

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Fish, Wildlife and Water Resources to which was  
3 referred House Bill No. 595 entitled “An act relating to potable water supplies  
4 from surface waters” respectfully reports that it has considered the same and  
5 recommends that the bill be amended by striking out all after the enacting  
6 clause and inserting in lieu thereof the following:

7 Sec. 1. 10 V.S.A. § 1978(a) is amended to read:

8 (a) The Secretary shall adopt rules, in accordance with 3 V.S.A. chapter 25,  
9 necessary for the administration of this chapter. These rules shall include the  
10 following:

11 \* \* \*

12 (15) Provisions authorizing the use by a residential dwelling of surface  
13 water as a source of a potable water supply permitted under this chapter.

14 Sec. 2. 10 V.S.A. § 1981 is added to read:

15 § 1981. SURFACE WATER SOURCE; POTABLE WATER SUPPLY

16 (a) The Secretary shall approve the use of a surface water as the source of a  
17 potable water supply under this chapter if the following conditions are  
18 satisfied:

19 (1) the building or structure using the surface water as a source is a  
20 single-family residence occupied by the owner of title;

1           (2) only one single-family residence shall be served by a potable water  
2           supply using a surface water as a source;

3           (3) a single-family residence with a potable water supply using a surface  
4           water as a source shall not be used as the site of a **home occupation that**  
5           **employs persons other than family members and is visited by the public in a**  
6           **manner or duration that would presume the need for use of a potable water**  
7           **supply;**

8           (4) a professional engineer shall design the potable water supply using a  
9           surface water as a source, including a treatment system for the surface water;

10          (5) only surface waters that meet the Secretary's definition of a lake  
11          are eligible as the source of a potable water supply permitted under this  
12          chapter; and

13          (6) the intake for the potable water supply is designed so that the intake  
14          port is located above the bottom of the lake, but at a sufficient depth so that the  
15          port is submerged at low water levels and remains below the penetration of  
16          sunlight.

17          (b) When an applicant for a potable water supply permit under this chapter  
18          proposes new construction of a building or structure or the modification of an  
19          existing building or structure that increases the design flows, the applicant  
20          shall identify a fully complying drilled well, shallow well, or spring that may  
21          serve as a replacement water source for the building or structure.

1       Sec. 3. EFFECTIVE DATE

2           This act shall take effect on passage.

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4           (Committee vote: \_\_\_\_\_)

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\_\_\_\_\_

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Representative \_\_\_\_\_

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FOR THE COMMITTEE