

Municipal Plan Review Tool

Town of Isle La Motte – Final Review

This form addresses the statutory requirements of the State of Vermont for town plans, as cited in the Vermont Municipal and Regional Planning and Development Act, Title 24 V.S.A Chapter 117 (the Act). It includes the 12 required elements found in § 4382 of the Act; the four planning process goals found in § 4302(b), the 14 specific goals found in § 4302(c); and the standard of review found in § 4302(f), which covers consistency with goals and compatibility standards.

During the Regional approval and confirmation process, specified in § 4350 of the Act, the regional planning commission is required to assess town plans and the process whereby they are developed according to the criteria of the Act. Sections of relevant statute are quoted at each question.

Required Elements § 4382		Met	Not Met
1	Statement of Objectives, Policies, Programs	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2	Land Use Plan and Map	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	Transportation Plan and Map	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4	Utility and Facility Plan and Map	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5	Rare Natural Resources/Historic Resources	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6	Educational Facilities Plan and Map	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7	Implementation Program	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8	Compatibility Statement	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	Energy Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10	Housing Element	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	Economic Development Element	<input checked="" type="checkbox"/>	<input type="checkbox"/>
12	Flood Resiliency Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>

State Planning Goals § 4302		Met	Not Met
1	Compact village centers	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2	Economy	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	Education	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4	Transportation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5	Natural and Historic Resources	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6	Quality of air, water, wildlife, forests, and other land resources	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7	Efficient use of Energy and Renewable Energy Resources	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8	Recreation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	Agriculture and Forest Industries	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10	Use of Resources and Earth Extraction	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	Safe and Affordable Housing	<input checked="" type="checkbox"/>	<input type="checkbox"/>
12	Public Facilities and Services	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13	Child Care	<input checked="" type="checkbox"/>	<input type="checkbox"/>
14	Flood Resiliency	<input checked="" type="checkbox"/>	<input type="checkbox"/>
15	Environmental Justice	<input checked="" type="checkbox"/>	<input type="checkbox"/>

TOWN PLAN REQUIRED ELEMENTS

Title 24 Chapter 117: Municipal and Regional Planning and Development

24 V.S.A. § 4382. The plan for a municipality

(a) A plan for a municipality may be consistent with the goals established in section 4302 of this title and compatible with approved plans of other municipalities in the region and with the regional plan and shall include the following:

(1) A statement of objectives, policies and programs of the municipality to guide the future growth and development of land, public services and facilities, and to protect the environment.

Met

Pages: 4-5

Comments: The introduction chapter contains a vision, purpose statement, and list of implementation actions to guide the future of Isle La Motte. Goals and policies related to specific topics are listed at the end of each chapter.

(2) A land use plan, consisting of a map and statement of present and prospective land uses, that:

Met

Pages: 7-14

(A) Indicates those areas proposed for forests, recreation, agriculture (using the agricultural lands identification process established in 6 V.S.A. § 8), residence, commerce, industry, public and semi-public uses and open spaces, areas reserved for flood plain, and areas identified by the State, the regional planning commission, or the municipality that require special consideration for aquifer protection; for wetland protection, for the maintenance of forest blocks, wildlife habitat, and habitat connectors; or for other conservation purposes.

MAPS

Present Land Use Plan ✓

Prospective Land Use Plan ☒

(B) Sets forth the present and prospective location, amount, intensity and character of such land uses and the appropriate timing or sequence of land development activities in relation to the provision of necessary community facilities and service.

(C) Identifies those areas, if any, proposed for designation under chapter 76A of this title and for status under 10 V.S.A. §§ 6033 and 6034, together with, for each area proposed for designation, an explanation of how the designation would further the plan's goals and the goals of § 4302 of this title, and how the area meets the requirements for the type of designation to be sought.

(D) Indicates those areas that are important as forest blocks and habitat connectors and plans for land development in those areas to minimize forest fragmentation and promote the health, viability, and ecological function of forests.

Comments: These points are addressed in the land use chapter on pages 13-14. Future land use districts are outlined in this chapter, and vision statements characterize the level and type of

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development desired in each district. The land use chapter also details plans to pursue a Village Center designation for Isle La Motte Village to promote small-scale economic development. Additional information is available in the Natural Resources section on pages 7-12, including maps showing flood areas, forest blocks, wetlands, and significant species.

