



General Assembly

January Session, 2007

Committee Bill No. 5119

LCO No. 5940

* _____HB05119ENV__032207_____*

Referred to Committee on Environment

Introduced by:
(ENV)

**AN ACT CONCERNING THE LOCATION OF A RESOURCES
RECOVERY FACILITY.**

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

1 Section 1. Subsection (a) of section 22a-208a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2007*):

4 (a) The Commissioner of Environmental Protection may issue, deny,
5 modify, renew, suspend, revoke or transfer a permit, under such
6 conditions as he may prescribe and upon submission of such
7 information as he may require, for the construction, alteration and
8 operation of solid waste facilities, in accordance with the provisions of
9 this chapter and regulations adopted pursuant to this chapter.
10 Notwithstanding the provisions of this section, the commissioner shall
11 not issue (1) a permit for a solid waste land disposal facility on former
12 railroad property until July 1, 1989, unless the commissioner makes a
13 written determination that such facility is necessary to meet the solid
14 waste disposal needs of the state and will not result in a substantial
15 excess capacity of solid waste land disposal areas or disrupt the
16 orderly transportation of or disposal of solid waste in the area affected

17 by the facility, or (2) an operational permit for a resources recovery
 18 facility unless (A) the applicant has submitted a plan pursuant to
 19 section 22a-208g for the disposal or recycling of ash residue expected
 20 to be generated at the facility in the first five years of operation, and (B)
 21 the applicant has obtained the approval of the host municipality where
 22 the resources recovery facility is located or proposed to be located if
 23 the issuance or renewal of such permit would result in the location of
 24 more than one solid waste facility in the host municipality. In making a
 25 decision to grant or deny a permit to construct a solid waste land
 26 disposal facility, including a vertical or horizontal landfill expansion,
 27 the commissioner shall consider the character of the neighborhood in
 28 which such facility is located and may impose requirements for hours
 29 and routes of truck traffic, security and fencing and for measures to
 30 prevent the blowing of dust and debris and to minimize insects,
 31 rodents and odors. In making a decision to grant or deny a permit to
 32 construct or operate a new transfer station, the commissioner shall
 33 consider whether such transfer station will result in disproportionately
 34 high adverse human health or environmental effects. In making a
 35 decision to grant or deny a permit to construct an ash residue disposal
 36 area, the commissioner shall consider any provision which the
 37 applicant shall make for a double liner, a leachate collection or
 38 detection system and the cost of transportation and disposal of ash
 39 residue at the site under consideration.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2007	22a-208a(a)

ENV *Joint Favorable*