

H.360

Introduced by Representatives Smith of New Haven, Graham of
Williamstown, and Shaw of Derby

Referred to Committee on

Date:

Subject: Conservation and development; natural resources; land use; energy;
Act 250; solar generation; primary agricultural soils

Statement of purpose of bill as introduced: This bill proposes to clarify that
solar generation facilities are exempt from 10 V.S.A. chapter 151 (Act 250)
when proposed to be located on land previously set aside by Act 250 for the
on-site mitigation of primary agricultural soils.

An act relating to solar generation facilities and primary agricultural soils

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 10 V.S.A. § 6001(3)(D) is amended to read:

(D) The word “development” does not include:

(i) The construction of improvements for farming, logging, or
forestry purposes below the elevation of 2,500 feet.

(ii) The construction of improvements for an electric generation or
transmission facility that requires a certificate of public good under 30 V.S.A.
§ 248, a natural gas facility as defined in 30 V.S.A. § 248(a)(3), or a

1 telecommunications facility issued a certificate of public good under 30 V.S.A.
2 § 248a.

3 (iii) The construction of improvements for a solar electric
4 generation facility on land set aside for on-site mitigation of primary
5 agricultural soils under subsection 6086(a) and section 6093 of this title.

6 * * *

7 Sec. 2. 10 V.S.A. § 6081(w) is added to read:

8 (w) A permit or permit amendment shall not be required for the
9 construction of improvements for a solar electric generation facility on land set
10 aside for on-site mitigation of primary agricultural soils under subsection
11 6086(a) and section 6093 of this title.

12 Sec. 3. EFFECTIVE DATE

13 This act shall take effect on July 1, 2015.