District 2

## CERTIFICATE OF HIGHWAY MILEAGE YEAR ENDING FEBRUARY 10, 2016

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2016 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of BROOKLINE

in WINDHAM 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	0.000				0.000
Class 2	4.950		w		0.000
Class 3	11.91				0.000
State Highway	0.000	Ť			0.000
Total	16.860			5	0.000
Class 1 Lane	0.000				ci.
Class 4	1.47		ž		0.000
* Legal Trail	1.00				

\* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are NOT included in total.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

1. NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".

2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).

3. RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting). 0.35 mi CL3 TH-5 Reclassified to CL4 was deemed Not up to Standard in 2014

No change in mileage totals. 5. Moniton 3/22/2016

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:

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Please sign ORIGINAL and return it for Transportation signature.

AGENCY OF TRANSPORTATION APPROVAL:

L: Signed copy will be returned to T/C/V Clerk.

DATE:

Date Filed:

2016

APPROVED:

Representative, Agency of Transportation

#### Vermont Statutes Annotated

Received JAN 25 2016 Policy, Planning & Intermodal Development Division

# 19 V.S.A. § 305. Measurement and inspection

#### § 305. Measurement and inspection

(a) After reasonable notice to the selectboard, a representative of the agency may measure and inspect the class 1, 2, and 3 town highways in each town to verify the accuracy of the records on file with the agency. Upon request, the selectboard or their designee shall be permitted to accompany the representative of the agency during the measurement and inspection. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.

(b) Annually, on or before February 10, the selectboard shall file with the town clerk a sworn statement of the description and measurements of all class 1, 2, 3, and 4 town highways and trails then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2, 3, or 4 town highways, trails, or unidentified corridors are accepted, discontinued, or reclassified, a copy of the proceedings shall be filed in the town clerk's office and a copy shall be forwarded to the agency.

(c) All class 1, 2, 3, and 4 town highways and trails shall appear on the town highway maps by July 1, 2015.

(d) At least 45 days prior to first including a town highway or trail that is not clearly observable by physical evidence of its use as a highway or trail and that is legally established prior to February 10, 2006 in the sworn statement required under subsection (b) of this section, the legislative body of the municipality shall provide written notice and an opportunity to be heard at a duly warned meeting of the legislative body to persons owning lands through which a highway or trail passes or abuts.

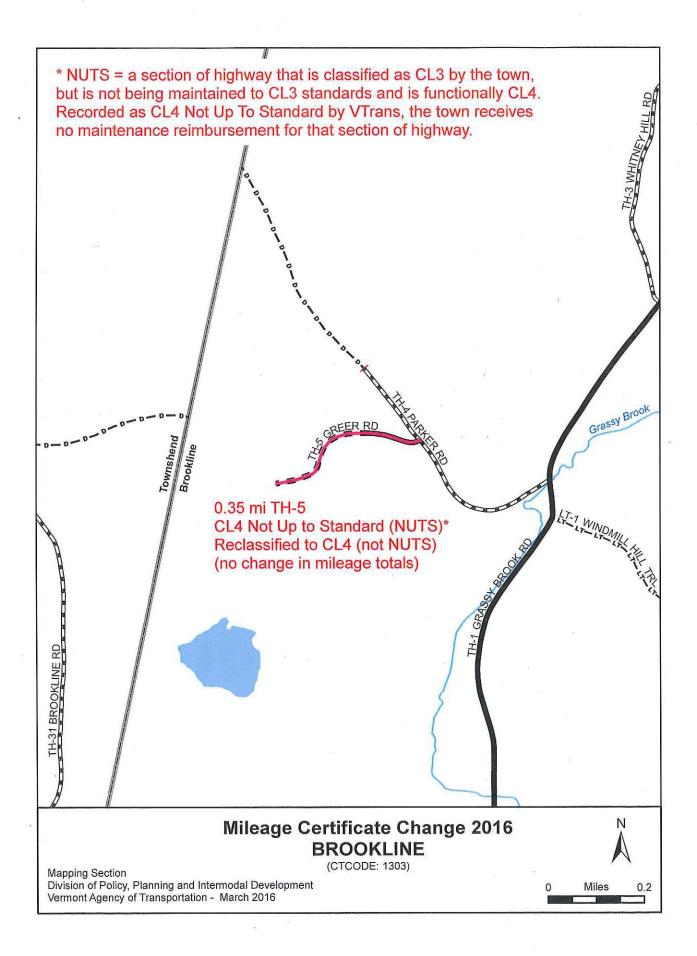
(e) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency. A request by a municipality to the agency for a change in mileage shall include a description of the affected highway or trail, a copy of any surveys of the affected highway or trail, minutes of meetings at which the legislative body took action with respect to the changes, and a current town highway map with the requested deletions and additions sketched on it. A survey shall not be required for class 4 town highways that are legally established prior to February 10, 2006. All records filed with the agency are subject to verification in accordance with subsection (a) of this section.

