

HOUSE BILL No. 5297

November 15, 1989, Introduced by Reps. London, Walberg, Bartnik, Sofio, Muxlow, Hunter, DeMars, DeBeaussiaert, Keith, Gire, Stallworth, Stopczynski, Dunaskiss, Bankes, Barns, Giese, Webb, Knight, Pitoniak, Richard A. Young, Leland, Rocca, Joe Young, Jr., Hertel, Willis Bullard, Porreca, O'Connor, Gagliardi, Palamara, Wallace, Jonker, Trim, Hood, Hillegonds, Joe Young, Sr., Stacey, Law, Runco, Jaye, Weeks, Gnodtke, Power, Pridnia, Bender, Gilmer, Kilpatrick, Van Regenmorter, Crandall, Strand, Honigman, Krause, Mathieu, Bennett, Ciaramitaro, Gubow, Emmons, Camp, Dolan, Berman, Owen, Ostling, Middaugh, Hoekman, Varga, Hart and Miller and referred to the Committee on Conservation, Recreation and Environment.

A bill to amend section 10 of Act No. 204 of the Public Acts of 1987, entitled
"Low-level radioactive waste authority act,"
being section 333.26210 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 10 of Act No. 204 of the Public Acts of
2 1987, being section 333.26210 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 10. The authority shall establish final siting cri-
5 teria that at a minimum excludes a candidate site that is any of
6 the following:

- 7 (a) Located in a 500-year floodplain.
8 (b) Located over a sole source aquifer.

1 (c) Located 1 mile or less from a fault where tectonic
2 movement has occurred within the 10,000 years preceding the
3 effective date of this act.

4 (d) Not sufficiently large to assure that an isolation dis-
5 tance of 3,000 feet or more from the disposal unit and adjacent
6 property lines is available.

7 (e) Has wetlands within the boundaries of the candidate site
8 as defined in the Goemaere-Anderson wetland protection act, Act
9 No. 203 of the Public Acts of 1979, being sections 281.701 to
10 281.722 of the Michigan Compiled Laws.

11 (f) An environmental area or a high risk area as defined in
12 the shorelands protection and management act of 1970, Act No. 245
13 of the Public Acts of 1970, being sections 281.631 to 281.644 of
14 the Michigan Compiled Laws.

15 (g) A floodway designated under Act No. 245 of the Public
16 Acts of 1929, being sections 323.1 to 323.13 of the Michigan
17 Compiled Laws.

18 (h) Located where the hydrogeology beneath the site dis-
19 charges groundwater to the land surface within 3,000 feet of the
20 boundaries of the candidate site.

21 (i) Located within ~~10~~ 50 miles of Lake Michigan, Lake
22 Superior, Lake Huron, Lake Erie, Saint Marys river, Detroit
23 river, St. Clair river, or lake St. Clair. This subdivision
24 shall not apply to a site that is located at or adjacent to a
25 nuclear power generating facility.