To prohibit the location of solid and hazardous waste facilities near residential, day care, church, and school properties.

**A BILL**

To prohibit the location of solid and hazardous waste facilities near residential, day care, church, and school properties.

1. *Be it enacted by the Senate and House of Representa-
   tives of the United States of America in Congress assembled,*

2. **SECTION 1. LOCATION OF SOLID AND HAZARDOUS WASTE
   FACILITIES NEAR RESIDENTIAL, DAY CARE, CHURCH, AND SCHOOL PROPERTIES.**

3. (a) **Hazardous Waste Facilities.—** (1) Section

4. 3004 of the Solid Waste Disposal Act (42 U.S.C. 6924)

5. is amended by adding the following at the end thereof:
“(z) Proximity to Residential Property, Day Care Property, Churches, Schools, and Parks.—
The standards under subsection (a)(4) shall prohibit the owner or operator of any hazardous waste treatment, storage or disposal facility from locating such facility within 5,000 feet of any residential property, day care property, church property, school property, or park property.”.

(2) The Administrator of the Environmental Protection Agency shall promulgate regulations under the amendment made by paragraph (1) of this subsection not later than 90 days after the enactment of this Act.

(b) Solid Waste Facilities.—(1) Section 4003(a) of the Solid Waste Disposal Act (42 U.S.C. 6943(a)) is amended by adding the following new paragraph after paragraph (6):

“(7) The plan shall prohibit the owner or operator of any facility used for the collection, storage, recycling, disposal, or other management of solid waste or recyclable materials from locating such facility within 5,000 feet of any residential property, day care property, church property, school property, and park property.”.

(2) The Administrator of the Environmental Protection Agency shall promulgate regulations under the
amendment made by paragraph (1) of this subsection not later than 90 days after the enactment of this Act.

(3) Section 4007(a)(1) of the Solid Waste Disposal Act (42 U.S.C. 6947(a)(1)) is amended by striking out “and (5) of section 4003” and inserting “(5), and (7) of section 4003(a)”.

(4) Section 4007(a)(2)(A) of such Act (42 U.S.C. 6947(a)(2)(A)) is amended by striking out “and (5) of section 4003” and inserting “(5), or (7) of section 4003(a)”.

(c) EFFECTIVE DATE.—The amendments made by this Act and the regulations promulgated pursuant to such amendments shall take effect with respect to any permit or other authorization issued after the date 120 days after the enactment of this Act for the construction or modification (other than a modification necessary for closure) of any facility used for the treatment, storage or disposal of hazardous waste or of any facility used for the collection, storage, recycling, disposal, or other management of solid waste or recyclable materials.