

Appeal Period Expires 7/22/08 **Town of Essex, Vermont** Application Date 7/7/07  
 Zoning District R2 **Application for Zoning Permit** Permit Number 2008-80  
 www.essex.org

All construction is to be completed in accordance with the Town of Essex Zoning Regulations and any/all federal or state regulations now in effect. You are required to post this permit in a conspicuous location on the property and it must remain posted throughout the construction period.  
 Any interested person may appeal the decision of the Zoning Administrator to the Zoning Board of Adjustment within fifteen (15) days of the permit's date of issuance. Commencing construction within this fifteen (15) day appeal period is prohibited by law.  
 Occupancy of the premises shall not take place until a Certificate of Occupancy is obtained.  
 Approval is subject to accuracy of information provided by the applicant.

**A** Parcel Account Numb. (Map-Parcel-Lot) 2- 069-017-009  
 (found in Town Assessor's Office)  
 Property Address: 12 Kimberly Dr  
 Owner: Craig S. Pellerin & Patricia H. Burritt  
 Owner Address: 12 Kimberly Drive  
 Owner Phone: (work) 879-2221 patty (home) 879-6119  
 (cell) 598-2975 patty (Email) \_\_\_\_\_  
 Contractors name: Craig S. Pellerin Phone: 879-6119  
 Cell: 598-3853  
 Estimated Construction Dates: Start: 8/15/08 Completion: 1/15/09  
 Sq. Feet: 576 Estimated Cost (labor & materials): \$15,000

**B** Sewage Disposal (Please attach Sewer or Septic Application). N.A.  
 Public  Private  Connection Fee \$ \_\_\_\_\_ Date Paid: \_\_\_/\_\_\_/\_\_\_  
 Proposed New Bedrooms: 0 Existing Bedrooms \_\_\_\_\_

**C** Water (Please attach Water Service Application). N.A.  
 Public  Private  Fee \$ \_\_\_\_\_ Date Paid: \_\_\_/\_\_\_/\_\_\_

**D** Driveway (Please attach copy of approved Curbcut / Utility Application). N.A.  
 Date of approval \_\_\_/\_\_\_/\_\_\_

**E** Stormwater NA  
 Project disturbs an area greater than or equal to 1 acre – Erosion Control Permit Required. Attach completed permit application.  
 Project creates new or expands existing impervious surface greater than or equal to 1/2 acre – Erosion Control Permit and Stormwater Management Permit required. Attach completed permit application.

**F** Diagram – Show a sketch of project on reverse of this application with property lines, building, and setbacks or attach separate sheet. (Instruction sheet available upon request.)  
See Attachments

**G** Signature of Owner Craig Pellerin

**G**

Check box(es) which describe proposed use or construction (circle choice in parenthesis).  
 N = New A = Addition R = Remodel

<i>Residential:</i>	N	A	R
Single Family	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Two-family (duplex)(other)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Multi-family	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Condominium / Townhouse	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mobile home	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Inclusions or Additions:</i>			
Garage (attached) (detached) <u>2nd</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Porch (enclosed) (open) <u>STORY</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deck	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pool (in) (above) ground	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Shed	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barn (residential) (agriculture)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Non-residential:</i>			
Commercial / Industrial	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Stormwater:</i>			
Stormwater	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Erosion Control	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Other:</i>			
Change in use	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Miscellaneous	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Renewal	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Office Use Only**

Fees:	Type	Amount	Date Pd
	Permit	\$ <u>50.00</u>	<u>07/07/08</u>
	School	\$ _____	<u>___/___/___</u>
	Recreation	\$ _____	<u>___/___/___</u>
	Recording	\$ <u>8.00</u>	<u>07/07/08</u>
	Other	\$ _____	<u>___/___/___</u>

