

STATE OF NEW YORK

1478

2021-2022 Regular Sessions

IN ASSEMBLY

January 11, 2021

Introduced by M. of A. SANTABARBARA -- read once and referred to the
Committee on Environmental Conservation

AN ACT to establish a moratorium on the siting of sewer sludge processing facilities in the state

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Moratorium on the siting of sewer sludge processing facilities.
2 1. For the purposes of this act, "sewer sludge processing facility"
3 shall include any facility that converts sewer sludge, including but
4 not limited to human waste, farm animal waste, and food waste, such as
5 yogurt by-products, into a bio-solid fertilizer.

6 2. Notwithstanding any provision of law to the contrary, there is
7 hereby established a moratorium upon the siting of sewer sludge processing
8 facilities in this state. The moratorium shall continue for a period
9 of one year from the effective date of this act or until the department
10 of environmental conservation reports to the governor and the legislature
11 on its findings and recommendations as required by subdivision 3 of
12 this section.

13 3. a. The department of environmental conservation, in cooperation
14 with the department of health, shall immediately undertake a review of
15 all available data relating to the potential environmental and health
16 risks and effects of sewer sludge processing facilities.

17 b. The commissioner of environmental conservation, or his or her
18 designee, shall:

19 i. Solicit input from environmental and public health specialists, and
20 other stakeholders in an open, public process;

21 ii. Examine various routes of exposure and the health and environmental
22 impact of sewer sludge processing facilities, including, but not
23 limited to, effects on soil, air quality, and drinking water; and

24 iii. Prepare a report to the governor and the legislature which
25 includes research and studies conducted on sewer sludge processing

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 facilities which were the source of the report findings and recommenda-
2 tions for the siting of sewer sludge processing facilities. Such report
3 shall be filed within one year of the effective date of this act, unless
4 the commissioner of environmental conservation requests in writing, an
5 extension of time.

6 § 2. This act shall take effect immediately.