

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 909, Page 10, Section 260.205, Line 321,
2 by inserting the following after all of said line:

3
4 "260.243. 1. The department of natural resources shall not issue a permit to an applicant for
5 a commercial solid waste processing facility designed to incinerate solid waste in any county unless
6 such facility meets the conditions established in this section. For the purposes of this section, a
7 commercial solid waste processing facility is a facility designed to incinerate waste which accepts
8 solid waste for a fee regardless of where such waste is generated. Any commercial solid waste
9 processing facility which incinerates solid waste shall be located so as to provide a health and safety
10 buffer zone to protect citizens living or working nearby. The size of the buffer zone shall be
11 determined by the department but shall extend at least fifty feet from a facility located in a
12 nonresidential area in a city not within a county or at least three hundred feet from a facility located
13 elsewhere. The department shall consider the proximity of schools, businesses and houses, the
14 prevailing winds and other factors which it deems relevant when establishing the buffer zone. Any
15 facility located within a city not within a county shall be required to strictly adhere to the terms,
16 conditions and provisions of its permit.

17 2. (1) For any facility permitted on or after August 28, 2023, the department of natural
18 resources shall not issue a permit to an applicant for a transfer station in any county with a charter
19 form of government unless such transfer station meets the conditions established in this subsection.
20 Any transfer station shall provide a buffer zone determined by the department that shall extend at
21 least one thousand feet from a transfer station located in a residential area. The department shall
22 consider the proximity of schools, businesses, and houses when establishing the buffer zone.

23 (2) This subsection shall not apply to any permit renewal, modifications, or amendments to
24 any transfer station originally permitted as provided in subsection 1 of this section."; and

25
26 Further amend said bill by amending the title, enacting clause, and intersectional references
27 accordingly.

Action Taken _____ Date _____