

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

H.527

An act relating to extending the sunset of 30 V.S.A. § 248a

The Senate proposes to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. 30 V.S.A. § 248a is amended to read:

§ 248a. CERTIFICATE OF PUBLIC GOOD FOR COMMUNICATIONS
FACILITIES

* * *

(e) Notice. No less than 60 days prior to filing an application for a certificate of public good under this section, the applicant shall serve written notice of an application to be filed with the Commission pursuant to this section to the legislative bodies and municipal and regional planning commissions in the communities in which the applicant proposes to construct or install facilities; the Secretary of Natural Resources; the Secretary of Transportation; the Division for Historic Preservation; the Commissioner of Public Service and its Director for Public Advocacy; the Land Use Review Board if the application concerns a telecommunications facility for which a permit previously has been issued under 10 V.S.A. chapter 151; and the landowners of record of property adjoining the project sites. In addition, at least one copy of each application shall be filed with each of these municipal and regional planning commissions. The notices to the legislative body and

1 planning commission of the municipality shall attach a statement that itemizes
2 the rights and opportunities available to those bodies under subdivisions (c)(2)
3 and (e)(2) of this section and under subsections (m), (n), and (o) of this section
4 and informs them of the guide published under subsection (p) of this section
5 and how to obtain a copy of that guide.

6 * * *

7 (2) ~~On the request of~~ For any application other than a de minimis
8 modification, as defined in subsection (b)(2) or a facility of limited size and
9 scope, as defined in subsection (b)(4), the municipal legislative body or the
10 planning commission; shall hold and the applicant shall attend a duly warned
11 public meeting with the municipal legislative body or planning commission, or
12 both, within the 60-day notice period before filing an application for a
13 certificate of public good. The Department of Public Service shall attend the
14 public meeting ~~on the request of the municipality~~. The Department shall
15 consider the comments made and information obtained at the meeting in
16 making recommendations to the Commission on the application and in
17 determining whether to retain additional personnel under subsection (o) of this
18 section.

19 * * *

