

1 H.217

2 Introduced by Representatives McCormack of Burlington, Marcotte of
3 Coventry, Dame of Essex, Krebs of South Hero, Krowinski of
4 Burlington, Viens of Newport City, and Wright of Burlington

5 Referred to Committee on

6 Date:

7 Subject: Conservation and development

8 Statement of purpose of bill as introduced: This bill proposes to require the
9 Secretary of Natural Resources to delegate authority to a municipality to
10 permit new or modified service connections to an existing municipally owned
11 water main or sewer main, provided that: the municipality shall only issue
12 permits for connections if it owns both the water main and the sewer main at
13 the site of the connection; the municipality notifies the Secretary of any new
14 connection; the municipality has hired, appointed, or retained a licensed
15 designer; and the municipality assumes liability for the design and certification
16 of the new service connection.

17 An act relating to potable water or wastewater system permits for a change
18 in use of a building

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

1 Sec. 1. 10 V.S.A. § 1976 is amended to read:

2 § 1976. DELEGATION OF AUTHORITY TO MUNICIPALITIES

3 (a)(1) If a municipality submits a written request for delegation of this
4 chapter, the ~~secretary~~ Secretary shall delegate authority to the municipality to
5 implement and administer provisions of this chapter, the rules adopted under
6 this chapter, and the enforcement provisions of chapter 201 of this title relating
7 to this chapter, provided that the ~~secretary~~ Secretary is satisfied that the
8 municipality:

9 (A) has established a process for accepting, reviewing, and
10 processing applications and issuing permits, which shall adhere to the rules
11 established by the ~~secretary~~ Secretary for potable water supplies and
12 wastewater systems, including permits, by rule, for sewerage connections;

13 (B) has hired, appointed, or retained on contract, or will hire, appoint,
14 or retain on contract, a licensed designer to perform technical work which must
15 be done by a municipality under this section to grant permits;

16 (C) will take timely and appropriate enforcement actions pursuant to
17 the authority of chapter 201 of this title;

18 (D) commits to reporting annually to the ~~secretary~~ Secretary on a
19 form and date determined by the ~~secretary~~ Secretary; and

20 (E) will comply with all other requirements of the rules adopted
21 under section 1978 of this title.