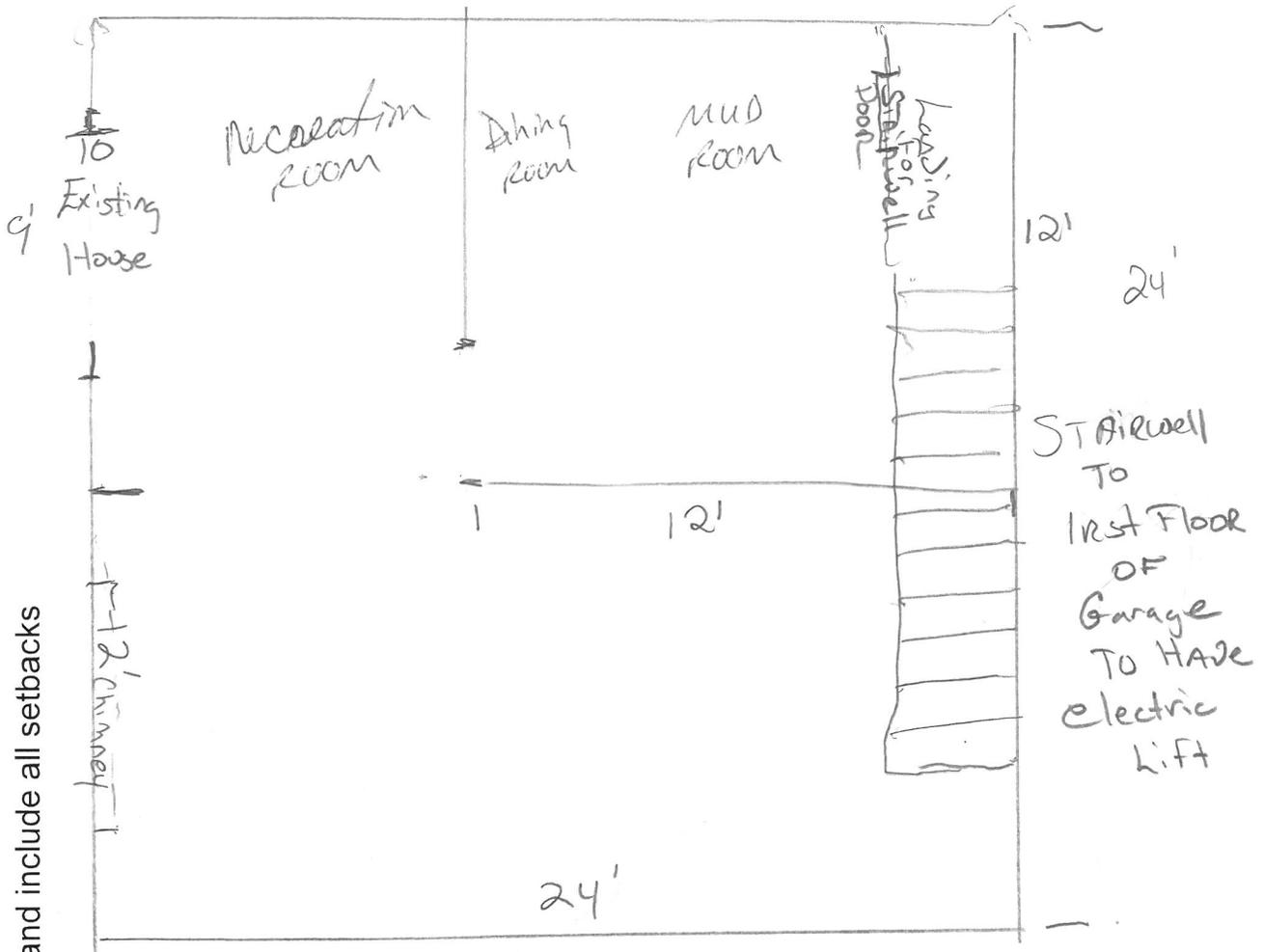
**Building Permit**  
 Approved  Rejected  Date 7/7/08  
 Issued to: Craig Pellerin & Patricia Burritt  
 Zoning Administrator: Sharon L. Kephley  
 Notes: Erosion Control  
Amphlett

