

# Project Review Sheet

Date Initiated	<input type="text" value="6/11/2019"/>	ANR PIN#	<input type="text"/>	WW Project#	<input type="text"/>	Pre-application Review	<input type="checkbox"/>
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## Project Information

### General Information

PROJECT NAME (if applicable) <b>Milton Burger King</b>	PROJECT TOWN <b>Milton</b>
PROJECT LOCATION (911 address if available) <b>Route 7 and Haydenberry Drive</b>	SPAN(S) (if available) <b>396-123-12466</b>

### Contact(s)

CONTACT TYPE <b>Landowner</b>	NAME <b>Brian Waxler</b>	ORGANIZATION NAME (if applicable) <b>Trillium Trust c/o Pomerleau Real Estate</b>		
ADDRESS <b>PO Box 445</b>		TOWN <b>Burlington</b>	STATE <b>VT</b>	ZIP <b>05401</b>
PHONE <b>(802)863-8210</b>	CELL PHONE	EMAIL <b>bwaxler@vermontrealestate.com</b>		
CONTACT TYPE <b>Applicant</b>	NAME <b>Doug Beachel</b>	ORGANIZATION NAME (if applicable) <b>Carrols Corporation</b>		
ADDRESS <b>968 James Street</b>		TOWN <b>Syracuse</b>	STATE <b>NY</b>	ZIP <b>13203</b>
PHONE <b>814-255-4803</b>	CELL PHONE	EMAIL <b>dbeachel@carrols.com</b>		

### Project Description

ENTERED BY <b>Jeffrey McMahon</b>	INFORMATION SOURCE <b>Individual</b>	DATE ENTERED <b>6/13/2019 9:03 AM</b>
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PROJECT DESCRIPTION  
**Permit the construction of a 2,900 square foot Burger King restaurant to be built on an undeveloped 3.0 acre lot and to be served by municipal water supply and wastewater disposal.**

### DEC Prior Permits

PERMIT TYPE <b>Wetlands</b>	PERMIT NUMBER <b>2006-407</b>
PERMIT TYPE <b>Stormwater</b>	PERMIT NUMBER <b>5770</b>

 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 <b>Jeffrey McMahon</b>	REQUESTOR TYPE <b>Permit Specialist</b>	ACT 250 PERMIT NUMBER (if any) <b>4C0069 and amendments</b>	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?	COPIES SENT TO STATUTORY PARTIES?
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
BASIS FOR DECISION	
Based on available information, the project as proposed constitutes a material change to a permitted development pursuant to Act 250 Rule 2(C)(6) and requires a permit amendment. This opinion supersedes the opinion dated 6/11/2019.	
DISTRICT COORDINATOR SIGNATURE	Rachel Lomonaco, District Coordinator
	[phone] 802-879-5658    [email] <a href="mailto:rachel.lomonaco@vermont.gov">rachel.lomonaco@vermont.gov</a> <b>Natural Resources Board</b> District 4 Environmental Commission 111 West Street, Essex Junction, VT 05452
2021.08.31	
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Wastewater System & Potable Water Supply Permit Jurisdictional Opinion	
IS A WASTEWATER SYSTEM & POTABLE WATER SUPPLY PERMIT/APPROVAL REQUIRED?	PERMIT NOT REQUIRED?
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Permit application currently under review <input type="checkbox"/> No <input type="checkbox"/> Permit issued on _____	<input type="checkbox"/> Boundary Line Adjustment <input type="checkbox"/> Home Occupation <input type="checkbox"/> Clean Slate <input type="checkbox"/> Notice of Permit Requirement
BASIS FOR DECISION	
Meets the Definition of "Permit Required", Subchapter 3, 1-301	
REGIONAL OFFICE STAFF SIGNATURE	Bill Zabiloski, Assistant Regional Engineer
	[phone] 802-557-5773    [email] <a href="mailto:bill.zabiloski@vermont.gov">bill.zabiloski@vermont.gov</a> <b>Department of Environmental Conservation</b> Drinking Water & Groundwater Protection Division - Montpelier Regional Office 1 National Life Drive, Davis 1, Montpelier, VT 05620-3703
2019.06.13	
11:17:13 -04'00'	



