

**Natural Resources Board
111 West Street
Essex Jct., VT 05452**

**Act 250 Jurisdictional Opinion
JO 4-287**

This is a Jurisdictional Opinion based upon available information and a written request from the Landowner/Agent or Other Person. Any Notified Person or entity will be bound by this opinion unless that person or entity files a request for reconsideration with the District Coordinator (10 V.S.A. § 6007 (c) and Act 250 Rule 3 (b)) or an Appeal with the SUPERIOR COURT, Environmental Division within 30 days of the issuance of this opinion

I hereby request a jurisdictional opinion from the District Coordinator or Assistant District Coordinator regarding the jurisdiction of 10 V.S.A. Chapter 151 (Act 250) over the project described below: David Todd, Chatham Woods HOA President

PROJECT DESCRIPTION:

The proposed project includes the removal of 45 trees that have been deemed hazardous and pose a safety issue as identified on the "2020-12-30 CW danger trees map" and described in the "2020-12-30 consolidated tree removal" documents. The proposed project is located within the Chatham Woods development on Ian Place and Michael Lane in Williston, Vermont.

Existing Act 250 permit: Permit series 4C1108 and amendments

Project Type: Commercial Residential Municipal/State Mixed
 Agriculture Silviculture Other
Has the landowner subdivided before? Yes No N/A

AN ACT 250 PERMIT IS REQUIRED: YES NO

BASIS FOR DECISION:

Based on the available information, the project as proposed constitutes a material change pursuant to Act 250 Rule 2(C)(6).

SIGNATURE: /s/ Rachel Lomonaco DATE: 3/9/21
Rachel Lomonaco, District Coordinator
Environmental Commission District #4
111 West Street, Essex Junction, VT 05452
802-879-5658
rachel.lomonaco@vermont.gov

This is a jurisdictional opinion issued pursuant to 10 V.S.A. § 6007(c) and Act 250 Rule 3(B). Reconsideration requests are governed by Act 250 Rule 3(B) and should be directed to the district coordinator at the above address. As of May 31, 2016, with the passage of Act 150, Act 250 Rule 3(C) (Reconsideration by the Board) is no longer in effect. Instead, any appeal of this decision must be filed with the Superior Court, Environmental Division (32 Cherry Street, 2nd Floor, Ste. 303, Burlington, VT 05401) within 30 days of the date the decision was issued, pursuant to 10 V.S.A. Chapter 220. The Notice of Appeal must comply with the Vermont Rules for Environmental Court Proceedings (VRECP). The appellant must file with the Notice of Appeal the entry fee required by 32 V.S.A. § 1431 which is \$295.00. The appellant also must serve a copy of the Notice of Appeal on the Natural Resources Board, 10 Baldwin Street, Montpelier, VT 05633-3201, and on other parties in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings.

CERTIFICATE OF SERVICE

I hereby certify on this 9th day of March, 2021, a copy of the foregoing ACT 250 JURISDICTIONAL OPINION #4-287, was sent by U.S. mail, postage prepaid to the following individuals without email addresses and by email to the individuals with email addresses listed.

Note: any recipient may change its preferred method of receiving notices and other documents by contacting the District Office staff at the mailing address or email below. If you have elected to receive notices and other documents by email, it is your responsibility to notify our office of any email address changes. All email replies should be sent to NRB.Act250Essex@vermont.gov

David Todd, Chatham Woods HOA President
hdtodd@aol.com

Dated at Essex Junction, Vermont, this 9th day of March, 2021.

Sarah Mason, Town Clerk
Chair, Selectboard/Chair, Planning Commission
Town of Williston
7900 Williston Road
Williston, VT 05495
smason@willistonvt.org



Jessica Mason
Natural Resources Board Technician
802-879-5614
Jessica.Mason@vermont.gov

Chittenden County Regional Planning Commission
110 West Canal Street, Suite 202
Winooski, VT 05404
permitting@ccrpcvt.org

Y:\NRB\Essex\DISTRICTS\DIST4\JO\JO 4-201 to JO 4-300\JO-4-287\JO 4-287
COS.docx

Agency of Natural Resources
1 National Life Drive, Davis 2
Montpelier, VT 05602-3901
ANR.Act250@vermont.gov

Dept. of Public Service
112 State Street, Drawer 20
Montpelier, VT 05620-2601
barry.murphy@vermont.gov; PSD.VTDPS@vermont.gov

VTrans Policy, Planning & Research Bureau
Barre City Place
219 N. Main Street
Barre, VT 05641
AOT.Act250@vermont.gov

Agency of Agriculture, Food & Markets
116 State Street, Drawer 20
Montpelier, VT 05620-2901
AGR.Act250@vermont.gov

Division for Historic Preservation
National Life Building, Drawer 20
Montpelier, VT 05620
scott.dillon@vermont.gov; james.duggan@vermont.gov
ACCD.ProjectReview@vermont.gov

FOR YOUR INFORMATION

District #4 Environmental Commission
111 West Street
Essex Junction, VT 05452

Natural Resources Board
Diane Snelling, Chair
Greg Boulbol, General Counsel
Evan Meenan, Associate General Counsel
10 Baldwin Street
Montpelier, VT 05633-3201