



Sen. David Koehler

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09800HB3319sam002

LRB098 11035 JDS 45361 a

1 AMENDMENT TO HOUSE BILL 3319

2 AMENDMENT NO. _____. Amend House Bill 3319 by replacing
3 line 5 on page 11 through line 6 on page 12 with the following:

4 " (D) the owner or operator, by ~~January 1, 1990 (or~~
5 ~~the January 1 following commencement of operation,~~
6 ~~whichever is later)~~ and January 1 of each year
7 ~~thereafter~~, (i) registers the site with the Agency,
8 (ii) reports to the Agency on the volume of composting
9 material received and used at the site, (iii) certifies
10 to the Agency that the site complies with the
11 requirements set forth in subparagraphs (A), (A-1),
12 (A-2), (B), 1, and (C) of this paragraph (q) (3), and (iv)
13 certifies to the Agency that all composting material:

14 (I) was placed more than 200 feet from the
15 nearest potable water supply well;

16 (II) was placed outside the boundary of the
17 10-year floodplain or on a part of the site that is

1 floodproofed;

2 (III) was placed either (aa) at least 1/4 mile
3 from the nearest residence (other than a residence
4 located on the same property as the facility) and
5 there are not more than 10 occupied non-farm
6 residences within 1/2 mile of the boundaries of the
7 site on the date of application or (bb) a lesser
8 distance from the nearest residence (other than a
9 residence located on the same property as the
10 facility) provided that the municipality or county
11 in which the facility is located has by ordinance
12 approved a lesser distance than 1/4 mile and there
13 are not more than 10 occupied non-farm residences
14 within 1/2 mile of the boundaries of the site on
15 the date of application; and

16 (IV) was placed more than 5 feet above the
17 water table.

18 Any ordinance approving a residential setback of
19 less than 1/4 mile that is used to meet the
20 requirements of this subparagraph (D) must
21 specifically reference this subparagraph."