



Affidavits and Appearances Policy

State of Vermont Land Use Review Board 10 V.S.A. Ch. 151

Staff members of the Land Use Review Board and the District Environmental Commissions are from time-to-time called upon to provide testimony regarding events that arise in the course of the performance of their duties. Requests may seek testimony through affidavits, depositions, or court appearances. Except in the rare circumstances of unreasonably burdensome or harassing requests, such testimony should be available to all seeking it on an even and consistent basis. Accordingly, this policy is established in order to avoid the appearance of bias or favoritism and to ensure all requests receive equal consideration.

No member of the staff of the Land Use Review Board or the District Environmental Commissions shall prepare or sign an affidavit. Nor shall any staff member appear at a deposition or at an administrative or judicial hearing without first having been served with a lawfully issued subpoena.

The Board's legal counsel shall be advised of the receipt of any subpoena as soon as practicable.

The Chair of the Board may waive the restrictions in this policy if the Chair determines that such a waiver will further the Board's interests in the efficient administration of the Act 250 (10 V.S.A. Ch. 151) statute or program.

Updated: January 1, 2025