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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL**  
**No. 1592** Session of  
1979

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INTRODUCED BY REED, CIMINI, JONES, COHEN, BROWN AND KOWALYSHYN,  
JUNE 28, 1979

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REFERRED TO COMMITTEE ON CONSERVATION, JUNE 29, 1979

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AN ACT

1 Requiring additional factors to be considered prior to the  
2 issuance of certain permits by the Department of  
3 Environmental Resources.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. The General Assembly of the Commonwealth of  
7 Pennsylvania seeks to provide statutory impetus for the  
8 promotion of effective land use in the Commonwealth and to  
9 encourage the development of efficient and economical resource  
10 recovery waste disposal systems.

11 Section 2. The Department of Environmental Resources, when  
12 considering the initial issuance or renewal of permits for the  
13 establishment, expansion of or continued operation of landfills  
14 in the Commonwealth, shall include within its scope of  
15 consideration the following factors:

16 (1) Whether an alternative waste disposal facility  
17 exists in the same geographic area which provides for  
18 incineration of solid wastes and recycling and recovery of

1 resources. If so, a permit for a landfill shall not be issued  
2 if the available facility has the capacity to handle the  
3 additional wastes planned for the landfill.

4 (2) The impact the landfill will have on adjacent and  
5 nearby private property values and their marketability.

6 (3) The extent to which the landfill conforms to  
7 regional, county and local planning agency land-use plans and  
8 recommendations.

9 (4) The existence of county or local governmental zoning  
10 or other ordinances that would preclude the establishment or  
11 expansion of a landfill.

12 (5) The environmental impact of such a landfill.

13 (6) The aesthetic impact of the landfill visible.

14 (7) The historic, natural, scenic and related qualities  
15 of the site of the landfill.

16 (8) The opinion of residents and businesses located  
17 within five miles of the site of the landfill.

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