C.O. Required Yes  No

THIS PERMIT VALID FOR TWELVE (12) MONTHS FROM DATE OF ISSUE

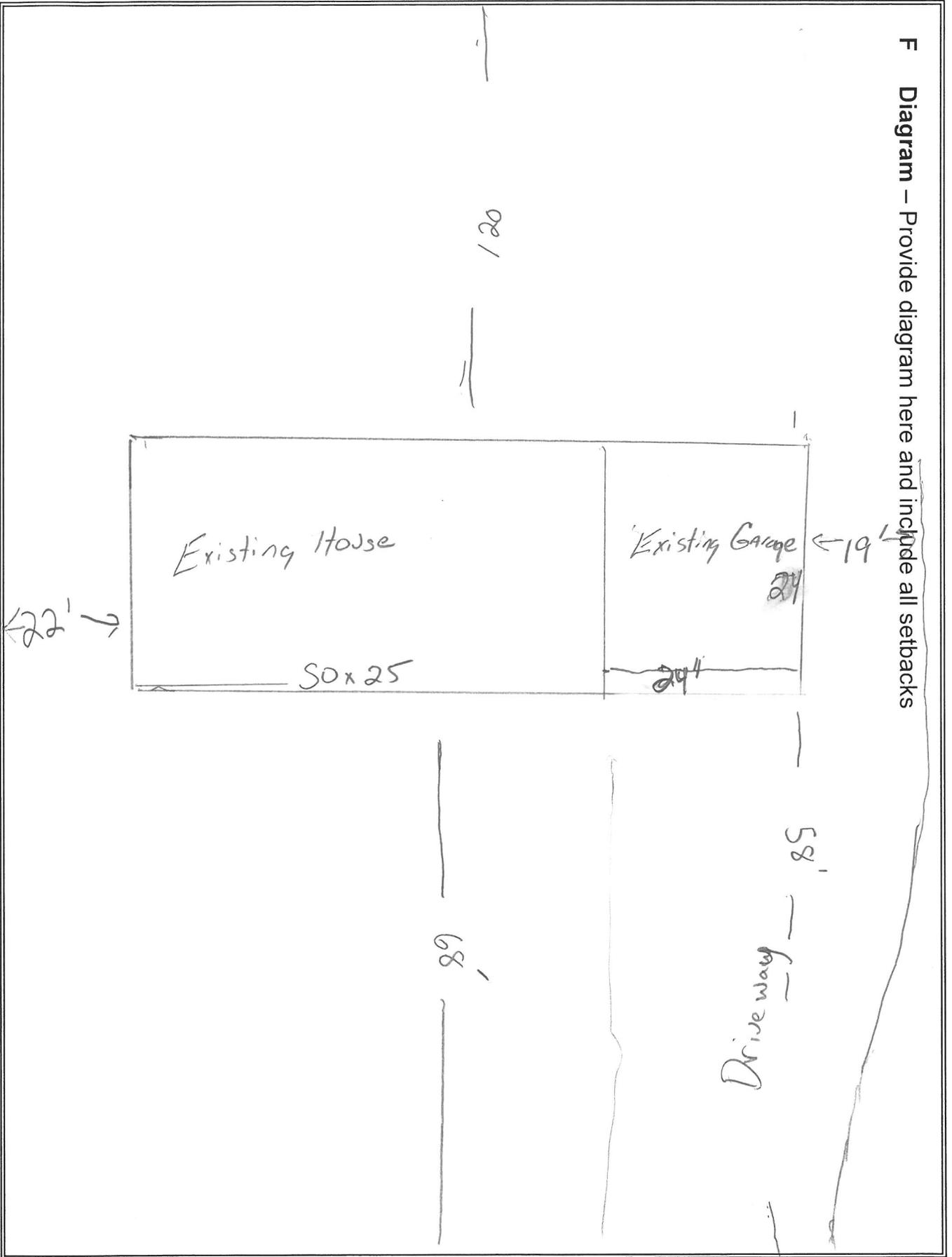
(web) 01/25/06

F Diagram -- Provide diagram here and include all setbacks



Over Existing Garage 24' x 24'

