

HOUSE No. 4414

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to solid waste disposal facilities.

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 150A of Chapter 111 of the General Laws, as appearing in the
2 2018 Official Edition, is hereby amended by inserting after the fourth paragraph the following
3 paragraph:-

4 The board of health of a city or town that is within one-half mile of a facility that is being
5 operated, maintained or expanded may adopt reasonable rules and regulations to protect the
6 public health from unnecessary or excessive noise; frequent and unwarranted smoke; and
7 obnoxious odors. Said board of health shall have the authority to issue reasonable orders,
8 citations and civil penalties for any violation of the board of health’s rules and regulations
9 relating to controlling such noise, smoke or obnoxious orders.

10 SECTION 2. Section 150A^{1/2} of said chapter 111 of the General Laws, as so
11 appearing. is hereby amended by striking out clause (9) and inserting in place thereof the
12 following clause:-

13 (9) the potential for adverse impacts on air quality to include, frequent and unwarranted
14 smoke, and strong and obnoxious odors.

15 SECTION 3. Said section 150A½ of said chapter 111 of the General Laws, as so
16 appearing, is hereby further amended by inserting the word “from”, in line 21, the following
17 word:- excessive