

Amendment No. 1 to HB1612

Hawk
Signature of Sponsor

AMEND Senate Bill No. 1391

House Bill No. 1612*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-211-703, is amended by adding the following as a new, appropriately designated subsection:

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(1) In addition to all other notice requirements of this section, the proposed landfill owner shall provide notice to persons owning property within a three-mile radius of such landfill no less than fifteen (15) days in advance of any hearing scheduled in accordance with this part by having signs erected on all roads leading directly to the proposed landfill site. The signs shall contain the information required in subdivision (2), shall be erected on such roads at the perimeter of the three-mile radius and be clearly visible to persons traveling into the area.

(2) The signs shall be at least three feet (3') high and five feet (5') wide and include the following in legible type:

(i) Name of the local city/county/official/department/agency reviewing the application;

(ii) Name and address of the proposed landfill owner and/or operator;

(iii) Location and size of the proposed landfill;

(iv) Brief description of the type operation to be operated at the landfill and the type waste that will be accepted;

(v) A description of the time frame for making a final determination on the landfill application approval or disapproval; and

(vi) Address and telephone number of the premises at which persons may obtain further information, request copies of data on the landfill, and inspect this data.

(3) The highway department for the county in which the landfill is proposed to be located may erect and maintain the signs, and remove the signs within ten (10) days of the completion of all hearings related to the application for a proposed landfill.

(4) All costs associated with the erection of the signs including, but not limited to, their design, construction, delivery and removal shall be borne by the proposed landfill owner.

(5) A violation of this subsection shall be a Class B misdemeanor punishable by a fine only of up to five hundred dollars (\$500). Each day a violation occurs constitutes a separate offense.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.