

SENATE BILL 936

M3, M4, M1

4lr1962
CF 4lr1961

By: **Senator Gallion**

Introduced and read first time: February 2, 2024

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Wood Vaults – Authorization and Permit Requirements**

3 FOR the purpose of authorizing a landowner whose land is subject to an agricultural land
4 preservation easement to use the land for the construction and use of a certain wood
5 vault under certain circumstances, notwithstanding the terms of the easement;
6 requiring a person to have a permit issued by the Secretary of the Environment
7 before the person installs, materially alters, or materially extends a certain wood
8 vault; applying certain provisions of law relating to permit requirements for certain
9 facilities, including landfills, to a certain wood vault, including requirements for
10 public participation, financial assurance, and closure; specifying that an easement
11 approved by the Maryland Environmental Trust or acquired by the Rural Legacy
12 Board may allow for the construction and use of a certain wood vault; and generally
13 relating to wood vaults.

14 BY repealing and reenacting, without amendments,
15 Article – Agriculture
16 Section 2–513(a) and (b)(1)
17 Annotated Code of Maryland
18 (2016 Replacement Volume and 2023 Supplement)

19 BY adding to
20 Article – Agriculture
21 Section 2–513(e)
22 Annotated Code of Maryland
23 (2016 Replacement Volume and 2023 Supplement)

24 BY repealing and reenacting, with amendments,
25 Article – Agriculture
26 Section 2–513(e) and (f)
27 Annotated Code of Maryland
28 (2016 Replacement Volume and 2023 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 BY repealing and reenacting, with amendments,
2 Article – Environment
3 Section 1–601(a)
4 Annotated Code of Maryland
5 (2013 Replacement Volume and 2023 Supplement)
- 6 BY repealing and reenacting, without amendments,
7 Article – Environment
8 Section 9–101(a) and (j)(1), 9–201(a), and 9–501(a)
9 Annotated Code of Maryland
10 (2014 Replacement Volume and 2023 Supplement)
- 11 BY repealing and reenacting, with amendments,
12 Article – Environment
13 Section 9–101(j)(3), 9–201(e), 9–204(a), (c)(1), (d), (e)(1)(i), and (h), 9–204.2, 9–205,
14 9–208(a), 9–209, 9–211, 9–212.1, 9–213, 9–214, 9–215, 9–220, 9–221(a),
15 9–252, 9–314, and 9–501(n)
16 Annotated Code of Maryland
17 (2014 Replacement Volume and 2023 Supplement)
- 18 BY adding to
19 Article – Environment
20 Section 9–101(m) and (n)
21 Annotated Code of Maryland
22 (2014 Replacement Volume and 2023 Supplement)
- 23 BY repealing and reenacting, without amendments,
24 Article – Natural Resources
25 Section 3–201(a)(1)
26 Annotated Code of Maryland
27 (2023 Replacement Volume and 2023 Supplement)
- 28 BY adding to
29 Article – Natural Resources
30 Section 3–201(d) and 5–9A–05(q)
31 Annotated Code of Maryland
32 (2023 Replacement Volume and 2023 Supplement)
- 33 BY repealing and reenacting, with amendments,
34 Article – Natural Resources
35 Section 5–9A–05(a)
36 Annotated Code of Maryland
37 (2023 Replacement Volume and 2023 Supplement)
- 38 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
39 That the Laws of Maryland read as follows:

1 **Article – Agriculture**

2 2–513.

3 (a) Agricultural land preservation easements may be purchased under this
4 subtitle for any land in agricultural use which meets the minimum criteria established
5 under § 2–509 of this subtitle if the easement and county regulations governing the use of
6 the land include the following provisions:

7 (1) Any farm use of land is permitted.

8 (2) Operation at any time of any machinery used in farm production or the
9 primary processing of agricultural products is permitted.

10 (3) All normal agricultural operations performed in accordance with good
11 husbandry practices which do not cause bodily injury or directly endanger human health
12 are permitted including, but not limited to, sale of farm products produced on the farm
13 where such sales are made.

14 (b) (1) A landowner whose land is subject to an easement may not use the land
15 for any commercial, industrial, or residential purpose except:

16 (i) As determined by the Foundation, for farm– and forest–related
17 uses and home occupations; or

18 (ii) As otherwise provided under this section.