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>

Agency of Natural Resources - Department of Environmental Conservation	
WATERSHED MANAGEMENT DIVISION	
<input checked="" type="checkbox"/> Wetlands [ Fact Sheet #29 ] <input checked="" type="checkbox"/> Franklin and Grand Isle Counties and the towns of Colchester, Milton, and Westford: Contact: Brock Freyer    Email: <a href="mailto:brock.freyer@vermont.gov">brock.freyer@vermont.gov</a> Phone: 802-490-6758	
<input checked="" type="checkbox"/> Stormwater: Developments [ Fact Sheets #6.2 & 6.3 ] [ See <a href="#">Stormwater District Contacts Map</a> ] <input checked="" type="checkbox"/> Contact: Winn Wilson    Email: <a href="mailto:william.wilson@vermont.gov">william.wilson@vermont.gov</a> Phone: 802-490-8019	
Department of Public Safety	
<input checked="" type="checkbox"/> Construction Permit Fire Prevention, Electrical, Plumbing, Accessibility (ADA) [ Fact Sheets #49, 50, 50.1, & 50.2 ] <input checked="" type="checkbox"/> Williston:    802-879-2300	
Department of Health	
<input checked="" type="checkbox"/> Food & Lodging Program [ Fact Sheets #51, 51.1, 52, 53, 53.1, 54, 55, & 55.1 ] [ See <a href="#">Public Health Inspection Area Map</a> ] <input checked="" type="checkbox"/> Contact: Rachael Gregory    Email: <a href="mailto:rachael.gregory@vermont.gov">rachael.gregory@vermont.gov</a> Phone: 802-951-0137	
Agency of Transportation	
<input checked="" type="checkbox"/> Access to State Highways (residential, commercial) [ Fact Sheet #66 ]	

Contact: <a href="#">Craig Keller</a> <input checked="" type="checkbox"/> Signs (Travel Information Council) [ Fact Sheet # <a href="#">63</a> ] Contact: <a href="#">Toni May</a>	Email: <a href="mailto:craig.keller@vermont.gov">craig.keller@vermont.gov</a> Email: <a href="mailto:toni.may@vermont.gov">toni.may@vermont.gov</a>	Phone: 802-279-1152 Phone: 802-279-9599
<b>Vermont Energy Code Assistance Center</b>		
<input checked="" type="checkbox"/> Vermont Building Energy Standards [ Fact Sheet # <a href="#">47.2</a> ] Contact: <a href="#">Kelly Launder</a>	Email: <a href="mailto:kelly.launder@vermont.gov">kelly.launder@vermont.gov</a>	Phone: 802-828-4039
<b>Secretary of State</b>		
<input checked="" type="checkbox"/> Business Registration [ Fact Sheet # <a href="#">90.1</a> ] Phone: 802-828-2386		
<b>Department of Taxes</b>		
<input checked="" type="checkbox"/> Income and Business Taxes (sales, meals/rooms, etc.) [ Fact Sheets # <a href="#">91</a> , <a href="#">92</a> , <a href="#">93</a> , <a href="#">94</a> , <a href="#">95</a> , & <a href="#">96</a> ] Phone: 802-828-2551		
<b>Local Permits</b>		
<input checked="" type="checkbox"/> See your Town Clerk, Zoning Administrator, Planning Commission or Public Works		
PERMIT SPECIALIST SIGNATURE  2021.08.31 15:43:46 -04'00'	 <b>Jeff McMahon, Permit Specialist</b> [phone] 802-477-2241 [email] <a href="mailto:jeff.mcmahon@vermont.gov">jeff.mcmahon@vermont.gov</a> <b>Department of Environmental Conservation</b> Environmental Assistance Office - Essex Regional Office 111 West Street, Essex Junction, VT 05452	