District 5
Certcode 0414-0

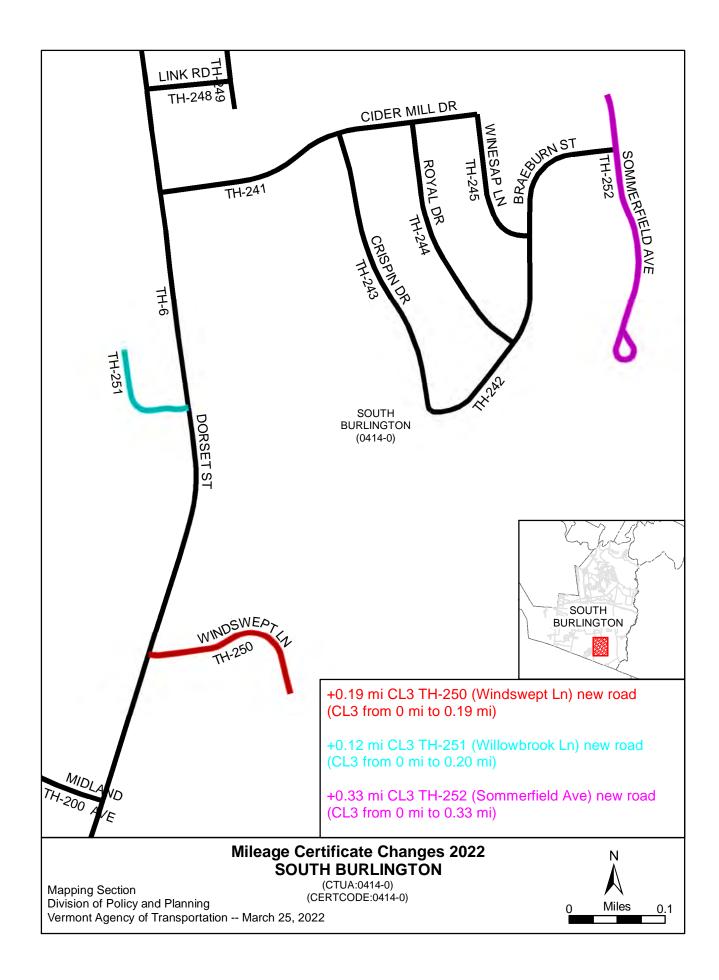
CERTIFICATE OF HIGHWAY MILEAGE YEAR ENDING FEBRUARY 10, 2022

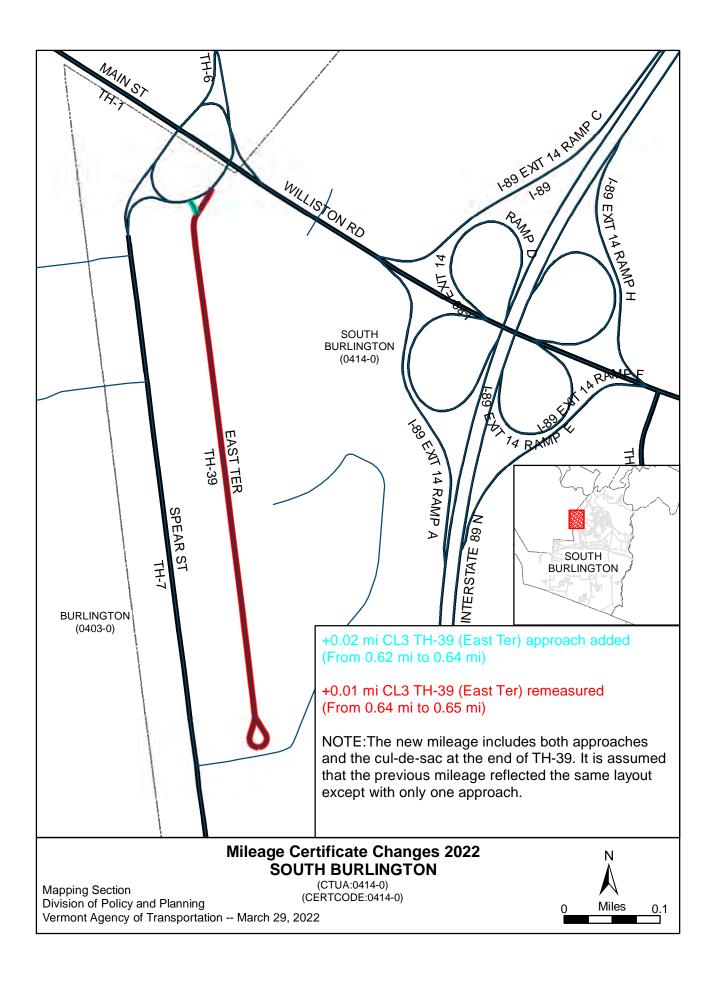
3/8/2022
VTrans Mapping Section

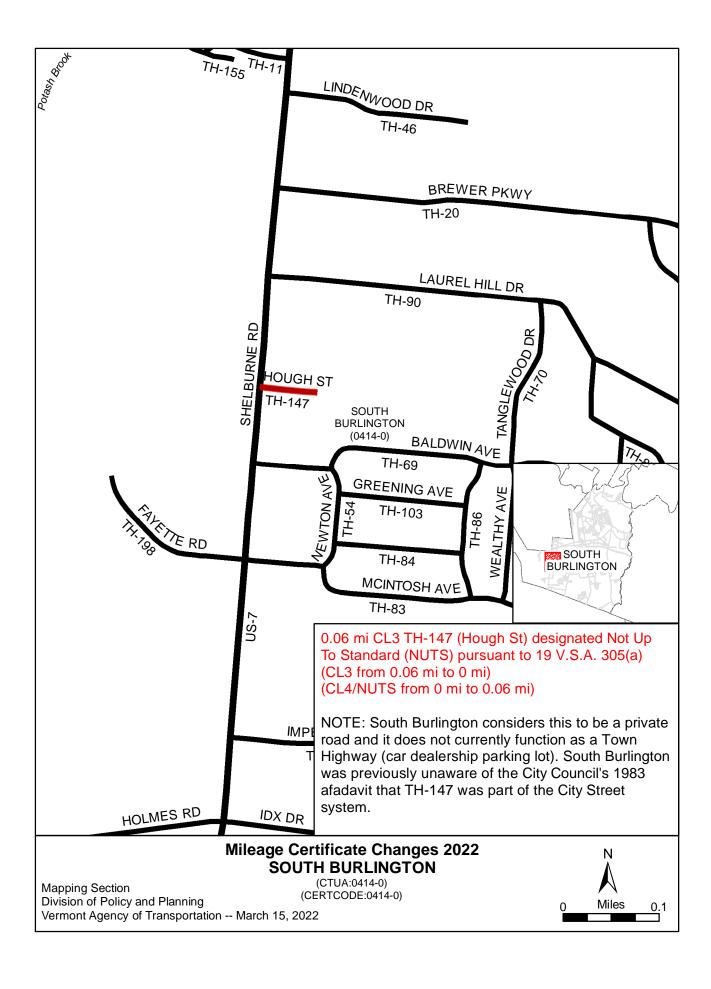
Fill out form, make and file a copy with the Town Clerk, and submit the Mileage Certificate on or before February 20, 2022 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section via email to: aot.mileagecertificates@vermont.gov or if necessary via mail to: VTrans PPAID - Mapping Section, 219 North Main Street, Barre VT 05641.

We, the members of the legislative body of SOUTH BURLINGTON CITY in CHITTENDEN County on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305, added 1985, is as follows:

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	2.289			2.289	0.000
Class 2	19.107			19.107	0.000
Class 3	60.00	0.59 0.6	7 0.06	60.59	60.61 0.000
State Highway	17.017	THE COLUMN TWO IS NOT THE PARTY.		17.017	0.000
Total	98.413			99.023	0.000
Class I Lane	5.512			5.512	
Class 4	1.17	0.06		1.23	0.000
Legal Trail	0.00			10 50 years (
Mileage for Class 1 L	ane, Class 4, and Leg	gal Trail classificatio	ns are NOT included		39 and TH147 change -250,251,252 mileage
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Alley, Kerry

From: Alley, Kerry

Sent: Thursday, March 31, 2022 10:53 AM

To: 'Todd Gregory'

Cc: Thomas DiPietro; Croft, Johnathan; DeAndrea, Pam; AOT - Mileage Certificates

Subject: RE: SB Streets 2021

Good afternoon Todd,

I was able to process the additions of Willowbrook Ln, Sommerfield Av, and Windswept Ln. I eventually found enough documentation via WebLink for those highways. I mapped those roads according to the surveys that were in the meeting agendas, and obtained a total measure of 0.64 mi instead of 0.59 mi. This difference in mileage is not unusual as it is our policy to measure from centerline to centerline which often overlaps the right-of-way of streets intersected.

As I mentioned in my previous email below, I also processed the changes to East Ter (TH-39) and Hough St (TH-147) that we were unable to process in 2020.

- 1. We've mapped the second approach to East Ter, and adjusted the total mileage to match the measures in our mapping software.
- 2. Hough St is now designated Not Up To Standard (NUTS). This does not affect the legal status of the road (it's not a reclassification or discontinuance), it is simply a designation allows us to include its mileage with the class 4 totals (which do not affect class 3 highway funding) instead of class 3 mileage. In order to remove Hugh St from the Town Highway Map, we would need some documentation that indicates that it is not a town highway. I can forward some of our past correspondence regarding Hough St to you if you like.

Copies of the signed cert will be returned to you and the City Clerk once we have produced the 2022 Town Highway Maps this summer.

Please let me know if you have any questions, or if you find additional information regarding Hough St.

Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 219 North Main Street | Barre, VT 05641 802-917-2621 (cell) | Kerry.Alley@vermont.gov http://vtrans.vermont.gov/planning/maps (NOTE: new phone number and address)

From: Alley, Kerry

Sent: Monday, March 14, 2022 6:34 PM **To:** 'Todd Gregory' <tgregory@sburl.com>

Cc: Thomas DiPietro <tdipietro@sburl.com>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; DeAndrea, Pam

<Pam.DeAndrea@vermont.gov>; AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>

Subject: RE: SB Streets 2021

Hello Todd,

I was able to find some of the documentation that I need online (see details below)...until the WebLink records site locked me out (temporarily) because it thought I was a malicious bot.

I found:

- Acceptance documentation for Willowbrook Lane: Agenda and Meeting Minutes from 5 August 2019. I can process that change, and will let you know if I update the measure.
- Agenda for accepting Sommerfield Ave (3 Feb 2020). I *think* I'll be able to find the minutes when I regain access to WebLink. If not, I will ask you for help.

Note: I could not find any documents for Windswept Lane. Has it been formally accepted yet? Are recent documents also searchable via the WebLink site?

Note: We will include the Hugh St and East Ter changes (as shown on the draft 2020 Certificate) on the 2022 Certificate, unless you let us know this week that Hugh St has been officially discontinued.

I also want to make sure that you are aware that I can only process Windswept Ln and Sommerfield Ave if I have the acceptance documentation this week, before we close out the 2022 Certificate review and processing.

If you have any questions, please give me a call at my cell number below (after 10 am).

Thanks!

Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 219 North Main Street | Barre, VT 05641 802-917-2621 (cell) | <u>Kerry.Alley@vermon</u>t.gov http://vtrans.vermont.gov/planning/maps (NOTE: new phone number and address)

Original Attachments of message below:

---<<SouthBurlington 2020 Certificate Correspondence.pdf>>

--- << ScanPreloadedCert 2020.pdf>>

From: Alley, Kerry

Sent: Thursday, March 10, 2022 10:31 AM To: 'Todd Gregory' <tgregory@sburl.com>

Cc: Thomas DiPietro <tdipietro@sburl.com>; Croft, Johnathan.Croft@vermont.gov>; DeAndrea, Pam < Pam. DeAndrea@vermont.gov >; AOT - Mileage Certificates < AOT. Mileage Certificates@vermont.gov >

Subject: RE: SB Streets 2021

Attached:SouthBurlington 2020 Certificate Correspondence.pdf ScanPreloadedCert 2020.pdf

Hello Todd,

I just left a phone message on your work phone, and wanted to follow up with an email just in case you don't get into your office regularly.

First of all, when I said the Certificate did not have signatures, I was looking at the copy that was attached to the supporting documentation, not the one that you sent separately, so I'm all set with the signatures.

I will, however, still need additional documentation to process those new town highways. I have the Warranty Deeds that clearly indicate that the rights-of-way have been dedicated to the City, but I also need documentation that indicates that the highways have been accepted as Town Highways. This might take the form of, for example, City Council minutes, a report filed in the records summarizing the process of establishing the highway, or a certificate of completion of opening.

Also, do you have copies of the as-built plans, or maybe even the .dgn files for the new roads? That would make it easier for us to map the new roads accurately and to verify the measures. It is VTrans policy to measure highway lengths from the centerline of any roadways it intersects, instead of stopping where the right-of-way intersects the right-of-way of the intersecting road. This will also likely result in more class 3 mileage than you have submitted on the Certificate.

Related to the Sommerfield Ave change: Is the section of Cider Mill Dr that I've highlighted in the image below also a Town Highway? We have only received documentation for the portions of Cider Mill Dr that are shown with the thick black line, and not for the highlighted section.



Last, but not least, there were 2 changes pre-loaded onto South Burlington's 2020 Mileage Certificate that have never been processed because we did not receive a copy of the certificate signed by the City in time to process it with the 2020 changes (see our correspondence and a copy of the preloaded 2020 certificate, attached). The details about both changes are in the correspondence. Unless you have documentation indicating that "Hugh St" has been discontinued, I would like to put those change on the certificate this year.

Please give me a call if you have any questions about any of these changes or the documentation required to process them!

Thanks,

Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 219 North Main Street | Barre, VT 05641 802-917-2621 (cell) | Kerry.Alley@vermont.gov http://vtrans.vermont.gov/planning/maps (NOTE: new phone number and address)

Original Attachments of message below:

---<<2021SBstreetsPt2.pdf>>

From: Todd Gregory < tgregory@sburl.com>
Sent: Tuesday, March 8, 2022 10:30 AM
To: Alley, Kerry < Kerry.Alley@vermont.gov>
Cc: Thomas DiPietro < tdipietro@sburl.com>

Subject: SB Streets 2021

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Kerry -

Here is the rest of the info collected for the new SB streets (Willowbrook Lane, Sommerfield Ave and Windswept Lane).