F Diagram - Provide diagram here and include all setbacks





State of Vermont

**LAND USE PERMIT  
ADMINISTRATIVE  
AMENDMENT**

**CASE** 4C0277-4(Corrected)  
**APPLICANT** Craig S. Pellerin & Patricia H. Burritt  
**ADDRESS** 12 Kimberly Drive  
Essex, VT 05452

**LAWS/REGULATIONS INVOLVED**  
10 V.S.A. §§ 6001 - 6092 (Act 250)  
Act 250 Rule 34(D)

District Environmental Commission #4 hereby issues Land Use Permit Administrative Amendment #4C0277-4, pursuant to the authority vested in it by 10 V.S.A., §§ 6001-6092. This permit amendment applies to the lands identified in Book 504, Pages 580, of the land records of the Town of Essex, Vermont.

**This permit incorporates Wastewater System and Potable Water Permit #WW-4-3485, issued by the Department of Environmental Conservation, Agency of Natural Resources. The Project consists of a replacement of a failed wastewater system. The Project is located on Kimberley Drive in the Town of Essex, Vermont.**

1. This permit hereby incorporates all of the conditions of WW Permit #WW-4-3485 issued on May 11, 2010 by the Assistant Regional Engineer, Wastewater Management Division, Department of Environmental Conservation, Agency of Natural Resources in compliance with the above-referenced Vermont State Environmental Protection Rules. Any subsequent nonmaterial changes shall be incorporated herein automatically.
2. Except as amended herein, all terms and conditions of Land Use Permit #4C0277 and subsequent amendments remain in full force and effect.

Dated at Essex Junction, Vermont, this 25<sup>th</sup> day of May 2010.

By /s/Peter E. Keibel  
District #4 Coordinator

This permit is issued pursuant to Act 250 Rule 34(D), Administrative Amendments, which authorizes a district coordinator, on behalf of the District Commission, to "amend a permit without notice or hearing when an amendment is necessary for record-keeping purposes or to provide authorization for minor revisions to permitted projects raising no likelihood of impacts under the criteria of the Act." The rule also provides that all parties of record and current adjoining landowners shall receive a copy of any administrative amendment.

Prior to any appeal of this Administrative Amendment to the Environmental Court, the applicant or a party must file a Motion to Alter with the District Commission within 15 days from the date of this Administrative Amendment, pursuant to Act 250 Rule 34. The decision on the Motion to Alter may be appealed within 30 days of the date of the decision in accordance with 10 V.S.A. Chapter 220. For further information, see the Vermont Rules for Environmental Court Proceedings, available on line at [www.vermontjudiciary.org](http://www.vermontjudiciary.org). The address for the Environmental Court is: Environmental Court, 2418 Airport Rd., Suite 1, Barre, VT 05641-8701. (Tel. # 802-828-1660)



State of Vermont



**LAND USE PERMIT  
ADMINISTRATIVE  
AMENDMENT**

<b>CASE</b>	<b>4C0277-4</b>	<b><u>LAWS/REGULATIONS INVOLVED</u></b>
<b>APPLICANT</b>	Craig S. Pellerin & Patricia H. Burritt	10 V.S.A. §§ 6001 - 6092 (Act 250)
<b>ADDRESS</b>	12 Kimberly Drive Essex, VT 05452	Act 250 Rule 34(D)

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2. Except as amended herein, all terms and conditions of Land Use Permit #4C0277 and subsequent amendments remain in full force and effect.

Dated at Essex Junction, Vermont, this 14<sup>th</sup> day of May 2010

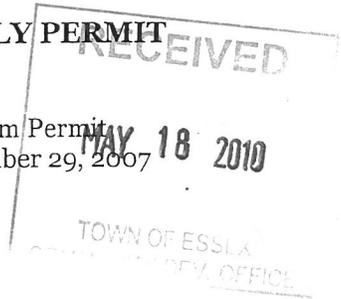
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**WASTEWATER SYSTEM AND POTABLE WATER SUPPLY PERMIT****LAWS/REGULATIONS INVOLVED**

10 V.S.A. Chapter 64, Potable Water Supply and Wastewater System Permit  
Wastewater System and Potable Water Supply Rules, Effective September 29, 2007  
Chapter 21, Water Supply Rules, Effective April 25, 2005



Permit Number: WW-4-3485  
Landowner: Patricia H. Burritt  
12 Kimberly Drive  
Essex Junction VT 05452

Craig S. Pellerin  
12 Kimberly Drive  
Essex Jct VT 05452

This permit affects property identified as Town Tax Parcel ID # Essex: 2069017009 and referenced in deeds recorded in Book 504 Page(s) 580 of the Land Records in Essex, Vermont.

