

SENATE BILL No. 27

February 5, 1991, Introduced by Senators KOIVISTO and
WELBORN and referred to the Committee on Natural
Resources and Environmental Affairs.

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

"Solid waste management act,"

as amended, being sections 299.401 to 299.437 of the Michigan
Compiled Laws, by adding section 10a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 641 of the Public Acts of 1978, as
2 amended, being sections 299.401 to 299.437 of the Michigan
3 Compiled Laws, is amended by adding section 10a to read as
4 follows:

5 SEC. 10A. (1) A PERSON SHALL NOT CONSTRUCT A LANDFILL
6 WITHIN 5,000 FEET OF A STATE TRUNKLINE HIGHWAY, AN INTERSTATE
7 HIGHWAY, OR A FREEWAY.

8 (2) THIS SECTION DOES NOT PROHIBIT THE EXPANSION OF AN
9 EXISTING LANDFILL WITHIN 5,000 FEET OF A STATE TRUNKLINE HIGHWAY,

1 AN INTERSTATE HIGHWAY, OR A FREEWAY, IF THE EXPANSION OTHERWISE
2 MEETS THE REQUIREMENTS OF THIS ACT AND RULES PROMULGATED UNDER
3 THIS ACT.

4 (3) AS USED IN THIS SECTION:

5 (A) "FREEWAY" MEANS A DIVIDED HIGHWAY OF NOT LESS THAN 2
6 LANES IN EACH DIRECTION TO WHICH OWNERS OR OCCUPANTS OF ABUTTING
7 PROPERTY OR THE PUBLIC DO NOT HAVE A RIGHT OF INGRESS OR EGRESS
8 TO, FROM, OR ACROSS THE HIGHWAY, EXCEPT AT POINTS DETERMINED BY
9 OR AS OTHERWISE PROVIDED BY THE AUTHORITIES RESPONSIBLE FOR THE
10 HIGHWAY.

11 (B) "INTERSTATE HIGHWAY" MEANS A HIGHWAY OFFICIALLY DESIG-
12 NATED AS A PART OF THE NATIONAL SYSTEM OF INTERSTATE AND DEFENSE
13 HIGHWAYS BY THE STATE TRANSPORTATION DEPARTMENT AND APPROVED BY
14 THE APPROPRIATE AUTHORITY OF THE FEDERAL GOVERNMENT.