

**DEVELOPMENT REVIEW BOARD MEETING  
SEPT. 1, 2016**

The meeting was called to order at 4:35 pm.

Board members present: Samantha Stone, John Peterson, Eric LaRock, Bob Clark, Tom Bohler

Others present: Janet Mondlak, Secretary

**Deliberations #5807**

Applicants: U.S. Fish and Wildlife Service

Landowner: Jim and Lyn Des Marais

Motion by Stone / LaRock to approve a conditional use permit #5807.

The Development Review Board voted 4-1 (in an email vote following the meeting) to approve the conditional use permit #5807 for applicants: U.S. Fish and Wildlife Service and landowners: Jim and Lyn Des Marais to restore the wetland habitat on a floodplain wetland which will include installing ditch plugs and removal of berms and depressions. The location of the property is on Union St, a portion of 1251 acres; tax map parcels 10-01-08 and 09-01-32. These parcels are in the Rural Development District (RDD) and within the Special Flood Hazard Area (SFHA), but outside of the regulatory Floodway

The Board finds that this land is already a wetland and mosquitoes are present now and will continue to be present, and that flooding occurs now and will continue to occur whether this project is approved or not. The Board finds that the project would not involve changing the elevation of the land on the two parcels. The project is unlikely to raise the water level on adjacent properties or impede the flow of water off the land as has happened in the past. However, the possibility that the project could cause a higher water on adjacent properties in the future cannot be ruled out with total certainty. The Board considered requiring test holes but due to the current dry weather conditions an assessment of conditions during more normal or even wetter seasons cannot be made at this time.

The project is intended to reduce the mosquito population naturally. The BLSG Insect Control District has done a good job controlling the mosquito population in the past with help from the State of Vermont and local landowners.

Approval is with the following conditions:

- Prior to the permit for this project being issued, a signed agreement between the NRCS, the State Fish and Wildlife and BLSG Insect Control District regarding monitoring and treating mosquitoes at the project site must be submitted to the Town's Zoning Administrator.
- The project cannot increase the water level on any contiguous properties.

- If adjoining property owners feel in the future that their land has been made wetter as a result of this project and brings that concern to the NRCS or other appropriate federal agency or department with information regarding where they believe the water is coming from, the appropriate federal agency or department will bring in professional hydrologists or other appropriate professionals to address the situation. The appropriate federal agency or department shall make a good faith effort to resolve the problem.
- Prior to the permit for this project being issued, the applicant will submit to the Town's Zoning Administrator a list of all involved agencies or departments with pertinent details specifying department name, contact information, and the responsibility of each department to the project. The applicant will also send the information to all adjoining landowners of this parcel and all interested parties with a statement attesting as to why they are receiving the list.

Final vote was taken by email after the final conditions were written and passed on a vote of 4-1 (Bohler)

Being no further business, the meeting adjourned at 5:45 pm.

Respectfully submitted

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Janet Mondlak