

HOUSE BILL No. 5549

March 1, 1990, Introduced by Reps. Randall and Middaugh and referred to the Committee on Conservation, Recreation and Environment.

A bill to amend section 10 of Act No. 641 of the Public Acts of 1978, entitled as amended

"Solid waste management act,"

as amended by Act No. 209 of the Public Acts of 1987, being section 299.410 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 10 of Act No. 641 of the Public Acts of
2 1978, as amended by Act No. 209 of the Public Acts of 1987, being
3 section 299.410 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 10. (1) Except as otherwise provided in section 22a, a
6 person otherwise allowed under this act to own or operate a solid
7 waste disposal area shall not establish a disposal area without a
8 construction permit from the director, contrary to an approved
9 solid waste management plan, or contrary to a permit, license, or

1 final order issued pursuant to this act. A person proposing the
2 establishment of a disposal area shall make application for a
3 construction permit to the director through the health officer on
4 a form provided by the director. If the disposal area is located
5 in a county or city that does not have a certified health depart-
6 ment, the application shall be made directly to the director.

7 (2) The application for a construction permit shall contain
8 the name and residence of the applicant, the location of the pro-
9 posed disposal area, and other information considered necessary
10 by the director. The application shall be accompanied by an
11 engineering plan and a construction permit application fee. ~~that~~
12 ~~has been established on a graduated scale from \$300.00 to~~
13 ~~\$700.00. The director shall establish by rule the scale for~~
14 ~~determining the initial construction permit application fees.~~
15 ~~The criteria for determining the application fee for a construc-~~
16 ~~tion permit for a disposal area that is a sanitary landfill shall~~
17 ~~include, at a minimum, site size, projected waste volume, nature~~
18 ~~of the waste, and hydrogeological characteristics. The criteria~~
19 ~~for determining the application fee for a construction permit for~~
20 ~~a disposal area that is either a solid waste transfer facility or~~
21 ~~a processing plant shall include, at a minimum, the projected~~
22 ~~waste volume and the nature of the waste. A construction permit~~
23 ~~application for a disposal area that is a sanitary landfill shall~~
24 ~~be accompanied by a determination of existing hydrogeological~~
25 ~~conditions specified in a hydrogeological report and monitoring~~
26 ~~program consistent with rules promulgated by the director for~~
27 ~~groundwater quality standards, an environmental assessment, and~~

1 ~~an engineering plan.~~ A CONSTRUCTION APPLICATION PERMIT FEE FOR A
2 LANDFILL SHALL BE ACCOMPANIED BY A FEE IN AN AMOUNT THAT IS THE
3 SUM OF ALL OF THE APPLICABLE FEES IN THIS SUBSECTION:

4 (A) FOR A PERMITTED SITE SIZE OF THE FOLLOWING:

5 (i) LESS THAN 5 ACRES:

6 (A) \$100.00 FOR A NEW PERMIT APPLICATION..

7 (B) \$25.00 FOR A RENEWAL PERMIT APPLICATION.

8 (ii) 5 TO 19 ACRES:

9 (A) \$170.00 FOR A NEW PERMIT APPLICATION.

10 (B) \$100.00 FOR A RENEWAL PERMIT APPLICATION.

11 (iii) 20 TO 79 ACRES:

12 (A) \$240.00 FOR A NEW PERMIT APPLICATION.

13 (B) \$150.00 FOR A RENEWAL PERMIT APPLICATION.

14 (iv) 80 ACRES OR MORE:

15 (A) \$320.00 FOR A NEW PERMIT APPLICATION.

16 (B) \$230.00 FOR A RENEWAL PERMIT APPLICATION.

17 (B) FOR THE ESTIMATED SOLID WASTE VOLUME PER DAY:

18 (i) LESS THAN 50 CUBIC YARDS:

19 (A) \$60.00 FOR A NEW PERMIT APPLICATION.

20 (B) \$15.00 FOR A RENEWAL PERMIT APPLICATION.

21 (ii) 50 TO 100 CUBIC YARDS:

22 (A) \$80.00 FOR A NEW PERMIT APPLICATION.

23 (B) \$30.00 FOR A RENEWAL PERMIT APPLICATION.

24 (iii) 101 TO 700 CUBIC YARDS:

25 (A) \$100.00 FOR A NEW PERMIT APPLICATION.

26 (B) \$50.00 FOR A RENEWAL PERMIT APPLICATION.