19 **(E) NOTWITHSTANDING THE TERMS OF AN AGRICULTURAL PRESERVATION**
20 **EASEMENT ACQUIRED BY THE FOUNDATION BY PURCHASE, GRANT, GIFT,**
21 **DONATION, OR OTHERWISE, A LANDOWNER WHOSE LAND IS SUBJECT TO AN**
22 **EASEMENT MAY USE THE LAND FOR THE CONSTRUCTION AND USE OF A WOOD VAULT**
23 **AS DEFINED IN § 9–101 OF THE ENVIRONMENT ARTICLE.**

24 **[(e)] (F)** Purchase of an easement by the Foundation does not grant the public
25 any right of access or right of use of the subject property.

26 **[(f)] (G)** An agricultural land preservation easement purchased under this
27 subtitle shall be included as part of a partnership under the Readiness and Environmental
28 Protection Integration Program established under 10 U.S.C. § 2684a if:

29 (1) The land that is subject to an easement is in the vicinity of, or
30 ecologically related to, the Atlantic Test Range;

- 1 (3) “Solid waste” does not include:
- 2 (i) Solid or dissolved material in domestic sewage or in irrigation
3 return flows;
- 4 (ii) Compost as defined in § 9–1701 of this title;
- 5 (iii) Organic material capable of being composted that is composted
6 in accordance with regulations adopted under § 9–1725(b) of this title;
- 7 **(IV) WOODY BIOMASS; or**
- 8 [[iv]] **(V)** Materials that are managed at a recycling facility in
9 accordance with regulations adopted under § 9–1713 of this title.

10 **(M) “WOOD VAULT” MEANS A STRUCTURE THAT IS USED TO BURY WOODY**
11 **BIOMASS DEEP ENOUGH THAT THE WOODY BIOMASS IS SUBJECTED TO ANOXIC**
12 **CONDITIONS THAT IMPEDE OR PREVENT DECOMPOSITION AND RESULT IN**
13 **EFFECTIVE CARBON SEQUESTRATION.**

14 **(N) “WOODY BIOMASS” MEANS VEGETATION THAT:**

15 **(1) DOES NOT CONTAIN TOXIC CHEMICALS OR OTHER**
16 **CONTAMINANTS THAT ARE UNSUITABLE FOR LONG–TERM BURIAL; AND**

17 **(2) (I) IS SOURCED FROM WOOD RESIDUALS UNFIT FOR MARKET;**
18 **AND**

19 **(II) IF NOT BURIED IN A WOOD VAULT, WOULD BE MULCHED,**
20 **BURNED, OR OTHERWISE DISPOSED OF, RESULTING IN THE RELEASE OF CARBON**
21 **WITHIN 20 YEARS IF NOT SEQUESTERED.**

22 9–201.

23 (a) In this subtitle the following words have the meanings indicated.

24 (e) **(1)** “Refuse disposal system” includes:

25 **[(1)] (I)** An incinerator;

26 **[(2)] (II)** A transfer station;

27 **[(3)] (III)** A landfill system;

28 **[(4)] (IV)** A landfill;

1 [(5)] (v) A solid waste processing facility; and

2 [(6)] (vi) Any other solid waste acceptance facility.

3 (2) “REFUSE DISPOSAL SYSTEM” DOES NOT INCLUDE A WOOD VAULT
4 AS DEFINED IN § 9–101 OF THIS TITLE.

5 9–204.

6 (a) This section applies to any water supply system, sewerage system, **WOOD**
7 **VAULT**, refuse disposal system that is for public use, or any refuse disposal system that is
8 a solid waste acceptance facility as defined in § 9–501(n) of this title if the solid waste
9 acceptance facility is installed, altered, or extended after July 1, 1988.

10 (c) (1) Before a person draws plans or submits an application under this
11 section for a proposed water supply system, sewerage system, **WOOD VAULT**, or refuse
12 disposal system, the person may submit to the Secretary a preliminary statement on the
13 proposed system.

14 (d) A person shall have a permit issued by the Secretary under this section before
15 the person installs, materially alters, or materially extends a **WOOD VAULT**, water supply
16 system, sewerage system, or refuse disposal system.