Please let me know if you have any questions.

Best -

Todd G.

Todd J Gregory Engineering Technician II South Burlington Public Works 802-658-7961 x 6104 (office) 802-370-9114 (cell)

Notice - Under Vermont's Public Records Act, all e-mail, e-mail attachments as well as paper copies of documents received or prepared for use in matters concerning City business, concerning a City official or staff, or containing information relating to City business are likely to be regarded as public records which may be inspected by any person upon request, unless otherwise made confidential by law. If you have received this message in error, please notify us immediately by return email. Thank you for your cooperation.

Alley, Kerry

From: Todd Gregory <tgregory@sburl.com>
Sent: Tuesday, March 8, 2022 10:30 AM

To: Alley, Kerry
Cc: Thomas DiPietro
Subject: SB Streets 2021
Attachments: 2021SBstreetsPt2.pdf

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Kerry –

Here is the rest of the info collected for the new SB streets (Willowbrook Lane, Sommerfield Ave and Windswept Lane).

Please let me know if you have any questions.

Best -

Todd G.

Todd J Gregory Engineering Technician II South Burlington Public Works 802-658-7961 x 6104 (office) 802-370-9114 (cell)

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District Certcode 0414-0

CERTIFICATE OF HIGHWAY MILEAGE YEAR ENDING FEBRUARY 10, 2022

Fill out form, make and file a copy with the Town Clerk, and submit the Mileage Certificate on or before February 20, 2022 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section via email to: aot.mileagecertificates@yermont.gov or if necessary via mail to: VTrans PPAID -Mapping Section, 219 North Main Street, Barre VT 05641.

We, the members of the legislative body of SOUTH BURLINGTON CITY in CHITTENDEN County on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305, added 1985, is as follows:

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highwaj
Class 1	2.289				0.000
Class 2	19.107			man of Analista (4	0.000
Class 3	60.00	0.59		60.59	0.000
State High	<i>way</i> 17.017				0.000
Total	98.413				0.000
* Class 1 Land	5.512		a grand and the state of the st	·	
* Class 4	1.17				0.000
* Legal Trail	0.00	And a second point			
* Mileage for (Class 1 Lane, Class 4, and Leg	ral Trail classificati	ions are NOT included	l in total	
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APPROVED:

DATE:

DocuSign Envelope ID: 5536BED2-8162-4DEA-9927-12B476AF5774

STREET NAME:

Sommerfield Avenue

BEGIN:

Cider Mill Drive

END:

Cul-de-sac

LENGTH:

0.29 MILES

VOLUME:

1509

PAGE(S):

280

DESCRIPTION:

Beginning at CIDER MILL DRIVE, extending SOUTH ending as a cul-de-sac.



https://www.google.com/maps/place/Sommerfield+Ave,+South+Burlington,+VT+05403/@44.4238605,-73.1637752,17z/data=!4m5!3m4!1s0x4cca794bb77c8215:0xfd83889ec46499fl8m2!3d44.4240138... 1/2

CITY CLERK'S OFFICE
Received Mar 06:2020 12:57P
Recorded in VOL: 1509 PG: 280- 282
OF So. Burlinston Land Records
Attest:

Donna Kinville City Clerk 00057298

V. 1509

PG: 280

WARRANTY DEED

KNOW ALL PERSONS BY THESE PRESENTS, that DORSET STREET ASSOCIATES, LLC, a Vermont limited liability company with a place of business in South Burlington, County of Chittenden and State of Vermont ("Grantor"), in consideration of the sum of Ten and More Dollars paid to its full satisfaction by THE CITY OF SOUTH BURLINGTON a municipal corporation located in the County of Chittenden and State of Vermont ("Grantee"), by these presents, does freely GIVE, GRANT, SELL, CONVEY and CONFIRM unto Grantee, THE CITY OF SOUTH BURLINGTON, and its successors and assigns forever, a certain strip of land in the City of South Burlington, County of Chittenden and State of Vermont (hereinafter the "Property"), described as follows, viz:

Being the roadway in Grantor's planned residential development known as Sommerfield Avenue, as depicted on a plat entitled: "The Cider Mill, South Burlington, Vermont, Overall Subdivision Plat," Sheet 1 of 4, "Subdivision Plat A," Sheet 2 of 4, "Subdivision Plat B," Sheet 3 of 4 and "Subdivision Plat C," Sheet 4 of 4, prepared by Button Professional Land Surveyors, PC, dated April 23, 2003, last revised November 7, 2003, and recorded in Map Slide 422 at Pages 1-4 of the City of South Burlington Land Records (collectively, the "Plat"), and being more particularly described with reference to the Plat as a sixty (60) foot-wide strip of land extending in a southerly direction from the southerly intersection of Cider Mill Drive and Sommerfield Avenue and being bounded by Cluster 2, Braeburn Street and a portion of Cluster 5 on the westerly side and Lots 54-59 and a portion of Cluster 5 on the easterly side, and including the cul-de-sac at the southerly extension of Sommerfield Avenue. Reference is also made to a plan entitled: "The Cider Mill, South Burlington, Vermont, Overall Site Plan," prepared by Llewellyn-Howley Incorporated, dated Feb. 11, 2002, last revised May 14, 2003 and recorded in Map Slide 420 at Page 3 of the City of South Burlington Land Records (the "Site Plan"). The Property includes the benefit of an easement (the "Easement") for purposes set forth below over the hammer head extension of Sommerfield Avenue onto the strip of land entitled "60" wide R.O.W. to Marceau" as depicted on the Site Plan until such time that said area is accepted as a public road. Meaning and intending to include any necessary connections or intersections with Cider Mill Drive and Sommerfield Avenue, and the intersection of Braeburn Street and Sommerfield Avenue which are required to create a continuous roadway network.

The above-described Property and Easement are conveyed to Grantee for use for municipal road, utility, and stormwater drainage purposes. This Warranty Deed shall act as a bill of sale and does hereby convey all improvements located on, over and under the Property or Easement, including but not limited to all roadway improvements, sidewalks, sewer and water mains and appurtenances, and stormwater pipes, catch basins, and appurtenances.

The herein conveyed lands and premises also include sight distance easements in such locations as depicted on the Plat at the intersection of Cider Mill Drive and Sommerfield Avenue and the intersection of Braeburn Street and Sommerfield Avenue.

Together with easements adjacent to and leading from the Property at particular points for stormwater pipes, including, without limitation, over such area depicted as "60' Drainage Easement" over Lot 59 on the Plat, the final location of the easements to be centered on the pipes as installed. Said pipes conduct stormwater drainage to drainage swales, basins and ponds maintained by Grantor and its successors and assigns.

By acceptance of this Warranty Deed, Grantee acknowledges that it has received the necessary asbuilt certifications and test results, and has performed the investigations it deems necessary to accept the above-mentioned improvements in their "as is - where is" condition.

The Property is a portion of the same lands and premises conveyed to Grantor by Warranty Deed of Robert R. Chittenden and Royal C. Chittenden dated May 3, 2005 and recorded in Volume 708 at Page 354 of the City of South Burlington Land Records, and by Corrective Warranty Deed of Robert R. Chittenden and Royal C. Chittenden dated May 9, 2005 and recorded in Volume 709 at Page 255 of the City of South Burlington Land Records.

The Property is conveyed subject to: (a) all easements and rights of way depicted on the Plat and the Site Plan; (b) the findings, conditions and conclusions of State of Vermont Land Use Permit No. 4C1128-1 dated March 16, 2005 and recorded in Volume 701 at Pages 629-634 the City of South Burlington Land Records; (c) terms and conditions of City of South Burlington Development Review Board approval dated August 19, 2003, evidenced by the confirmation endorsed on the recorded Plat; (d) terms and conditions of State of Vermont Wastewater System and Potable Water Supply Permits No. WW-4-2225 and No. WW-4-2225R dated March 11, 2005 and March 18, 2005, respectively, and recorded in Volume 702 at Pages 146-149 of the City of South Burlington Land Records; (e) terms and conditions of Authorization to Discharge Under General Permit 3-9015, Permit Number 3144-9015, Project ID Number EJ04-0087 dated April 28, 2004 and recorded in Volume 687 at Page 624 of the City of South Burlington Land Records; (f) terms and conditions of Conditional Use Determination, File #2001-002, DEC ID#EJ03-0188 dated October 27, 2004 and recorded in Volume 687 at Page 627 of the City of South Burlington Land Records; (g) terms and conditions of Public Water System Permit to Construct dated February 25, 2005; and (h) Construction General Permit NOI #3144-9001 dated January 26, 2005.

The Property is also subject to: (a) the provisions of municipal ordinances, public laws, and special acts; and (b) all easements and rights of way of record depicted on the Plat and the Site Plan, not meaning to reinstate any claims barred by operation of the Vermont Marketable Record Title Act, 27 V.S.A. §601-611, both inclusive.

Reference is hereby made to the above-mentioned plan and deeds and the records thereof, and the references therein made all in further aid of this description.

TO HAVE AND TO HOLD the Property, with all the privileges and appurtenances thereto, to Grantee, THE CITY OF SOUTH BURLINGTON, and its successors and assigns, to its own use and behoof forever; and Grantor, for itself and its successors and assigns, does covenant with Grantee, and its successors and assigns, that until the ensealing of these presents, Grantor is the sole owner of the Property, and has good right and title to convey the same in the manner aforesaid, that the Property is FREE FROM EVERY ENCUMBRANCE, except as aforementioned; and it hereby engages to WARRANT and DEFEND the same against all lawful claims whatever, except as aforementioned.

00057298

V= 1509

282

Before me,

Notary commission issued in Chittenden County My commission expires: 2/10/07

Notary Public

Vermont Property Transfer Tax
32 V.S.A. Chap 231
—ACKNOWLEDGEMENT—
RETURN REC'D-TAX PAID BOARD
OF HEALTH CERT. REC'D.
VT LAND USE & DEVELOPMENT
PLANS ACT. CERT. REC'D
Return No.
Donna Kinville City Clerk
Date Mar 06:2020

STREET NAME:

Willowbrook Lane

BEGIN:

Dorset Street

END:

Dead End

LENGTH:

0.11 Miles

VOLUME:

1483

PAGE(S):

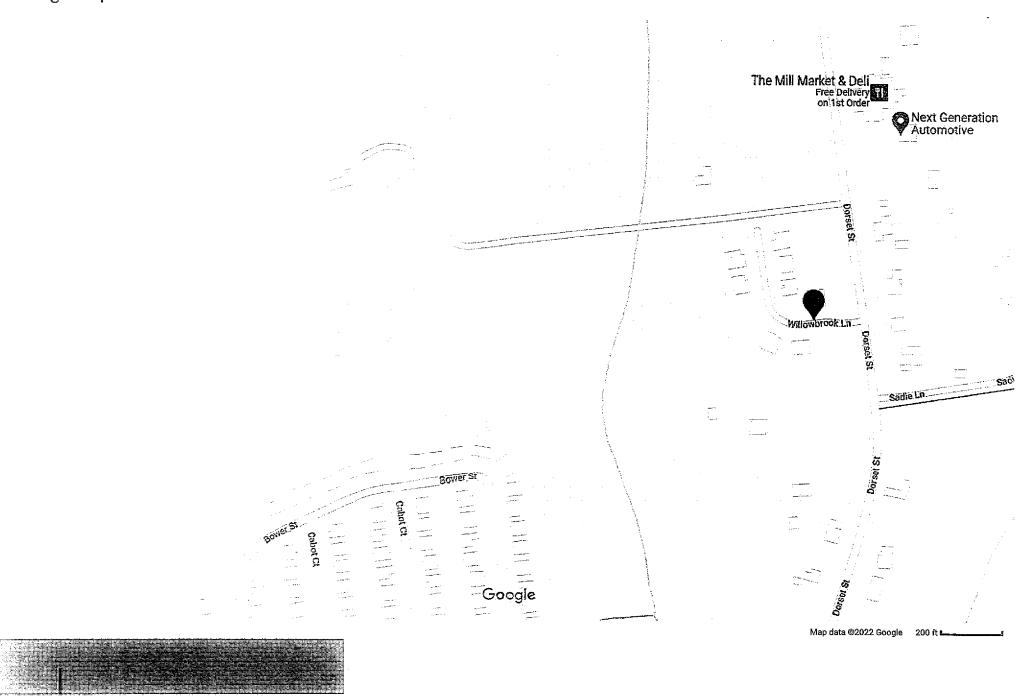
211

DESCRIPTION:

Beginning at DORSET STREET, extending WEST, turning NORTH ending as a dead

end

Google Maps Willowbrook Ln



https://www.google.com/maps/place/Willowbrook+Ln,+South+Burlington,+VT+05403/@44.4212008,-73.1761053,17z/data=!3m1!4b1!4m5!3m4!1s0x4cca7eb313d5bc63:0x3fff82456d1deed9!8m2!3d44.... 1/2

V: 1483 P

CITY CLERK'S OFFICE Received Sep 18:2019 04:200 Recorded in VOL: 1483 PG: 211- 214 OF So. Burlinston Land Records Attest: Danna Kieville

City Clerk

WARRANTY DEED

KNOW ALL PERSONS BY THESE PRESENT'S, That Willowbrook Homes, LLC, a

Vermont limited liability company, with principal place of business in Essex, in the County of Chittenden
and State of Vermont, GRANTOR (whether singular or otherwise, hereinafter referred to as "Grantor"),
in the consideration of TEN AND MORE DOLLARS paid to Grantor's full satisfaction by the CITY

OF SOUTH BURLINGTON, a Vermont municipality in the County of Chittenden and State of

Vermont, GRANTEE (whether singular or otherwise, hereinafter referred to as "Grantee"), by these

presents, does freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee,

CITY OF SOUTH BURLINGTON, and Grantee's successors and assigns forever, a certain strip of
land in the City of South Burlington, in the County of Chittenden and State of Vermont, as follows:

Being the roadway known as "Willowbrook Lane" located in the planned unit development more particularly shown and depicted on a plat entitled: "Subdivision Plat of Lands Owned by William & Gail Lang Living Trust, William R. & Gail Lang, Trustees, 1675 Dorset Street, City of South Burlington, County of Chittenden, State of Vermont" prepared by O'Leary-Burke Civil Associates, PLC, dated March 25, 2015, and recorded at Map Slide 584 of the City of South Burlington Land Records (the "Plat").

