

H.349

Introduced by Representatives Savage of Swanton, Branagan of Georgia,

Johnson of Canaan and Scheuermann of Stowe

Referred to Committee on

Date:

Subject: Conservation; water pollution control; stormwater

Statement of purpose: This bill proposes to authorize residential subdivisions to transfer stormwater permits to the municipality in which the subdivision is located if the municipality agrees to be responsible for the operation, maintenance, and repair of the stormwater system for the residential subdivision. Upon municipal agreement to the transfer of a permit, the permit for the residential subdivision shall be incorporated into the municipal permit.

An act relating to stormwater permit requirements for residential subdivisions

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

Sec. 1. 10 V.S.A. § 1264(j) is added to read:

(j)(1) A residential subdivision permitted under this section may transfer its permit to the municipality in which the residential subdivision is located provided that:

1           (A) the municipality possesses a valid permit under this section for  
2           the discharge of stormwater; and

3           (B) the municipality agrees to be responsible for the operation,  
4           maintenance, and repair of the stormwater system for the residential  
5           subdivision.

6           (2) When a municipality agrees to the transfer of a permit under  
7           subdivision (1) of this subsection, the secretary shall incorporate the permit for  
8           the residential subdivision into the permit issued to the municipality under this  
9           section. Upon incorporation of a permit for a residential subdivision into a  
10          municipal permit, the permit for the residential subdivision, and all conditions  
11          under it, shall be terminated, and the municipality shall be required to pay a fee  
12          or fees under 3 V.S.A. § 2822 only for the municipal permit.