This project, consisting of the construction of a replacement system for on-site wastewater disposal for an existing 4 bedroom home with 1 bedroom apartment, served by an existing municipal water service connection and a soil-based wastewater disposal system located on 12 Kimberly Drive in Essex, Vermont, is hereby approved under the requirements of the regulations named above subject to the following conditions.

**1. GENERAL**

- 1.1 The project shall be completed as shown on the following plans and/or documents prepared by Michael Averill, Licensed Designer, with the stamped plans listed as follows:

Sheet Number	Title	Plan Date	Plan Revision Date
1	Pellerin/Burritt Replacement System Site Plan	4/26/2010	5/10/2010
2	Pellerin/Burritt Replacement System Detail Design	4/26/2010	5/10/2010

- 1.2 The project shall not deviate from the stamped plans in a manner that would change or affect the exterior water supply or wastewater disposal systems, building location, or, the approved use of the building, without prior review and written approval from the Wastewater Management Division.
- 1.3 This permit does not relieve the landowner from obtaining all other approvals and permits as may be required from the Act 250 District Environmental Commission, the Department of Environmental Conservation, Water Supply Division – telephone (802) 241-3400, Water Quality Division – telephone (802) 241-3770, the Department Public Safety, Division of Fire Safety– telephone (802) 879-2300, and local officials **prior** to proceeding with this project.
- 1.4 The conditions of this permit shall run with the land and will be binding upon and enforceable against the landowner and all assigns and successors in interest. The landowner shall be responsible for the recording of this permit in the Essex Land Records within thirty, (30) days of issuance of this permit and prior to the conveyance of any lot subject to the jurisdiction of this permit.
- 1.5 **This permit authorizes the landowner to construct a new wastewater disposal system required to abate a health hazard created by the failure of the existing wastewater disposal system serving the 4 bedroom residence with the attached 1 bedroom apartment. The landowner shall complete construction of the wastewater system approved by this permit August 1, 2010 or this permit shall be null and void. An**



**extension of the construction completion date may be granted for good cause provided a written request for such an extension is received and granted by the Department prior to the above specified date. The landowner is required to continue measures to prevent wastewater from surfacing on top of the ground, entering surface waters of the State, or backing up into the existing residence until such time as the approved wastewater disposal system is constructed, activated, and all the conditions of this permit are satisfied.**

- 1.6 By acceptance of this permit, the landowner agrees to allow representatives of the State of Vermont access to the property covered by the permit, at reasonable times, for the purpose of ascertaining compliance with the Vermont environmental and health statutes and regulations, including performing an inspection of the wastewater disposal and water supply systems serving the/each structure..
- 1.7 In issuing this permit, the Division has relied upon the licensed designer's certification that the design-related information submitted was true and correct, and complies with the Vermont Wastewater System and Potable Water Supply Rules and the Vermont Water Supply Rules. This permit may be revoked if it is determined that the project does not comply with these Rules.
- 1.8 Any person aggrieved by this permit may appeal to the Environmental Court within 30 days of the date of issuance of this permit in accordance with 10 V.S.A. Chapter 220 and the Vermont Rules of Environmental Court Proceedings.

## **2.WATER SUPPLY**

- 2.1 The project is approved for the existing connection to the Essex municipal water system as depicted on the stamped plans. No changes to the water supply shall be allowed without prior review and approval by the Wastewater Management Division.

