

**TO:** ALL CRITERIA 1B AND 4 PARTIES  
**FROM:** PETER KEIBEL, DISTRICT COORDINATOR  
**SUBJECT:** #4C0438-17 – CHAMPLAIN PARKWAY  
**DATE:** AUGUST 1, 2014  
**CC:** FILE

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The District #4 Environmental Commission reviewed the above-referenced application and held four hearings. Findings of Fact, Conclusions of Law, and Order #4C0438-17 were issued on April 27, 2012. The Commission found positive compliance under all Criteria except 1(B) and 4. That decision was appealed on issues related to Criterion 5. The Findings stated that the determinations under Criteria 1B and 4 were pending technical review by Agency of Natural Resources and issuance of the State stormwater permits. The Operational Stormwater and Construction Stormwater permits were issued by the Agency of Natural Resources on October 11, 2012 and April 15, 2014, respectively. On July 31, 2014, the Superior Court, Environmental Division remanded jurisdiction back to the District Commission to issue a Land Use Permit.

Pursuant to Act 250 Rule 19(C), the Commission is notifying all parties that the State stormwater permits have been issued and are available for review on the Act 250 database. No hearing will be held and the Land Use Permit will be issued unless, on or before **August 11, 2014**, a party requests that the Commission reconvene a hearing on any issues that a party may believe remain to be resolved prior to issuance of a Land Use Permit. If no such request is received and granted, the record will be closed and the Land Use Permit will be issued consistent with Judge Walsh's Decision on the Merits.

Copies of the state issued stormwater permits and proposed permit are available for review on the Natural Resources Board's web site ([www.nrb.state.vt.us/lup](http://www.nrb.state.vt.us/lup)) by clicking on "Act 250 Database" and entering the project number "4C0438-17".

## CERTIFICATE OF SERVICE

I hereby certify on this 1st day of August, 2014, a copy of the foregoing **ACT 250 NOTICE #4C0438-17**, was sent by U.S. mail, postage prepaid to the following individuals without email addresses and by email to the individuals with email addresses listed.

**Note: any recipient may change its preferred method of receiving notices and other documents by contacting the District Office staff at the mailing address or email below. If you have elected to receive notices and other documents by email, it is your responsibility to notify our office of any email address changes.** All email replies should be sent to [nrb-act250essex@state.vt.us](mailto:nrb-act250essex@state.vt.us). You can now fill out and submit the Act 250 survey online at: <http://permits.vermont.gov/act250-survey>.

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### FOR YOUR INFORMATION

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Dated at Essex Junction, Vermont, this 1<sup>st</sup> day of August,  
2014.

/s/ Barbara J. Cady  
Administrative Secretary  
879-5614