The herein conveyed roadway is more particularly described as a strip of land having a width of 50.01 feet, more or less, and extending in a westerly and thence northerly direction from westerly side of Dorset Street to the northerly boundary line of the Grantor.

Also conveyed herewith are easements and rights of way more particularly described as follows:

- 1. An easement and right of way over a parcel of land having a width of 44' and a depth of 25' feet depicted as "turnaround easement" on the above-referenced Plat.
- 2. An easement and right of way over a parcel of land having a width of 10' and a depth of 10' depicted as "fire hydrant easement" on the above-referenced Plat.
- 3. An easement and right of way twenty feet (20") wide running along the easterly frontage of Grantor's property, parallel with and westerly of Dorset Street, depicted as "20" bike path easement" on the above-referenced Plat. The herein conveyed bike path easement shall be used as a recreational



and bicycle pathway, subject to the condition that no motorized traffic, including but not limited to motorcycles, trail bikes and snowmobiles, shall be allowed to use said path, except motorized vehicles used by the Grantee, or its agents, for the purposes of constructing, maintaining and patrolling the path. Grantee, its successors and assigns, shall have the right to construct, reconstruct, repair, maintain, replace, patrol, level, fill, drain, and pave said bike path, at is sole cost, expense and risk. Grantee acknowledges that it will indemnify and hold Grantor, and its successors and assigns, harmless, to the full limits of liability insurance that Grantee customarily maintains, for any injury or damage resulting from the public use of said recreation path easement not attributable to acts of the Grantor. Grantee, by recording of this deed, acknowledges that recreation path easement herein described has been donated to the City of South Burlington, at no cost to the City, with the intent that Grantor and its successors and assigns shall receive the full benefit and protection of 19 V.S.A. § 2309. Further, the Grantor, its successors and assigns, shall have the right to make use of the surface of the right-of-way and easement such as shall not be inconsistent with the use of said right-of-way for its intended purposes until such time as the recreation pathway is constructed, but Grantor, its successors and assign shall specifically place no structures, landscaping or other improvements within said easement and right-of-way which shall prevent or interfere with the within Grantee's ability to use said easement and right-of-way. Grantee acknowledges that the construction and maintenance of improvements necessary to provide access to Grantor's property shall not be inconsistent with the use of this easement by the Grantee.

Also conveyed herewith is the right to enter on other lands of the Grantor herein for the purposes of construction and for purposes of exercising any of the above granted rights; provided, however, that the said rights must be exercised in a careful and diligent manner and any damage to any property of the Grantor caused by the Grantee, its successors and assigns, shall be repaired by the Grantee who shall promptly restore the ground as near as reasonably practical to its original condition as soon as practical after any excavation on Grantor's land.

By recording of this deed, Grantee agrees, for itself and its successors and assigns, that any premises of the Grantor lying outside the scope of the roadway or easements conveyed herewith that are disturbed or affected by Grantee's exercise of the rights granted it hereunder, shall be restored as near as reasonably practical to their condition prior to such entry at Grantee's own cost and within a reasonable time.

This Warranty Deed shall act as a bill of sale and does hereby convey all improvements located on, over and under the property herein conveyed, including but not limited to all roadway improvements, blike path improvements, sewer and water mains and appurtenances, hydrants, pipes and other fixtures and appurtenant equipment located within the casement areas described herein.

By acceptance of this Warranty Deed, Grantee acknowledges that it has received the necessary as-built certifications and test results, and has performed the investigations it deems necessary to accept the above-mentioned improvements in their "as is- where is" condition.

This conveyance is subject to: (a) all easements and rights of way depicted on the Plat and the Plans, except utility easements, which shall be junior or inferior and any work within the herein conveyed easements and rights-of-way shall be in accordance with the Grantee's public works standards as they may be amended from time to time; (b) the terms and conditions of the City of South Burlington Development Board Review Approval No. SD-15-04 dated March 20, 2015, evidenced by the confirmation endorsed on the recorded Plat; and (c) terms and conditions of State of Vermont Wastewater System and Potable Water Supply Permit No. WW-4-4422 dated April 29, 2015.

The herein conveyed roadway and easements are located on a portion of the lands and premises conveyed to Grantor by Warranty Deed of William R. Lang & Gail Lang, Trustees of the William & Gail Lang Living Trust dated June <u>1212</u>, 2015, of record at Volume <u>1212</u>, Page <u>232</u>, of the City of South Burlington Land Records.

Reference is hereby made to the above-referenced instruments, the records thereof, the references therein made, and their respective records and references, in further aid of this description.

TO HAVE AND TO HOLD the above described easements and rights with all the privileges and appurtenances thereof, to the said Grantee, City of South Burlington, and Grantee's successors and assigns, forever;

And the said Grantor, Willowbrook Homes, LLC, for itself and its successors and assigns, does covenant with the said Grantee, and Grantee's successors and assigns, that until the ensealing of these presents Grantor is the sole owner of the premises, and has good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE, except as aforesaid, provided that such exception shall not reinstate any such rights or encumbrances previously extinguished by Title 27 Vermont Statutes Annotated, Chapter 5, Subchapter 7; and Grantor hereby engages to WARRANT AND DEFEND the same against all lawful claims whatever, except as aforesaid.



IN WITNESS WHEREOF, Grantor has c	aused this instrument to be executed and
acknowledged this Aday of June	A.D. 2015.
	WILLOWBROOK HOMES, LLC
	Ву:
	Peter Kahn, Duly Authorized Agent
STATE OF VERMONT CHITTENDEN COUNTY, SS	
At Soa Vh By Joshis And day of Joshio authorized agent for Willowbrook Homes, LLC, pers	A.D. 2015, Peter Kahn, duly onally appeared and acknowledged this instrumen
by him sealed and subscribed to be his free act and de	
Homes, LLC.) Q. C.

Notary Public

My commission expires: 2/10/19

06-09-15 Willowbrook Homes LLC Street and BikePath Deed - DWR revd 06-09-15 Wpdoes/Dan/Willowbrook/Street&Bike Path.Deed.06 10 2015.doex

Vermont Property Transfer Ton 32 V.S.A. Chap 231 —ACKNOWLEDGETYEMY— RETURN REC'D-TAX PAID DOARD OF HEALTH CERT. REC'D. VI LAND USE & DEVELOPMENT PLANS ACT. CERT. REC'D Return No. Donno Kinville City Clerk Date Sep 18:2019





DocuSign Envelope ID: 5536BED2-8162-4DEA-9927-12B476AF5774

STREET NAME:

Windswept Lane

BEGIN:

Dorset Street

END:

Dead End

LENGTH:

0.19 Miles

VOLUME:

1456

PAGE(S):

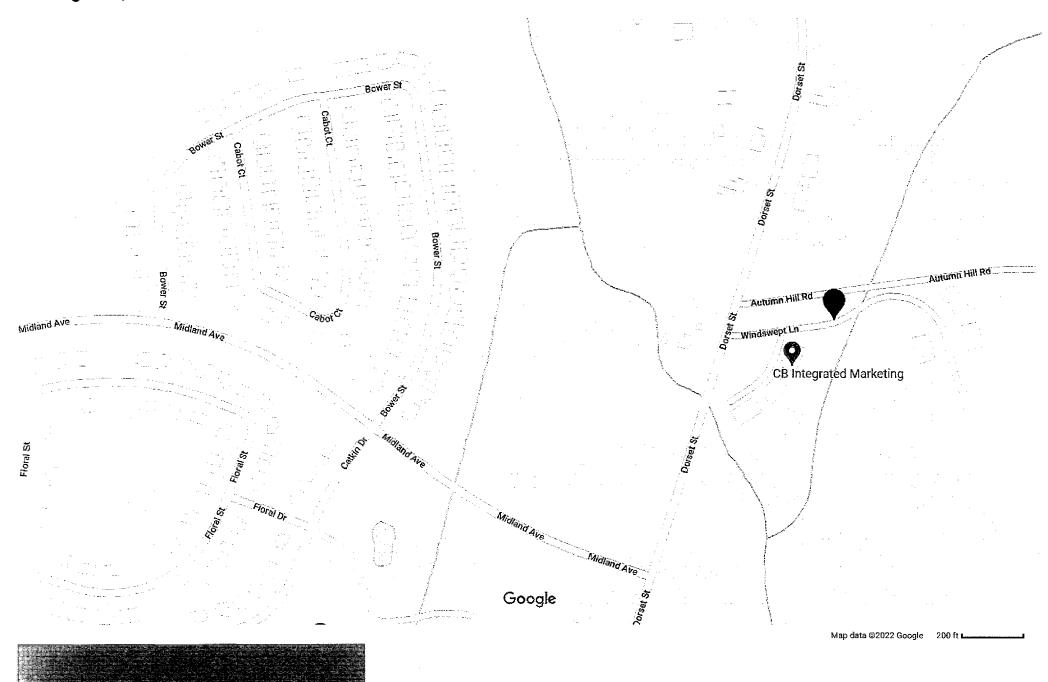
325, 326

DESCRIPTION:

Beginning at DORSET STREET, extending EAST, turning SOUTH ending as a dead

end

Google Maps Windswept Ln



https://www.google.com/maps/place/Windswept+Ln, + South+Burlington, + VT+05403/@44.4176099, -73.1749013, 17z/data = !3m1!4b1!4m5!3m4!1s0x4cca7eb14e5168d3:0xbcd99b38597854b3!8m2!3d44.... 1/2 + 1/2

CITY CLERK'S DFFICE
Received Feb 11/2019 04:10P
Recorded in VOL: 1556 PG: 325-336
Recorded in VOL: 1556 PG: 325-336
Attest:
Donny Kinville
City Clerk

Exhibit A

WARRANTY DEED

KNOW ALL PERSONS BY THESE PRESENTS that Jeffrey S. Goldberg and Elizabeth A. Goldberg, of South Burlington, in the County of Chittenden and State of Vermont, Grantors, in the consideration of ----- TEN AND MORE ----- Dollars paid to their full satisfaction by the City of South Burlington, a municipality organized and existing under the laws of the State of Vermont with its principal place of business in South Burlington, in the County of Chittenden and State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, the City of South Burlington, its successors and assigns forever, a certain piece of land for public roadway and utility purposes in South Burlington, in the County of Chittenden and State of Vermont, described as follows, viz:

Being the sixty foot (60") wide roadway depicted as "Windswept Lane" on a plan of land entitled "Subdivision Plat, Dorset Street - So. Burlington Vermont, Jeffrey & Elizabeth Goldberg" prepared by O-Leary-Burke Civil Associates, PLC, dated April 30, 2014, last revised and recorded in Map Slide 570.6 of the City of South Burlington Land Records.

This Warranty Deed shall act as a bill of sale and does hereby convey all improvements located on, over and under the roadway hereby conveyed, including but not limited to all roadway improvements, sidewalks, lights, sewer and water mains and appurtenances, and stormwater pipes, eatch basins and appurtenances.

Being a portion of the land and premises conveyed to Jeffrey S. Goldberg and Elizabeth A. Goldberg by Warranty Deed of Steven Freedman and Mary Anne Freedman dated October 14, 1992 and recorded in Volume 333 at Pages 292-293 of the City of South Burlington Land Records.

Said land and premises are subject to the terms and conditions of Land Use Permit No. 4C1250-1 dated November 26, 2014 and recorded in Volume 1246 at Pages 319-323 of said Land Records, Wastewater System and Potable Water Supply Permit No. WW-4-2093-1 dated June 16, 2010 and recorded in Volume 940 at Pages 20-22 of said Land Records, Wastewater System and Potable Water Supply Permit No. WW-4-2093-2 dated September 8, 2014 and recorded in Volume 1234 at Pages 245-247 of said Land Records, and City of South Burlington Development Review Board Findings of Fact and Decision on Final Plat Application #SD-14-17 dated June 18, 2014.

Reference is hereby made to the above-mentioned instruments, the records thereof, the references therein made, and their respective records and references, in further aid of this description.

TO HAVE AND TO HOLD all said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the City of South Burlington, its successors and assigns, to their own use and behoof forever; And the said Grantors, Jeffrey S. Goldberg and Elizabeth A. Goldberg, for themselves and their heirs and assigns, do covenant with the said Grantee, the City of South Burlington, and its successors and assigns, that until the ensealing of these presents they are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; except as

00052498

V= 1456

PG: 32

aforesaid. They do hereby engage to WARRANT AND DEFEND the same against all lawful claim whatever, except as aforesaid.

IN WITNESS WHEREOF, Jeffrey S. Goldberg and Elizabeth A. Goldberg hereunto set

their hands and seals this 10th day of December, 2014.

Jeffred S. Goldberg

Elizabeth A. Goldberg

STATE OF VERMONT COUNTY OF CHITTENDEN, SS.

At South Burlington, in said County and State, this 10th day of December, 2014, Jeffrey S. Goldberg and Elizabeth A. Goldberg personally appeared and they acknowledged this instrument, by them sealed and subscribed, to be their free act and sleed.

Before me.

Notary Public

My Commission Expires: 02/10/2015

 $H.Sci_{2}SSUBDIVISH(ghhod\ Crossics\ (Wedgewood\ Goldberg)\ IOD\ WD\ Exhibit\ A\ (Windswept\ Lane)\ (Goldbergs).wpd$

Vernont Property Transfer Tax
32 V-S-A- Chap 231

—ACKNOWLEDGEMENT—
KITERN RCC'D-TAX PAID BOARD
OF HEALTH CERT. REC'D.
VI LAND USE & DEVELOPMENT
PLANS ACT. CERT. REC'D
Return No.
Danna Kinville City Clerk
Oate Feb 11:2019

END OF DOCUMENT

EBAB & DANK WALLA-SYEMROTTA DANK KOTELLITW PESS SUB-JULIE TV NOTOKILBUB OZ

CITY COUNCIL

5 AUGUST 2019

The South Burlington City Council held a regular meeting on Monday, 5 August 2019, at 6:30 p.m., in the Conference Room, City Hall, 575 Dorset Street.

