

VERMONT ENVIRONMENTAL BOARD
10 V.S.A. Chapter 151

Re: Felix J. Callan
Land Use Permit #5W1056-EB

DISMISSAL ORDER

On May 3, 1990, an appeal was filed with the Environmental Board by Barney Bogert and Shelby Schue from Land Use Permit #5W1056, Findings of Fact and Conclusions of Law and Order issued by the District #5 Environmental Commission on April 6, 1990. This permit authorized the Applicant to operate a commercial gravel and sand pit over a 20 year period with a maximum annual extraction rate of 20,000 cubic yards to be located off Loomis Hill Road (Town Highway #34) in the Town of Waterbury, Vermont. The Appellants appealed Criteria 1 (air), 3 (burden on existing water supply), 5 (traffic), 7 (local governmental services), 8(A) (wildlife), 9(A) (impact of growth), 9(D), (protection of earth resources), 9(E) (extraction of earth resources), 9(K) (impact on public facilities).

On June 2, 1992, the Board revoked Land Use Permit #5W1056. The appeal is therefore moot.

The Board deliberated on October 21, 1992, and decided that dismissal of this matter is not contrary to the values embodied in Act 250. This matter is dismissed.

Dated at Montpelier, Vermont this 26th day of October, 1992.

ENVIRONMENTAL BOARD



Elizabeth Courtney, Chair
Ferdinand Bongartz
Terry Ehrich
Lixi Fortna
Arthur Gibb
Samuel Lloyd
Steve E. Wright

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