

STATE OF VERMONT

ENVIRONMENTAL BOARD

RE: WESTFIELD ASSOCIATES  
WESTFIELD, VERMONT

DECLARATORY RULING

NO. 66

Westfield Associates propose to subdivide a tract of land within the Town of Westfield into parcels larger than 10 acres in size, and provide access thereto by the creation of a 20 foot right-of-way. Use of the right-of-way by vehicles powered by motors is to be restricted by covenant to importation of construction materials and supplies, or for rescue. Improvements will be limited to cutting of trees, limbs and brush clearing.


Westfield Associates petitioned the Board to rule that the improvements related to creation of the trail for access is not a development within the meaning of Act 250 and the Rules of the Board and, therefore, no permit required.

The Board rules that creation of the right-of-way, and the improvements proposed to it for the purpose of providing access to parcels of land to be offered for sale, is a development under Rule 2(A)6 of the Rules of the Board and a permit required. 18

Dated at Montpelier, Vermont this 12th day of September, 1975.

ENVIRONMENTAL BOARD

By:

  
Schuyler Jackson  
Chairman

Members participating: Jackson,  
Marvin, Veller, Wheelock, Keenan  
Garland, Burnham, Countryman, Broderick