

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

SECOND REGULAR SESSION-2010

Legislative Document

No. 1794

H.P. 1282

House of Representatives, February 25, 2010

An Act Regarding Solid Waste Facilities

Reported by Representative DUCHESNE of Hudson for the Joint Standing Committee on Natural Resources pursuant to Public Law 2009, chapter 412, Part B, section 2.

Reference to the Committee on Natural Resources suggested and ordered printed pursuant to Joint Rule 218.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

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

2 **Sec. 1. 38 MRSA §1310-X, sub-§3, ¶B,** as amended by PL 1995, c. 68, §1, is
3 repealed and the following enacted in its place:

4 B. The department determines that the proposed expansion is contiguous with the
5 existing facility and:

6 (1) Is located on property owned on December 31, 1989 by the licensee or by a
7 corporation or other business entity under common ownership or control with the
8 licensee; or

9 (2) For a commercial solid waste disposal facility that is a landfill that is not
10 under order or agreement to close, is located on property owned by the licensee;
11 and

12 **SUMMARY**

13 This bill amends the law that prohibits expansion of commercial solid waste disposal
14 facilities by authorizing a commercial landfill that is not under an order or agreement to
15 close to expand if the proposed expansion is contiguous with the existing facility and is
16 located on property owned by the person holding the commercial solid waste facility
17 license. Current law requires that the proposed expansion be contiguous with the existing
18 facility and be located on property owned on December 31, 1989 by the licensee or by a
19 corporation or other business entity under common ownership or control with the
20 licensee.