

Project Review Sheet

Date Initiated	<input type="text" value="12/21/2018"/>	ANR PIN#	<input type="text" value="n/a"/>	WW Project#	<input type="text" value="n/a"/>	Pre-application Review	<input checked="" type="checkbox"/>
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Project Information

General Information

PROJECT NAME (if applicable) Proposed Mt. Mansfield Electric Railway Path	PROJECT TOWN Waterbury
PROJECT LOCATION (911 address if available) Perry Hill Rd.	SPAN(S) (if available)

Contact(s)

CONTACT TYPE Applicant	NAME Steve Lotspeich	ORGANIZATION NAME (if applicable) Town of Waterbury		
ADDRESS 28 N. Main St., Suite 1		TOWN Waterbury	STATE VT	ZIP 05676
PHONE 802-244-1012	CELL PHONE	EMAIL slotspeich@waterburyvt.com		
CONTACT TYPE Landowner	NAME Paul Arnot	ORGANIZATION NAME (if applicable) Waterbury Commons LLC		
ADDRESS 358 South Pinnacle Ridge Rd.		TOWN Waterbury	STATE VT	ZIP 05676
PHONE 802-244-5836	CELL PHONE	EMAIL arnotdevelopmentgroup@gmail.com		
CONTACT TYPE Landowner	NAME David & Catherine Knittle	ORGANIZATION NAME (if applicable)		
ADDRESS 104 Mavis Ln.		TOWN Waterbury	STATE VT	ZIP 05676
PHONE	CELL PHONE	EMAIL		
CONTACT TYPE Landowner	NAME Brian Mac	ORGANIZATION NAME (if applicable)		
ADDRESS 76 Mavis Ln.		TOWN Waterbury	STATE VT	ZIP 05676
PHONE	CELL PHONE	EMAIL		


Project Description

ENTERED BY Peter Kopsco	INFORMATION SOURCE Individual	DATE ENTERED
PROJECT DESCRIPTION The project is the construction of an approximately 800' long crushed stone path that will follow a portion of the route traveled by the former Mt. Mansfield Electric Railway along the southwestern end of Perry Hill Rd. The path will connect the Waterbury Commons neighborhood, a 26-lot planned unit development (PUD), and other nearby houses to the existing Waterbury village sidewalk system that ends at the corner of Lincoln St. and Perry Hill Rd. near the Waterbury Park & Ride (see attached site plans). The majority of the path route is just outside the town owned right-of-way for Perry Hill Rd. (a Class 3 Town highway). Easements to the Town of Waterbury will be negotiated and donated by the three involved landowners. The fill for the former Railway still exists for the entire route of this path. It will be cleared of trees, regraded, and surfaced with an 8-10' width of a 6" depth of crushed bank run gravel base and a 6" depth of staymat crushed stone surface material. Four 18" - 24" diameter culverts will be installed. In addition, a 170' length of large stone slope stabilization that will retain the steep embankment as shown on the topographic site map for the path will be installed. The proposed culverts will handle drainage from existing roadside ditches and hillside drainage. There are no seasonal or perennial streams, or other water bodies involved in or impacted by the project. There are no known structures such as foundations for facilities that served the Mt. Mansfield Electric Railway, or any other known archaeological or historic resources in the vicinity of the proposed route for the path. The path will traverse an overgrown roadside area on three existing residential lots.		
DEC Prior Permits		
PERMIT TYPE Act 250	(Waterbury Commons LLC lot 26)	PERMIT NUMBER 5W1374 series

*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 Steve Lotspeich	REQUESTOR TYPE Other	ACT 250 PERMIT NUMBER (if any) 5W1374 series	HAS THE LANDOWNER SUBDIVIDED BEFORE? <input type="checkbox"/> Yes <input type="checkbox"/> No
TYPE OF PROJECT (check all that apply) <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential <input type="checkbox"/> Agricultural <input checked="" 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	
BASIS FOR DECISION Pursuant to Rule 71, the municipal path as a whole does not trigger Act 250 jurisdiction as it physically disturbs about 8000 square feet (less than one acre in Waterbury, a town that has elected to remain a "one acre town" for Act 250 jurisdictional purposes. While the entire path does not in itself trigger, those portions that traverse lots permitted under permit series 5W1374 constitute a material change to those permitted lots, and that Act 250 permit should be amended using the regular form. Depending upon circumstances, the District Commission may elect to notice this application as a minor. That is the Commission's call. Please don't hesitate to contact me (785-5923) with any questions you may have.			
DISTRICT COORDINATOR SIGNATURE 		William Burke, <i>Coordinator</i> [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? <input type="checkbox"/> Yes <input type="checkbox"/> Permit application currently under review <input checked="" 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 No water of wastewater involved with the project.			

REGIONAL OFFICE STAFF SIGNATURE


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Carl Fuller, P.E., Regional Engineer

 [phone] 802-505-3938 [email] carl.fuller@vermont.gov
Department of Environmental Conservation

 Drinking Water & Groundwater Protection Division - Montpelier Regional Office
 1 National Life Drive, Davis 1, Montpelier, VT 05620-3703

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

 Flood Plains

 Northwest Region

Contact: Rebecca Pfeiffer, CFM

 Email: rebecca.pfeiffer@vermont.gov

Phone: 802-490-6157

 Wetlands [Fact Sheet #29]

 Essex, Lamoille, Orleans, and Washington:


Contact: Shannon Morrison

 Email: shannon.morrison@vermont.gov

Phone: 802-490-6178

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

PERMIT SPECIALIST SIGNATURE


 2018.12.24
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Peter Kopsco, Permit Specialist

 [phone] 802-505-5367 [email] pete.kopsco@vermont.gov
Department of Environmental Conservation

 Environmental Assistance Office
 1 National Life Drive, Main 2, Montpelier, VT 05620-3804