



NRB v Gravel Construction Co., Inc

JUDGMENT ORDER

23-CC-00006

Findings

A civil citation was filed on 08/30/2023.

Respondent filed a response of no contest.

ORDER

Judgment is for the Natural Resources Board in the amount of \$2250.00.

Electronically signed August 31, 2023 pursuant to V.R.E.F. 9(D).

A handwritten signature in black ink that reads "Tom Walsh".

Thomas G. Walsh, Judge
Superior Court, Environmental Division

*****In reference to civil citation number 2023_Gravel**



10 V.S.A §8019 Civil Citation
Natural Resources Board

Citation Number: 2023_Gravel
VC: NR107 1st Violation

Respondent: Gravel Construction Co., Inc.
Address: P.O. Box 78

City, State, Zip: Wolcott, VT 05860

Respondent committed the following acts in violation of Vermont Law, Statute, Rule, or Permit:

Violation Citation: Failure to reclaim site as directed

Description: Respondent owns 46.17 acres located at 2142 VT Route 15 W, Hardwick (Project Tract), subject to Land Use Permit (LUP) Series #7C0718. The Project Tract includes a gravel pit. Condition 27 of LUP Amendment #7C0718-1 required Respondent to reclaim said gravel pit by no later than 10/15/22 and submit a report within 30 days of completion of the reclamation. Respondent failed to complete reclamation by the prescribed deadline.

Town: Hardwick

Date: 10/15/2022

Penalties: If you plead ADMITTED or NO CONTEST, you may pay the waiver amount instead of appearing in court. If you plead DENIED and the State proves the violation, the penalty must be within the penalty range plus any court costs.

Penalty Range: Minimum \$ 750.00 Maximum \$ 3000.00 Waiver \$ 2250.00

Mailed to: Respondent, Gravel Construction Co., Inc.

Mailing Address: P.O. Box 78

City, State, Zip: Wolcott, VT 05860

Date Mailed: July 31, 2023 by Certified Mail

NRB Compliance and Enforcement Officer Christopher Kinnick

Signature:

Public Notice & Opportunity to Comment: I certify that a draft of this civil citation was posted for public notice and written comment for a period of 30 days.

Comments were received and are attached

No comments were received

Service Members Civil Relief Act Affidavit: Under oath, I state Respondent is NOT on active duty in the U.S. armed forces because: Respondent is a Business or Corporation

NRB Compliance and Enforcement Officer Christopher Kinnick

Signature:

Signed and sworn at State of Vermont, County of WASHINGTON, on 07/31/2023, before me,

Notary Public State of Vermont

Printed Name Pamela Morin

Commission No. 157.1009258

My Commission Expires 01/31/2025

[Notary Stamp]

Respondent's Plea to this Civil Citation

Mark ("X") your plea: Admitted No Contest Denied

Respondent or Corporate Officer Signature:
Date: Aug 7, 2023

Mailing Address: PO Box 78

City, State, Zip: Wolcott VT

Phone: 802-472-3776

Email: dana@gravelconstruction.com

From: dana.gravelconstruction.com
To: [NRB - Legal](#)
Subject: Re: Gravel Construction Co, Inc, Act 250 Civil Citation Check
Date: Tuesday, August 15, 2023 8:36:26 AM

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Gravel Construction Co., Inc. Pleads No Contest to this citation.

Thank you

Dana M Gravel
President, Gravel Construction
dana@gravelconstruction.com
802-472-3776

CONFIDENTIALITY NOTICE:

This e-mail message is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is strictly prohibited. If you are not the intended recipient, please promptly delete this message and its attachments from your computer system.

From: NRB - Legal <NRB.Legal@vermont.gov>
Sent: Tuesday, August 15, 2023 8:08 AM
To: dana.gravelconstruction.com <dana@gravelconstruction.com>
Subject: Gravel Construction Co, Inc, Act 250 Civil Citation Check

Hello,

We received your check and signed civil citation form at the office. However, in the section at the bottom titled "Respondents Plea to this Civil Citation" there is no indication of how you wish to plea. I see the check is for \$2,250 which corresponds to the "accepted" or "no contest" plea, but I need confirmation from you on how you wish to plea. I have attached the form you signed and highlighted the section that needs a response.

Please respond to this email with your selection, and I will include it in the file when it is filed with the court.

Thank you,
Madeline



Madeline Cotter

Legal Technician
Natural Resources Board
10 Baldwin Street, Montpelier, VT 05633-3201
802-828-3266
madeline.cotter@vermont.gov