

## State Permits for New Development

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The following state permits may be needed for any new public or private development projects. Applicants for local permits should obtain a Project Review (PR) Sheet from a State Permit Specialist to determine if any state permits are required. **For the most up-to-date information use the Permit Specialist Locator at:** <http://www.anr.state.vt.us/permitinfo.htm>

**The Permit Handbook**, provides a detailed description of each permitting program and can be accessed on line at: [http://www.anr.state.vt.us/dec/permit\\_hb/tableofcontents.htm](http://www.anr.state.vt.us/dec/permit_hb/tableofcontents.htm)

### *Water and Sewer*

**Subdivision Permit:** Permit for wastewater disposal and water supply required for the creation of any lot smaller than 10 acres in size. (Permit Handbook Sheet #2)

**Water Supply and Wastewater Disposal Permit:** Permit for wastewater disposal and water supply required for construction and renovation of any building other than a single family home or daycare center. (Permit Handbook Sheet #1)

Authority: 10 V.S.A. Chapter 61, ANR Environmental Protection Rules; 10 V.S.A. § 1953 and 1954; 18 V.S.A. § 1218 et. seq.

Contact: Wastewater Management Division District Offices (DEC)– See attached sheet for applicable district office or us the Permit Specialist Locator at: <http://www.anr.state.vt.us/permitinfo.htm>

### *Surface Water Quality*

**Vermont Wetlands Rules:** A Conditional Use Determination (CUD) is required for any disturbance in or around a significant wetland. The general locations of significant wetlands (Class I and II wetlands) are shown on maps produced by the DEC. (Permit Handbook Sheet #29)

Authority: 10 V.S.A. §905(a)(7-9), Vermont Wetland Rules

Contact: Department of Environmental Conservation (DEC)  
Water Quality Division, Wetlands Office  
(802)241-3770

**Stormwater Permit:** A stormwater permit is required for runoff from impervious surfaces such as parking lots and roads. Currently permits are required for collected runoff from impervious surfaces that reaches surface waters. The Regulations governing stormwater permitting are currently being revised. (Permit Handbook Sheet #6)

Authority: DEC Stormwater Management Procedures; 10 V.S.A. § 1259 and 1264.

Contact: Water Quality Division, DEC - (802) 241-3770.  
<http://www.vtwaterquality.org/permits.htm>

***State Highways***      **Agency of Transportation Permit** – A permit from VTrans is required for any work within a State highway right-of-way. This includes the construction or alteration of a driveway(access), depositing material, excavating, installing utility lines, and diverting water into the rights-of-way. (Permit Handbook Sheets #61 and 66)

Permits for driveways are referred to as **access permits**.  
The same application form is used for all permitted activities.

Authority: 19 V.S.A. § 1111. Note that the request for access is required to be compatible with the approved municipal plan.

Contact: Vermont Agency of Transportation (Vtrans)  
Technical Services Division  
Utilities & Permits Unit  
(802) 828-2653

***Public Buildings***      The Department of Labor and Industry requires a number of permits for construction and/or renovation of “public buildings” to ensure compliance with fire prevention and safety requirements. (Permit Handbook Sheets #49-50.3)

Authority: 21 V.S.A. § 251(a), (b), includes definition of “public building”;  
21 V.S.A. § 252 (Construction Permit); 26 V.S.A. Chapter 15  
(Energizing Permit); 26 V.S.A. Chapter 39 (Plumbing Permit).

Contact: Department of Labor and Industry District Offices:  
Barre (479-4434); Rutland (786-5867); Springfield (885-8883);  
Williston (879-2300).  
<http://www.state.vt.us/labind/fbrochure/brochure.htm>

***Comprehensive Land Use***      **Act 250 Permit** – A three-member, volunteer District Commission reviews and issues permits for certain types of development, when an application complies with 10 Act 250 criteria. A number of other state permits (such as the ANR and VTrans permits noted above) serve as “presumptions” that the applicable criterion has been met. Procedures also exist for municipal permits to serve as presumptions under applicable criteria.

District Coordinators make decisions about whether an Act 250 permit is needed (jurisdiction). Appeals of Act 250 decisions go to the Environmental Board, a 9-member, volunteer board.

Authority: 10 V.S.A. § 6086 (Act 250 Criteria, etc.); Environmental Board Rules (Act 250 Jurisdiction, etc.).

Contact: District Coordinator at District Commission Office (See attached sheet) or go to [http://www.state.vt.us/envboard/commission\\_members.htm](http://www.state.vt.us/envboard/commission_members.htm)

## **Permits for Municipal Infrastructure Projects**

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Many of the permits listed above may apply to municipal, water, sewer, road, park or building construction projects. In addition to these, municipal sewer and water projects may be subject to the following state permits.

***Water Supply***      **Water Supply Permits** -- Permits required for Public Water Supply facilities. (See Permit Handbook Sheets #21, 22 and 23)

Authority: 10 V.S.A. Chapters 48, 56 and 61; 18 V.S.A. §1218.

Contact: Department of Environmental Conservation  
Water Supply Division  
(802)241-3400

***Wastewater Treatment***      **Discharge Permit** – Regulates wastewater discharges to surface waters. (See Permit Handbook Sheet #7)

Authority: 10 V.S.A. Chapter 47

Contact: Department of Environmental Conservation  
Wastewater Management Division  
(802)241-3822

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This list was prepared for the 2001 Town Officers Education Conferences by:

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