(3) A transportation plan, consisting of a map and statement of present and prospective transportation and circulation facilities showing existing and proposed highways and streets by type and character of improvement, and where pertinent, parking facilities, transit routes, terminals, bicycle paths and trails, scenic roads, airports, railroads and port facilities, and other similar facilities or uses, with indications of priority of need;

Met

Pages: 17-19

MAP

Transportation

Comments: The transportation chapter covers roads, bridges, bicycle & pedestrian facilities, public transportation, and rail and air connections serving Isle La Motte. Priority areas of improvement are reducing speeding and widening shoulders to benefit bicycles and pedestrians. The transportation map is located on page 19.

(4) A utility and facility plan, consisting of a map and statement of present and prospective community facilities and public utilities showing existing and proposed educational, recreational and other public sites, buildings and facilities, including hospitals, libraries, power generating plants and transmission lines, water supply, sewage disposal, refuse disposal, storm drainage and other similar facilities and activities, and recommendations to meet future needs for community facilities and services, with indications of priority of need, costs and method of financing;

Met

Pages: 24-27, 29-48

MAP

Utility and Facility

Comments: The Utilities, Facilities, and Services chapter covers education, childcare, recreation, emergency services, water & wastewater, solid waste disposal, telecommunications and the library. Potential plans and next steps are also discussed for revitalizing two underutilized town-owned buildings, the Historic Town Hall and the former Elementary School. More information on energy generation is available in the Enhanced Energy Plan appendix.

(5) A statement of policies on the preservation of rare and irreplaceable natural areas, scenic and historic features and resources;

Met

Pages: 7-12

Comments: The Historic, Cultural and Natural Resources chapter contains information on natural resources and historic features in Isle La Motte, including wetlands, habitat blocks, scenic resources, rare and irreplaceable areas, air quality, flood hazard resilience, and archaeological resources. Policies are to foster a flood resilient community and to encourage conservation of significant natural resources and areas, historically significant buildings, archeological and scenic resources.

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(6) An educational facilities plan consisting of a map and statement of present and projected uses and the local public school system;

Met

Pages: 25, 27

MAP

Educational Facility

Comments: Information on educational facilities is located on page 25 in the Utilities, Facilities and Services chapter. Isle La Motte's elementary school closed in 2020, and students currently attend schools in other towns. The town is currently exploring adaptive reuse options for the building, including a childcare/youth center. There is no specific map of educational facilities, but the former school building is shown on the Facilities and Services map on page 27.

(7) A recommended program for the implementation of the objectives of the development plan;

Met

Pages: 5-6

Comments: The action items table on pages 5 and 6 lists implementation tasks based on goals and policies found throughout the plan, and the responsible party for each action.

(8) A statement indicating how the plan relates to development trends and plans of adjacent municipalities, areas and the region developed under this title;

Met

Pages: 28

Comments: The Compatibility with Neighboring Towns and The Region chapter on page 28 discusses the plan's compatibility with Alburgh, North Hero, and the NRPC Regional Plan.

(9) An energy plan, including an analysis of energy resources, needs, scarcities, costs and problems within the municipality, a statement of policy on the conservation of energy, including programs, such as thermal integrity standards for buildings, to implement that policy, a statement of policy on the development of renewable energy resources, a statement of policy on patterns and densities of land use likely to result in conservation of energy;

Met

Pages: 29-48

Comments: The Enhanced Energy Plan in the appendix thoroughly covers every topic as listed above. Goals, policies and actions are listed on pages 36 and 37.

(10) A housing element that shall include a recommended program of public and private actions to address housing needs and targets as identified by the regional planning commission pursuant to subdivision 4348a(a)(9) of this title. The program shall use data on year-

Met

Pages: 20-21

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round and seasonal dwellings and include specific actions to address the housing needs of persons with low income and persons with moderate income and account for permitted residential development as described in section 4412 of this title.

Comments: The housing chapter on pages 20-21 thoroughly addresses each topic as listed above. Data on the existing housing stock is shown and future housing needs are discussed, including more affordable options for low- and moderate-income households and age-friendly housing units.