17 (e) An applicant for a permit shall:

18 (1) Submit to the Secretary an application that contains:

19 (i) The complete plans and specifications for the installation,
20 alteration, or extension of the **WOOD VAULT**, water supply system, sewerage system, or
21 refuse disposal system;

22 (h) A person may not:

23 (1) Install, materially alter, or materially extend a water supply system,
24 sewerage system, **WOOD VAULT**, or refuse disposal system in this State except in
25 accordance with a permit issued to the person by the Secretary under this section; or

26 (2) Embody any material change in construction until the Secretary has
27 issued a revised permit based on the submission to the Secretary under subsection (e)(2) of
28 this section.

29 9–204.2.

1 (a) In addition to the requirements of § 9–204 of this subtitle and Title 1, Subtitle
2 6 of this article, an applicant for a permit to install, materially alter, or materially extend
3 a landfill system **OR WOOD VAULT** shall give notice of the application by certified mail to:

4 (1) The owners of all real property adjoining the site where the proposed
5 project is located;

6 (2) The chairman of the legislative body and any elected executive of the
7 county where the proposed project site is located;

8 (3) The elected executive of any municipal corporation where the proposed
9 project site is located; and

10 (4) Any other county within 1 mile of where the proposed project site is
11 located.

12 (b) Any informational meeting required by § 1–603 of this article shall be held in
13 accordance with Title 1, Subtitle 6 of this article.

14 9–205.

15 (a) In this section, “authority” means a water, sewerage, or sanitary district
16 authority.

17 (b) This section applies only to any water supply system, sewerage system, **WOOD**
18 **VAULT**, or refuse disposal system that is for public use in this State.

19 (c) Any authority or person who owns a water supply system, sewerage system,
20 **WOOD VAULT**, or refuse disposal system or who supplies or is authorized to supply water,
21 sewerage, or refuse disposal service to the public shall submit to the Secretary:

22 (1) A certified copy of the complete plans for the water supply system,
23 sewerage system, **WOOD VAULT**, or refuse disposal system that:

24 (i) Is correct on the date of submission; and

25 (ii) Is of the scope and detail that the Secretary requires; and

26 (2) Any existing specifications of or reports on the water supply system,
27 sewerage system, **WOOD VAULT**, or refuse disposal system.

28 (d) If plans do not exist or are of insufficient scope or detail, the authority or
29 person who is required to submit the plans shall:

30 (1) Prepare and submit to the Secretary new or supplemented plans; and

1 (2) Make any investigation that is necessary to ensure that the new or
2 supplemented plans are correct.

3 (e) (1) The Secretary may request any other information about the water
4 supply system, sewerage system, **WOOD VAULT**, or refuse disposal system, including
5 information or records on maintenance and operation, that the Secretary considers
6 appropriate.

7 (2) Any authority or person to whom a request is made under paragraph
8 (1) of this subsection shall submit the information or records to the Secretary.

9 9–208.

10 (a) On request, the Secretary shall consult with and advise the owner, operator,
11 prospective owner, or prospective operator of an existing or planned water supply system,
12 drainage system, sewerage system, **WOOD VAULT**, or refuse disposal system with respect
13 to the existing and future needs of all persons and communities that may be affected on
14 any of the following aspects of the system:

15 (1) The most appropriate source of water;

16 (2) The best method of assuring the purity of the water; and

17 (3) The best method of disposing of drainage, sewage, or refuse.

18 9–209.

19 (a) The applicant shall give notice of the application, the informational meeting,
20 and hearings:

21 (1) To the public in compliance with Title 1, Subtitle 6 of this article;

22 (2) By certified mail to the board of county commissioners or the county
23 council of any county and the chief executive of any county or municipal corporation that
24 the Department determines may be affected by the incinerator for public use, **WOOD**
25 **VAULT**, or landfill system, including any county or municipal corporation within one mile
26 of the property line of the proposed incinerator for public use, **WOOD VAULT**, or landfill
27 system;

28 (3) To the Department of Natural Resources, by certified mail;

29 (4) By certified mail to each member of the General Assembly representing
30 any part of:

31 (i) A county in which the landfill system, **WOOD VAULT**, or
32 incinerator for public use is located; or

1 (ii) A county within 1 mile of the property line of the proposed
2 landfill system, **WOOD VAULT**, or incinerator for public use;

3 (5) To record owners of real property within 1,000 feet of the property line
4 of the proposed incinerator for public use, **WOOD VAULT**, or landfill system, by certified
5 mail to the addresses of record owners as indicated in the records of the State Department
6 of Assessments and Taxation; and

7 (6) By posting a notice of the application, the informational meeting, and
8 hearings in a conspicuous space on the site of the proposed incinerator for public use, **WOOD**
9 **VAULT**, or landfill system.