(f) The selectboard of any town who are aggrieved by a finding of the agency concerning the measurement, description, or classification of a town highway may appeal to the transportation board by filing a notice of appeal with the executive secretary of the transportation board.

(g) The agency shall provide each town with a map of all of the highways in that town together with the mileage of each class 1, 2, 3, and 4 highway, as well as each trail, and such other information as the agency deems appropriate

Excerpt of 19 V.S.A. § 305 - Measurement and inspection from Vermont Statutes Online located at – http://legislature.vermont.gov/statutes/section/19/003/00305

December 2015



# Town Highway/Legal Trails Addition/Reclassification/Discontinuance Checklist

The following includes a checklist of the documentation to be supplied to VTrans when adding / reclassifying / discontinuing highways and trails. The documentation is subject to verification by VTrans.

Check the box  $\mathbf{V}$  if the information is included as part of the documentation submitted.

A description of the affected highway or trail Vt. Stat. Ann. tit. 19, § 305(e)

Minutes of meetings at which the legislative body took action with respect to the changes (include copies of the meeting minutes) Vt. Stat. Ann. tit. 19, § 305(e)

A current town highway map with the requested deletions and additions sketched on it Vt. Stat. Ann. tit. 19, § 305(e)

Evidence of written notice to adjoining landowners

(include a copy of the newspaper notice and a copy of the letter sent to adjoining landowners) Vt. Stat. Ann. tit. 19, § 709

A copy of any surveys of the affected highway or trail\* Vt. Stat. Ann. tit. 19, § 305(c) Vt. Stat. Ann. tit. 19, § 704

\*Note: A survey shall not be required for class 4 town highways that are legally established prior to February 10, 2006 // and a survey is not needed for Discontinuances.

For Class 3 or Class 4 town highway additions

#### A Certificate of Completion and Opening

While not required by statute, a Certificate of Completion and Opening form is a helpful document for the record.

All records filed with the agency are subject to verification in accordance with 19 V.S.A. § 305 (a) and 19 V.S.A. § 305 (e).

Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, 1 National Life Drive, Montpelier, VT 05633

# Town of Brookline, Vermont

PO BOX 403 734 Grassy Brook Road Brookline, VT 05345 Phone (802) 365-4648 Fax (802) 365-4092 brook763@comcast.net

To: Vermont Agency of Transportation

May21, 2015

Here is all the paper work on the reclassification of TH5/ Greer Rd in Brookline, Vt. If anything else is needed please let us know.