(11) An economic development element that describes present economic conditions and the location, type, and scale of desired economic development, and identifies policies, projects, and programs necessary to foster economic growth.

Met Pages: 22-23

Comments: The economy chapter on pages 22 and 23 discusses the workforce and current businesses in Isle La Motte, as well as economic development strategies such as applying for a Village Center. Desired economic growth is centered on small businesses, home-based businesses and agriculture.

(12)(A) A flood resilience plan that:

(i) identifies flood hazard and fluvial erosion hazard areas, based on river corridor maps provided by the Secretary of Natural Resources pursuant to 10 V.S.A. § 1428(a) or maps recommended by the Secretary, and designates those areas to be protected, including floodplains, river corridors, land adjacent to streams, wetlands, and upland forests, to reduce the risk of flood damage to infrastructure and improved property; and

Met Pages: 8, 12

(ii) recommends policies and strategies to protect the areas identified and designated under subdivision (12)(A)(i) of this subsection and to mitigate risks to public safety, critical infrastructure, historic structures, and municipal investments.

(B) A flood resilience plan may reference an existing local hazard mitigation plan approved under 44 C.F.R. § 201.6.

Comments: The flood hazard resiliency section on page 8 outlines specific flood vulnerabilities in Isle La Motte and potential ways to address them, such as elevating roads and requiring all development to be raised up above possible floodwaters. Floodplains are shown on the Water Resources map located on page 12. There are no fluvial erosion hazard areas in Isle La Motte.

GOALS AND STANDARDS OF REVIEW

24 VSA § 4302

(a) General purposes . . .

(b) It is also the intent of the legislature that municipalities, regional planning commissions and state agencies shall engage in a continuing planning process that will further the following goals:

- (1) To establish a coordinated, comprehensive planning process and policy framework to guide decisions by municipalities, regional planning commissions, and state agencies.
- (2) To encourage citizen participation at all levels of the planning process, and to assure that decisions shall be made at the most local level possible commensurate with their impact.
- (3) To consider the use of resources and the consequences of growth and development for the region and the state, as well as the community in which it takes place.
- (4) To encourage and assist municipalities to work creatively together to develop and implement plans.

(c) In addition, this chapter shall be used to further the following specific goals:

Goal 1: To plan development so as to maintain the historic settlement pattern of compact village and urban centers separated by rural countryside.

Consistent
Pages: 13-15, 23-25

(A) Intensive residential development should be encouraged primarily in areas related to downtown centers, village centers, planned growth areas, and village areas as described in section 4348a of this title, and strip development along highways should be avoided. These areas should be planned so as to accommodate a substantial majority of housing needed to reach the housing targets developed for each region pursuant to subdivision 4348a(a)(9) of this title.

(B) Economic growth should be encouraged in locally and regionally designated growth areas, or employed to revitalize existing village and urban centers, or both.

(C) Public investments, including construction or expansion of infrastructure, should reinforce the planned growth patterns of the area.

(D) Development should be undertaken in accordance with smart growth principles as defined in subdivision 2791(13) of this title.

How has the Town Plan addressed this goal: The land use chapter states that the purpose of the Village District is to provide for a concentrated area of residential, commercial, and municipal development. The economy chapter states that the town is seeking a Village Center Designation to support local economic growth in the village center. Public investments related to strengthening the center are discussed in revitalization plans for the Historic Town Hall and former school building.

If the goal is not relevant or attainable, how does the plan address why:

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Goal 2: To provide a strong and diverse economy that provides satisfying and rewarding job opportunities and that maintains high environmental standards, and to expand economic opportunities in areas with high unemployment or low per capita incomes.

Consistent

Pages: 21-23

How has the Town Plan addressed this goal: The economy chapter supports the development of small businesses, home-based businesses and agriculture that are in keeping with the rural nature of Isle La Motte. It also discusses the need to expand high-speed internet to support a workforce that largely works from home.

If the goal is not relevant or attainable, how does the plan address why:

Goal 3: To broaden access to educational and vocational training opportunities sufficient to ensure the full realization of the abilities of all Vermonters.

