

VERMONT ENVIRONMENTAL BOARD
10 V.S.A. Chapter 151

RE: Ralph & Judith Michael and Dismissal Order
Eugene & Maureen Balestra Declaratory Ruling
c/o Michael Engineering Request #191
Box 3 - Route 100
Plymouth, VT 05053

On May 14, 1987 a petition for a declaratory ruling was filed with the Environmental Board by Richard F. Daley. Mr. Daley appealed Advisory Opinion #1-085 issued on May 4, 1987 by the Assistant Coordinator in Pittsford. This opinion stated that the improvements of 150 feet of Durgy Hill Road in West Rutland, Vermont, do not constitute improvements incidental to the sale of land to trigger Act 250 jurisdiction.

By letter dated November 4, 1987 A. Jay Kenlan, attorney for Ralph and Judith Michael and Eugene and Maureen Balestra, informed the Board that they will not be proceeding with the subdivision which is the subject of Advisory Opinion #1-085. Declaratory Ruling Request #191 is therefore dismissed.

Dated at Montpelier, Vermont this 22nd day of November, 1987.

ENVIRONMENTAL BOARD



DR 191