

HOUSE No. 00226

The Commonwealth of Massachusetts

PRESENTED BY:

Sean Garballey

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to prohibit the additional incineration of solid waste

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Denise Andrews</i>	<i>2nd Franklin</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex, Suffolk, and Essex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>John W. Scibak</i>	<i>2nd Hampshire</i>
<i>Stephen Stat Smith</i>	<i>28th Middlesex</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>Cleon H. Turner</i>	<i>1st Barnstable</i>

HOUSE No. 00226

By Mr. Sean Garballey of Arlington, petition (accompanied by bill, House, No. 00226) of Cleon H. Turner and others prohibiting additional incineration of solid waste materials. Joint Committee on Environment, Natural Resources and Agriculture.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ HOUSE
□ , NO. 725 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act to prohibit the additional incineration of solid waste

□.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 SECTION 1. Section 150A of Chapter 111 of the General Laws, as appearing in the 2006
- 2 Official Edition, is hereby further amended by adding the following paragraphs:—
- 3 No site in any city or town shall be assigned as a site or the expansion of an existing site for a
- 4 facility for the combustion, incineration, thermal conversion, or gasification of municipal solid
- 5 waste or construction and demolition debris, or a resource recovery facility, which is rated by the
- 6 department at more than one ton of refuse per hour.
- 7 The department shall not grant a permit for a facility or the expansion of an existing facility for
- 8 the combustion, incineration, thermal conversion, or gasification of municipal solid waste or

9 construction and demolition debris, or a resource recovery facility, which is rated by the
10 department at more than one ton of refuse per hour.

11 SECTION 2. Chapter 16 of the General Laws, as appearing in the 2006 Official Edition, is
12 hereby amended by striking the second paragraph of section 21 and inserting in its place thereof
13 the following:—

14 The comprehensive statewide master plan referred to herein shall describe, to the maximum
15 practicable extent, a short and long-range plan for reduction of the per capita generation of solid
16 waste throughout the commonwealth, the solid waste programs and facilities which the
17 department determines to be necessary or convenient to promote the reduction of waste
18 generation and to increase recycling of solid waste in a manner which protects the public health,
19 safety and environment and is financially sound, and the funding for the development of such
20 facilities and programs which the department finds to be reasonable necessary to accomplish said
21 purposes.

22 SECTION 3. This act shall take effect upon its passage.