
By Mr. Wetmore (by request), a petition (accompanied by bill, Senate, No. 1362) of Ursula S. Wright for legislation relative to the hazardous waste treatment facility siting process. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Four

AN ACT RELATIVE TO THE HAZARDOUS WASTE TREATMENT FACILITY SITING PROCESS.

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 7 of chapter 21C of the General Laws, as
2 most recently amended by chapter 7 of the Acts of 1983, is
3 hereby further amended by inserting at the end of the third
4 paragraph, the following:—

5 Each facility constructed, maintained, or operated pur-
6 suant to a siting agreement established under the provisions
7 of chapter 21D of the General Laws, shall be inspected by the
8 department no less than once each month, and the depart-
9 ment shall conduct no fewer than four unannounced in-
10 spections of the facility each year, in order to determine
11 compliance with the terms, restrictions, conditions and
12 requirements of the license issued hereunder.

1 Section 2. Section 5 of chapter 21D, as inserted by chapter
2 508 of the Acts of 1980, is hereby amended by inserting after
3 the third sentence of the first paragraph, the following:—

4 The members appointed pursuant to clauses six and seven
5 of this section shall serve until the next succeeding annual
6 town, or regular city, election. At this election, the registered
7 voters of the community shall choose by ballot seven
8 residents of the community to serve on the committee. The
9 members appointed pursuant to clauses six and seven, who
10 are residents of the community, may be candidates in this
11 election. Within thirty days following the election and
12 qualification of the seven elect members, the local

13 assessment committee shall appoint by majority vote one
14 member who shall be a resident of an abutting community. If
15 negotiations between the host community and the developer
16 over the terms and conditions of the siting agreement are not
17 initiated within two years of the date of filing the notice of
18 intent, the local assessment committee shall be dissolved and
19 their responsibilities terminated.

1 *Section 3.* Section 7 of chapter 21D, as inserted by chapter
2 508 of the Acts of 1980, is hereby amended by inserting at the
3 end of the first paragraph therein, the following: —

4 The notice of intent shall become void and the developer's
5 participation in the siting process shall be terminated if
6 negotiations between the host community and the developer
7 are not initiated within two years of the date of filing the
8 notice of intent.

1 *Section 4.* The provisions of this act shall apply to all
2 proposals which are within the siting process as of, or sub-
3 sequent to, the effective date of this act; provided, however,
4 that with regard to any local assessment committee formed
5 prior to this act, the members appointed pursuant to clauses
6 six and seven of section 5 of chapter 21D shall serve until the
7 next succeeding annual town, or regular city, election after
8 the passage of this act.