

Rep. Logan shelter amendment

Sec. X. 24 V.S.A. § 4413 is amended to read:

§ 4413. LIMITATIONS ON MUNICIPAL BYLAWS

(a)(1) The following uses may be regulated only with respect to location, size, height, building bulk, yards, courts, setbacks, density of buildings, off-street parking, loading facilities, traffic, noise, lighting, landscaping, and screening requirements, and only to the extent that regulations do not have the effect of interfering with the intended functional use:

(A) State- or community-owned and -operated institutions and facilities;

(B) public and private schools and other educational institutions certified by the Agency of Education;

(C) churches and other places of worship, convents, and parish houses;

(D) public and private hospitals;

(E) regional solid waste management facilities certified under 10 V.S.A. chapter 159; (F) hazardous waste management facilities for which a notice of intent to construct has been received under 10 V.S.A. § 6606a; and

(G) ~~emergency shelters; and~~

~~(H)~~ hotels and motels converted to permanently affordable housing developments.

1 * * *

2 (3) For purposes of this subsection, regulating the daily or seasonal
3 hours of operation of an emergency shelter shall constitute interfering with the
4 intended functional use.

5 (4) Bylaws shall identify at least one district where an emergency shelter
6 is regulated with respect to the aspects listed in subdivisions (1) and (3) of this
7 subsection. Within other districts, the municipality may regulate all aspects of
8 an emergency shelter.

9 * * *

10 **OR**

11 Sec. X. 24 V.S.A. § 4412 is amended to read:

12 § 4412. REQUIRED PROVISIONS AND PROHIBITED EFFECTS

13 * * *

14 (15) No bylaw shall have the effect of excluding emergency shelters
15 from the municipality. However, the bylaws shall have at least one district
16 where emergency shelters are regulated with respect to the aspects listed in
17 subsection 4413(a) of this chapter. Within other districts, the municipality may
18 regulate all aspects of an emergency shelter.

19 **OR**

1 Sec. X. 24 V.S.A. § 4412a is added to read:

2 § 4412a. ZONING FOR EMERGENCY SHELTERS

3 No bylaw shall have the effect of excluding emergency shelters from the
4 municipality. However, the bylaws shall have at least one district where
5 emergency shelters are regulated with respect to the aspects listed in subsection
6 4413(a) of this chapter. Within other districts, the municipality may regulate
7 all aspects of an emergency shelter.