Members Present: M. Emery, Acting Chair; T. Barritt, T. Chittenden, D. Kaufman

Also Present: K. Dorn, City Manager; T. Hubbard, Deputy City Manager; A. Lafferty, City Attorney; P. Conner, Director of Planning & Zoning; J. Rabidoux, Public Works Director; I. Blanchard, Project Manager; C. Holm, Director of Community Engagement; M. Mittag, S. Dooley, R. Greco, J. Ilick, D. Burke, T. Shepard, Mr. Perkell, J. Lawless, L. Boardman, other members of the pubic

1. Instructions on exiting building in case of emergency:

Mr. Dorn provided instructions on emergency evacuation of the building.

2. Agenda Review: Additions, deletions or changes in order of agenda items:

No changes were made to the Agenda.

3. Comments and Questions from the public not related to the agenda:

Ms. Dooley expressed concern with the award of a contract regarding a Recreation facility in Veterans Park. She noted the potential bond issue(s) for school construction projects and the potential for residents to have to pay for sound mitigation and felt the city residents can't handle more. She was not opposed to the Recreation facility, but said this is not the time.

4. Announcements and City Manager's Report:

Council members reported on meetings and events they had attended in recent weeks.

Mr. Dorn: There was another great SoBu night out last week and another one coming up on Thursday.

He and Mr. Hubbard met with School Superintendent Young.

He and Ms. Holm met with Freeman French Freeman.

Attended a meeting for recipients of grants from UVM.

The Staff lunch for Public Works employees is set for 21 August. Common Roots will be serving.

Mr. Barritt expressed appreciation for the mental health collaboration the city is a part of. He cited the importance of understanding people who are experiencing psychological incidents.

CITY COUNCIL 5 AUGUST 2019 PAGE 2

5. Consent Agenda:

- A. Approve and Sign Disbursement
- B. Accept Irrevocable Offers on Dedication for Willowbrook Lane and of easements and rights of way for sanitary sewer pump station and associated and appurtenant infrastructure, a turnaround, fire hydrant, recreation and bike path, all subject to and contingent on the City's receipt of any necessary waivers (subordination agreements, discharges)
- C. Acceptance of Commerce Square Shopping Center Stormwater Permits under the City's MS4 Permit
- D. Agreement to Reconstruct Stonehedge Drainage Swale
- E. Award of Construction Contract for the Kennedy Drive Stormwater Ponds 5 & 6 Improvement Project
- F. Consider and possibly approve update to Planning & Zoning fee schedule.

Mr. Barritt moved to approve the Consent Agenda as presented. Mr. Chittenden seconded.

Ms. Emery asked abut item #C. Mr. Rabidoux explained the history. He noted there is no way for commercial properties to get coverage easier than this. This is the first one the city has constructed. There will be more. Commerce Square paid 16% of the project, based on the percentage of land they own.

In the vote that followed, the motion passed 4-0.

Mr. Rabidoux replied to a question raised by a resident regarding safety at Tilley Drive/Hinesburg Road. He said this is a state road, and the state has control over what goes in there. He added that at some point, a traffic signal will be required there.

6. City and School Collaboration:

Mr. Hubbard said that in the monthly meeting between Board chairs, City Manager, Deputy City Manager and Superintendent of School, various collaborations were discussed including the exchange of each other's agendas (this has been done), bullet pointing items of significance, Market St. construction, Master Planning and Visioning (looking at synergies that would be compatible).

Mr. Dorn noted that he and Mr. Hubbard met with Supt. Young on 2 August to discuss Master Planning/Visioning and where synergies could exist, especially in areas of recreation and the arts. They are trying to arrange a meeting with the people proposing a Performing Arts Center.



Memorandum

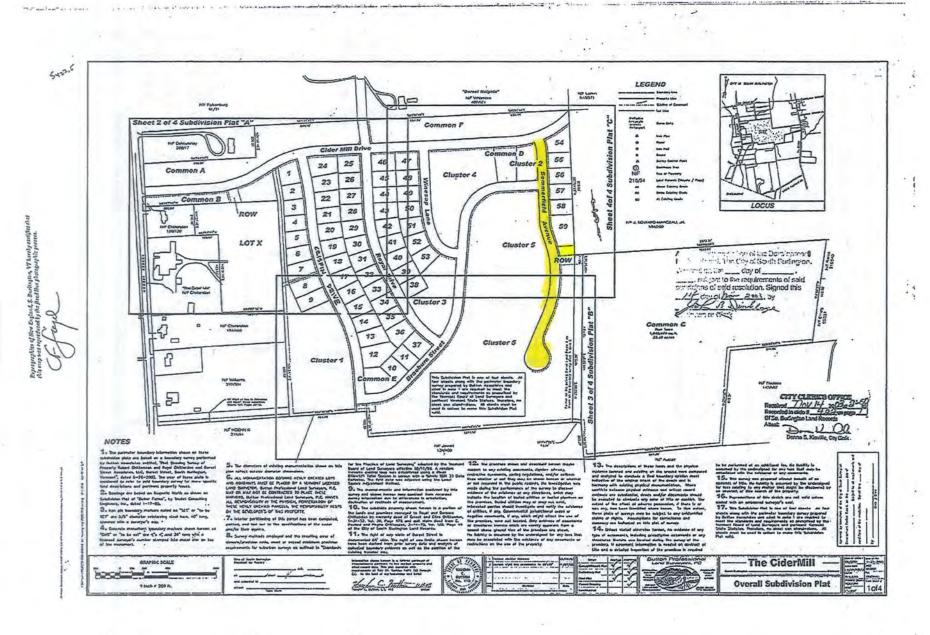
To: Kevin Dorn, City Manager

From: Dalila Hall, Zoning Administrator

Date: January 31, 2020

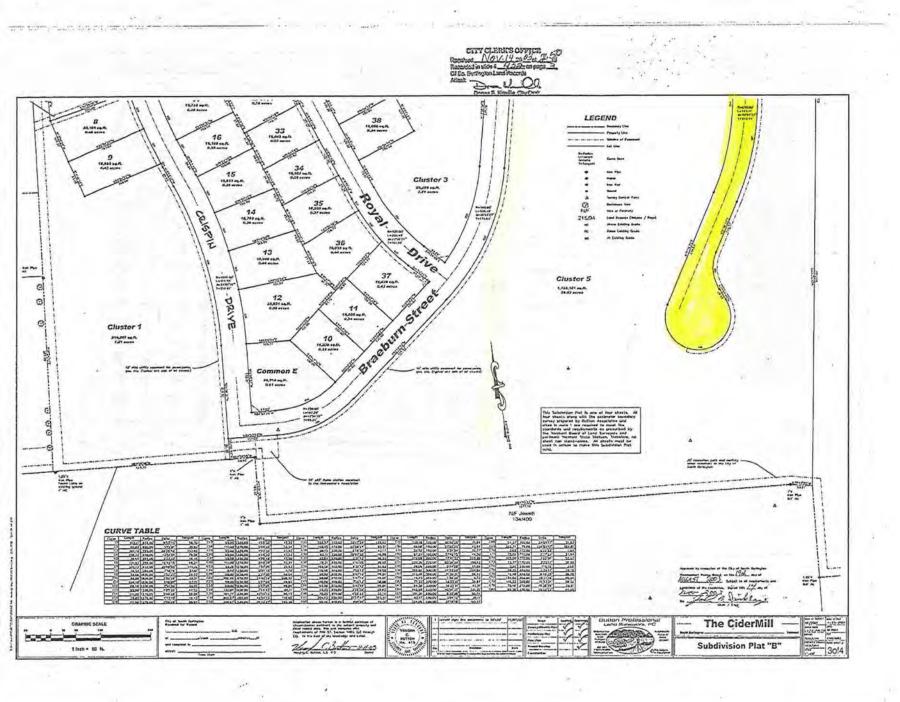
Re: Sommerfield Avenue Acceptance

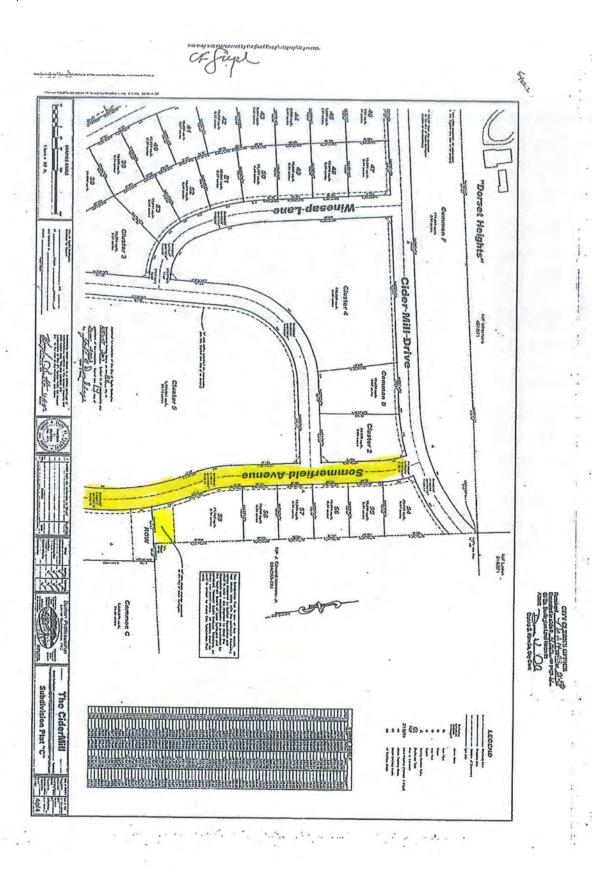
The City is being requested to accept Sommerfield Avenue (highlighted on the attached Plan and Subdivision Plat) as a City Street. Deputy City Attorney Amanda Lafferty conducted a title search of the property to be acquired by the City and has indicated that the City may accept this street. Public Works Director Justin Rabidoux indicated in an email dated August 15, 2019 that he found the street to be acceptable. Therefore, the street is ready for the Council to accept as a new City Street.

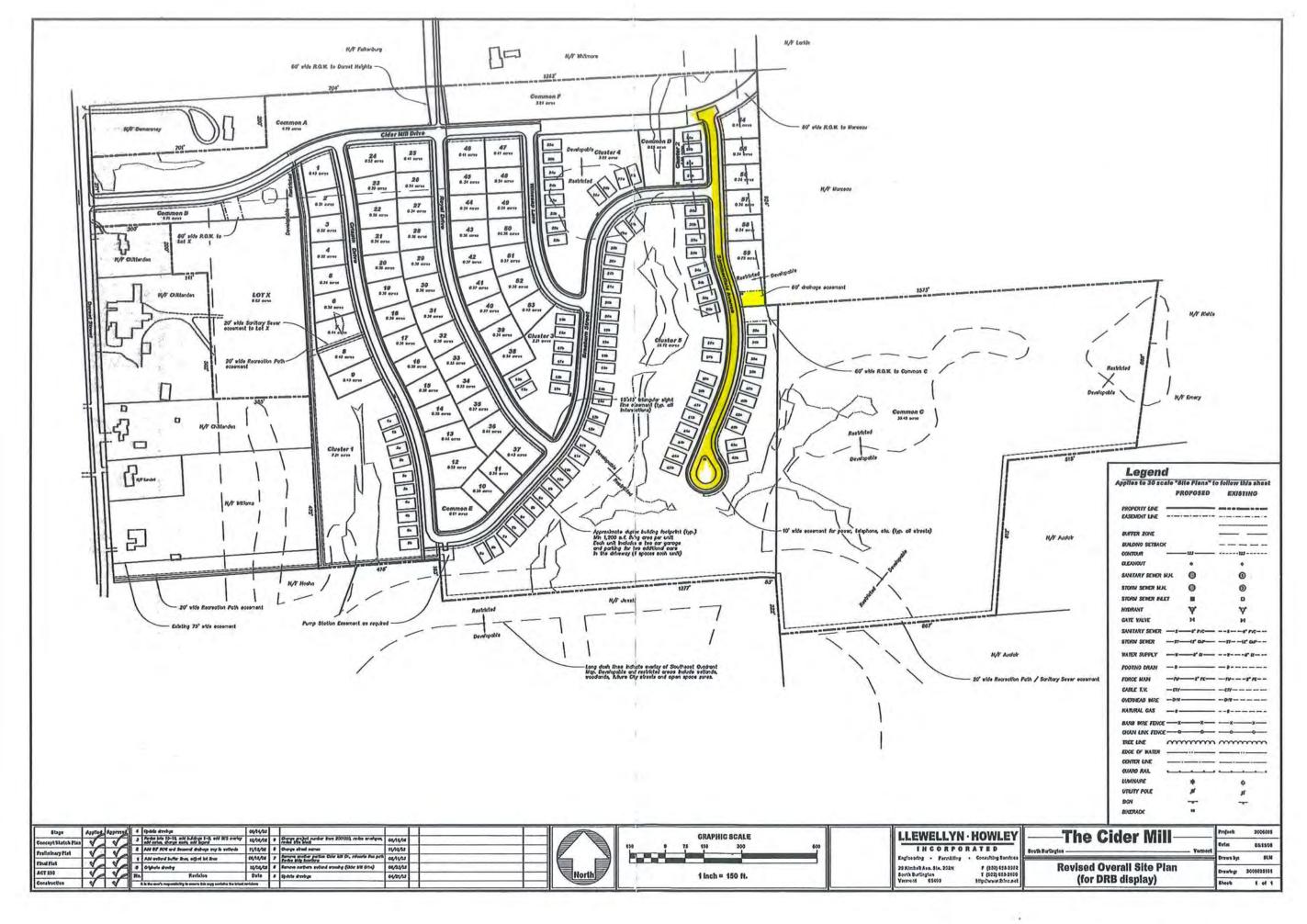


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CITY COUNCIL

3 FEBRUARY 2020

The South Burlington City Council held a regular meeting on Monday, 3 February 2020, at 6:30 p.m., in the Conference Room, City Hall, 575 Dorset Street.

Members Present: H. Riehle, Chair (via phone); M. Emery, acting Chair; T. Barritt, T. Chittenden, D. Kaufman

Also Present: K. Dorn, City Manager; T. Hubbard, Deputy City Manager; I Blanchard, Project Manager; P. Conner, Director of Planning & Zoning; M. Ostby, Planning Commission; E. Schait, J. Simson, S. Dooley, E. Langfeldt, P. O'Brien

1. Instructions on exiting building in case of emergency:

Mr. Dorn provided instructions on emergency evacuation of the building.

