

**State of Vermont****Department of Environmental Conservation**

Phone 802-505-3931

Agency of Natural Resources

**Drinking Water & Groundwater Protection Division**

Saint Johnsbury Regional Office

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St Johnsbury, VT 05819 [www.dec.vermontt.gov](http://www.dec.vermontt.gov)

January 27, 2021

John &amp; Joyce Larose

PO Box 125

East Barre, VT 05649

RE: Camp remodel; 3938 VT Route 2, Danville VT

(Revised 01/28/2021 Address correction)

Dear John:

Based on a review of the testimony provided:

*"The description of the project is we are going to tear down 12' x 12' section of the camp on the left side facing the front. Remove the back and side deck. Also remove 10' x 18' section of the front deck. We are going to build back a new addition of 744 square feet, attached to the original 20' x 30' of the camp. It will increase the overall footprint of the camp by 300 square feet. The renovation will include a foundation, insulation, windows and siding. The addition will be used to increase the size of the kitchen and bedroom. The 20' x 30' section of the camp will be moved temporarily to allow for foundation work."*

It is my determination that no state WW permit is required to deconstruct and reconstruct portions of the existing 2-bedroom seasonal camp.

**Note**, seasonal is defined as:

**Seasonal** – in reference to the use of a single-family residence, means occupancy of the residence for less than 180 days in each calendar year; as used elsewhere in these Rules means of, relating to, or characteristic of a particular season of the year. (Section 1-201)

*Future conversion to year-round, if desired, will require a WW permit.*

This determination is based on the Vermont Environmental Protection Rules, dated April 12, 2019. Specifically, section 1-302 Permit Exemption for Reconstruction and Appendix C, Figure C-1 Example of 50-foot Calculation for Reconstruction; for ease of reference I have included the language of Section 1-302 and Figure C-1.

**Section 1-302**

(a) A building or structure that is exempt from the permitting requirements of this Subchapter under § 1-303, or that has an associated potable water supply or wastewater system which was permitted by the Secretary on or after January 1, 2007, that has been voluntarily removed or destroyed by fire, flooding, or other force majeure may be reconstructed without obtaining a permit or permit amendment provided all of the following are met:

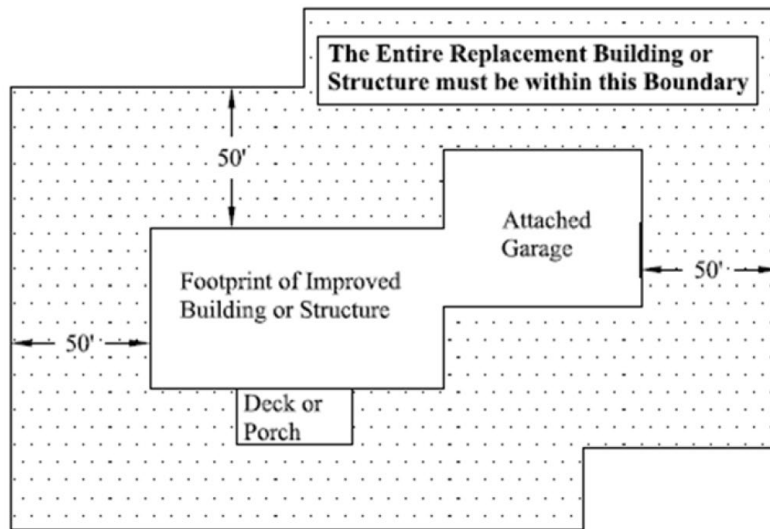
(1) The replacement building or structure is in compliance with all conditions of permits issued under these Rules on or after January 1, 2007.

(2) If the building or structure is exempt pursuant to § 1-303, it shall be reconstructed within 4 years of its removal or destruction. On a case by case basis, this period may be extended for 1 year by the Secretary if:

- (A) the request for the extension is submitted in writing before the end of the 4-year period; and
- (B) the Secretary determines there is good cause for the extension, such as delays in reconstruction due to difficulties resolving insurance claims, insufficient financing, or unresolved municipal permitting issues.

- (3) The replacement building or structure connects to the existing water service line or water service pipe and existing sanitary sewer service line that were connected to the previously existing building or structure.
- (4) The replacement building or structure does not increase design flow or modify other operational requirements of the existing potable water supply or wastewater system.
- (5) The entire footprint of the replacement building or structure, except for that portion of a building or structure that is a deck or porch, is constructed within 50 feet of any outside wall of the previously existing building or structure that is being replaced.
- (6) No other actions are taken or caused to be taken that under these Rules requires the issuance of a permit or permit amendment.
- (b) For the purposes of this Section, a building or structure is “destroyed” if the building or structure is in ruins, the roof has collapsed, the walls or foundation have collapsed or are collapsing, or the building or structure is condemned by a municipality or the State.

**Figure C-1 Example of 50-foot Calculation for Reconstruction**



If you have any questions, please contact me.

Sincerely,

Richard A. Wilson  
Regional Engineer  
Saint Johnsbury, Regional Office

Cc: file