

Project Review Sheet

Date Initiated	Corrected 4/21/20, 4:11	ANR PIN#		WW Project#		Pre-application Review	<input type="checkbox"/>
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Project Information

General Information

PROJECT NAME (if applicable) James and Mary Anne Levins, - East Creek Sawmill, Construct a small-scale sawmill		PROJECT TOWN Rutland Town
PROJECT LOCATION (911 address if available) 206 McKinley Avenue	SPAN(S) (if available)	

Contact(s)

CONTACT TYPE Landowner	NAME James and Mary Anne Levins	ORGANIZATION NAME (if applicable) East Creek Sawmill		
ADDRESS 210 Old Wood Road		TOWN Rutland Town	STATE VT	ZIP 05701
PHONE	CELL PHONE	EMAIL augie2330@gmail.com		

Project Description

ENTERED BY Rick Oberkirch	INFORMATION SOURCE Individual	DATE ENTERED 4/17/2020 10:51 AM
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PROJECT DESCRIPTION
[Construct a small-scale sawmill. Construction of a square-rule timber frame structure that will be covering the mill. No Running water in the sawmill building, but water use in our barn is in the future. No "outside" employees. Use of a Sun-mar composting toilet on site.](#)

DEC Prior Permits

PERMIT TYPE	PERMIT NUMBER No prior permits owned
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*Jurisdictional Opinion(s) for permits that may be needed from the District Environmental Office **PRIOR TO COMMENCEMENT OF CONSTRUCTION***

Act 250 Jurisdictional Opinion



This is a jurisdictional opinion 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. Effective May 31, 2016, 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.

PERSON REQUESTING JURISDICTIONAL OPINION Augie Levins	REQUESTOR TYPE Landowner/Agent	ACT 250 PERMIT NUMBER (if any) No prior permit known	HAS THE LANDOWNER SUBDIVIDED BEFORE? <input type="checkbox"/> Yes <input type="checkbox"/> No
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TYPE OF PROJECT (check all that apply)			
<input checked="" type="checkbox"/> Commercial	<input type="checkbox"/> Residential	<input type="checkbox"/> Agricultural	<input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Federal

IS AN ACT 250 PERMIT REQUIRED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	COPIES SENT TO STATUTORY PARTIES? <input type="checkbox"/> Yes <input type="checkbox"/> No
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BASIS FOR DECISION
[Construction of improvements for a commercial purpose. This parcel greater than 1 acre in Rutland Town. Act 250 Land Use Permit required.](#)

DISTRICT COORDINATOR SIGNATURE 	2020.04.15 16:06:42 -04'00'	William Burke, Coordinator  [phone] 802-786-5923 [email] william.burke@vermont.gov Natural Resources Board District 1 Environmental Commission 440 Asa Bloomer Office Bldg., Rutland, VT 05701-5903
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Wastewater System & Potable Water Supply Permit Jurisdictional Opinion

IS A WASTEWATER SYSTEM & POTABLE WATER SUPPLY PERMIT/APPROVAL REQUIRED?

☒ Yes

☐ Permit application currently under review

☐ No

☐ Permit issued on _____

PERMIT NOT REQUIRED?

☐ Boundary Line Adjustment

☐ Home Occupation

☐ Clean Slate

☐ Notice of Permit Requirement

BASIS FOR DECISION

The proposed sawmill does not constitute an exempt home occupation, as defined in Chapter 1 of the Environmental Protection Rules (EPRs), because it will not be located on the same lot as a dwelling in which the mill workers reside. Furthermore, for the purposes of addressing the potable water and sanitary needs of the worker(s), it is not relevant whether the mill's operation will entail paid or unpaid workers. Although the mill may be eligible for using alternative potable water supply and sanitary facilities (instead of being required to have running water and a conventional bathroom), the installation of the mill building and its associated alternative potable water supply and toilet facility represent "permit triggers" as specified in §1-301(a) of the EPRs.

REGIONAL OFFICE STAFF SIGNATURE



2020.04.15

15:36:00 -04'00'

Dave Swift, Regional Engineer
 VERMONT

[phone] 802-345-7493 [email] dave.swift@vermont.gov
Department of Environmental Conservation

Drinking Water & Groundwater Protection Division - Rutland Regional Office
450 Asa Bloomer Office Bldg., Rutland, VT 05701-5903

The following are preliminary, non-binding determinations made by DEC Permit Specialists identifying other permits that may be needed
PRIOR TO COMMENCEMENT OF CONSTRUCTION

SPECIAL WETLANDS DISCLAIMER

A desktop review cannot definitively confirm the presence or absence of a wetland in or within fifty feet of your project site. This review sheet is the result of a desktop review that included reviewing the project site with these mapping tools available at <https://anr.vermont.gov/maps>. Many wetlands do not appear on these maps. You are advised to review the site on the ground for wetlands, regardless of whether this box is checked or not (<https://dec.vermont.gov/watershed/wetlands/what/guide>). To confirm the presence/absence of wetlands, contact a qualified environmental consultant (<https://dec.vermont.gov/watershed/wetlands/what/id/wetland-consultant-list>) or the State Wetlands Program (<https://dec.vermont.gov/watershed/wetlands>).

Preliminary, Non-binding Determination of the Applicability of Other State Permits

Note: Fact Sheet numbers below refer to permit fact sheets available at: <http://dec.vermont.gov/permits/handbook/info-sheets>

Department of Public Safety

☒ Construction Permit Fire Prevention, Electrical, Plumbing, Accessibility (ADA) [Fact Sheets #49, 50, 50.1, & 50.2]

☒ Rutland: 802-786-5867

Secretary of State

☒ Business Registration [Fact Sheet #90.1]

Phone: 802-828-2386

Department of Taxes

☒ Income and Business Taxes (sales, meals/rooms, etc.) [Fact Sheets #91, 92, 93, 94, 95, & 96]

Phone: 802-828-2551

Local Permits

☒ See your Town Clerk, Zoning Administrator, Planning Commission or Public Works

PERMIT SPECIALIST SIGNATURE



2020.04.17

10:52:39 -04'00'

Rick Oberkirch, Permit Specialist
 VERMONT

[phone] 802-282-6488 [email] rick.oberkirch@vermont.gov
Department of Environmental Conservation

Environmental Assistance Office - Rutland Regional Office
450 Asa Bloomer Office Bldg., Rutland, VT 05701-5903