2. Agenda Review: Additions, deletions or changes in order of agenda items:

Mr. Dorn asked for a brief executive session at the end of the meeting related to a public records issue.

3. Comments and Questions from the public not related to the agenda:

No issues were raised.

4. Announcements and City Manager's Report:

Council members reported on meetings and events they had attended in recent weeks.

Mr. Dorn: Attended the Economic Development Committee meeting, the I-89 Corridor Study meeting, and a Lake Champlain Chamber of Commerce event featuring a presentation by Governor Scott.

SBBA will meet on 11 February, 7:30 a.m. Staff will be making a presentation regarding reappraisal and the status of City Center.

Met with the Energy Committee last week. They want the city to concentrate on transportation and other electric equipment which could be paid for from the revolving fund. Mr. Kaufman noted a request from "Raise the Blade" regarding conservation issues. They would like to make a brief presentation at the Council's next meeting. Mr. Dorn noted that Mr. Rabidoux has said the city is by and large compliant with "Raise the Blade" issues.

There will be a Special City Council meeting with the Planning Commission, 11 February, 6:30 p.m., to hear from the Commission and Interim Zoning Committees. The meeting warned as a public hearing.

CITY COUNCIL 3 FEBRUARY 2020 PAGE 2

The Economic Development Committee has received a lot of input from the public and city committees. They have agreed on priorities to address: some level of advocacy for Exit 12B, re-use (commercial uses) of properties purchased by the Airport, the Open Space report.

5. Consent Agenda:

- A. Approve and Sign Disbursement
- B. Approve Minutes for 21 October, 11 and 16 December, 13 and 21 January
- C. Approve the Stormwater System Maintenance Agreement with Dorset Street Associates, LLC, in connection with Sommerfield Avenue
- D. Accept Irrevocable Offer of Dedication for Sommerfield Avenue
- E. Accept Presentation of the TIF Annual Report and certification of the increase in taxable value of the City Center Tax Increment Financing district

Mr. Barritt suggested a one-page summary of the TIF report. Mr. Hubbard said that can be done.

Mr. Barritt moved to approve the Consent Agenda as presented. Ms. Riehle seconded. Motion passed unanimously.

6. Presentation of the Status of the South Burlington Retirement Plan:

Mr. Schait said the current funding policy is appropriate for an open plan with new employees. However, as of 1 July 2019, no new employees are participating in the plan. At some point, there will be no employees at all in the plan, and the plan should be 100% funded at that time. As of 30 December 2019, the plan is 85% funded. Mr. Schait said this is a good number compared to other plans in Vermont. He recommended the city set an end date and time and be 100% funded at that time.

Mr. Schait then showed a graph of the comparison of projected city contributions. This would have the plan fully funded by 2039. This assumes all assumptions are met. They also did a projection if all assumptions are not met and contributions would have to be higher. He showed this graph as well.

Mr. Barritt noted that any changes to the plan would have to be done in conjunction with contracts.

Ms. Emery felt they have to look 20 years out because people are saying that sooner or later there will be a downturn. Mr. Chittenden noted the executive summary said there are no immediate concerns. Mr. Schait said the issue is staying "ahead of the game."



Memorandum

To: Kevin Dorn, City Manager

From: Dalila Hall, Zoning Administrator

Date: August 1, 2019

Re: Willowbrook Lane Acceptance

The City is being requested to accept Willowbrook Lane (highlighted on the attached Plan and Subdivision Plat) as a City Street. Deputy City Attorney Amanda Lafferty conducted a title search of the property to be acquired by the City and has indicated that the City may accept this street, it's easements and rights of way for sanitary sewer pump station and associated and appurtenant infrastructure, a turnaround, fire hydrant, recreation and bike path, all subject to and contingent on the City's receipt of any necessary waivers, email dated August 1, 2019. Public Works Director Justin Rabidoux indicated in an email dated July 31, 2019 that he found the street to be acceptable. Therefore, with some conditions, the street is ready for the Council to accept as a new City Street.

From: Amanda Lafferty
To: Dalila Hall

Subject: Willowbrook Lane, etc.

Date: Thursday, August 1, 2019 2:00:08 PM

The City may accept the Irrevocable Offers of Dedication dated June 12, 2015, for Willowbrook Lane and of easements and rights of way for sanitary sewer pump station and associated and appurtenant infrastructure, a turnaround, fire hydrant, recreation and bike path, all subject to and contingent on the City's receipt of any necessary waivers (subordination agreements, discharges).

Thank you,
Amanda S. E. Lafferty
Deputy City Attorney
City of South Burlington
575 Dorset St., South Burlington, VT 05403

Phone: (802) 846-4107 Fax: (802) 846-4101

Email: alafferty@sburl.com www.southburlingtonyt.gov

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From: Amanda Lafferty
To: Dalila Hall

Subject: FW: Willowbrook Lane

Date: Thursday, August 1, 2019 6:30:09 PM

From: Justin Rabidoux < jrabidoux@sburl.com>
Sent: Wednesday, July 31, 2019 3:03 PM
To: Amanda Lafferty < alafferty@sburl.com>

Subject: RE: Willowbrook Lane

Yes, confirmed

Subject: RE: Willowbrook Lane

Hi, Justin,

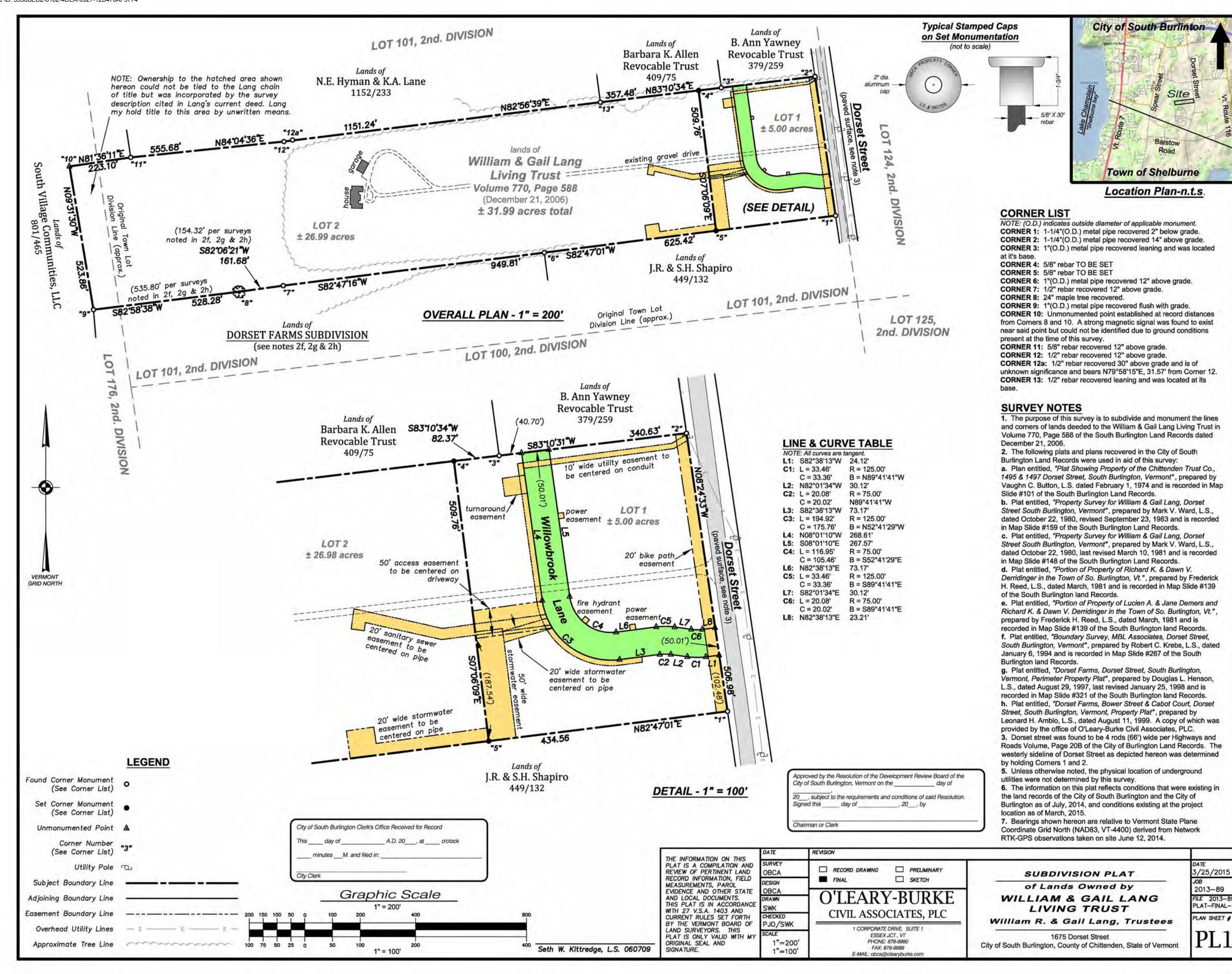
See below. We won't include on the Agenda for Monday's City Council meeting the easements for the operation, maintenance, repair and replacement of improvements for stormwater drainage, and treatment purposes and a right of way for access. I just want to confirm that you inspected the infrastructure other than Willowbrook Lane and that we're good to accept everything but the stormwater-related infrastructure.

Thank you,
Amanda S. E. Lafferty
Deputy City Attorney
City of South Burlington
575 Dorset St., South Burlington, VT 05403

Phone: (802) 846-4107 Fax: (802) 846-4101

Email: <u>alafferty@sburl.com</u> <u>www.southburlingtonvt.gov</u>

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PROJECT STATISTICS

PARCEL # 570-1675:
29.39 Acres

Lot 1: 5.00 Acres

Lot 2: 24.39 Acres

INDIVIDUAL BLDG. FOOTPRINT AREA = 2,400 SF

OVERALL BUILDING COVERAGE = 21,600 SF (0.5 acres), 10.0%

PAVEMENT AND WALKS = 26,930 SF (0.62 acres), 12.4%

TOTAL IMPERVIOUS = 48,530 SF, (1.11 acres), 22.2%

VILLAGE RESIDENTIAL ZONE (VR)	REQUIRED / ALLOWED	PROPOSED
MAXIMUM DENSITY	7 units/acre	1.8 units/acre
MINIMUM FRONT YARD SETBACK	20 FEET	20 FEET
MINIMUM SIDE YARD SETBACK	10 FEET	10 FEET
MINIMUM REAR YARD SETBACK	30 FEET	30 FEET
MAXIMUM BUILDING COVERAGE	30%	11.0%
MAXIMUM TOTAL IMPERVIOUS COVERAGE	40%	22.5%
MINIMUM GREEN SPACE	30%	77.5%

(IN FEET)
1 inch = 100 ft.

LEGEND		
	PROJECT BOUNDARY	
	OTHER PROPERTY LINE	
	SETBACK ZONING DISTRICT BOUNDARY	
	PROPOSED LOT LINE	
	SIDELINE OF EASEMENT	
375:	Contour Line - Major	
	Contour Line - Minor	
	SIDELINE OF EASEMENT	
munum	EDGE OF WOODS	

Owner

WILLIAM + GAIL LANG 1675 DORSET STREET SOUTH BURLINGTON, VT 05403

Applicant

WILLOWBROOK HOMES LLC C/O PETER KAHN 44 PARK STREET ESSEX JUNCTION, VT 05452

NOTES:

- I. THE PROPERTY LINES ON THIS PLAN WERE DERIVED FROM SOUTH BURLINGTON TAX MAPS AND LIDAR DATA. THIS PLAN IS NOT TO BE USED FOR PROPERTY CONVEYANCE.
- 2. METES AND BOUNDS WERE TAKEN FROM 'PLAT OF SURVEY, JENNIE M. BLAIR ESTATE, CITY OF SOUTH BURLINGTON, VERMONT SURVEYED BY HENRY J. SWIDER, DECEMBER, 1975' AND ARE FOR ILLUSTRATIVE PURPOSES ONLY.



DATE 1/26/15	REVISION Updated for Final I	Plat Submittal
SURVEY OBCA	RECORD DRAWING	☐ PRELIMINARY
DESIGN OBCA/BWC	FINAL	☐ SKETCH/CONCEPT
DRAWN BWC	The state of the s	Y-BURKE
CHECKED PJO	CIVIL ASSC	CIATES, PLC
SCALE 1" = 100'	ESSEX PHONE FAX: 8	Drive, Suite #1 JCT., VT : 878-9990 578-9989 Polearyburke.com

PLANNED UNIT

DEVELOPMENT

10-8-14

JOB#
2013-89

FILE
2013-89-S2

Site Plan

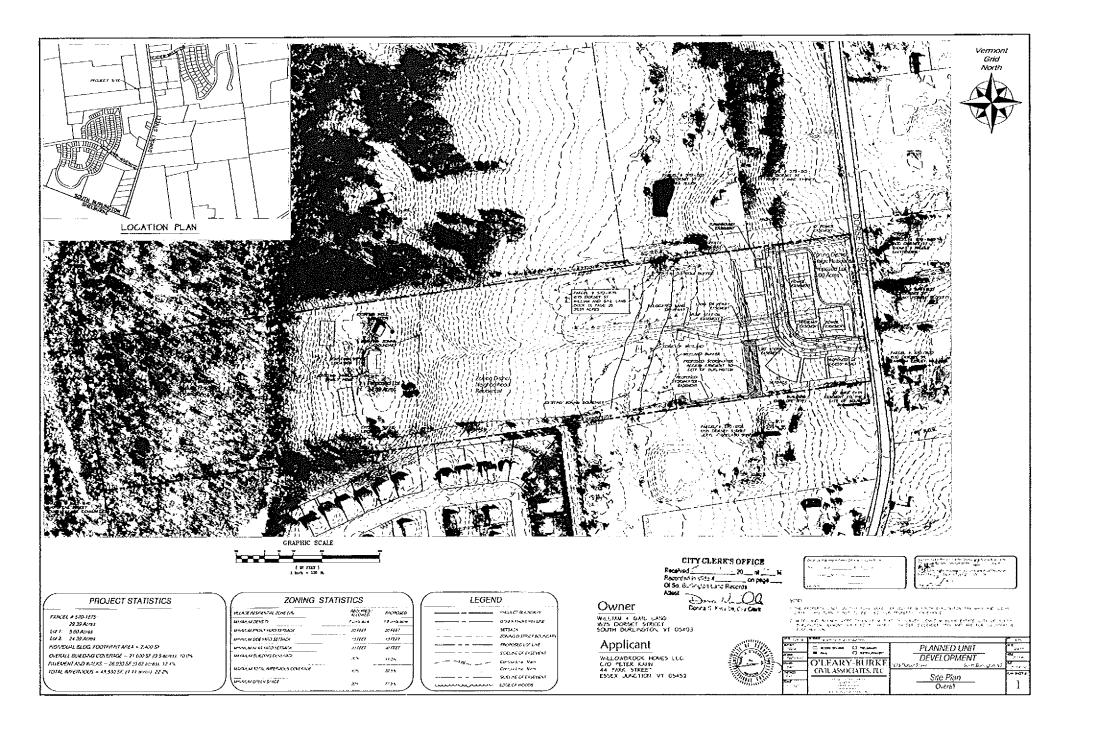
PLAN SHEET #

Site Plan Overall PLAN SHEET #

Vermont

Grid

North



CITY COUNCIL

5 NOVEMBER 2018

The South Burlington City Council held a regular meeting on Monday, 5 November 2018, at 6:00 p.m., in the Conference Room, City Hall, 575 Dorset Street.

