

April 15, 1999

**S 1159. LAND-USE/CONTAMINATED SITES. TO EXPAND THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES MAY ALLOW THE USE OF LAND-USE RESTRICTIONS TO PROTECT PUBLIC HEALTH AT**

**CONTAMINATED SITES.** Expands the scope of programs for which land-use restrictions may be agreed to as a part of a remedial plan to encompass all remedial programs of DENR. The content and process for these restrictions and their recordation, modeled on the Brownfields Property Reuse Act of 1997, remains the same as provided in SL 1997-394, which first provided this authority for inactive hazardous substance or waste disposal sites, GS 130A-310.3, and for sites under the Oil Pollution and Hazardous Substance Discharge Control Act, GS 143-215.85A.

**Intro. by Plyler.**

Ref. to Agriculture

GS 143B

May 27, 1999

**S 1159. LAND-USE RESTRICTIONS/CONTAMINATED SITES.** Intro. 4/15/99. House committee substitute makes the following changes to 1st edition. Provides that if a remedial action is risk-based or will not require that the site meet current standards, the remedial action plan must include an agreement to record approved land-use restrictions that are imposed to reduce the danger to the public's health. Makes effective date October 1, 1999.