## **3.WASTEWATER DISPOSAL**

- 3.1 No permit issued by the Secretary shall remain valid after substantial completion of a wastewater system until the Secretary receives a signed and dated certification from a designer or an installer, as specified in the permit, that states:

*"I hereby certify that in the exercise of my reasonable professional judgment the installation-related information submitted is true and correct and the wastewater system was installed in accordance with: the permitted design and all permit conditions; or record drawings and such record drawings are in compliance with the applicable rules, were filed with the Secretary, and are in accordance with all other permit conditions; was inspected; was properly tested; and has successfully met those performance tests."*

This certification shall include the wastewater system and wastewater service lines to each structure.

- 3.2 The project is approved for wastewater disposal by construction and utilization of the site-specific wastewater disposal systems depicted on the stamped plans. The Wastewater Management Division is to be notified, if at any time this system fails to function properly and/or creates a health hazard. The Wastewater Management Division shall allow no other method, or location of wastewater disposal without prior review and approval.
- 3.3 The soil-based, wastewater treatment and disposal systems approved for this project shall be routinely and reliably inspected during construction by a qualified consultant who has been determined acceptable by the Wastewater Management Division, who shall, upon completion and prior to occupancy, report in writing to the Division that the installation was accomplished in accordance with the stamped plans and permit conditions.
- 3.4 No buildings, roads, water lines, earthwork, re-grading, excavation or other construction that might interfere with the installation or operation of the wastewater disposal systems are allowed on or near the site-specific wastewater disposal system depicted on the stamped plans. All isolation distances that are set forth in the Wastewater System and Potable Water Supply Rules will be incorporated into the construction and installation of the wastewater disposal field. Compliance with these isolation distances is required.

- 3.5 The approved wastewater disposal system has been designed to serve a four-bedroom residence and an attached one-bedroom apartment. Prior to any increase in bedrooms, the landowner shall submit an application, fee, and engineering plans for review and approval by the Wastewater Management Division.

Justin G. Johnson, Commissioner  
Department of Environmental Conservation

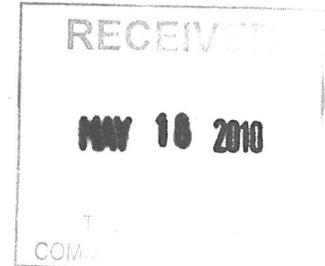
By Jessamine Wyman  
Jessamine Wyman, Assistant Regional Engineer  
Dated May 11, 2010

cc: Essex Planning Commission  
Michael Averill  
Act 250 District Environmental Commission- 4Co277 & amendments  
Department of Public Safety, Division of Fire Safety

State of Vermont  
Department of Environmental Conservation  
Wastewater Management Division  
Essex Regional Office  
111 West Street  
Essex Junction, VT 05452-4695  
[www.septic.vt.gov](http://www.septic.vt.gov)

[phone] 802-879-5656  
[fax] 802-879-3871

Agency of Natural Resources



May 4, 2010

Craig Pellerin and Patricia Burritt  
12 Kimberly Drive  
Essex Jct VT 05452

RE: WW-4-3485, Pellerin/Burritt replacement system replacement system for on-site wastewater disposal for an existing 4 bedroom home with 1 bedroom apartment, 12 Kimberly Drive, Essex, Vermont.

Dear Applicant:

We received your completed application for the above referenced project on May 3, 2010, including a fee of \$210.00 paid by check #754. Under the performance standards for this program, we have a maximum of 30 days of "in-house" time to review your application. If we require further information from you to make a decision, the time until we receive it is not included in the in-house performance standards.

If you have any questions about the review process, or if you have not received a decision on your application within the 30 in-house days, please contact this office.

We have forwarded the information contained in your application to the Information Specialist for this region. A Project Review Sheet will be sent to you indicating other state agencies and departments you should contact regarding additional permits or approvals you may need under their programs. If you have not already done so, you should also check with town officials about any necessary town permits.

**If you submitted your application electronically through eDEC, your consultant will need to upload any revisions and send an email to Ernestine Chevrier, James Sandberg and the reviewer notifying us that you have resubmitted information. This email should reference both the eDEC number and the WW number for the project.**

For the Division of Wastewater Management



James Sandberg  
Administrative Assistant A

cc: Essex Planning Commission  
Michael Averill

