



House of Representatives

File No. 882

General Assembly

January Session, 2007

(Reprint of File No. 407)

House Bill No. 5119
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
May 29, 2007

**AN ACT CONCERNING THE LOCATION OF SOLID WASTE OR
RESOURCES RECOVERY FACILITIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) The Commissioner of
2 Environmental Protection, upon written request of the legislative body
3 of a municipality that (1) had a population of forty-four thousand
4 seven hundred thirty-six according to the estimate of the Department
5 of Public Health for July 1, 2005; (2) had a school enrollment of seven
6 thousand two hundred fifty-eight according to the 2005 edition of
7 Municipal Fiscal Indicators, compiled by the Office of Policy and
8 Management; (3) occupies a total area of not less than thirty-nine
9 square miles; and (4) has the largest geographic area of any
10 municipality in the Quinnipiac River Watershed, shall not issue a
11 permit for a new solid waste facility or resources recovery facility
12 under section 22a-208a of the general statutes in such municipality if a
13 solid waste facility or resources recovery facility is located in the
14 municipality on the effective date of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either chamber thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

House "A" has no fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**HB 5119 (as amended by House "A")******AN ACT CONCERNING THE LOCATION OF A RESOURCES RECOVERY FACILITY.*****SUMMARY:**

This bill prohibits the environmental protection commissioner from issuing a permit for a new solid waste or resources recovery facility in certain municipalities if (1) either type of facility already exists in the municipality when the bill takes effect, and (2) the municipality's legislative body requests, in writing, that she not do so.

The bill applies to a municipality that (1) had a population of 44,736, according to the Department of Public Health's July 1, 2005 estimate; (2) had a school enrollment of 7,258 according to the 2005 edition of the Office of Policy and Management's Municipal Fiscal Indicators; (3) occupies at least 39 square miles; and (4) has the largest geographic area of any town in the Quinnipiac River Watershed. (Wallingford appears to be the only municipality that meets these criteria.)

*House Amendment "A" replaces the original bill.

EFFECTIVE DATE: Upon passage

BACKGROUND***Solid Waste and Resources Recovery Facilities***

A solid waste facility includes a solid waste disposal area, volume reduction plant, transfer station, wood-burning facility, or biomedical waste treatment facility. A resources recovery facility uses processes to reclaim energy from municipal solid waste (CGS §§ 22a-207 (4) and (10)).

COMMITTEE ACTION

Environment Committee

Joint Favorable

Yea 31 Nay 0 (03/21/2007)

Planning and Development Committee

Joint Favorable

Yea 16 Nay 0 (04/20/2007)