

# Project Review Sheet

Date Initiated	9/11/2019	ANR PIN#	BR15-0256	WW Project#	n/a	Pre-application Review	<input checked="" type="checkbox"/>
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## Project Information

### General Information

PROJECT NAME (if applicable) Ditch Revisions Along Mountain Road	PROJECT TOWN Stowe
PROJECT LOCATION (911 address if available) 4492 Mountain Rd.	SPAN(S) (if available)

### Contact(s)

CONTACT TYPE Representative	NAME George McCain for Very Vermonty Corp.	ORGANIZATION NAME (if applicable) McCain Consulting, Inc.
ADDRESS 93 South Main St. Suite 1	TOWN Waterbury	STATE VT
PHONE 802-244-5093	CELL PHONE	ZIP 05676
EMAIL george@mccainconsulting.com		

### Project Description

ENTERED BY Peter Kopsco	INFORMATION SOURCE Wastewater System & Potable Water Supply	DATE ENTERED
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**PROJECT DESCRIPTION**

The project proposes to combine the previously approved roadside ditch & on-site stormwater swale into a single conveyance, to be routed to the previously approved stormwater pond. The existing culvert under the drive closer to VT 108 will remain as an emergency overflow. The stormwater pond is adequately sized to accommodate the minimal additional flow from VT 108, and the project is not subject to an Operational Stormwater Permit. VTrans has agreed that proposed merging of the two ditches is acceptable with a permit amendment, but has requested an opinion from the Act 250 office as to whether the proposed revisions constitute a material change. The proposed revisions will have no conflict with the conditions outlined in the most recent Act 250 amendment, nor any undue adverse impact to the 10 criteria; the changes will not affect the riparian buffer, river corridor, or water quality (as all runoff will be routed to the previously permitted detention pond), will not have an undue adverse impact on aesthetics as the two previously approved ditches will be reduced to a single ditch, and does not increase the limits of disturbance for construction outside of the area previously approved.

### DEC Prior Permits

PERMIT TYPE Act 250	PERMIT NUMBER 5L0156-1
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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 George McCain	REQUESTOR TYPE Landowner/Agent	ACT 250 PERMIT NUMBER (if any)	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 type="checkbox"/> Yes <input type="checkbox"/> No	

**BASIS FOR DECISION**

Based on the submittal of additional information requested by the Coordinator, it is determined that the project does not constitute a material

change pursuant to Act 250 Rule 2(C)(6). Authorization via issuance of an Administrative Amendment pursuant to Act 250 Rule 34(D) will suffice in this instance.

DISTRICT COORDINATOR SIGNATURE



2019.10.11  
10:17:30 -04'00'

**Susan Baird, District Coordinator**

[phone] 802-476-0134 [email] [susan.baird@vermont.gov](mailto:susan.baird@vermont.gov)

**Natural Resources Board**

District 5, 6, & 9 Environmental Commissions  
10 Baldwin Street, Montpelier, VT 05633-3201

## Wastewater System & Potable Water Supply Permit Jurisdictional Opinion

IS A WASTEWATER SYSTEM &amp; 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

provided no changes to water and sewer services are proposed from permit WW-5-7015.

REGIONAL OFFICE STAFF SIGNATURE



2019.10.25  
13:16:37 -04'00'

**Carl Fuller, P.E., Regional Engineer**

[phone] 802-505-3938 [email] [carl.fuller@vermont.gov](mailto: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

- ☒ Wetlands [ Fact Sheet #29 ]  
☒ Essex, Lamoille, Orleans, and Washington:  
Contact: [Shannon Morrison](mailto:shannon.morrison@vermont.gov) Email: [shannon.morrison@vermont.gov](mailto:shannon.morrison@vermont.gov) Phone: 802-490-6178  
☒ Stormwater: Developments [ Fact Sheets #6.2 & 6.3 ] [ See [Stormwater District Contacts Map](#) ]  
☒ Contact: [Terry Purcell](mailto:terry.purcell@vermont.gov) Email: [terry.purcell@vermont.gov](mailto:terry.purcell@vermont.gov) Phone: 802-490-6166

### Agency of Transportation

- ☒ Construction within State Highway Right-of-Way (Utilities, Grading, etc.) [ Fact Sheet #66 ]  
Contact: [Craig Keller](mailto:craig.keller@vermont.gov) Email: [craig.keller@vermont.gov](mailto:craig.keller@vermont.gov) Phone: 802-279-1152

### Local Permits

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

PERMIT SPECIALIST SIGNATURE



2019.10.08  
17:11:22 -04'00'

**Peter Kopsco, Permit Specialist**

[phone] 802-505-5367 [email] [pete.kopsco@vermont.gov](mailto:pete.kopsco@vermont.gov)

**Department of Environmental Conservation**

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