

# Town of Hinesburg Wastewater Capacity Allocation Ordinance

First:

- a) Institutional Projects – 5,000 gpd
- b) Projects on the Saputo property (tax map #20-50-66.000) – 10,000 gpd
- c) Projects within the “existing village core” – 5,000 gpd; specifically within the following zoning districts: Village district, Commerce Street portion of Commercial district, Industrial 3 (Saputo) & 4 (Giroux) districts

Second, after setting aside the capacities above:

- d) Residential Projects-70% of remaining reserve capacity
- e) Enterprise Projects-30% of remaining reserve capacity

The Board, in assigning capacities to the allocation categories, may also establish phasing provisions and other conditions intended to implement provisions of Town Plan, Zoning Regulations, and Subdivision Regulations, pursuant to 24 V.S.A., Chapter 101, Section 3625.



4.B.2. No capacity shall be allocated outside the Wastewater Service Area existing on the date of the adoption of this ordinance except as specified below:

- (a) In the event that any existing waste water treatment system fails outside the Wastewater Service Area, the Board may make an emergency allocation to alleviate the problem, provided that the following conditions are met:
  - (1) The failure has created a public health hazard, as defined in 18 V.S.A.§2, or has the potential for causing substantial harm;
  - (2) All other possible solutions have been explored and found inadequate, and
  - (3) There will be no additional connections to any wastewater line extensions constructed to solve the problem.
- (b) Any structure located outside of the Wastewater Service area, which is connected to the Sewers as of the effective date of this ordinance, may be granted additional allocation, under the same terms and conditions of this ordinance, provided that the additional allocation is used solely for the connected structure and that the Sewers are not extended beyond the connected structure.
- (c) A project, which is deemed to be in the best interest of the Town, complies with the Town Plan and meets Development Review Board approval.



4.C. Individual Project Allocations:

During the ensuing fiscal year, the Board shall consider applications for, and may grant allocations for individual projects within the Wastewater Service Area. No allocations shall be granted beyond the capacity assignments made to the allocation categories in accordance with Section 4-B-1, above. The Board shall act on all applications on a first come, first served basis as soon as practical, but no later than sixty days after it receives an application. The Board may attach conditions related to wastewater infrastructure (e.g., line improvements, pump station improvements, future tie-in provisions, etc.) to allocation approvals in order to achieve the goals and policies of the Town Plan.