Consistent

Pages: 25

How has the Town Plan addressed this goal: Isle La Motte's elementary school closed in 2020, and there are currently no educational facilities located in the Town. The plan makes note of educational and vocational training opportunities elsewhere in the region that are available to Isle La Motte residents, and states that Isle La Motte supports regional efforts to provide vocational and adult education opportunities.

If the goal is not relevant or attainable, how does the plan address why:

Goal 4: To provide for safe, convenient, economic and energy efficient transportation systems that respect the integrity of the natural environment, including public transit options and paths for pedestrians and bicyclers.

Consistent

Pages: 17-19

(A) Highways, air, rail and other means of transportation should be mutually supportive, balanced and integrated.

How has the Town Plan addressed this goal: The transportation chapter discusses the need for widened shoulders to increase pedestrian and bicycle safety, and supporting state and regional initiatives that promote alternatives to single-occupancy vehicle travel.

If the goal is not relevant or attainable, how does the plan address why:

Goal 5: To identify, protect and preserve important natural and historic features of the Vermont landscape including:

(A) significant natural and fragile areas;

(B) outstanding water resources, including lakes, rivers, aquifers, shorelands and wetlands;

Consistent

Pages: 7-12

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(C) significant scenic roads, waterways and views;

(D) important historic structures, sites, or districts, archaeological sites and archaeologically sensitive areas

How has the Town Plan addressed this goal: These goals are discussed in the Historic, Cultural and Natural Resources chapter, which identifies specific resources to protect and preserve in Isle La Motte.

If the goal is not relevant or attainable, how does the plan address why:

Goal 6: To maintain and improve the quality of air, water, wildlife, forests and other land resources.

(A) Vermont's air, water, wildlife, mineral, and land resources should be planned for use and development according to the principles set forth in 10 V.S.A. § 6086(a).

(B) Vermont's water quality should be maintained and improved according to the policies and actions developed in the basin plans established by the Secretary of Natural Resources under 10 V.S.A. § 1253. No. 181 Page 60 of 171 2024 VT LEG #377893 v.1

(C) Vermont's forestlands should be managed so as to maintain and improve forest blocks and habitat connectors.

Consistent

Pages: 7-12

How has the Town Plan addressed this goal: Strategies for maintaining air quality, water quality, and wildlife habitat are discussed in the Historic, Cultural and Natural resources chapter.

If the goal is not relevant or attainable, how does the plan address why:

Goal 7: To encourage the efficient use of energy and the development of renewable energy resources.

How has the Town Plan addressed this goal: The Enhanced Energy Plan in the appendix addresses this goal in detail, including current energy sources and uses, equity and affordability, target usage numbers, and renewable energy generation potential. Goals, policies and implementation actions related to energy efficiency and renewability are listed on pages 36-37.

Consistent

Pages: 29-48

If the goal is not relevant or attainable, how does the plan address why:

Goal 8: To maintain and enhance recreational opportunities for Vermont residents and visitors.

(A) Growth should not significantly diminish the value and availability of outdoor recreational activities.

Consistent

Pages: 25

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(B) Public access to noncommercial outdoor recreational opportunities, such as lakes and hiking trails, should be identified, provided, and protected wherever appropriate.

How has the Town Plan addressed this goal: The recreation section discusses strategies to enhance recreational opportunities in Isle La Motte, including establishing trails on town-owned properties and improving the town park.

If the goal is not relevant or attainable, how does the plan address why:

Goal 9: To encourage and strengthen agricultural and forest industries.

(A) Strategies to protect long-term viability of agricultural and forest lands should be encouraged and should include maintaining low overall density.

(B) The manufacture and marketing of value added agricultural and forest products should be encouraged.

(C) The use of locally-grown food products should be encouraged.

(D) Sound forest and agricultural management practices should be encouraged.

(E) Public investment should be planned so as to minimize development pressure on agricultural and forest land.

Consistent

Pages: 22-23

How has the Town Plan addressed this goal: The economy chapter states that town encourages the development of small businesses, home-based businesses and agriculture that are in keeping with the rural nature of Isle La Motte. An economic goal of the town plan is to promote information on existing incentives to maintain farms and preserve agricultural land, such as the current use program and land trusts. Resource-based businesses such as farming or forestry are one of the top three types of business surveyed residents would like to see in Town.

