

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1094

H. P. 820

House of Representatives, February 24, 1971

Referred to Committee on Natural Resources. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Hardy of Hope.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to the Location of Solid Waste Disposal Areas.

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 38, § 421, additional. Title 38 of the Revised Statutes is amended by adding a new section 421, to read as follows:

§ 421. Solid waste disposal areas; location

No boundary of any public or private solid waste disposal area shall lie closer than 300 feet to any body of water.

If the Environmental Improvement Commission shall determine that soil conditions, groundwater conditions, topography or other conditions indicate that any boundary of any such area should be further than 300 feet from any body of water, it may, after notice to and a hearing with the affected party, order the relocation of such boundaries and the removal of any solid waste, previously deposited within the original boundaries, to the confines of the new boundaries.

Any person, corporation, municipality or state agency establishing a solid waste disposal area after the effective date of this Act may apply to the commission for a determination that the boundaries of the proposed area are suitably removed from any body of water.

Any solid waste disposal area whose boundary is closer than 300 feet to any body of water shall be relocated in conformity with this section prior to December 1, 1973.

STATEMENT OF FACT

The intent of this bill is to establish a minimum 300 foot distance between solid waste disposal areas and water bodies, and to provide administrative procedures for relocating improperly situated solid waste disposal areas.