

# Town of Danville Development Review Board Hearing Minutes

1/7/15

(Approved as submitted, 2/4/15)

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## Attendance:

**Present DRB Members:** Mike Smith (Chair), Rob Balivet, Doug Lamothe, John McClung,

**Absent DRB Members:** Ted Chase, Sue Pekala, Theresa Pelletier

**Zoning Administrator:** Linda Leone

**Public:** none

The hearing was called to order by Chair Mike Smith at 7:00 pm. A quorum was established.

**Approval of Minutes:** John McClung moved; Doug Lamothe seconded motion for approval of minutes from the DRB hearing of December 3, 2014 as presented. Motion passed.

## Permit Hearings:

### Permit #2014-60

*Applicants:* Jason and Marcy Larrabee

*Site:* 1410 Route 2 West; UW002-036.000, Bk 147, pages 658-660. Zoning: Route 2

*Project:* Construct approximately 350' of chain link fence on property line along Lamoille Valley Rail Trail.

*Relevant Bylaws:*

Route 2 District, Section 205.5, pages 15-16.

Definitions of "structure" and "setback", Section 702, page 41.

Variance, Section 809, page 48.

*Bylaw Application:* Section 809.1 requires a hearing.

*Discussion:*

1. Applicants have entered into agreement with State of Vermont to build fence within its Lamoille Valley Rail Trail (LVRT) Right-of-Way through a lease. A copy of the agreement has been submitted to the Zoning Administrator. The DRB briefly looked at the agreement.
2. The fence is to be located on State of Vermont property. Therefore, no variance is required and no action is required by DRB.
3. Applicants request withdrawal of Permit Application #2014-60.

*Findings/Conditions:*

1. Applicants filed a copy of lease agreement with Zoning Administrator on 12/23/14.
2. Land lease agreement has initial duration of 5 years with five 4-year renewals.

*Decision:*

John McClung moved; Doug Lamothe seconded motion to accept withdrawal of Permit Application #2014-60. Motion passed.

**Other Business – subdivision Zoning Bylaws:** Chair Mike Smith explained that the DRB is a quasi-judicial body; Danville Planning Commission performs a legislative role; therefore, the DRB can only make suggestions to the Planning Commission for changes to the Zoning Bylaws. He then opened discussion of subdivision bylaws. Discussions will continue at a future meeting.

The hearing was adjourned at 7:15. The meeting continued until 8:15.

Respectfully Submitted,

Rob Balivet