10 (b) The local officials notified under subsection (a)(2) of this section shall give
11 notice of the application, the informational meeting, and hearings to all interested agencies
12 of their respective jurisdictions.

13 (c) To the extent practicable, the Department and other units of the State
14 government shall consolidate the informational meeting and hearings concerning permits
15 for the same landfill system, **WOOD VAULT**, or incinerator for public use.

16 9–211.

17 (a) (1) Except for a sanitary landfill that is subject to § 9–211.1 of this subtitle,
18 and as provided in paragraph (2) of this subsection, before the Secretary issues a permit for
19 a landfill, incinerator, **WOOD VAULT**, or transfer station to any private person, the
20 applicant for the permit shall:

21 (i) File with the Department a bond on the form that the
22 Department provides; or

23 (ii) Deposit with the governing body of the local jurisdiction where
24 the landfill, incinerator, **WOOD VAULT**, or transfer station will be located cash, negotiable
25 bonds of the federal government or this State, or any other security that the Department
26 approves.

27 (2) The Secretary may adopt regulations to exempt any legitimate
28 recycling or reclamation facility from the requirements of this section.

29 (b) (1) The obligation of a bond filed under this section shall be so conditioned
30 as to be void on the closing of the landfill, incinerator, **WOOD VAULT**, or transfer station in
31 a manner that prevents erosion, health and safety hazards, nuisances, and pollution.

32 (2) The local governing body that receives a deposit of cash or other security
33 under this section shall hold the security in trust in the name of the local jurisdiction to

1 assure the closing of the landfill, incinerator, **WOOD VAULT**, or transfer station in a manner
2 that prevents erosion, health and safety hazards, nuisances, and pollution.

3 (c) A bond filed under this section shall be payable to the governing body of the
4 political subdivision where the landfill, incinerator, **WOOD VAULT**, or transfer station will
5 be located.

6 (d) (1) Except as provided in paragraph (3) of this subsection, for a landfill:

7 (i) Unless otherwise required by federal law or regulation, a bond
8 filed under this section shall be in the amount of \$10,000 for each acre of land to which the
9 permit applies, but not less than \$250,000;

10 (ii) Cash deposited under this section shall be not less than the
11 amount specified in item (i) of this paragraph; and

12 (iii) The market value of other security deposited under this section
13 shall be not less than the amount specified in item (i) of this paragraph.

14 (2) For an incinerator, **WOOD VAULT**, or transfer station, the Department
15 shall establish the amount of the security required by this section.

16 (3) (i) This paragraph does not apply to a rubble landfill.

17 (ii) For sanitary landfills that are restricted to acceptance of land
18 clearing debris specified in regulations of the Department, a bond filed under this section
19 shall be in the amount of \$2,000 for each acre of land to which the permit applies, with a
20 minimum amount of security of \$25,000.

21 (e) Both the applicant for a permit and a corporate surety licensed to do business
22 in this State shall execute any bond filed under this section.

23 (f) (1) Except as provided in paragraph (2) of this subsection, the term of any
24 bond filed under this section and the time during which cash or other security must remain
25 on deposit under this section is:

26 (i) The duration of the operation of the landfill, incinerator, **WOOD**
27 **VAULT**, or transfer station; and

28 (ii) An additional 5 years after the closing of the landfill, incinerator,
29 **WOOD VAULT**, or transfer station.

30 (2) If the Department has assurances that the landfill, incinerator, **WOOD**
31 **VAULT**, or transfer station has been closed in a manner that prevents erosion, health and
32 safety hazards, nuisances, and pollution, the Department may release the security filed or

1 deposited under this section before the end of the 5-year period specified in paragraph
2 (1)(ii) of this subsection.

