

From: [Lori Marino](#)
To: [NRB - Comments](#)
Subject: Proposed Citation - Black Rock Construction
Date: Friday, December 4, 2020 10:02:21 PM

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Natural Resources Board

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RE: Natural Resources Board v. Black Rock Construction, LLC, Citation 2, LUP #4C1315

To the Vermont Natural Resources Board and Whom It May Concern;

I am writing in response to the above referenced, **Citation 2**, in regard to Act 250 **Criterion 5 - Traffic**, in **Land Use Permit #4C1315**. The permit #4C1315 was granted to Black Rock Construction, LLC, for development of the Northridge property in Williston, VT.

Traffic safety legislation in the State of Vermont and Federal Statutes, is adopted to protect citizens' physical safety and insure the freedom to travel. Violations of traffic regulations within a residential neighborhood endanger the safety of all residents. The impact is magnified when you have commercial vehicles within a busy residential neighborhood full of children.

The initial permitting was put in place to insure Southridge residents safety from commercial vehicle traffic. The directional signage intentionally routes commercial trucks in one direction in order to avoid coming into the intersection of Harte Circle and Metcalf Drive around a curve with limited sight distance from the top of Harte Circle. I took the photographs of missing signage when the construction started and had to call the Town of Williston to create awareness of their absence and have them installed.



The irony of the missing signage is that weeks prior, I had been in Superior Court appealing Land Use Permit #4C1315 discussing the issue of traffic safety with the witness representing the Vermont Agency of Transportation. I was assured that all mitigations and stipulations of the permit would be put in place and that they would insure the safety of Southridge residents, this did not happen.

Since the installation of the signage I have witnessed more than one construction truck travel past my house on Harte Circle and proceed on to Metcalf.



A specific example would be at 12:10pm on Wednesday, September 23, 2020, an S.D. Ireland cement truck driving into site from around Harte Circle not following the commercial vehicle signage directives.

The numerous instances of disregard for the permit regulations shown by Black Rock, LLC, warrant the Board's consideration of Conservation and Development Statute, *10 V.S.A. § 6027 (g)(2)*, *The Natural Resources Board shall manage the process by which land use permits are issued under section 6086 of this title, may initiate enforcement on related matters, under the provisions of chapters 201 and 211 of this title, and may petition the Environmental Division for revocation of land use permits issued under this chapter. Grounds for revocation are:*

(1) noncompliance with this chapter, rules adopted under this chapter, or an order that is issued that relates to this chapter;

(2) noncompliance with any permit or permit condition;

I thank you in advance for your time and consideration of this safety issue when determining outcomes for the above referenced Citation for traffic. Please feel free to contact me for additional evidence and or with any questions you may have.

Sincerely,
Lori A. Marino