

H.663

Introduced by Representatives Taylor of Milton, Micklus of Milton, Morgan,

L. of Milton, Morgan, M. of Milton, and Steady of Milton

Referred to Committee on

Date:

Subject: Conservation and development; land use; Act 250; primary

agricultural soil; mitigation

Statement of purpose of bill as introduced: This bill proposes to exempt

municipalities from the Act 250 requirement to mitigate reduction of primary

agricultural soils.

An act relating to exempting municipalities from the Act 250 requirement to
mitigate reduction of primary agricultural soils

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

Sec. 1. 10 V.S.A. § 6093 is amended to read:

§ 6093. MITIGATION OF PRIMARY AGRICULTURAL SOILS

* * *

(c) Municipal use exemption. Notwithstanding any other provision of this
section to the contrary, the requirements for mitigation of primary agricultural
soils shall not apply to the conversion or development of such soils when the
development is undertaken by a municipality on land owned by the

1 municipality and the municipality demonstrates that there are no reasonable
2 alternative locations within its jurisdiction that would avoid or minimize the
3 impact to primary agricultural soils and the proposed use of the development
4 is:

5 (1) exclusively for municipal purposes, including the construction,
6 expansion, or operation of municipal infrastructure, public safety facilities, or
7 public works; or

8 (2) intended solely for the recreation, health, or welfare of the residents
9 of that municipality and is open for general public use.

10 Sec. 2. EFFECTIVE DATE

11 This act shall take effect on July 1, 2026.