Thanks for your assistance,

Bernardine Hoard

Bernardine Hoard Selectboard Chair

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#### Received

MAY 2 6 2015

Policy, Planning & Intermodal Development Division

COPY

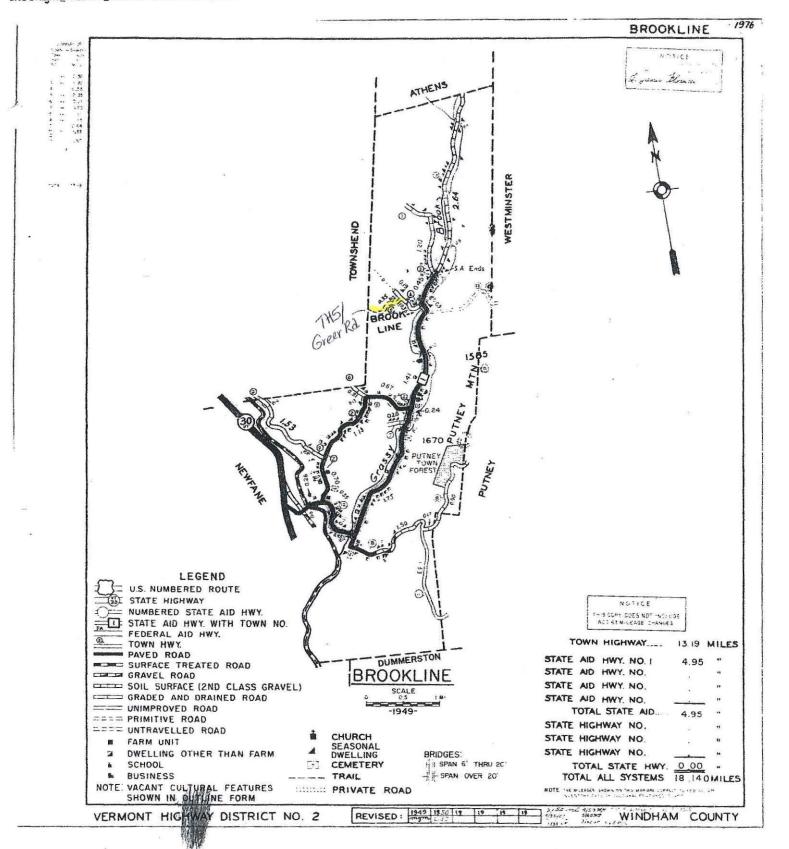
#### **Brookline Selectboard**

#### Greer Rd/TH5 Classification

To whom it may concern:

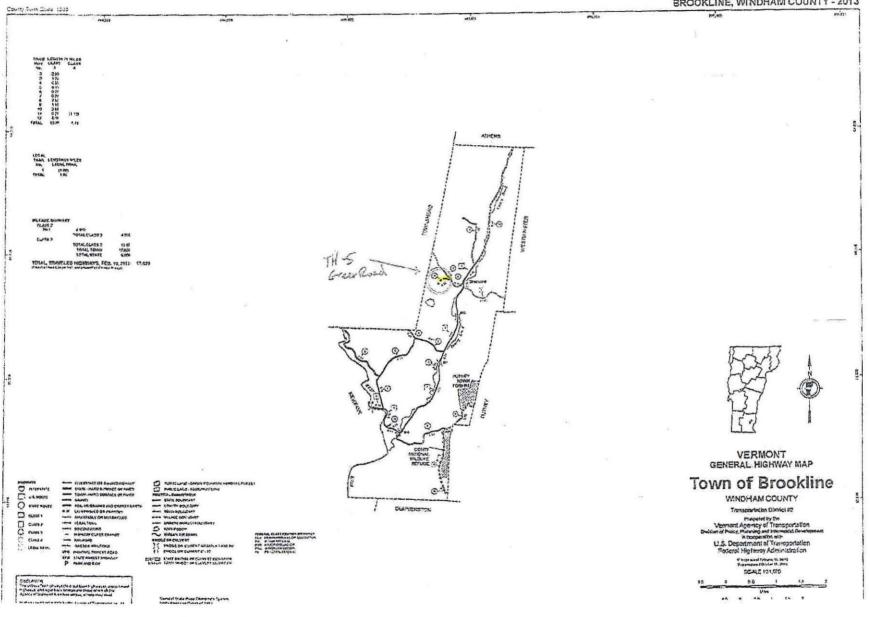
The Brookline Selectboard at a regular scheduled meeting on May 6, 2015 have made a decision on the classification of Greer Rd/TH5. Greer Rd/TH5 will become a Class 4 Road, including the bridge. The bridge will be put on future agenda for repair. One member (Stan Noga) was recused from all discussion and the vote.

