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Introduced by Representatives Kitzmiller of Montpelier and Hooper of
Montpelier

Referred to Committee on

Date:

Subject: Municipal law; municipal charters; City of Montpelier; amendment

Statement of purpose of bill as introduced: This bill proposes to approve an
amendment to the charter of the City of Montpelier to allow the City to
regulate its public water supply and public water sources, which includes
Berlin Pond.

An act relating to approval of an amendment to the charter of the City of
Montpelier regarding the regulation of its public water supply sources

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

Sec. 1. CHARTER AMENDMENT APPROVAL

The General Assembly approves the amendment to the charter of the City
of Montpelier as set forth in this act. The proposal of amendment was
approved by the voters on March 1, 2016.

Sec. 2. 24 App. V.S.A. chapter 5 is amended to read:

CHAPTER 5. CITY OF MONTPELIER

* * *

1 Subchapter 7. City Ordinances

2 * * *

3 § 709. REGULATION OF PUBLIC WATER SUPPLY AND SOURCES

4 The City shall have the authority to regulate its public water supply and
5 public water sources in order to protect the water supply and sources from
6 corruption. The City's water supply sources include Berlin Pond in the Town
7 of Berlin.

8 * * *

9 Sec. 3. AGENCY OF NATURAL RESOURCES; DEPARTMENT OF
10 ENVIRONMENTAL CONSERVATION; USE OF PUBLIC
11 WATERS ADMINISTRATIVE RULE REGULATING BERLIN
12 POND; REPEAL

13 The rule regulating Berlin Pond in the Town of Berlin set forth in the
14 Department of Environmental Conservation's Use of Public Waters Rule,
15 Code of Vermont Rules 12-030-027, Appendix A (Lake-Specific Rules
16 Regulating the Use of Public Waters) is repealed.

17 Sec. 4. EFFECTIVE DATES

18 This act shall take effect on passage, except that Sec. 3 (repeal of DEC rule)
19 shall take effect on the effective date of the regulation described in Sec. 2 in
20 accordance with 24 App. V.S.A. chapter 5, § 702 (City of Montpelier charter;
21 ordinance adoption, notice, and effective date).