3 (g) (1) The obligation of the holder of a permit for a landfill, incinerator, **WOOD**
4 **VAULT**, or transfer station and of any corporate surety under the bond shall become due
5 and payable and any cash, securities, or bond proceeds shall be applied to payment of the
6 costs of properly closing a landfill, incinerator, **WOOD VAULT**, or transfer station only if the
7 Department:

8 (i) Notifies the permit holder and any corporate surety on the bond
9 that the landfill, incinerator, **WOOD VAULT**, or transfer station has not been closed in a
10 manner that prevents erosion, health and safety hazards, nuisances, and pollution;

11 (ii) Specifies in the notice the deficiencies in the closing that must be
12 corrected;

13 (iii) Gives the permit holder and the corporate surety a reasonable
14 opportunity to correct the deficiencies and to close the landfill, incinerator, **WOOD VAULT**,
15 or transfer station in accordance with the regulations of the Department; and

16 (iv) Authorizes the local governing body to close the landfill,
17 incinerator, **WOOD VAULT**, or transfer station in accordance with the regulations of the
18 Department.

19 (2) The local governing body shall use bond proceeds, cash, or the proceeds
20 of other security to pay the cost of properly closing the landfill, incinerator, **WOOD VAULT**,
21 or transfer station.

22 9-212.1.

23 The Department may deny an application for a permit for a sanitary landfill system
24 **OR WOOD VAULT** to any nongovernmental person if:

25 (1) The owner of the land, the operator, or the applicant has violated:

26 (i) Any law of this State or any other state concerning sanitary
27 landfills **OR WOOD VAULTS**; or

28 (ii) Any regulation or permit condition of this State or any other
29 state concerning sanitary landfills **OR WOOD VAULTS**; or

30 (2) The Department finds that operation of the sanitary landfill system **OR**
31 **WOOD VAULT** would harm public health or the environment.

32 9-213.

1 (a) A permit for a landfill system **OR WOOD VAULT** expires on the 5th
2 anniversary of its date of issue, unless the permit is renewed for a 5-year term as provided
3 in this section.

4 (b) Before a permit for a landfill system **OR WOOD VAULT** expires, the permit
5 holder may renew it for an additional 5-year term, if the permit holder:

6 (1) Submits to the Department a renewal application on the form that the
7 Department requires;

8 (2) Gives notice, by certified mail, of the renewal application to each
9 member of the General Assembly in whose district the landfill system **OR WOOD VAULT** is
10 located; and

11 (3) Obtains the written approval of the Department.

12 9-214.

13 The Department may refuse to renew a permit for a landfill system **OR WOOD**
14 **VAULT** if:

15 (1) The permit holder violates any provision of this subtitle, any regulation
16 adopted under this subtitle, any condition of the permit, or, if operating a landfill **OR WOOD**
17 **VAULT** in another state, any statute, regulation, or permit of that state concerning landfill
18 systems **OR WOOD VAULTS**;

19 (2) The Department finds that continued operation of the landfill system
20 **OR WOOD VAULT** would be injurious to public health or the environment; or

21 (3) The Department finds that there is any other good cause.

22 9-215.

23 (a) When landfill **OR WOOD VAULT** operations end, the holder of a permit issued
24 under this subtitle for a landfill system **OR WOOD VAULT** shall close and cover all of the
25 land for which the permit was issued in a manner that prevents:

26 (1) Erosion;

27 (2) Health and safety hazards;

28 (3) Nuisances; and

29 (4) Pollution.

1 (b) The Department shall adopt regulations that set standards for the closing and
2 covering of landfill systems **AND WOOD VAULTS**.

3 9-220.

4 (a) The Secretary shall order the owner or person in charge of a water supply
5 system, sewerage system, **WOOD VAULT**, or refuse disposal system to correct the following
6 improper conditions, if, after investigation, the Secretary determines that, because of
7 incompetent supervision or inefficient operation, the water supply system, sewerage
8 system, **WOOD VAULT**, or refuse disposal system:

9 (1) Is not producing reasonable results from a sanitary viewpoint;

10 (2) Is a menace to health or comfort; or

11 (3) Is causing a nuisance.

12 (b) The order shall require that the water supply system, sewerage system,
13 **WOOD VAULT**, or refuse disposal system produce specific, reasonable results within a time
14 that the Secretary sets.

