

Conditional Use 1 Year Review

TOWN OF DUMMERSTON

Development Review Board

One Year Review of Conditional Use Permit Findings and Decision

Permit Holder: Town of Dummerston and Putney by Zeke Goodband,
Dummerston Selectboard
Mailing Address: 1523 Middle Rd. E. Dummerston, VT 05346
Location of Property: Parcel # 824.5, Winterbell Drive and 827.1, US Route 5,
Dummerston, VT
Owner of Record: Town of Dummerston, Town of Putney
Application: One-year review of Permits #3309 and #3059

Permit Application No. 3309 and 3059

Original Date Received: December 13, 2018

INTRODUCTION AND PROCEDURAL HISTORY

1. This proceeding involves review of Permits #3309 and #3059 for conditional use submitted by Zeke Goodband on behalf of the Town of Dummerston/Putney under the Town of Dummerston Zoning Bylaw.
2. The application was received on December 13, 2018; the review occurred on September 15, 2020.
3. On August 26, 2020, notice of a public hearing was published at the municipal clerk's office and post office.
4. Notice of a public hearing was mailed to the applicant and the abutters of Parcel # 824.5, Winterbell Drive and 827.1, US Route 5, Dummerston, VT on August 25, 2020.
5. A site visit was made to Parcel # 824.5, Winterbell Drive and 827.1, US Route 5, Dummerston, VT at 5:45 pm on Tuesday, September 15, 2020.
6. The application was reviewed by the Development Review Board at a public hearing on September 15, 2020. The Development Review Board reviewed the application under the Town of Dummerston Zoning Bylaw, as amended May 22, 2019.

7. Present at the hearing were the following members of the Development Review Board
 - Chad Farnum, Vice Chair
 - Patty Walior
 - Cami Elliott
 - Josh Pacheco

8. Present at the hearing for this permit review were the following persons:
 - Roger Jasaitis, Zoning Administrator
 - Lee Chamberlin
 - Karen Astely
 - Claudia Teachman
 - Michelle Cherrier

9. During the course of the hearing the following exhibits were submitted to the Development Review Board:
 - A. Conditional Use Permit 1 Year Review.
 - B. DRB Hearing Checklist.
 - C. Town of Dummerston “Development Review Board - Attendance Sign-In” dated September 15, 2020.
 - D. Original Application #3309 and #3059 approval Dated February 7, 2019.

FINDINGS OF FACT

Based on the application, testimony, exhibits, and other evidence the Development Review Board makes the following findings:

1. The applicant has continued to follow the decision and conditions set forth by the Permits #3309 and 3059 approved on February 7, 2019.
2. The permit allows for the crushing annually and blasting occurring every 5 years.
3. This was the year 1 Conditional Use review the next is set for the 5-year mark from the date of the original approval of the application for Conditional Use Review in February 2019, in 2024 and then every 5 years after that.
4. The permit allows for the following conditions which are currently being upheld:
 - Total volume of material extracted is 15,000 cy on an annual basis for two towns (Dummerston and Putney)
 - Blasting will occur every 5 years until 2033 when gravel reserve will be largely exhausted. After 2033 blasting will occur more frequently as the operation shifts to primarily blasting and crushing of bedrock.
 - The permits are due to expire in 2072 (#3059) and 2088 (#3309)

- Access to the pit/quarry will remain the same, utilizing Winterbell drive at the north end of the pit and Route 5 at the southwest corner of the property.
5. The applicant stated that the State permits were up to date and are renewed on a yearly basis.

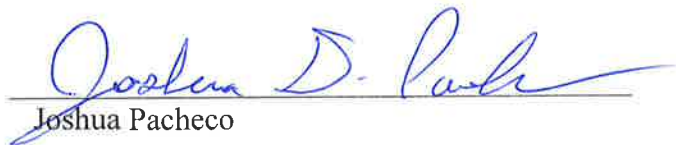
DECISION AND CONDITIONS

Based upon these findings, and subject to the conditions set forth below, the Development Review Board approves the continued use of permits #3059 and #3309. All existing conditions specified in these permits to date remain in effect.

It is the Applicant's responsibility to be in compliance with any State issued permits at all times.

The following members of the Dummerston Development Review Board participated and concur in this decision. The Decision is subject to appeal as provided by Vermont statutes. Cami Elliott, Patty Walior, Josh Pacheco and Chad Farnum.

DUMMERSTON DEVELOPMENT REVIEW BOARD


Joshua Pacheco

Dated: October 8, 2020