



State of Vermont  
**PERMIT AND LICENSE INFORMATION**

**PROTECTION OF HISTORIC SITES UNDER CRITERION 8 OF ACT 250**

**SUMMARY**

The Vermont Division for Historic Preservation is considered under state law (22 V.S.A. Chapter 14) the state's expert on historic and archeological resources. The Division provides District Commissions with comments and the necessary information for them to make a positive finding under the historic sites aspect of Criterion 8. Project review by the Division consists of identifying the project's potential impacts to historic buildings, structures, historic districts, historic landscapes and settings, and known or potential archeological resources. Under 10 V.S.A. Chapter 151 (Act 250), section 6001 (9), the Vermont Advisory Council on Historic Preservation is responsible for providing testimony about the significance of historic and archeological resources.

**NOTE:** In some cases, an Act 250 project also has federal funding or requires a federal permit. In such cases, the project is also subject to the provisions of Section 106 of the National Historic Preservation Act (see [Sheet #101](#)). Compliance with Section 106 generally satisfies the needs of the Act 250 process. However, because of the very specific Section 106 review procedures, satisfying Act 250 may not ensure compliance with Section 106 requirements.

**EXAMPLES OF ACTIVITY**

Including but not limited to: ground disturbing projects (i.e. subdivisions, golf courses, ski area improvements, radio towers, etc.), whole or partial demolition of buildings or structures, new construction in an historic district or historic landscape, rehabilitation of buildings or structures.

**INFORMATION REQUIRED**

Copy of USGS topographic map showing project location; detailed project description; site plan, if available; information about past and current land use; clearly labeled photographs of any buildings or structures that are 50 years old or older within the project area and photos of their surroundings and adjacent landscape; building's dates of construction and any significant alterations; building elevations, if rehabilitation of an historic building is proposed. The Division or Advisory Council may require additional information as the review process proceeds. **The review process works best when early planning and consideration of historic and archeological resources allows adequate time for thoughtful and careful decision making, thereby avoiding last minute surprises, tight turnaround times, and delays.**

**WEB ADDRESSES**

<http://accd.vermont.gov/historic-preservation/review-compliance>

**FEES**

None. However, Act 250 applicants may find it necessary to hire qualified consultants such as professional archeologists, professional architectural historians, and architects to assist resource identification and review of potential project effects.

**APPLICATION  
TIME FRAME**

Depends on size and complexity of project and degree of potential impacts. Consultation with Division as early as possible in planning stage will ensure a more efficient process and may reduce potential development conflicts with resources through a "least impact" project design. If field inspection by Division staff and Advisory Council review are necessary, process may require several months. Field inspections (or archeological field investigations) cannot be undertaken under conditions of frozen ground or snow cover. This seasonal limitation to field activities requires appropriate, advanced planning during the review process to take maximum advantage of frost-free/snow free ground (mid-late April to early-mid November).

**ADMINISTERING  
AGENCY**

**AGENCY OF COMMERCE AND COMMUNITY DEVELOPMENT  
VERMONT DIVISION FOR HISTORIC PRESERVATION  
Serving as the STATE HISTORIC PRESERVATION OFFICE**

CONTACT: Jamie Duggan, Historic Preservation Review Coordinator  
[James.Duggan@vermont.gov](mailto:James.Duggan@vermont.gov)  
(802) 477-2288

ADDRESS: One National Life Dr, Davis Bldg 6<sup>th</sup> Floor  
Montpelier, Vermont 05620-0501  
[ACCD.ProjectReview@vermont.gov](mailto:ACCD.ProjectReview@vermont.gov)

**AUTHORITY**

10 VSA Chapter 151 (Act 250);  
22 VSA Chapter 14 (VT Historic Preservation Act).

**APPEAL PROCESS**

See [Sheet #47](#) relating to Act 250