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300 FEET BETWEEN DWELLINGS AND OPEN LAGOON SYSTEMS

House Bill 5061

Sponsor: Rep. Chris Ward

Committee: Land Use and Environment

Complete to 10-3-03

A SUMMARY OF HOUSE BILL 5061 AS INTRODUCED 9-23-03

House Bill 5061 would amend the Natural Resource and Environmental Protection Act to prohibit a person from constructing a dwelling within 300 feet of a surface impoundment or constructing or operating a surface impoundment within 300 feet of a dwelling.

The bill would define “surface impoundment” to mean a natural topographic depression, human-made excavation, or diked area formed primarily of earthen materials, although it maybe lined with human-made materials, that is designed to hold an accumulation of sanitary sewage. Surface impoundment includes, but is not limited to, holding, storage, settling, and aeration pits, ponds, and lagoons. The bill also would define “department” to mean the Department of Environmental Quality.

House Bill 5061 (10-3-03)

Analyst: J. Hunault

■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.