
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1121

Session of
1991

INTRODUCED BY VEON, LaGROTTA, SURRA, LESCOVITZ, LAUGHLIN, MELIO
AND COLAFELLA, APRIL 10, 1991

REFERRED TO COMMITTEE ON CONSERVATION, APRIL 10, 1991

AN ACT

1 Relating to spent carbon recycling facilities; establishing
2 restrictions for permits and licensing; limiting process
3 rates; and providing for powers and duties.

4 The General Assembly hereby finds that the processing of
5 activated or spent carbon is hazardous to the public health. The
6 General Assembly further finds that new standards must be
7 established regarding the process rate of activated or spent
8 carbon, the location of spent carbon recycling facilities and
9 the issuance of permits for such facilities.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. Short title.

13 This act shall be known and may be cited as the Spent Carbon
14 Recycling Facilities Act.

15 Section 2. Definitions.

16 The following words and phrases when used in this act shall
17 have the meanings given to them in this section unless the
18 context clearly indicates otherwise:

1 "Activated or spent carbon." Carbon used to remove
2 undesirable chemicals from groundwater, air and wastewater
3 sources or carbon which can no longer absorb polluting chemicals
4 until the carbon is recycled by a spent carbon recycling
5 facility.

6 "Department." The Department of Environmental Resources of
7 the Commonwealth.

8 "Designated counties." Counties of the third through eighth
9 class of this Commonwealth.

10 "Spent carbon recycling facility." A facility which removes
11 pollutants from activated carbon for reuse in an industrial
12 process.

13 Section 3. Spent carbon permit limitations and restrictions.

14 No spent carbon recycling facility shall receive or operate
15 under permits required for storage or processing of activated or
16 spent carbon if the following terms and conditions are exceeded:

17 (1) The total amount of activated or spent carbon
18 processed by all spent carbon recycling facilities located
19 within designated counties is equal to or greater than 25
20 pounds per county resident.

21 (2) The physical plant, or expansion, of the spent
22 carbon recycling facility crosses a municipal street, public
23 highway, railroad right-of-way or water boundary.

24 (3) The outer boundaries of the spent carbon recycling
25 facility are within 600 feet of any residential property,
26 housing development or residential structure.

27 (4) The outer boundaries of the spent carbon recycling
28 facility are within 2,500 feet of any school, church,
29 hospital, park or public meeting area.

30 Section 4. Exemptions.

1 (a) Processing levels.--Spent carbon recycling facilities
2 operating within this Commonwealth prior to the effective date
3 of this act shall have one-year exemption from the processing
4 rate standards in section 3(1).

5 (b) Filing of processing statement.--A spent carbon
6 recycling facility shall file a processing statement with the
7 department comparing the facility's current processing standards
8 and facility location to the new processing and location
9 standards established in section 3. The facility must also
10 provide the department with a timetable for complying with the
11 new processing and location standards by the end of the one-year
12 exemption.

13 Section 5. Promulgation of regulations.

14 Within 120 days of the effective date of this act, the
15 department shall adopt regulations and standards for the
16 operation, construction, expansion and the permitting of spent
17 carbon recycling facilities as are necessary to carry out the
18 purposes of this act.

19 Section 6. Effective date.

20 This act shall take effect in 60 days.