

1 S.63

2 Introduced by Senators Lyons and Hartwell

3 Referred to Committee on

4 Date:

5 Subject: Land use; municipal bylaws; limitations; renewable energy
6 generation facilities

7 Statement of purpose: This bill proposes to limit the extent to which municipal
8 bylaws may regulate renewable energy generation facilities that are not already
9 exempt from municipal regulation due to public service board jurisdiction.

10 An act relating to limiting local zoning powers that would interfere with the
11 functional use of renewable energy generation facilities

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

13 Sec. 1. 24 V.S.A. § 4413 is amended to read:

14 § 4413. LIMITATIONS ON MUNICIPAL BYLAWS

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

20 (1) State- or community-owned and operated institutions and facilities.

