21, 1991

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE POWER OF REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES TO REGULATE THE FLOW OF NONHAZARDOUS SOLID WASTE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-427(a)(24) reads as rewritten:

"(24) To require that any and all (i) solid waste ~~and recyclable materials~~ generated within the authority's service area and (ii) recyclable materials generated within the authority's service area and transferred to the authority be separated and delivered to specific locations and facilities provided that if a private landfill shall be substantially affected by such requirement then the regional solid waste management authority shall be required to give the operator of the affected landfill at least two years written notice prior to the effective date of the requirement; and".

Sec. 2. G.S. 153A-421 is amended by adding a new subsection to read:

"(d) As used in G.S. 153A-427(a)(24), the term 'transferred' means placed at or delivered to any (i) place normally and customarily used by the authority for the collection of solid waste, (ii) other place agreed upon by the generator or owner of recyclable materials and the authority, or (iii) facility owned, operated, or designated by the authority."

Sec. 3. This act is effective upon ratification.