

1 H.518

2 An act relating to the approval of amendments to the charter of the Town of  
3 Essex

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

5 Sec. 1. CHARTER AMENDMENT APPROVAL

6 The General Assembly approves the amendments to the charter of the Town  
7 of Essex as set forth in this act. The voters approved the proposals of  
8 amendment on March 7, 2023.

9 Sec. 2. 24 App. V.S.A. chapter 117 is amended to read:

10 CHAPTER 117. TOWN OF ESSEX

11 \* \* \*

12 § 107. LICENSE FEES

13 In addition to powers otherwise conferred upon the Town by law and this  
14 charter, the Town is authorized to adopt and enforce ordinances for the purpose  
15 of regulating, licensing, and fixing reasonable and necessary fees for the  
16 following:

17 (1) places of public resort, accommodation, assemblage, or amusement,  
18 whether indoor or outdoor;

19 (2) places dispensing food and drink to the public, such as restaurants,  
20 bars, or inns;

21 (3) theaters;

22 (4) displays of fireworks;



1 Selectboard member or members shall be removed from office immediately,  
2 and the Selectboard shall then name a successor in accordance with the  
3 replacement provisions of this charter.

4 (d) A recall petition shall not be brought against an individual more than  
5 once within 12 months.

6 \* \* \*

7 Subchapter 3. ~~Town Meeting~~ Amendment of Charter Ordinances

8 \* \* \*

9 Subchapter 4. ~~Planning~~ Town Manager

10 \* \* \*

11 Subchapter 5. ~~Department of Real Estate Appraisal~~ Personnel

12 \* \* \*

13 Subchapter 6. ~~Town Manager Meeting;~~ Amendment of Charter

14 \* \* \*

15 § 701. FISCAL YEAR

16 The fiscal year of the Town shall begin on the first day of July ~~and end on~~  
17 ~~the last day of June~~ of each calendar year. The fiscal year shall constitute the  
18 budget and accounting year as used in this charter. ~~In the event of a~~  
19 ~~consolidation between the Essex Town School District and the Village of~~  
20 ~~Essex Junction Graded School District, the consolidated entity shall adopt the~~  
21 ~~same fiscal year as the Town.~~

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

\* \* \*

Subchapter 9. ~~Personnel Planning~~

\* \* \*

Subchapter 10. ~~Amendment of Charter~~ Department of Real Estate Appraisal

\* \* \*

Subchapter 11. ~~Severability~~ Amendment of Charter

\* \* \*

Subchapter 12. Severability

\* \* \*

Sec. 3. REDESIGNATIONS

In 24 App. V.S.A. chapter 117, §§ 106 (introduction), 107 (Effective date), 108 (filing), 109 (annual Town report), 110 (reservation of powers to the Town), 203 (organization), 204 (meetings), 205 (record of proceedings), 207 (jurisdiction over other officers or employees), 208 (compensation of Selectboard), 209 (powers and duties), 301 (application of general law), 302 (time of holding), 303 (budget), 401 (Board established), 501 (creation of Department), 502 (appraisal of property), 503 (appraisal of business personal property), 504 (duties of Department), 505 (purpose), 601 (appointment of Manager), 602 (officials appointed by Manager), 703 (Town Meeting warning and budget), 901 (appointment and removal), 902 (personnel rules and regulations), 903 (prohibitions), 1001 (laws governing), and 1101

1 (severability) are redesignated to be §§ 301, 302, 303, 602, 105, 204, 205, 206,  
2 209, 203, 207, 601, 604, 703, 901, 1001, 1003, 1004, 1005, 1002, 401, 402,  
3 603, 501, 502, 503, 1101, and 1201 respectively.

4 Sec. 4. 24 App. V.S.A. chapter 117, § 105 is redesignated and amended to  
5 read:

6 § ~~105~~ 106. ORDINANCES—METHOD OF ADOPTION AND  
7 ENFORCEMENT

8 (a) The Selectboard may provide penalties for the breach of any ordinance  
9 authorized by general law or this charter, may prosecute any person violating  
10 the same through the Town Grand Juror or police officers who for such  
11 purposes shall be informing officers, and may maintain actions to restrain  
12 actual or threatened violations of the same; the establishment of any fine or  
13 penalty shall be by ordinance.

14 (b) Ordinance-making authority granted to the Town by this charter and  
15 general law shall be exercised pursuant to the provisions of ~~sections 106~~  
16 ~~through 109~~ subchapter 3 of this charter.

17 Sec. 5. 24 App. V.S.A. chapter 117, § 206 is redesignated and amended to  
18 read:

19 § ~~206~~ 208. APPOINTMENTS BY SELECTBOARD

20 (a) The Selectboard shall appoint the members of the following permanent  
21 Commissions and positions:

1 \* \* \*

2 (4) Town Manager; and

3 (5) Development Review Board.

4 \* \* \*

5 Sec. 6. TRANSITIONAL PROVISION; ZONING BOARD OF

6 ADJUSTMENT AND DEVELOPMENT REVIEW BOARD

7 On or before January 1, 2025, the Zoning Board of Adjustment in the Town

8 of Essex shall be replaced by the Development Review Board appointed by the

9 Town Selectboard pursuant to 24 App. V.S.A. chapter 117, § 208.

10 Sec. 7. REPEAL

11 24 App V.S.A. chapter 117, § 208(a)(1) (appointments by Selectboard;

12 Zoning Board of Adjustment) is repealed on January 1, 2025.

13 Sec. 8. EFFECTIVE DATE

14 This act shall take effect on passage.