



**State of Vermont**  
**Natural Resources Board**  
**Act 250 Jurisdictional Opinion**  
**JO-7-319**

This is a Jurisdictional Opinion based upon available information and a written request from the Landowner/Agent or Other Person identified below. This Jurisdictional Opinion will become final and any person or entity who is individually notified will be bound by this Opinion unless that person or entity files a timely request for reconsideration (see bottom of page). This Jurisdictional Opinion addresses Act 250 Jurisdiction only. Other permits may be required (see <http://www.anr.state.vt.us/dec/permits.htm>). For additional information, please contact the Agency of Natural Resources permit specialist (see <http://www.anr.state.vt.us/dec/ead/pa/index.htm>).

I hereby request a jurisdictional opinion from the District Coordinator regarding the jurisdiction of 10 V.S.A. Chapter 151 (Act 250) over the project described below:

Landowner     Agent     Other:    Vermont RSA Limited Partnership  
and Cellco Partnership,  
each d/b/a Verizon Wireless  
and Christopher & Karen Martel, landowner  
Attn: Brian J. Sullivan  
MSK Attorneys  
275 College Street, PO Box 4485  
Burlington, VT 05406-4485

**PROJECT DESCRIPTION:**

**At the telecommunication facility located on the property at 289 New Boston Road, St. Johnsbury, that is the subject of Act 250 permit 7C1226, replace each of the six (6) Remote Radio Heads (“RRH”s) with newer smaller models, each mounted behind an Antenna, as further identified the [JO Request and Exhibits](#).**

Project Type:     Commercial     Subdivision     Municipal/State     Mixed  
 Farming/Forestry     Housing     Other:

Has the landowner or affiliated person subdivided before?     Yes     No     N/A

**AN ACT 250 PERMIT IS REQUIRED:**     YES     NO

**BASIS FOR DECISION:** Project is not a “material change” pursuant to Act 250 Rule 2(C)(6) thus does not require permit amendment pursuant to Rule 34.

SIGNATURE: \_\_\_\_\_

DATE: December 22, 2021

Kirsten Sultan, Coordinator, District #7 Environmental Commission  
Telephone: (802) 751-0126 Email: [kirsten.sultan@vermont.gov](mailto:kirsten.sultan@vermont.gov)  
374 Emerson Falls Road, Suite 4, St. Johnsbury, VT 05819

Jurisdictional opinions are issued pursuant to 10 V.S.A. § 6007(c) and Act 250 Rule 3(A). Reconsideration requests are governed by Act 250 Rule 3(B) and should be directed to the district coordinator at the above address. Appeals of jurisdictional opinions 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(b)(1) (2015). 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 VRECP.

CERTIFICATE OF SERVICE

I hereby certify that I, Lori Grenier, Natural Resources Board Technician, sent a copy of the foregoing document Jurisdictional Opinion 7-319 by U.S. Mail, postage prepaid to the following individuals without e-mail addresses and by e-mail to the individuals with e-mail addresses listed, on this 22<sup>nd</sup> day of December 2021

**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 e-mail below. If you have elected to receive notices and other documents by e-mail, it is your responsibility to notify our office of any e-mail address changes.**

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Cellco Partnership  
Dba Verizon Wireless  
And Christopher & Karen Martel  
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*\_\_\_\_\_/s/ Lori Grenier\_\_\_\_\_*

Lori Grenier  
Natural Resources Board Technician