15 (c) (1) If the water supply system, sewerage system, **WOOD VAULT**, or refuse
16 disposal system does not produce the required results within the time that the Secretary
17 sets, the Secretary may order the owner or person in charge to appoint, within a time that
18 the Secretary sets, a person approved by the Secretary to take charge of and operate the
19 system in a manner that will secure the results demanded by the Secretary.

20 (2) The person who is served with an order under paragraph (1) of this
21 subsection shall pay the salary of the person who is appointed in compliance with the order.

22 9-221.

23 (a) If, after investigation, the Department determines that any water supply
24 system, sewerage system, **WOOD VAULT**, or refuse disposal system is a menace to health
25 or comfort or is causing a nuisance, and that conditions cannot be improved sufficiently
26 only by changing the method of operation, the Department may order the owner:

27 (1) To alter or extend the water supply system, sewerage system, **WOOD**
28 **VAULT**, or refuse disposal system; or

29 (2) To install a new water supply system, sewerage system, **WOOD VAULT**,
30 or refuse disposal system.

31 9-252.

1 (a) (1) To prevent or correct pollution of the waters of this State, the Secretary
2 may:

3 (i) Adopt and enforce regulations; and

4 (ii) Order works to be executed.

5 (2) The Secretary may:

6 (i) Require any public water supply system, public sewerage
7 system, **WOOD VAULT**, or refuse disposal system to be operated in a manner that will
8 protect public health and comfort; and

9 (ii) Order the alteration, extension, or replacement of any public
10 water supply system, public sewerage system, **WOOD VAULT**, or refuse disposal system.

11 (b) The Secretary:

12 (1) Has supervision and control over the sanitary and physical condition of
13 the waters of this State to protect public health and comfort;

14 (2) Shall investigate:

15 (i) All sources of water and ice; and

16 (ii) All points of sewage discharge;

17 (3) Shall examine all public water supply systems, public sewerage
18 systems, **WOOD VAULTS**, and refuse disposal systems; and

19 (4) Shall approve or disapprove the design and construction of any public
20 water supply system, public sewerage system, **WOOD VAULT**, or refuse disposal system
21 that is to be built in this State.

22 (c) The powers and duties of the Secretary under this section are in addition to
23 the powers and duties set forth elsewhere in this subtitle.

24 9–314.

25 (a) **(1)** The Department may adopt [rules and] regulations that set, for the
26 waters of this State, water quality standards and effluent standards.

27 **(2)** These standards shall be designed to protect:

28 **[(1)] (1)** The public health, safety, and welfare;

1 [(2)] (II) Present and future use of the waters of this State for public water
2 supply;

3 [(3)] (III) The propagation of aquatic life and wildlife;

4 [(4)] (IV) Recreational use of the waters of this State; and

5 [(5)] (V) Agricultural, industrial, and other legitimate uses of the waters
6 of this State.

7 (b) The [rules and] regulations adopted under this section shall include at least
8 the following:

9 (1) Water quality standards that specify the maximum permissible short
10 term and long term concentrations of pollutants in the water, the minimum permissible
11 concentrations of dissolved oxygen and other desirable matter in the water, and the
12 temperature range for the water.

13 (2) Effluent standards that specify the maximum loading or concentrations
14 and the physical, thermal, chemical, biological, and radioactive properties of wastes that
15 may be discharged into the waters of this State.

16 (3) Definition of technique for filling and sealing abandoned water wells
17 and holes, [for] disposal wells, [for] deep mines and surface mines, **WOOD VAULTS**, and
18 [for] landfills to prevent groundwater contamination, seepage, and drainage into the
19 waters of this State.

20 (4) Requirements for the sale, offer, use, or storage of pesticides and other
21 substances that the Department finds to constitute water pollution hazards.

22 (5) Procedures for water pollution incidents or emergencies that constitute
23 an acute danger to health or the environment.

24 (6) Provisions for equipment and procedures for monitoring pollutants,
25 collecting samples, and logging and reporting of monitoring.

26 (c) Effluent standards set under this section shall be at least as stringent as those
27 specified by the National Pollutant Discharge Elimination System.

28 9–501.

29 (a) In this subtitle the following words have the meanings indicated.

30 (n) (1) “Solid waste acceptance facility” means any sanitary landfill,
31 incinerator, transfer station, or plant whose primary purpose is to dispose of, treat, or
32 process solid waste.

