



HOUSE BILL No. 4759

May 11, 1993, Introduced by Reps. Freeman, DeMars, Wallace, Harder, Olshove, Wetters, Shepich, Griffin, Murphy, Ciaramitaro, Brown, Gire, Barns, Leland, Willard, Rivers, Baade, Jacobetti, Yokich, Varga, Llewellyn, Harrison, Gagliardi, Agee, Bennane, Clack, Mathieu, Allen, Hammerstrom, Kukuk and Pitoniak and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend Act No. 348 of the Public Acts of 1965,
entitled as amended

"Air pollution act,"

as amended, being sections 336.11 to 336.36 of the Michigan
Compiled Laws, by adding section 5b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 348 of the Public Acts of 1965, as
2 amended, being sections 336.11 to 336.36 of the Michigan Compiled
3 Laws, is amended by adding section 5b to read as follows:

4 SEC. 5B. (1) THE DIRECTOR SHALL NOT ISSUE A CONSTRUCTION
5 PERMIT, OR AUTHORIZE THE REOPENING OF A MUNICIPAL SOLID WASTE
6 INCINERATOR THAT PREVIOUSLY OPERATED IN THIS STATE, UNLESS THE
7 MUNICIPAL SOLID WASTE INCINERATOR IS LOCATED AT LEAST 1,000 FEET
8 FROM ANY RESIDENTIAL DWELLING, OR PUBLIC OR PRIVATE ELEMENTARY OR

1 SECONDARY SCHOOL, OR ANY BUILDING THAT IS USED AS A PRESCHOOL
2 FACILITY FOR INFANTS OR CHILDREN.

3 (2) AS USED IN THIS SECTION, "MUNICIPAL SOLID WASTE
4 INCINERATOR" MEANS THAT TERM AS IT IS DEFINED IN SECTION 5 OF THE
5 SOLID WASTE MANAGEMENT ACT, ACT NO. 641 OF THE PUBLIC ACTS OF
6 1978, BEING SECTION 299.405 OF THE MICHIGAN COMPILED LAWS.