

1 H.489

2 Senator Rodgers moves that the Senate propose to the House that the bill be
3 amended by adding a Sec. 22a to read as follows:

4 Sec. 22a. 10 V.S.A. § 1976 is amended to read:

5 § 1976. DELEGATION OF AUTHORITY TO MUNICIPALITIES

6 (a)(1) The Secretary may delegate to a municipality authority to:

7 (A) implement all sections of this chapter, except for sections 1975
8 and 1978 of this title; or

9 (B) implement permitting under this chapter for the subdivision of
10 land, a building or structure, or a campground when the subdivision, building
11 or structure, or campground is served by sewerage connections and water
12 service lines, provided that:

13 (i) the lot, building or structure, or campground utilizes both a
14 sanitary sewer service line and a water service line; and

15 (ii) the water main and sanitary sewer collection line that the water
16 service line and sanitary sewer service line are connected to are owned and
17 controlled by the delegated municipality.

18 (2) If a municipality submits a written request for delegation of this
19 chapter, the ~~secretary~~ Secretary shall delegate authority to the municipality to
20 implement and administer provisions of this chapter, the rules adopted under
21 this chapter, and the enforcement provisions of chapter 201 of this title relating

1 to this chapter, provided that the ~~secretary~~ Secretary is satisfied that the
2 municipality:

3 (A) has established a process for accepting, reviewing, and
4 processing applications and issuing permits, which shall adhere to the rules
5 established by the ~~secretary~~ Secretary for potable water supplies and
6 wastewater systems, including permits, by rule, for sewerage connections;

7 (B) has hired, appointed, or retained on contract, or will hire, appoint,
8 or retain on contract, a licensed designer to perform technical work which must
9 be done by a municipality under this section to grant permits;

10 (C) will take timely and appropriate enforcement actions pursuant to
11 the authority of chapter 201 of this title;

12 (D) commits to reporting annually to the ~~secretary~~ Secretary on a
13 form and date determined by the ~~secretary~~ Secretary; ~~and~~

14 (E) will only issue permits for water service lines and sanitary sewer
15 service lines when there is adequate capacity in the public water supply system
16 source, wastewater treatment facility, or indirect discharge system; and

17 (F) will comply with all other requirements of the rules adopted
18 under section 1978 of this title.

19 ~~(2) Notwithstanding the provisions of this subsection, there shall be no~~
20 ~~delegation of this section or of section 1975 or 1978 of this title.~~

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