Bernardine Hoard Ber Michael O'Donnell Dorothy Maggio Bruce Mello

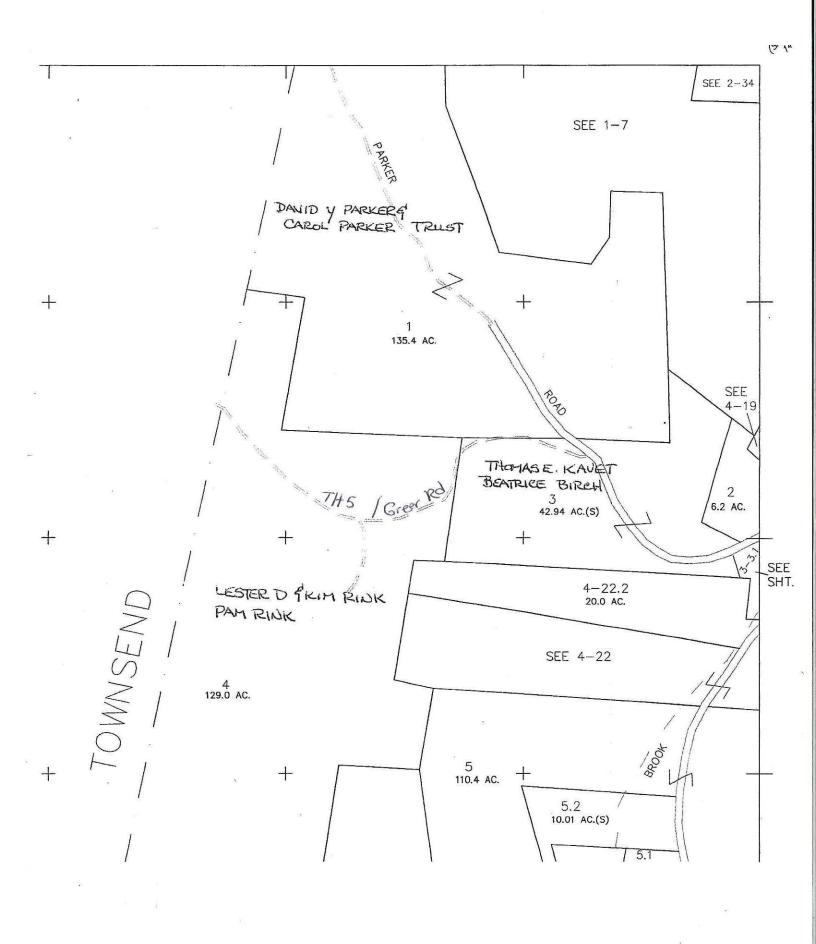


ftp://vtransmap01.aot.state.vt.us/Maps/TownMapSeries/WINDHAM Co/BROOKLINE/BROOKLINE MILEAGE 1976.tif

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BROOKLINE, WINDHAM COUNTY - 2013



OPY

#### BROOKLINE HEARING ON GREER RD- MAY 16,2015 DRAFT

Members present: Bernardine Hoard ,Bruce Mello, Mike O'Donnell, Stan Noga

Others present: Sonny Rink, Kim Rink, Guy Tanza

Call to order: the meeting was called to order at 9:01 by Bernardine Hoard , Chair

A statement read by Bernardine Hoard, Chair as follows:

We the Brookline Seleectboard have made a decision on the classification of TH5/Greer Rd. At our regular public meeting on May 6,2015 a vote was taken after selectboard members had there say in the matter. Stanley Noga was recused from all discussion and the vote. By a unanimous vote, for the best interest of the Town of Brookline, TH5/Greer Rd will be reclassified to a Class 4 Road. The bridge is to be fixed and will be put on future agendas.

