

**ORDINANCE PROHIBITING THE MINING AND
MILLING OF URANIUM AND THORIUM**

TOWN OF HARTLAND, VERMONT

1. NUISANCE – DEFINITION

The Hartland Board of Selectmen, in the exercise of their powers and pursuant to 24 V.S.A. #2291(14), define public nuisance as an activity that disrupts the comfort and convenience of the general public by adversely affecting some general interest or common rights.

2. FINDINGS

The Hartland Board of Selectmen has reviewed information concerning uranium mining and milling in the nation. The Board, as a result, finds and declares that uranium mining and milling, whether conducted singly or together, constitute a public nuisance in and near where such activities are conducted, for the following reasons:

Uranium mining and milling release radioactive substances into the air and underground water supplies. These substances expose humans to radioactivity both directly and indirectly through the air they breathe, the agricultural products they eat, and the milk and water they drink. Such exposure of humans to radioactivity is harmful to them. Additionally, such mining and milling activities present a substantial risk of despoiling the landscape, limiting its usefulness and financial value for other activities, and increasing local highway expense burdens.

3. PROHIBITION

- A. The mining and milling of fissionable source materials, whether conducted singly or together, is prohibited within the borders of the Town of Hartland.
- B. For the purpose of this ordinance, “fissionable source materials” shall mean:
 - 1. mineral ore which is extracted or processed with the intention of permitting the product to become or to be further processed into fuel for nuclear fission reactors or weapons, or
 - 2. ores which contain by weight one one-hundredth of one percent (0.01%) or more of (i) uranium, or (ii) thorium, or (iii) any combination thereof, in any physical or chemical form or any concentrations which might reasonably be expected to permit economically profitable or successful conversion or processing into fuel for nuclear reactors or weapons.

4. CONSTRUCTION

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid or pre-empted, the remainder of this ordinance and the application of such provisions to other persons or circumstances shall be construed to be not affected thereby.

5. EFFECTIVE DATE

This ordinance shall be effective sixty days after the date of its adoption unless a petition pursuant to 24 V.S.A. #1973 is filed.

Adopted this 20th day of October 1980.

Hiram E. Allen
Thomas M. Harding
Erroll R. Rice
Alden P. Dana
Larry J. Frazer
Board of Selectmen, Hartland, Vermont