

20092416e1

1 A bill to be entitled
2 An act relating to solid waste disposal; amending s.
3 403.708, F.S.; authorizing the disposal of yard trash
4 at a Class I landfill if the landfill has a system for
5 collecting landfill gas and arranges for the reuse of
6 the gas; amending s. 6, ch. 99-395, Laws of Florida;
7 providing exceptions to requirements of the Department
8 of Environmental Protection regarding minimum casing
9 for injection wells used by facilities that have a
10 specified design capacity; providing requirements for
11 an injection well used as a backup to a primary
12 injection well; providing an effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Paragraph (c) of subsection (12) of section
17 403.708, Florida Statutes, is amended to read:

18 403.708 Prohibition; penalty.—

19 (12) A person who knows or should know of the nature of the
20 following types of solid waste may not dispose of such solid
21 waste in landfills:

22 (c) Yard trash in lined landfills classified by department
23 rule as Class I landfills unless the landfill uses an active gas
24 collection system to collect landfill gas generated at the
25 disposal facility and provides or arranges for a beneficial
26 reuse of the gas. Yard trash that is source separated from solid
27 waste may be accepted at a solid waste disposal area where
28 separate yard trash composting facilities are provided and
29 maintained. The department recognizes that incidental amounts of

20092416e1

30 yard trash may be disposed of in Class I landfills. In any
31 enforcement action taken pursuant to this paragraph, the
32 department shall consider the difficulty of removing incidental
33 amounts of yard trash from a mixed solid waste stream.

34 Section 2. Subsection (7) of section 6 of chapter 99-395,
35 Laws of Florida, is amended to read:

36 Section 6. Sewage requirements in Monroe County.-

37 (7) Class V injection wells, as defined by Department of
38 Environmental Protection or Department of Health rule, shall
39 meet the following requirements and shall otherwise comply with
40 Department of Environmental Protection or Department of Health
41 rules, as applicable:

42 (a) If the design capacity of the facility is less than
43 1,000,000 gallons per day, the injection well shall be at least
44 90 feet deep and cased to a minimum depth of 60 feet or to such
45 greater cased depth and total well depth as may be required by
46 Department of Environmental Protection rule.

47 (b) Except as provided in paragraph (c) for backup wells,
48 if the design capacity of the facility is equal to or greater
49 than 1,000,000 gallons per day, the injection well shall be
50 cased to a minimum depth of 2,000 feet or to such greater depth
51 as may be required by Department of Environmental Protection
52 rule.

53 (c) If the injection well is used as a backup to a primary
54 injection well, the following conditions apply:

55 1. The backup well may be used only when the primary
56 injection well is out of service because of equipment failure,
57 power failure, or the need for mechanical integrity testing or
58 repair;

20092416e1

59 2. The backup well may not be used for a total of more than
60 500 hours during any 5-year period, unless specifically
61 authorized in writing by the Department of Environmental
62 Protection;

63 3. The backup well shall be at least 90 feet deep and cased
64 to a minimum depth of 60 feet, or to such greater cased depth
65 and total well depth as may be required by rule of the
66 Department of Environmental Protection; and

67 4. Fluid injected into the backup well shall meet the
68 requirements of subsections (5) and (6).

69 Section 3. This act shall take effect July 1, 2009.