- 1 (iv) MORE THAN 700 CUBIC YARDS:
- 2 (A) \$130.00 FOR A NEW PERMIT APPLICATION.
- 3 (B) \$100.00 FOR A RENEWAL PERMIT APPLICATION.
- 4 (C) FOR THE NATURE OF THE SOLID WASTE:
- 5 (i) RESIDENTIAL:
- 6 (A) \$100.00 FOR A NEW PERMIT APPLICATION.
- 7 (B) \$50.00 FOR A RENEWAL PERMIT APPLICATION.
- 8 (ii) INDUSTRIAL OR COMBINATION RESIDENTIAL AND INDUSTRIAL:
- 9 (A) \$125.00 FOR A NEW PERMIT APPLICATION.
- 10 (B) \$75.00 FOR A RENEWAL PERMIT APPLICATION.
- 11 (D) FOR HYDROGEOLOGICAL CHARACTERISTICS:
- 12 (i) NATURAL SOIL:
- 13 (A) \$40.00 FOR A NEW PERMIT APPLICATION.
- 14 (B) \$10.00 FOR A RENEWAL PERMIT APPLICATION.
- 15 (ii) COMPACTED CLAY:
- 16 (A) \$70.00 FOR A NEW PERMIT APPLICATION.
- 17 (B) \$30.00 FOR A RENEWAL PERMIT APPLICATION.
- 18 (iii) SYNTHETIC LINER:
- 19 (A) \$100.00 FOR A NEW PERMIT APPLICATION.
- 20 (B) \$70.00 FOR A RENEWAL PERMIT APPLICATION.
- 21 (3) THE APPLICATION FOR A CONSTRUCTION PERMIT FOR A SOLID
- 22 WASTE TRANSFER FACILITY OR A SOLID WASTE PROCESSING PLANT SHALL
- 23 BE ACCOMPANIED BY A FEE IN AN AMOUNT THAT IS THE SUM OF ALL OF
- 24 THE APPLICABLE FEES IN THIS SUBSECTION:
- 25 (A) FOR A PERMITTED SITE SIZE OF THE FOLLOWING:
- 26 (i) LESS THAN 5 ACRES:

- 1 (A) \$50.00 FOR A NEW PERMIT APPLICATION.
- 2 (B) \$15.00 FOR A RENEWAL PERMIT APPLICATION.
- 3 (ii) MORE THAN 5 ACRES:
- 4 (A) \$100.00 FOR A NEW PERMIT APPLICATION.
- 5 (B) \$75.00 FOR A RENEWAL PERMIT APPLICATION.
- 6 (B) FOR A BUILDING SIZE OF THE FOLLOWING:
- 7 (i) LESS THAN 500 SQUARE FEET:
- 8 (A) \$50.00 FOR A NEW PERMIT APPLICATION.
- 9 (B) \$20.00 FOR A RENEWAL PERMIT APPLICATION.
- 10 (ii) 500 TO 1,000 SQUARE FEET:
- 11 (A) \$100.00 FOR A NEW PERMIT APPLICATION.
- 12 (B) \$60.00 FOR A RENEWAL PERMIT APPLICATION.
- 13 (iii) MORE THAN 1,000 SQUARE FEET:
- 14 (A) \$150.00 FOR A NEW PERMIT APPLICATION.
- 15 (B) \$100.00 FOR A RENEWAL PERMIT APPLICATION.
- 16 (C) FOR THE NATURE OF THE SOLID WASTE:
- 17 (i) RESIDENTIAL:
- 18 (A) \$100.00 FOR A NEW PERMIT APPLICATION.
- 19 (B) \$30.00 FOR A RENEWAL PERMIT APPLICATION.
- 20 (ii) INDUSTRIAL OR COMBINATION RESIDENTIAL AND INDUSTRIAL:
- 21 (A) \$150.00 FOR A NEW PERMIT APPLICATION.
- 22 (B) \$90.00 FOR A RENEWAL PERMIT APPLICATION.
- 23 (D) FOR SITE CHARACTERISTICS:
- 24 (i) HIGH SITE THAT IS DRY WHICH HAS NO GROUNDWATER OR SUR-
- 25 FACE WATER PROBLEMS:
- 26 (A) \$50.00 FOR A NEW PERMIT APPLICATION.

1 (B) \$10.00 FOR A RENEWAL PERMIT APPLICATION.
2 (ii) SURFACE WATER ON SITE:
3 (A) \$75.00 FOR A NEW PERMIT APPLICATION.
4 (B) \$30.00 FOR A RENEWAL PERMIT APPLICATION.
5 (E) FOR THE ESTIMATED SOLID WASTE VOLUME PER DAY:
6 (i) LESS THAN 50 CUBIC YARDS:
7 (A) \$50.00 FOR A NEW PERMIT APPLICATION.
8 (B) \$25.00 FOR A RENEWAL PERMIT APPLICATION.
9 (ii) 50 TO 500 CUBIC YARDS:
10 (A) \$100.00 FOR A NEW PERMIT APPLICATION.
11 (B) \$75.00 FOR A RENEWAL PERMIT APPLICATION.
12 (iii) MORE THAN 500 CUBIC YARDS:
13 (A) \$150.00 FOR A NEW PERMIT APPLICATION.
14 (B) \$125.00 FOR A RENEWAL PERMIT APPLICATION.
15 (4) ~~(3)~~ An applicant for a construction permit, within
16 6 months after a permit denial, may resubmit the application,
17 together with the additional information as needed to address the
18 reasons for denial, without being required to pay an additional
19 application fee.