Members Present: H. Riehle, Chair; M. Emery, D. Kaufman

Also Present: K. Dorn, City Manager; T. Hubbard, Deputy City Manager; D. Young, Superintendent of Schools; School Board Members: E. Fitzgerald, Chair; M. LaLonde, B. Burkhardt, S. Wisloski; S. Burke, Police Chief; T. Francis, Acting Fire Chief; D. Kinville, City Clerk; I. Blanchard, Project Manager; J. Murray, Librarian; J. Rabidoux, Public Works Director; T. DiPietro, Stormwater Superintendent; C. Holm, Human Resources; J. Kochman, J. Kearns, R. Greco, M. Simoneau, D. Bugbee, M. Leugers, H. Baker, B. Sirvis, S. Dooley, B. Milizia, S. O'Brien, J. Owen, E. Simindinger, other members of the public

Special Joint Social Session:

The City Council and School Board hosted a reception to honor Judy Kearns, former owner and publisher of The Other Paper.

Regular Session:

1. Instructions on exiting building in case of emergency:

Mr. Dorn provided instructions on emergency evacuation of the building.

Ms. Riehle then asked for a moment of silence to honor the memories of those who lost their lives in recent acts of violence and negligence.

2. Agenda Review: Additions, deletions or changes in order of agenda items:

No changes were made to the agenda.

3. Comments and Questions from the public not related to the agenda:

Mr. Simindinger expressed concern with the safety of G5 cell towers. He felt these are a health hazard, and that the FCC is not doing a good job in protecting citizens because of companies that have a financial interest in these installations. He notes one of these towers is across the street from a Burlington school creating unsafe radiation levels.

Ms. Greco noted the inattention of drivers to stopped school buses. Her husband is a school bus driver who has noted that other drivers a more aggressive and distracted now and are putting children's lives at risk. Supt. Young added that the law also includes school buses in parking lots when their "STOP" sign is displayed.

4. Announcements and City Manager's Report:

Council members reported on meetings and events they had attended in recent weeks.



MEMORANDUM

To:

Kevin Dorn, City Manager

From:

Dalila Hall, Zoning Administrator

Date:

December 14, 2018

Re:

Mary Street Acceptance

The City is being requested to accept Mary Street (highlighted on the attached Subdivision Plat) as a new City Street. Deputy City Attorney Amanda Lafferty conducted a title search of the property to be acquired by the City and indicated that the City can now accept this street in an email dated December 14, 2018. Public Works Director Justin Rabidoux indicated in an email dated November 30, 2018 (attached) that he found the street to be acceptable. Therefore, the street is ready for the City Council to accept as a new City street.

From:

Amanda Lafferty

Sent:

Friday, December 14, 2018 3:05 PM

To:

Dalila Hall

Cc: Subject: Andrew Bolduc Mary St. extension

Dalila,

The City Council may accept the Irrevocable Offer of Dedication from South Burlington City Center, LLC dated September 9, 2017, of the roadway depicted on the relevant plat as "Parcel to be Conveyed to the City of South Burlington for the Future Extension of Mary Street (12, 589 SF)."

Amanda S. E. Lafferty Deputy City Attorney City of South Burlington 575 Dorset St., South Burlington, VT 05403

Phone: (802) 846-4107 Fax: (802) 846-4101

Email: <u>alafferty@sburl.com</u> www.southburlingtonvt.gov

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From:

Justin Rabidoux

Sent:

Tuesday, December 11, 2018 1:29 PM

To:

Dalila Hall

Subject:

Re: Mary Street

Confirmed

On Dec 10, 2018, at 3:36 PM, Dalila Hall dhall@sburl.com wrote:

Paul and I are preparing the information for the City Council to have them accept Mary Street at their next meeting. Please confirm that you have received and approved the as-builts for the street.

Thank you,

<image001.jpg>

Dalila Hall
Zoning Administrative Officer
City of South Burlington
575 Dorset Street
South Burlington, VT 05403
(802) 846-4115
www.sbvt.gov

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From:

Paul Conner

Sent:

Monday, December 10, 2018 3:44 PM

To:

Dalila Hall

Subject:

FW: Mary St



Paul Conner, AICP Director of Planning & Zoning City of South Burlington 575 Dorset Street South Burlington, VT 05403 (802) 846-4106 www.sbvt.gov

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From: Justin Rabidoux <jrabidoux@sburl.com>
Sent: Friday, November 30, 2018 11:57 AM
To: Paul Conner conner@sburl.com>

Subject: Re: Mary St

Yes. All set. They'll do the markings in the spring. Beyond that we're good and I'm ok accepting as is.

On Nov 30, 2018, at 11:44 AM, Paul Conner conner@sburl.com wrote:

No. Are you ready for that action to commence? I recall you mention something about durable pavement markings the last time we discussed.

<image002.jpg>

Paul Conner, AICP
Director of Planning & Zoning
City of South Burlington
575 Dorset Street
South Burlington, VT 05403
(802) 846-4106
www.sbvt.gov



MEMORANDUM

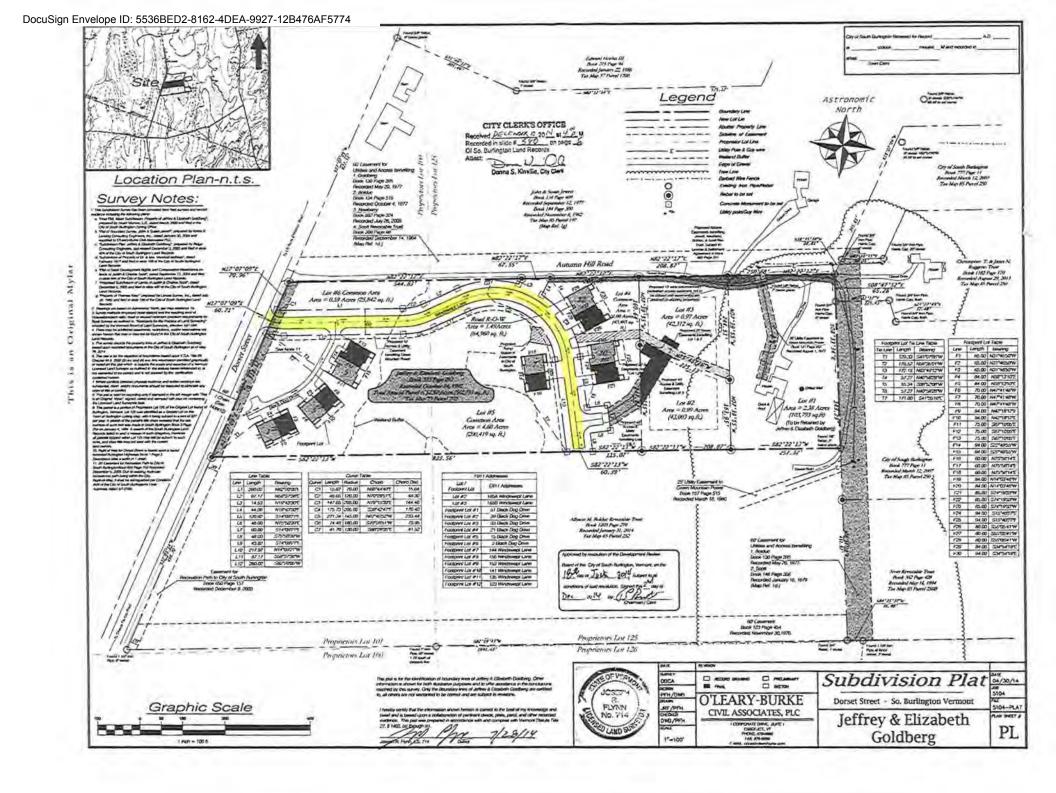
To: Kevin Dorn, City Manager

From: Dalila Hall, Zoning Administrator

Date: December 14, 2018

Re: Windswept Street Acceptance

The City is being requested to accept Windswept Street (highlighted on the attached Subdivision Plat) as a new City Street. Deputy City Attorney Amanda Lafferty conducted a title search of the property to be acquired by the City and indicated that the City can now accept this street in an email dated December 14, 2018. Public Works Director Justin Rabidoux indicated in an email dated October 31, 2018 (attached) that he found the street to be acceptable. Therefore, the street is ready for the City Council to accept as a new City street.



From:

Paul Conner

Sent:

Wednesday, October 31, 2018 9:48 AM

To:

Dalila Hall

Subject:

FW: Windswept Ln

Hi Dalila -

Lets review and move this forward.



Paul Conner, AICP
Director of Planning & Zoning
City of South Burlington
575 Dorset Street
South Burlington, VT 05403
(802) 846-4106
www.sbyt.gov

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From: Justin Rabidoux

Sent: Wednesday, October 31, 2018 9:30 AM

To: Paul Conner <pconner@sburl.com>

Subject: FW: Windswept Ln

I'm all set for Windswept to become a public street. What needs to happen on the P&Z end (in the past I'd just email Ray and he'd initiate all the legal paperwork process and get it on Council agenda) to see this through?

From: David Burke <<u>dwburke@olearyburke.com</u>>
Sent: Wednesday, October 31, 2018 9:24 AM
To: Justin Rabidoux <<u>irabidoux@sburl.com</u>>

Cc: tomsheppard@sheppardcustomhomes.com; paulbrogna@sheppardcustomhomes.com; Dan Heil

<a href="mailto:dheil@olearyburke.comSubject: RE: Windswept Ln

Justin: Could you please give me a call to let me know where the below stands. Hoping the Official take-over can occur prior to snow plowing season. Thanks.

David

staff, or containing information relating to City business are likely to be regarded as public records which may be inspected by any person upon request, unless otherwise made confidential by law. If you have received this message in error, please notify us immediately by return email. Thank you for your cooperation.

From: Justin Rabidoux

Sent: Wednesday, September 12, 2018 9:31 AM To: Craig Lambert <clambert@sburl.com>

Subject: FW: Windswept Ln

Craig,

Can you please take a look at Windswept again and let me know your thoughts on the trees. We are about to take the road over. Attached is your evaluation from last year.

Justin

From: Justin Rabidoux

Sent: Wednesday, August 31, 2016 3:23 PM To: Peter Heil < pheil@olearyburke.com >

Subject: FW: Windswept Ln

Hi Peter.

Please see attached from our Arborist on the street trees at Windswept.

Justin

From: Craig Lambert

Sent: Wednesday, August 31, 2016 2:42 PM To: Justin Rabidoux < jrabidoux@sburl.com

Subject: RE: Windswept Ln

Justin,

I inspected the street trees on Windswept Ln. I assumed Black Dog Ln. is to be a private street so didn't include those. Let me know if you want me to look at those as well.

Craig Lambert
South Burlington City Arborist
104 Landfill Rd
South Burlington, VT 05403
Ph: 802-658-7961

Fax: 802-658-7976

email: clambert@sburl.com

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From:

Amanda Lafferty

Sent:

Friday, December 14, 2018 3:01 PM

To:

Cc:

Dalila Hall Andrew Bolduc

Subject:

Windswept Lane

The City Council may accept the Irrevocable Offer of Dedication from the Goldbergs of the roadway identified on the relevant plat as Windswept Lane.

Amanda S. E. Lafferty Deputy City Attorney City of South Burlington 575 Dorset St., South Burlington, VT 05403

Phone: (802) 846-4107 Fax: (802) 846-4101

Email: alafferty@sburl.com www.southburlingtonvt.gov

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District 5

CERTIFICATE OF HIGHWAY MILEAGE

Certcode 0414-0

YEAR ENDING FEBRUARY 10, 2020

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2020 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section 219 N. Main Street, Barre, VT 05641.

We, the members of the legislative body of SOUTH BURLINGTON CITY in CHITTENDEN County on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305, added 1985, is as follows:

PART I - CHANGES TOTALS - Please fill in and calculate totals.

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	2,289				0.000
Class 2	19.107				0.000
Class 3	60.00	0.03	0.06		0,000
State Highway	17.017				0.000
Total	98.413				0.000
* Class 1 Lane	5.512				
* Class 4	1.17	0.06			0.000
* Legal Trail	0.00				
* Mileage for Class 1 L	ane, Class 4, and L	egal Trail classificat	ions are NOT included	in total.	

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

- NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening". +0.03 mi CL3 TH-39 (East Ter) approach added
 - 2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).
- RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting).
 0.06 mi CL3 TH-147 (Hough St) designated Not Up To Standard (NUTS) pursuant to 19 V.S.A. 305(a)
 - 4. SCENIC HIGHWAYS: Please attach a copy of order designating/discontinuing Scenic Highways.

IF THERE ARE NO CHANGES IN MILEAGE: Check box and sign below. []

PART III - SIGNATURES - PLEASE SIGN.