If the goal is not relevant or attainable, how does the plan address why:

Goal 10: To provide for the wise and efficient use of Vermont's natural resources and to facilitate the appropriate extraction of earth resources and the proper restoration and preservation of the aesthetic qualities of the area.

Consistent

Pages: 9

How has the Town Plan addressed this goal: Extraction of earth resources is discussed on page 9. There is one marble quarry located in Isle La Motte, and the plan discusses the need to that ensure quarries are properly managed and that project sites are restored at the end of the quarry's lifespan. Avoiding the disturbance of wetlands or other natural resources is also mentioned regarding the extraction of earth resources.

If the goal is not relevant or attainable, how does the plan address why:

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Goal 11: To ensure the availability of safe and affordable housing for all Vermonters.

Consistent
Pages: 20-21

(A) Housing should be encouraged to meet the needs of a diversity of social and income groups in each Vermont community, particularly for those citizens of low and moderate income, and consistent with housing targets provided for in subdivision 4348a(a)(9) of this title.

(B) New and rehabilitated housing should be safe, sanitary, located conveniently to employment and commercial centers, and coordinated with the provision of necessary public facilities and utilities.

(C) Sites for multifamily and manufactured housing should readily available in locations similar to those generally used for single-family conventional dwellings.

(D) Accessory dwelling units within or attached to single family residences that provide affordable housing in close proximity to cost-effective care and supervision for relatives or disabled or elderly persons should be allowed.

How has the Town Plan addressed this goal: The housing chapter discusses the need for more affordable and age-friendly housing units. Isle La Motte does not have zoning regulations, so there are no restrictions on multifamily housing, manufactured housing or accessory dwellings.

If the goal is not relevant or attainable, how does the plan address why:

Goal 12: To plan for, finance and provide an efficient system of public facilities and services to meet future needs.

Consistent
Pages: 24-27

(A) Public facilities and services should include fire and police protection, emergency medical services, schools, water supply and sewage and solid waste disposal.

(B) The rate of growth should not exceed the ability of the community and the area to provide facilities and services.

How has the Town Plan addressed this goal: The Utilities, Facilities, and Services chapter contains information on education, childcare, recreation, emergency services, water & wastewater, solid waste disposal, telecommunications and the library. In particular, the need to expand childcare, recreation, and high-speed internet access are discussed as priorities to meet the needs of current and future residents.

If the goal is not relevant or attainable, how does the plan address why:

Goal 13: To ensure the availability of safe and affordable child care and to integrate child care issues into the planning

Consistent
Pages: 24-25

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process, including child care financing, infrastructure, business assistance for child care providers, and child care work force development.

How has the Town Plan addressed this goal: The need for increased access to childcare in Isle La Motte is addressed on page 25. The plan also mentions that town is currently exploring adaptive reuse options for its former school building, including a possible childcare/youth center.

If the goal is not relevant or attainable, how does the plan address why:

Goal 14: To encourage flood resilient communities.

(A) New development in identified flood hazard and river corridor protection areas should be avoided. If new development is to be built in such areas, it should not exacerbate flooding and fluvial erosion.

(B) The protection and restoration of floodplains and upland forested areas that attenuate and moderate flooding and fluvial erosion should be encouraged.

(C) Flood emergency preparedness and response planning should be encouraged.

How has the Town Plan addressed this goal: The flood hazard resiliency section on page 8 outlines specific flood vulnerabilities in Isle La Motte and potential ways to address them, such as elevating roads and requiring all development to be raised up above possible floodwaters. Floodplains are shown on the Water Resources map located on page 12. There are no fluvial erosion hazard areas in Isle La Motte.

If the goal is not relevant or attainable, how does the plan address why:

Goal 15: To equitably distribute environmental benefits and burdens as described in 3 V.S.A. chapter 72.

How has the Town Plan addressed this goal: Environmental benefits and burdens are discussed in the Enhanced Energy Plan under the Equity subheading. The section states that “reaching Isle La Motte’s energy goals will bring both environmental and economic costs and benefits” and “the equity issues related to who will bear those costs is of continuing concern to the Town.” The plan recognizes that environmental benefits such as electric vehicles, heat pumps and residential solar provide increased savings but are less attainable for low-income residents due to high upfront costs. The plan also recognizes that low-income workers tend to work in industries such as tourism and agriculture that are most susceptible to the environmental burdens of climate change. The Enhanced Energy Plan states that equity for all residents will be considered in every decision.

