

HOUSE No. 759

The Commonwealth of Massachusetts

PRESENTED BY:

Michelle M. DuBois

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act protecting public drinking water.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>
<i>Maria Duaine Robinson</i>	<i>6th Middlesex</i>

HOUSE No. 759

By Ms. DuBois of Brockton, a petition (accompanied by bill, House, No. 759) of Michelle M. DuBois and others for legislation to further regulate the building or expansion of solid waste disposal facilities. Environment, Natural Resources and Agriculture.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2112 OF 2017-2018.]

The Commonwealth of Massachusetts

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

An Act protecting public drinking water.

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 2012
2 Official Edition, is hereby amended by inserting after the second paragraph the following
3 paragraph:-

4 No site shall be assigned as a place for a new facility or for the expansion of an existing
5 facility if the site is located within a zone of 400 feet of: (1) a public water supply well or well
6 field; (2) that area of an aquifer which: (i) contributes water to a to a well under recharge and
7 pumping conditions that allow safe yield of the well for 180 days without any natural recharge
8 occurring, and (ii) is bounded by the groundwater divides which result from pumping the well
9 and by contact of the edge of the aquifer with less permeable materials; or (3) that area of an
10 aquifer which contributes water to a spring under naturally flowing conditions. Such zone may

11 include streams or lakes that act as recharge boundaries. Such zone shall be considered to extend
12 up-gradient to its point of intersection with prevailing hydrogeologic boundaries.

13 SECTION 2. The department of environmental protection may promulgate rules and
14 regulations necessary to carry out the requirements of this act.