Selectmen/ Aldermen/ Trustees Signatures:

T/C/V Clerk Signature:	Date Filed:

Please sign ORIGINAL and return it for Transportation signature.

AGENCY OF TRANSPORTATION APPROVAL: Signed copy will be returned to T/C/V Clerk.

APPROVED:

DATE:

Representative, Agency of Transportation

Alley, Kerry

From: Alley, Kerry

Sent: Friday, May 29, 2020 11:11 AM

To: Todd Gregory
Cc: Croft, Johnathan

Subject: RE: EXTERNAL: Re: SB Street Info

Hello Todd,

Good luck with your "new normal" work environment! The Mapping Section at VTrans has encountered a few minor speedbumps with the transition to telecommuting, but I was still able to finish processing the 2020 Certificates we had received, and submitted the annual mileage reports in April.

I therefore won't be able to process any changes until we begin the 2021 Mileage Certificate process next January. However, if you send any documentation you have to me now, I can review and pre-load fully documented changes onto the 2021 Certificate before mailing it to South Burlington next January. I can email a copy directly to you at that time too, in case it isn't successfully routed to you from the City Clerk's office.

Later this summer we will be sending a letter to the City Clerk's office clarifying that no changes were processed with the 2020 Certificate. This is to avoid potential confusion if people find copies of the unsigned pre-loaded 2020 Certificate in the future.

Let me know if you have any questions,

Kerry

From: Todd Gregory <tgregory@sburl.com>

Sent: Friday, May 29, 2020 9:27 AM

To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: EXTERNAL: Re: SB Street Info

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Kerry -

Now that we are up and running, albeit to a limited degree, is it possible to add to our inventory?

Thank you.

Todd G.

Todd J Gregory Engineering Inspector South Burlington Public Works 802-658-7961 x 6104 (office) 802-370-9114 (cell) Notice - Under Vermont's Public Records Act, all e-mail, e-mail attachments as well as paper copies of documents received or prepared for use in matters concerning City business, concerning a City official or staff, or containing information relating to City business are likely to be regarded as public records which may be inspected by any person upon request, unless otherwise made confidential by law. If you have received this message in error, please notify us immediately by return email. Thank you for your cooperation.

From: Alley, Kerry < Kerry. Alley@vermont.gov> Sent: Tuesday, March 31, 2020 11:53 AM To: Todd Gregory <tgregory@sburl.com>

Cc: Moulton, Sara < Sara.Moulton@vermont.gov>

Subject: RE: EXTERNAL: Re: SB Street Info

Hello Todd,

I just wanted to touch base with you to see if you knew about the status of the 2020 Mileage Certificate. I have a little flexibility for accepting the Certificate after today, but only as long as I have very strong assurances that it will be signed and returned soon. (It's a nightmare to make changes to our data after we've prepared the annual mileage report).

I don't have the same flexibility with the review of any non-preloaded changes on the Certificate, such as the new street you mentioned to me previously. However, if you happen to have the documentation for that street on hand, and can send it to me so that I can review it today, I can "pre-approve" and process that change before our data is "frozen" tomorrow for the annual mileage reports. Processing that change still depends on me receiving the signed 2020 Mileage Certificate soon.

Do you think that is possible? I realize that municipal workflows are quite disrupted these days, so we can process the new street with next year's Certificate if necessary. Even if the certificate can't be processed this year, I could review the documentation for the new street and preload the change onto next year's Certificate.

Thanks,

Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 219 North Main Street | Barre, VT 05641 802-917-2621 | Kerry.Alley@vermont.gov http://vtrans.vermont.gov/planning/maps (NOTE: new phone number and address)

Original Attachment(s) of message below:

--- << Mileage Certificate_SouthBurlington_2020_Preloaded.pdf>>

From: Alley, Kerry

Sent: Monday, March 16, 2020 2:51 PM To: Todd Gregory <tgregory@sburl.com>

Cc: Moulton, Sara < Sara.Moulton@vermont.gov>

Subject: RE: EXTERNAL: Re: SB Street Info

Attached:MileageCertificate_SouthBurlington_2020_Preloaded.pdf

Hello Todd,

I apologize for taking several days to get a PDF of the South Burlington Certificate to you!

email I sent you on 12/23/2019 about adding an approach to East Terrace (that particular email was accidentally skipped class 4/NUTS mileage total until the status of Hugh St can be more formally established. Together the preloaded changes in this email thread). The other preloaded change is to "move" the Hugh St mileage from the class 3 mileage total to the (before including Windswept Ln, or was it Willowbrook Ln) result in net +0.03 mi class 3 mileage and net +0.06 mi class Please note that there are two "preloaded" changes written onto the certificate. Below this message, I've pasted an 4/NUTS mileage.

Let me know if you have any questions!

Kerry

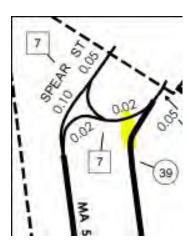
Email from 12/23/2019:

Hi Todd,

Another preload I can add to the Certificate, if you see no problem with it, is adding a second approach to East Ter (TH-39), off the Spear St "circle" at Williston Rd (see highlighted segment in the image below, and excerpt from the most recent Town Highway map below it). The second approach wasn't included in our data previously, but it's obviously within the We're beginning to include approaches to class 3 town highways more often in our road centerline data, especially when related to federal aid highways.

Kerry





From: Todd Gregory < tgregory@sburl.com>
Sent: Wednesday, March 11, 2020 2:32 PM
To: Alley, Kerry < Kerry.Alley@vermont.gov>
Subject: RE: EXTERNAL: Re: SB Street Info

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Good Afternoon -

Can you send me the latest form please? The only addition at this time would be Windswept.

Thank you -

Todd Gregory

Todd J Gregory Engineering Inspector South Burlington Public Works 802-658-7961 x 6104 (office) 802-370-9114 (cell)

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From: Alley, Kerry < Kerry.Alley@vermont.gov > Sent: Wednesday, March 11, 2020 11:17 AM

To: Todd Gregory < tgregory@sburl.com > Subject: EXTERNAL: Re: SB Street Info

This message has originated from an **External Source**. Please use proper judgment and caution when opening attachments, clicking links, or responding to this email.

Good morning Todd,

Do you happen to know the status of the South Burlington Mileage Certificate? Has it been brought to the City Council? We are about to send out reminders (to City/Town Clerks) regarding the Certificates we haven't yet received, but I figured you would be a better first contact.

Thanks,
Kerry
Kerry Alley GIS Professional III
Vermont Agency of Transportation
219 North Main Street Barre, VT 05641
802-622-1289 Kerry.Alley@vermont.gov
http://vtrans.vermont.gov/planning/maps
(NOTE: new phone number and address)

From: Alley, Kerry < Kerry.Alley@vermont.gov Sent: Tuesday, December 24, 2019 8:13 AM

To: Todd Gregory tgregory@sburl.com

Subject: Re: SB Street Info

Thank you too! The ball is rolling, and it sounds like the right people will be aware of the documentation. I will leave the NUTS preload on the certificate just in case things don't get resolved, and it can be replaced later with the appropriate change if things do get resolved.

Thanks again and enjoy the holiday!

Kerry

Get Outlook for Android

From: Todd Gregory < tgregory@sburl.com>
Sent: Tuesday, December 24, 2019 7:44:37 AM
To: Alley, Kerry < kerry.elley@vermont.gov>

Subject: RE: SB Street Info

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

I have sent our correspondence to the planning office in hopes they may have some info regarding the documentation of Hough (not Hugh) Street . . . I am not sure what I will get for a response today (or this week for that matter) but if there is anything recorded they're typically very helpful!

Thank you and enjoy the Holiday,

Todd G.

From: Alley, Kerry < Kerry.Alley@vermont.gov Sent: Monday, December 23, 2019 2:31 PM
To: Todd Gregory tgregory@sburl.com>

Subject: RE: SB Street Info

Hi Todd,

Thanks, that's helpful! The Sketch Plan with Hugh St indicates that it will be conveyed from the City of South Burlington to Peter Val Preda. Do you have that documentation? Or documentation clearly indicating that it was never accepted and that the attached document is invalid? This is entering the realm of legal subtleties that are "above my pay grade", so I generally recommend that municipalities check with their lawyers to ensure that everything is as clear as believed.

Kerry

From: Todd Gregory < tgregory@sburl.com>
Sent: Monday, December 23, 2019 2:03 PM
To: Alley, Kerry < Kerry.Alley@vermont.gov>

Subject: RE: SB Street Info

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

So - More Info . . .

Please see the attached . . . we were slightly off base. Hough Street was at one time a potential City street which never actually came into use. It is currently part of the Shearer VW parking lot and there is no intention at this time, or in the future, to ever consider this to be a city street / ROW.

Todd G.

From: Alley, Kerry < Kerry.Alley@vermont.gov Sent: Monday, December 23, 2019 11:00 AM To: Todd Gregory tgregory@sburl.com>

Subject: RE: SB Street Info

Hi Todd,

My previous email was about resolving a discrepancy between VTrans records (as shown on the Town Highway Map) and information I've gleaned from correspondence with several people from South Burlington regarding the current status of Hugh St (TH-147). Because this is more of a historical/records issue as opposed to an engineering/planning issue, I wasn't sure if you were the person with the City who would be responsible for looking into this. On the other hand, it is a Mileage Certificate issue, which is why I reached out to you first. Any changes that I might add to the Certificate regarding Hugh St would be in addition to any changes the City plans to submit.

Updating VTrans records regarding Hugh St will involve a change in class 3 mileage for S. Burlington, regardless of whether it is a NUTS designation by VTrans (that only affects mileage totals for accounting purposes) or we receive documentation that clarifies its current status that supersedes the 1982 documentation for Hugh St we have on file (attached to my previous email). The annual Mileage Certificate process is the only avenue for officially updating mileage totals, and we are statutorily required to maintain those mileages based on documentation provided by municipalities, and to show the mileages on the Town Highway Maps.

For the time being, I will preload the designation of Hugh St as Not Up To Standard (Nuts) on the South Burlington Mileage Certificate, but if someone provides us with documentation of the discontinuance of Hugh St, or some other documentation indicating that it is not public, then I can provide you with alternate wording for updating the certificate.

I provided more detail regarding those two scenarios in my previous email below, but feel free to reach out to me by email or phone if you or anyone has questions regarding the Mileage Certificate Process or the handling of Hugh St. I will be out of the office on Tuesday and Thursday this week, but checking email periodically.

Inan	kc a	gain
Than	NO a	gaiii,

Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 219 North Main Street | Barre, VT 05641 802-622-1289 | Kerry.Alley@vermont.gov http://vtrans.vermont.gov/planning/maps (NOTE: new phone number and address)

From: Todd Gregory < tgregory@sburl.com>
Sent: Friday, December 20, 2019 11:15 AM
To: Alley, Kerry < Kerry. Alley@vermont.gov>

Subject: RE: SB Street Info

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.I am working on the paperwork for Willowbrook Lane, otherwise we have no new streets as of this moment,

Todd J Gregory
Engineering Inspector
South Burlington Public Works
802-658-7961 x 6104 (office)

802-370-9114 (cell)

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From: Alley, Kerry < Kerry Kerry.Alley@vermont.gov>
Sent: Thursday, December 19, 2019 4:52 PM

To: Todd Gregory < tgregory@sburl.com >

Cc: Croft, Johnathan < Johnathan.Croft@vermont.gov>; Moulton, Sara < Sara.Moulton@vermont.gov>

Subject: RE: SB Street Info

Good afternoon Todd,

We are about to send out the 2020 Certificates of Highway Mileage, and I would like to preload the change of -0.06 miles class 3 TH-147 (Hugh St) onto the certificate. We've corresponded about this before (see below), but if you're not the person who can help resolve this, could you let me know who I should reach out to?

The reason we need solid documentation regarding the status of Hugh St is because the documentation submitted with the 1983 Mileage Certificate (see attached) explicitly refers to Hugh St and is signed by the City Council. The references to TH-147 (Hough St) can be found on pages 4 and 7 of the attachment. That documentation accompanying the 1983 Certificate led us to add to the Town Highway Map in 1983, and to include its mileage in the totals used for allocating class 3 highway funding.

At a minimum, we (in VTrans mapping) could temporarily address this issue by designating Hugh St as "Not Up To Standard" (NUTS) on the upcoming certificate which would exclude it from the class 3 mileage totals, but that would not remove it from the map or affect its legal status in any way.

Regardless, based on the information we have been provided in the correspondence below, Hugh St should be removed from the Town Highway Map, and in order for us to do so, we need documentation from the City that legally clarifies or reverses the statements that led us to add Hough St to the South Burlington Town Highway Map in the first place.

Thanks again for your continued help submitting S Burlington Mileage Certificates!

Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 219 North Main Street | Barre, VT 05641 802-622-1289 | Kerry.Alley@vermont.gov http://vtrans.vermont.gov/planning/maps (NOTE: new phone number and address)

From: Alley, Kerry

Sent: Monday, July 17, 2017 11:00 AM **To:** Todd Gregory < tgregory@sburl.com>

Subject: RE: SB Street Info

Thanks Todd,

I will speak with them again.

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Monday, July 17, 2017 10:57 AM **To:** Alley, Kerry < Kerry. Alley@vermont.gov>

Subject: RE: SB Street Info

I have completed my end and confirmed the mileage(s) — months ago — and it is then signed / discussed at the council meeting. My assumption is that it was signed by the Council and if you have not yet received the paperwork it is in the hands of the City Council, Clerk or Manager.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Monday, July 17, 2017 9:28 AM **To:** Todd Gregory < tgregory@sburl.com>

Subject: RE: SB Street Info

Hi Todd,

I sent this last email (below) over the 4th of July weekend, so I wanted to bring it to your attention. We need to obtain a signed copy of South Burlington's 2017 Mileage Certificate, otherwise we can't produce the Town Highway Map, and I would have to formally undo the changes to our data and records with lots of explanatory notes. If it hasn't been signed yet, this is a unique situation in which it wouldn't be too late to have it signed and returned to us.

Thanks, Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 1 National Life Dr | Montpelier, VT 05633 802-828-3666 | Kerry.Alley@vermont.gov http://vtrans.vermont.gov/planning/maps

From: Alley, Kerry

Sent: Friday, June 30, 2017 3:04 PM **To:** 'Todd Gregory' <tgregory@sburl.com>

Subject: RE: SB Street Info

Thanks Todd,

Do you happen to know who you might have passed the mileage certificate on to once you had filled it out? Who would have been the person to sign it and return it to us? I've been in touch with City Clerk and the City Manager's office, but they don't know about it.

