

1 **[AGENCY OF TRANSPORTATION PROPOSAL ON ACT 250 –**

2 **EXCERPT FROM H.433 PROPOSALS, v. 4.1]**

3 *** * * Act 250 Transportation Projects * * ***

4 Sec. 28a. 10 V.S.A. § 6001(3)(A) is amended to read:

5 (3)(A) “Development” means each of the following:

6 * * *

7 (v) The construction of improvements on a tract of land involving
8 more than 10 acres that is to be used for municipal, county, or State purposes.

9 In computing the amount of land involved,:

10 (I) ~~land~~ Land shall be included that is incident to the use, such
11 as lawns, parking areas, roadways, leaching fields, and accessory buildings.

12 (II) Land that was previously disturbed as the result of
13 construction of a transportation facility shall be excluded from computing the
14 amount of land involved, provided that the project subject to this exclusion is a
15 transportation project that is funded in whole or in part by federal aid. This
16 exclusion shall not apply to the creation of new or additional points of access
17 to, or exit from, the Dwight D. Eisenhower National System of Interstate and
18 Defense Highways. As used in this subdivision (II), “previously disturbed”
19 means land that has been changed by previous installation of transportation
20 facilities, including roads, railroads, runways, trails, sidewalks, ditching,
21 drainage features, ledge removal, utility work, clear zones, or other similar

1 features associated with such facilities.

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3 Sec. 28b. 10 V.S.A. § 6001 is amended to read:

4 § 6001. DEFINITIONS

5 * * *

6 (38) “Transportation facility” means highways, sidewalks, and bicycle
7 paths, as defined under 19 V.S.A. § 2301; State-owned railroad or railbanked
8 lines; and runways at State- and municipally owned airports.