



General Assembly

February Session, 2012

Bill No. 5302

LCO No. 1398

*01398 _____ *

Referred to Committee on No Committee

Introduced by:

REP. DONOVAN, 84th Dist.

SEN. WILLIAMS, 29th Dist.

AN ACT CONCERNING MUNICIPALITIES AND SOLID WASTE FACILITIES.

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

1 Section 1. Section 22a-208b of the general statutes is repealed and
2 the following is substituted in lieu thereof (*Effective from passage*):

3 (a) The Commissioner of Energy and Environmental Protection may
4 issue a permit to construct a facility for the land disposal of solid waste
5 pursuant to section 22a-208a, provided (1) the applicant submits to the
6 commissioner a copy of a valid certificate of zoning approval, special
7 permit, special exception or variance, or other documentation,
8 establishing that the facility complies with the zoning requirements
9 adopted by the municipality in which such facility is located pursuant
10 to chapter 124 or any special act, or (2) the council has approved a
11 negotiated agreement or issued an arbitration award in accordance
12 with section 22a-285g.

13 (b) Nothing in this chapter or chapter 446e shall be construed to

14 limit the right of a municipality to regulate, through zoning, land
15 usage for an existing or new solid waste facility. No municipal
16 regulation adopted pursuant to section 8-2 shall have the effect of
17 prohibiting the construction, alteration or operation of solid waste
18 facilities within the limits of a municipality.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22a-208b