Thanks,

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Friday, June 30, 2017 2:06 PM

To: Alley, Kerry < Kerry. Alley@vermont.gov>

Subject: Re: SB Street Info

I sent you what I have.

Sent from my iPhone

On Jun 30, 2017, at 13:24, Alley, Kerry < Kerry. Alley@vermont.gov > wrote:

Hi Todd,

Just touching base again about the 2017 Mileage Certificate for S. Burlington. Do you still have it or do I need to contact someone else?

Thanks,

Kerry

From: Alley, Kerry

Sent: Thursday, June 15, 2017 8:44 AM **To:** 'Todd Gregory' < tgregory@sburl.com>

Subject: RE: SB Street Info

Hello Todd,

I just realized that the Mileage Certificate that I have for S. Burlington is a copy I made (see attached) rather than a copy that was returned to me from the City. Do you have a copy of it that has been signed by the appropriate officials? If not, would the City Clerk be the correct person for me to contact?

Thanks,

Kerry

Kerry Alley | GIS Professional III Vermont Agency of Transportation 1 National Life Dr | Montpelier, VT 05633 802-828-3666 | Kerry.Alley@vermont.gov http://vtrans.vermont.gov/planning/maps

From: Alley, Kerry

Sent: Friday, March 31, 2017 2:44 PM **To:** 'Todd Gregory' < tgregory@sburl.com>

Subject: RE: SB Street Info

Hi Todd,

One more little thing. :-]

I just noticed that the measures hand-written onto the top section (Part I) of the Certificate only reflect the new highways (Link Rd and Goldenrod St), but should include mileages for all the changes listed in Part II . There are only Class 3 changes, with net +0.32 mi and -0.02 mi, for a new total Class 3 mileage of 60.00 mi. Could you edit the top part of the Certificate to reflect this? Alternatively, I've attached another copy of the Certificate with the new changes added to Part II, which you can use. It doesn't matter which option you use.

Thanks yet again,

Kerry

From: Alley, Kerry

Sent: Friday, March 31, 2017 2:27 PM **To:** 'Todd Gregory' < tgregory@sburl.com>

Subject: RE: SB Street Info

Thanks for the confirmation! Alas, our records only maintain that accuracy out to the nearest hundredth of a mile (for town highways). So the measures should be 0.09 mi and 0.07 mi on the top part of the certificate (and in our records). We also tend to confuse people by having our measures represent distances from centerline to centerline, which can be slightly longer than the length of a right-of-way parcel.

All models are wrong, but some are useful (some of the time). ;-)

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Friday, March 31, 2017 2:17 PM

To: Alley, Kerry < Kerry. Alley@vermont.gov >

Subject: RE: SB Street Info

The lengths are accurate, I measure each side twice with a wheel and then use the average of the four measurements – which is my standard practice with each street measured in South Burlington.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Friday, March 31, 2017 2:15 PM

To: Todd Gregory

Subject: RE: SB Street Info

Ok, I'll go ahead and process them all. The lengths on the two new roads (rounded to the nearest hundredth) match the measures obtained from terrain images based on LiDAR data, so there shouldn't be any complication.

Thanks again for your help, and for today's rush!

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Friday, March 31, 2017 2:11 PM **To:** Alley, Kerry < <u>Kerry. Alley@vermont.gov</u>>

Subject: RE: SB Street Info

I will not have any of that until next week. Once the council signs off I will gather the deeds and they will be included in what we send off to you.

Todd G.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Friday, March 31, 2017 1:14 PM

To: Todd Gregory

Subject: RE: SB Street Info

Hi Todd,

Do you have the deeds of dedication for Link Rd and Goldenrod Rd? I need those documents in order to process the change. Also, if you have a survey map as well, that will make it easier for me.

Thanks!

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Friday, March 31, 2017 1:04 PM

To: Alley, Kerry < Kerry. Alley@vermont.gov >

Subject: RE: SB Street Info

I am taking this to the Council on Monday night for signatures. It has never been my experience that there have been any issues, but if there is I will be certain to let you know.

Attached are the unsigned Certificates.

Todd G.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Friday, March 31, 2017 10:30 AM

To: Todd Gregory

Subject: RE: SB Street Info

Hi Todd,

I need to close out my 2017 mileage changes today...can you send me what you have? If the Certificate doesn't have City Council signatures, I could work under the assumption that it will be signed as filled out if you are confident they will accept it. If not, we will need to get this all cleared up for next year.

Thanks, Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Thursday, March 23, 2017 1:06 PM **To:** Alley, Kerry < <u>Kerry. Alley@vermont.gov</u>>

Subject: RE: SB Street Info

No problem at all.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Thursday, March 23, 2017 12:47 PM

To: Todd Gregory

Subject: RE: SB Street Info

Does that mean there's a problem with the Cider Mill and O'Brien changes I suggested? I'm not sure I

understood. :-]

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Thursday, March 23, 2017 12:44 PM **To:** Alley, Kerry < Kerry.Alley@vermont.gov>

Subject: RE: SB Street Info

No questions . . . the only new items going forward will be Link and Goldenrod (not taking into account whatever comes of Hough Street, of course).

Thank you for YOUR help!

Todd G.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Thursday, March 23, 2017 12:30 PM

To: Todd Gregory

Subject: RE: SB Street Info

Great! Were the other changes I suggested ok as well? I'm pretty confident about them, assuming the deeds are correct and that the Certificates of opening should be interpreted "loosely". Or do you have any questions about them?

Thanks again for the help!

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Thursday, March 23, 2017 12:25 PM **To:** Alley, Kerry < Kerry.Alley@vermont.gov>

Subject: RE: SB Street Info

Kerry -

Our zoning people are looking into Hough Street . . . so far nobody seems to have any answers.

In regards to Link and Goldenrod, I have added them to the form you sent me and it has been sent to the Clerk's office for the appropriate signatures. Once it makes it back to my desk I will scan it directly to you.

I think we are getting there . . .

Todd G.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Thursday, March 23, 2017 10:34 AM

To: Todd Gregory

Subject: RE: SB Street Info

Thanks Todd!

Yes, we noticed that it looks more like a parking lot, which is why we were inquiring about its status. Hopefully there is some documentation in your records clearly indicating its current status.

Whenever there is contradictory documentation regarding the legal status of a "currently believed to be private" highway, we generally recommend that municipalities formally discontinue them as public ways for clarity, superseding any potentially ambiguous previous status.

If you'll be adding Link Rd and Goldenrod St to the Mileage Certificate, could you email the documents directly to me so that I can get started processing them? I'm rapidly approaching the deadline for making changes this year.

Thanks again, and good luck with your research!

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Thursday, March 23, 2017 10:21 AM **To:** Alley, Kerry < Kerry.Alley@vermont.gov>

Subject: RE: SB Street Info

Good morning,

Thank you for this information. I am attaching a GIS image of that area, and there is no street. It is actually a part of the Shearer lot. There is a City sewer and water line running in the same general area, but definitely not a street. I will attempt to determine when this was terminated – if it ever 'officially' was – in the next few days.

Thank you,

Todd G.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Wednesday, March 22, 2017 3:59 PM

To: Todd Gregory

Subject: RE: SB Street Info

Hi Todd,

Here's a link to our <u>Town Highway Map Archive</u>. You can access scans of all the archived maps for S. Burlington there, as a visual history of our records. I've pasted a snippet of the Town Highway Map below to make sure we're referring to the same "highway." Hough St didn't formally enter our records until 1983 (see attached 1983 Mileage Certificate and accompanying documentation), but did appear on earlier maps as private or without a highway number. VTrans added it to the map in 1983 because of the signed certification on p. 8 of the 1983 Certificate. I hope this helps!

Kerry

<image001.png>

From: Todd Gregory [mailto:tgregory@sburl.com]
Sent: Wednesday, March 22, 2017 2:47 PM

To: Alley, Kerry < Kerry. Alley@vermont.gov >

Subject: RE: SB Street Info

Kerry -

In regards to Hough Street . . .

The City has no records, at least at Public Works, of Hough Street. We do not maintain anything known as Hough Street. I have discussed this with our Director and a couple of our senior employees and they know nothing of Hough Street . . .

I will get over to our City office sometime in the near future and see what I can dig up, but we do not recognize Hough Street in any fashion to the best of my knowledge.

Todd G.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Tuesday, March 21, 2017 4:02 PM

To: Todd Gregory

Subject: RE: SB Street Info

Hi Todd,

Any adjustments to highway mileages shown on the Town Highway Maps, including remeasurements and other corrections, need to be accounted for on Mileage Certificates. It is not unusual for Certificates to include corrections (initiated by Towns or by VTrans) or previously unsubmitted changes. Unfortunately, I can't make any of the adjustments I mentioned in my previous email until they have been included on a Certificate. The addition of Obrien Dr and remapping Braeburn St would increase the CL3 mileage by 0.16 mi, increasing S. Burlington's allocation of State funding for CL3 highways as well.

Regarding the Cider Mill Streets, I mapped them to the best of my ability in 2015 based on inconsistent descriptions. I was unable to obtain clarification from S. Burlington before I had to submit the 2015 annual mileage reports. The documentation you recently provided suggests that these highways should be updated as outlined on the pre-loaded Certificate, but I wanted to run my suggestions by you in case there is additional information indicating additional adjustments.

Do you know if Hough Dr was formally discontinued or if it is still officially a class 3 town highway? Any changes to Hough Dr should be added to the Mileage Certificate if you can also provide documentation for those changes.

Hopefully we can get this all corrected on this year's Certificate!

Thanks again,

Kerry

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Tuesday, March 21, 2017 2:49 PM

To: Alley, Kerry < Kerry. Alley@vermont.gov>

Subject: RE: SB Street Info

Hough Drive is not maintained by the City.

The Cider Mill streets are as you have them mapped – which were taken over and submitted nearly two (2) years ago. The O'Brien changes appear to have been accepted 9/30/2014, but I am not familiar with that. National Guard Road was recorded on 8/8/2012, which was prior to the beginning of my employment with SBPW. NGR is now @60 linear feet less than it was prior to its reconfiguration.

The only additions I have for the past year (2016) are Link Road and Goldenrod Street.

Todd G.

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Tuesday, March 21, 2017 2:40 PM

To: Todd Gregory **Cc:** Madeline Brumberg **Subject:** RE: SB Street Info

Hi Todd,

Assuming you have additional changes to add to the Mileage Certificate, you can write them in regardless of whether I've included the pre-loaded changes. I've attached both a blank copy of the Certificate, and a copy with pre-loaded potential changes for Obrien, Cider Mill, and Braeburn as discussed below. The Certificate is linked to a database so it takes no additional effort for me to export revised pre-loaded copies of the Certificate based on any additional information you might be able to provide.

Everything is all set to add the remaining portion of Obrien Dr to the Mileage Certificate and Town Highway Map. This addition is included on the attached pre-loaded version of the Certificate, showing how I described the change in case you prefer to use the blank Certificate.

I've pasted a snippet of the Town Highway Map at the bottom of my email as a reference for the following questions/comments:

The deed for Cider Mill Dr (TH-241) clearly states that it ends at the intersection with Winesap Ln (TH-245), which possibly answers one of my questions, but I wanted to double-check with you because the Certificate of Opening describes it as ending at Sommerfield Ave. With the information I already have, the description in the deed has priority over the description in the Certificate of Opening. If Cider Mill Dr does continue to Sommerfield Ave, is there an additional deed that covers that portion as well? If not, I will adjust it to end at Winesap Ln.

A closer look at the deed I already had for Braeburn St (TH-242) indicates that it extends to Sommerfield Ave, which is about 0.05 mi longer than what is described on the Certificate of Opening. Can you confirm that it does indeed extend to Sommerfield Ave? If so, we can update the map and the mileage accordingly.

Out of curiosity, has (or will) Sommerfield Ave been dedicated and accepted as a public highway?

I will get back to you if I have any questions regarding National Guard Ave. It will take me a little longer to work with it.

I do have one new question for you, about Hough St (TH-147, off Shelburne Rd) that enters the VW dealership. Has it been discontinued? If so, do you have documentation for that change? If not, is it still being maintained by the City?

Thanks for your help getting all of these details cleared up! Feel free to call or email me if you have any questions.

Kerry

<image002.png>

Kerry Alley AOT Mapping & GIS Specialist Vermont Agency of Transportation (VTrans) Kerry.Alley@vermont.gov (802) 828-3666

From: Todd Gregory [mailto:tgregory@sburl.com]

Sent: Monday, February 27, 2017 11:01 AM

To: Alley, Kerry < Kerry. Alley@vermont.gov >

Cc: Madeline Brumberg < mbrumberg@sburl.com >

Subject: SB Street Info

Please note the following;

O'Brien Drive, phase 2, was accepted 9/30/2014 and is recorded in City Hall land records in Volume 1234, beginning on page 160.

Cider Mill Drive was accepted on 12/17/2014 and is recorded in the City Hall land records in Volume 1247, beginning on page 186

National Guard Road was accepted (most recently) on 8/18/2012 and is recorded in the City Hall land records in Volume 1095, beginning on page 40.

Feel free to let me know if you have any questions,

Todd G.

Todd Gregory Public Works Engineering Technician II City of South Burlington Public Works 104 Landfill Road South Burlington VT 05403 (802) 658-7961 x 104 Cell - (802) 370-9114 Fax - (802) 658-7976

CERTIFICATION OF HIGHWAY MILEAGE

City of South Burlington City Highway Mileage Addition of Old Streets

This is to certify that the following City Streets are part of the City Street System and have been open to public travel and maintained by the City for at least the past fifteen (15) years.

City Street Number	Miles Added	Explanation
T-142	0.060	Old City StBacon St.
T-143	0.020	Old City StCedar Court
T-147	0.060	Old City StHough St.
T-150	0.030	Old City StStanhope St.

Date Approved: February 14, 1983

Michael D. Flaherty

William L. Burgess

Hugh M. Marvin

Leona J. Hansing

SOUTH BURLINGTON CITY COUNCIL