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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 590      Session of  
1993

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INTRODUCED BY CAWLEY, MARCH 15, 1993

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REFERRED TO COMMITTEE ON CONSERVATION, MARCH 15, 1993

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AN ACT

1 Amending the act of July 7, 1980 (P.L.380, No.97), entitled "An  
2 act providing for the planning and regulation of solid waste  
3 storage, collection, transportation, processing, treatment,  
4 and disposal; requiring municipalities to submit plans for  
5 municipal waste management systems in their jurisdictions;  
6 authorizing grants to municipalities; providing regulation of  
7 the management of municipal, residual and hazardous waste;  
8 requiring permits for operating hazardous waste and solid  
9 waste storage, processing, treatment, and disposal  
10 facilities; and licenses for transportation of hazardous  
11 waste; imposing duties on persons and municipalities;  
12 granting powers to municipalities; authorizing the  
13 Environmental Quality Board and the Department of  
14 Environmental Resources to adopt rules, regulations,  
15 standards and procedures; granting powers to and imposing  
16 duties upon county health departments; providing remedies;  
17 prescribing penalties; and establishing a fund," further  
18 providing for the disposal, processing and storage of  
19 municipal waste.

20 The General Assembly finds as follows:

21 (1) The Commonwealth needs to insure that waste disposal  
22 sites can be properly monitored and controlled.

23 (2) The Commonwealth needs to minimize the  
24 environmental, economic, social and aesthetic impact of waste  
25 disposal sites on surrounding communities.

26 (3) The Commonwealth needs to prevent the construction

1 of massive sites in one location in order to minimize local  
2 negative impact and to facilitate effective monitoring  
3 programs and, when necessary, practical remediation and  
4 control programs.

5 (4) The Commonwealth needs to insure disposal capacity  
6 for waste generated within its borders.

7 The General Assembly of the Commonwealth of Pennsylvania  
8 hereby enacts as follows:

9 Section 1. The act of July 7, 1980 (P.L.380, No.97), known  
10 as the Solid Waste Management Act, is amended by adding a  
11 section to read:

12 Section 204. Disposal, processing and storage of municipal  
13 waste.

14 It shall be unlawful for any person or municipality who  
15 stores, processes or disposes of municipal waste:

16 (1) to create or operate a disposal site on more than  
17 100 contiguous acres;

18 (2) to locate or operate a disposal site within 5,000  
19 feet of another disposal site;

20 (3) to create or operate a disposal site which exceeds  
21 the elevation of adjacent land by more than 50 feet;

22 (4) to create or operate a disposal site which will have  
23 a depth of more than 100 feet of waste; or

24 (5) to accept more than 2,000 tons of waste per day.

25 Section 2. This act shall take effect in 60 days.