Sonny Rink asked if the town had considered the liability of changing the road to Class 4. He said he had been waiting for almost 2 years to log his property while all of this has been going on.

Bernardine told the Rinks that they could appeal to either the District Court or Superior Court.

Bruce Mello made a motion to adjourn, seconded by Mike O'Donnell. All were in favor.

Hearing was adjourned at 9:10.

Gernardine Hoard

Bernardine Hoard Selectboard Chair



# **BROOKLINE SELECTBOARD MEETING MINUTES – MAY 6, 2015 - DRAFT**

Members Present: Bernardine Hoard, Dorothy Maggio, Bruce Mello, Stanley Noga

Members Absent: Mike O'Donnell

Others Present: David Jones, Lyndall Boal, Guy Tanza, Shannon Meckle

## CALL TO ORDER

The meeting was called to order at 7:00 p.m. by Bernardine Hoard.

#### MINUTES

**April 15, 2015:** The board reviewed the minutes. Guy stated that he had misspoke at the meeting and explained the guidelines for the Veterans' Exemption. Stanley suggested adding "for possible church use" at the end of the sentence regarding the Sample Rental Agreement Dot handed out. A motion was made by Dot Maggio to approve the minutes as amended. The motion was seconded by Stanley Noga. The motion carried with three in favor and Bruce Mello abstaining.

**April 18, 2015 Greer Road Hearing:** Dot suggested adding Guy Tanza under "Others Present." Also, "Randy Rink" was removed and replaced with Randy Leavitt. Attorney Evan Chadwick was added as being present.

A motion was made by Bruce Mello to approve the April 18, 2015 minutes of the Greer Road Hearing as amended. The motion was seconded by Bernardine Hoard. The motion carried with three in favor and Stanley Noga abstaining.

#### MEMBERS OF THE PUBLIC

#### Scheduled Members of the Public:

**David Jones – WSWMD:** David Jones, the new Brookline Representative to the Windham Solid Waste Management District was present to introduce himself and discuss his role in keeping the Board apprised of what's happening with the new laws. Discussion ensued.

Lyndall Boal – LGUHS: Lyndall Boal was present to speak to the Board about the Leland and Gray Union High School Board. She spoke of some of the different issues that schools are facing. Lyndall also spoke to the Board regarding the different projects and programs going on. Discussion ensued regarding the programs, as well as possible consolidation. Lyndall offered to keep an eye on the situation and report back to the Board.

## Unscheduled Members of the Public:

There were no Unscheduled Members of the public.

## OLD BUSINESS

**Special Town Meeting – May 30, 2015:** Bernardine reported that everything is all set for the school in the multipurpose room for 10:00 a.m.

Greer Road: At this point in the meeting, Stanley Noga recused himself from discussion.

Bruce gave his thoughts and opinions on Greer Road. He noted that a majority of the people present felt that the town should fix the bridge and reclassify the road to Class 4. He also noted that the Board has a responsibility to do what is in the best interest of the town and to resolve the issue in a reasonable timeframe. He stated that he would like to see the Board fix the bridge and reclassify the bridge to a Class 4 road.

Dot noted that currently, Greer Road is an unfunded, misclassified, substandard Class 3 road, and should be classified as a Class 4 road. She further noted that the current level of use is minimal, and after listening to the taxpayers in town, she did not feel it was the best use of taxpayer funds to improve the road to Class 3 standards, but would be willing to see if a state engineer would come to inspect the bridge for free, saving the money for the engineer. Mark Bills noted that they usually only inspect greater than 20' bridge spans regularly, but that there may be an inspection in the file somewhere that could be obtained from the State. Discussion ensued.

Mark Bills said he thought that if the road and bridge are classified as Class 4, the town can set the load rating on the bridge.