If the goal is not relevant or attainable, how does the plan address why:

Consistent

Pages: 8, 12

Consistent

Pages: 36

Regional Plan and Adjacent Community Plan Compatibility

Regional Plan

Is the municipal plan compatible with its regional plan?

Yes

Comments: The Regional Plan identifies proposed land use areas that are similar to those identified in the Isle La Motte Town Plan. The majority of land in Isle La Motte is designated in the Agricultural Resource Planning Area or Rural Planning Area. There are small areas of Isle La Motte located within the Conservation & Forest Resource Planning Area, the majority of which is marshland. The town plan supports efforts to preserve this area as described in the natural resources chapter. The main vision statement of the Isle La Motte plan centers around the importance of agriculture, recreation, and water resources, which are priorities in the Regional Plan as well

Adjacent Municipalities

Is the municipal plan compatible with approved plans of other municipalities in the region?

Yes

Comments: The Compatibility with Neighboring Towns and the Region chapter discusses Isle La Motte's compatibility with the Alburgh and North Hero town plans. Lands adjacent to these municipalities are designated for low-density residential uses in the Isle La Motte plan, which is the same category of use that lands adjacent to Isle La Motte are designated for in the Alburgh and North Hero plans

STANDARD OF REVIEW

24 V.S.A. § 4302(f)

(1) As used in this chapter, "consistent with the goals" requires substantial progress toward attainment of the goals established in this section, unless the planning body determines that a particular goal is not relevant or attainable. If such a determination is made, the planning body shall identify the goal in the plan and describe the situation, explain why the goal is not relevant or attainable, and indicate what measures should be taken to mitigate any adverse effects of not making substantial progress toward that goal. The determination of relevance or attainability shall be subject to review as part of a consistency determination under this chapter.

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(2) As used in this chapter, for one plan to be "compatible with" another, the plan in question, as implemented, will not significantly reduce the desired effect of the implementation of the other plan. If a plan, as implemented, will significantly reduce the desired effect of the other plan, the plan may be considered compatible if it includes the following:

(A) a statement that identifies the ways that it will significantly reduce the desired effect of the other plan;

(B) an explanation of why any incompatible portion of the plan in question is essential to the desired effect of the plan as a whole;

(C) an explanation of why, with respect to any incompatible portion of the plan in question, there is no reasonable alternative way to achieve the desired effect of the plan, and

(D) an explanation of how any incompatible portion of the plan in question has been structured to mitigate its detrimental effects on the implementation of the other plan.

24 V.S.A. § 4350. Review and consultation regarding municipal planning effort

(a) A regional planning commission shall consult with its municipalities with respect to the municipalities' planning efforts, ascertaining the municipalities' needs as individual municipalities and as neighbors in a region, and identifying the assistance that ought to be provided by the regional planning commission. As a part of this consultation, the regional planning commission, after public notice, shall review the planning process of its member municipalities at least twice during an eight-year period, or more frequently on request of the municipality, and shall so confirm when a municipality:

(1) is engaged in a continuing planning process that, within a reasonable time, will result in a plan which is consistent with the goals contained in section 4302 of this title; and

(2) is maintaining its efforts to provide local funds for municipal and regional planning purposes.

(b)(1) As part of the consultation process, the commission shall consider whether a municipality has adopted a plan. In order to obtain or retain confirmation of the planning process after January 1, 1996, a municipality must have an approved plan. A regional planning commission shall review and approve plans of its member municipalities, when approval is requested and warranted. Each review shall include a public hearing which is noticed at least 15 days in advance by posting in the office of the municipal clerk and at least one public place within the municipality and by publication in a newspaper or newspapers of general publication in the region affected. The commission shall approve a plan if it finds that the plan:

(A) is consistent with the goals established in section 4302 of this title;

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(B) is compatible with its regional plan;

(C) is compatible with approved plans of other municipalities in the region; and

(D) contains all the elements included in subdivisions 4382(a)(1)-(10) of this title.

