

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
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3 ONE HUNDRED AND ELEVENTH LEGISLATURE
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5 Legislative Document

No. 1917

6
7 H.P. 1465

House of Representatives, January 10, 1984

8 Approved for introduction by the Legislative Council pursuant to Joint
9 Rule 26.

10 Reference to the Committee on Energy and Natural Resources is
suggested and ordered printed.

EDWIN H. PERT, Clerk

11 Presented by Representative Ridley of Shapleigh.

12 STATE OF MAINE
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14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FOUR
16

17 AN ACT to Amend the Air Emission
18 License Law.
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20 Be it enacted by the People of the State of Maine as
21 follows:

22 38 MRSA §582, sub-§5, as enacted by PL 1969, c.
23 474, §1, is repealed and the following enacted in its
24 place:

25 5. Ambient air. "Ambient air" means air outside
26 of buildings, stacks, flues or exterior ducts and
27 outside a zone adjacent to an air contamination
28 source which is under the exclusive jurisdiction and
29 control of an applicant for a variance or license
30 pursuant to this chapter and is regularly occupied by
31 employees of the applicant and from which the public
32 is excluded, provided that the zone shall not exceed
33 an area with a radius a distance of 500 meters from a
34 stack, conduit, flue, duct, vent, chimney or other
35 apparatus which emits air contaminants.

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STATEMENT OF FACT

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The current air emission license law does not provide for an area immediately outside a stack or flue which is not required to meet ambient air quality standards. In practice the Board of Environmental Protection has allowed each applicant a "mixing zone" around the stack or flue, but the statute does not expressly allow for such a zone.

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The purpose of this bill is to establish this zone as the plant area from which the public is excluded, but not to exceed an area more than 500 meters from the source emitting the air contaminants. This definition will continue to protect the general public. Employees will continue to be protected by state and federal labor laws and industrial codes.

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