

SECOND REGULAR SESSION

HOUSE BILL NO. 2288

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE POLLITT.

5369H.01I

JOSEPH ENGLER, Chief Clerk

AN ACT

To amend chapter 260, RSMo, by adding thereto one new section relating to solid waste management.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 260, RSMo, is amended by adding thereto one new section, to be known as section 260.217, to read as follows:

260.217. 1. Any first, second, third, or fourth class county may, under section 260.215, adopt an ordinance, rule, regulation, or standard relating to solid waste management in such county. Any such ordinance, rule, regulation, or standard may address the storage, collection, transportation, processing, or disposal of solid wastes; may address the siting of any solid waste disposal area, as defined in section 260.200; and may impose reasonable setback distances that are applicable to any solid waste disposal area located in such county. Any setbacks contained in an ordinance, rule, regulation, or standard adopted under this section shall not constitute planning and zoning, as such terms are defined in chapter 64.

2. Any setback applicable to any solid waste disposal area contained in any ordinance, rule, regulation, or standard adopted under subsection 1 of this section shall not be more stringent than the following:

(1) Three miles from:

(a) The defined incorporated limits of a city, town, or village located within the county;

(b) An accredited school or property owned and operated by any of the school districts or educational institutions within the county;

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 18 **(c) A church or place of worship within the county;**
19 **(d) A platted subdivision within the county; or**
20 **(e) Public areas designated for recreational activity, including parks and ball**
21 **fields, within the county;**
22 **(2) Three-quarters of one mile from any occupied dwelling used for residential**
23 **purposes for at least six months during a calendar year; and**
24 **(3) Two hundred feet from the property line of the solid waste disposal area.**

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