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1	H.45
2	Introduced by Representatives Potter of Clarendon, Canfield of Fair Haven,
3	Carr of Brandon, Cupoli of Rutland City, Fagan of Rutland
4	City, Helm of Fair Haven, Lefebvre of Newark, McCoy of
5	Poultney, and Shaw of Pittsford
6	Referred to Committee on
7	Date:
8	Subject: Conservation and development; land use; natural resources; Act 250;
9	settlement patterns criterion
10	Statement of purpose of bill as introduced: This bill proposes to amend the
11	settlement patterns criterion of Act 250 (10 V.S.A. chapter 151), known as
12	Criterion 9L.
13	An act relating to amending the settlement patterns criterion of Act 250
14	It is hereby enacted by the General Assembly of the State of Vermont:
15	Sec. 1. 10 V.S.A. § 6086 is amended to read:
16	§ 6086. ISSUANCE OF PERMIT; CONDITIONS AND CRITERIA
17	(a) Before granting a permit, the District Commission shall find that the
18	subdivision or development:

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6001(36) of this title; or

1	(9) Is in conformance with a duly adopted capability and development
2	plan, and land use plan when adopted. However, the legislative findings of
3	subdivisions 7(a)(1) through (19) of Act 85 of 1973 shall not be used as criteria
4	in the consideration of applications by a District Commission.
5	* * *
6	(L) Settlement patterns. To promote Vermont's historic settlement
7	pattern of compact village and urban centers separated by rural countryside, a
8	permit will be granted for a development or subdivision outside an existing
9	settlement when it is demonstrated by the applicant that, in addition to all other
10	applicable criteria, the development or subdivision:
11	(i) will make efficient use of land, energy, roads, utilities, and
12	other supporting infrastructure; and
13	(ii)(I) will not contribute to a pattern of strip development along
14	public highways; or
15	(II) if the development or subdivision will be confined to an
16	area that already constitutes strip development, will incorporate infill as
17	defined in 24 V.S.A. § 2791 and is designed to reasonably minimize the
18	characteristics listed in the definition of strip development under subdivision

1	(III)(aa) the legislative body and planning commission of the
2	municipality in which the development or subdivision will be located have
3	submitted letters in support of the development or subdivision;
4	(bb) the development or subdivision satisfies subdivision
5	(a)(10) of this section; and
6	(cc) the development or subdivision has received all
7	required municipal land use permits under 24 V.S.A. § 117.
8	* * *
9	Sec. 2. EFFECTIVE DATE
10	This act shall take effect on July 1, 2017.