

Project Review Sheet

Date Initiated	<input type="text" value="7/10/20"/>	ANR PIN#	<input type="text" value="RU16-0281"/>	WW Project#	<input type="text" value="WW-8-1767"/>	Pre-application Review <input type="checkbox"/>
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Project Information

General Information

PROJECT NAME (if applicable) BLS Bennington Outlot LLC- construct a 3,000 sq. ft. restaurant on an existing unimproved lot.	PROJECT TOWN Bennington
PROJECT LOCATION (911 address if available) 216 Northside Drive	SPAN(S) (if available) 05101565684

Contact(s)

CONTACT TYPE Landowner	NAME	ORGANIZATION NAME (if applicable) BLS Bennington Outlot LLC		
ADDRESS 5050 Belmont Avenue		TOWN Youngstown	STATE OH	ZIP 44505
PHONE	CELL PHONE	EMAIL		
CONTACT TYPE Applicant	NAME	ORGANIZATION NAME (if applicable) Carrols Corporation		
ADDRESS 968 James Street		TOWN Syracuse	STATE NY	ZIP 13203
PHONE	CELL PHONE	EMAIL		
CONTACT TYPE Representative	NAME Shawn Gregoire, Sr. CAD Designer	ORGANIZATION NAME (if applicable) Bohler Engineering		
ADDRESS 17 Computer Drive West		TOWN Albany	STATE NY	ZIP 12205
PHONE 518-438-9900	CELL PHONE	EMAIL sgregoire@bolereng.com		

Project Description

ENTERED BY Rick Oberkirch	INFORMATION SOURCE Individual	DATE ENTERED 7/28/2020 1:28 PM
PROJECT DESCRIPTION Formerly "Charlie Wells Mobil". Change project from auto parts store with 4 employees (WW-8-1767) to: construct a 3,000 sq. ft. restaurant on an existing .51 acre unimproved lot. Municipal water and sewer services.		

DEC Prior Permits

PERMIT TYPE Hazardous Waste	PERMIT NUMBER 982470
PERMIT TYPE Wastewater System & Potable Water Supply	PERMIT NUMBER WW-8-1767
PERMIT TYPE Act 250	PERMIT NUMBER 8B0079-12

*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 Shawn Gregoire, Bohler Engineering	REQUESTOR TYPE Landowner/Agent	ACT 250 PERMIT NUMBER (if any) 8B0079-12	HAS THE LANDOWNER SUBDIVIDED BEFORE? <input type="checkbox"/> Yes <input type="checkbox"/> No
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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
BASIS FOR DECISION Project constitutes a material change to a permitted development or subdivision, and thus requires a permit amendment pursuant to Act 250 Rule 34(A).			
DISTRICT COORDINATOR SIGNATURE 2020.07.28 11:37:35 -04'00'		Aaron Brondyke, State Coordinator [phone] 802-595-2735 [email] aaron.brondyke@vermont.gov Natural Resources Board 10 Baldwin Street, Montpelier, VT 05633-3201	

Wastewater System & Potable Water Supply Permit Jurisdictional Opinion

IS A WASTEWATER SYSTEM & POTABLE WATER SUPPLY PERMIT/APPROVAL REQUIRED? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Permit application currently under review <input type="checkbox"/> No <input type="checkbox"/> Permit issued on _____	PERMIT NOT REQUIRED? <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 Based on the information provided, the proposed project entails several "permit triggers" as specified in §1-301(a) of Chapter 1 of the Environmental Protection Rules, including the construction of a building, the construction of a potable water supply, and the construction of a wastewater system, all of which represent an increase in water/wastewater design flow compared to a previous permit issued for a different project on the subject property.	
REGIONAL OFFICE STAFF SIGNATURE 2020.07.23 10:06:31 -04'00'	Dave Swift, Regional Engineer [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>

Agency of Natural Resources - Department of Environmental Conservation

WASTE MANAGEMENT & PREVENTION DIVISION

Brownfields [Fact Sheet #46.2]

Contact: **Trish Coppolino**

Email: patricia.coppolino@vermont.gov

Phone: 802-249-5822

Department of Health

 Food & Lodging Program [Fact Sheets #[51](#), [51.1](#), [52](#), [53](#), [53.1](#), [54](#), [55](#), & [55.1](#)] [See [Public Health Inspection Area Map](#)]Contact: [Bobby Davis](#)Email: bobby.davis@vermont.gov

Phone: 802-447-6412

Local Permits

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

Other

 Other approvals or comments

[Fire and Safety - Bennington](#)
Larry McLeod
802-442-1040

PERMIT SPECIALIST SIGNATURE



2020.07.28

13:30:27 -04'00'

Rick Oberkirch, *Permit Specialist*[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