A motion was made by Bruce Mello to reclassify the road as Class 4 and within the next 12-24 months, repair the bridge. The motion was seconded by Dot Maggio. The motion carried with three in favor with Stanley Noga recusing himself. The Board discussed cancelling the May 16 meeting. Bernardine will contact VLCT and let the board know whether the meeting needs to continue. The board will put the repair of the bridge on a future agenda.

**Planning Commission Vacancy:** Dot presented a draft list serve email regarding new appointments and vacancies. The consensus of the board was to send it out.

**Brush Fire Bills:** Dot noted that she did not have a chance to talk to Somara about the bills but will report at the next meeting.

**Brookline School Inspection:** Stanley reported that the school inspection will take place on May 12 at 9:00 a.m. and should take approximately four hours. He noted that the company requires payment before the day or on the day of service and that he did contact the Treasurer letting her know, and that she needs a line item to take the money from. Guy suggested using some of the funds from the Revolving Loan Fund account. A motion was made by Stanley Noga to utilize \$1,500.00 out of the former Revolving Loan Fund, with a subsection showing where the money went. The motion was seconded by Dot Maggio. The motion carried unanimously.

**Road Commissioner/Road Foreman:** Mark Bills was present to let the Board know he made contact with the roadside mowing contractor. He said he would keep the prices the same as last year. Discussion ensued regarding doing the roadside mowing twice. Mark noted that there was someone else interested in just doing the areas that are critical. Last year's price was \$500.00 for one long day. Has contacted and is waiting to hear back from him.

Bernardine asked about a tree on the wires on the corner on Hill Road. Mark will look into it and contact the necessary company.

Mark announced that there is a statewide burn ban and that the State is encouraging people to report any burning they see.

Guy brought to the Board's attention that there needs to be one more posting place for the town to be in compliance with posting requirements in the Open Meeting Law. Stanley will contact Gary Lavorgna regarding replacing the sign.

Mark Bills reported that the cold patch came in last week and the pot holes have been filled.

Mark Bills reported that he met with Marc Pickering, Todd Menees, and Archie Clark. He noted that Brookline didn't get a paving grant or a structures grant this year. They showed Marc Pickering and Todd Menees the failing culverts. They stated that they could be fixed in an emergency, but if they can, hold off until the grants are available.

He reported that they also looked at the bridge by Wellmans, which is the one that was jeopardized by the beaver dam. This is still under an emergency grant, and the town has until fall to repair the structure, which is cracked and undermined. An engineer will draw up a guide that we can use for bids. He explained the process for repairing the bridge in compliance with the environmental requirements. They will wait to hear back from state engineer and then bids can go out.

Mark reported that there is an erosion issue near the Greer Road Bridge. Todd Menees and Marc Pickering also viewed this site. Todd Menees agreed that it was in definite need for stabilization and gave the okay to go ahead with applying for a Better Backroads grant. This grant has a maximum of \$10,000. Stanley asked whether the project would entail putting in rip

rap. Mark confirmed that it would, and that they would use large 4 foot material. Some would be placed above and some below the bridge.

Mark noted that Green Up Day seemed successful. There was not as much as in previous years, and they didn't have as many tires, noting only two were picked up, in comparison with last year's 15 tires.

Mark stated that he would be grading Putney Mtn. Road the next day. He reported that the grader blew a hose while it was sitting. Mark will identify the hose and replace it tomorrow.

Bruce asked whether Mark and Archie would be willing to meet with him to get an opinion on the culvert on Murdock. Stanley interjected that if it's not town road, setting a precedent should be considered.

# NEW BUSINESS

**Open Meeting Law Workshop:** Bernardine reported that the Town of Newfane approached the town to join them for an on-site Open Meeting Law workshop. A motion was made by Dot Maggio to join with Newfane and other local towns to attend the workshop and share the cost. The motion was seconded by Bruce Mello. The motion carried unanimously.

**Local Emergency Operations Plan:** The Board reviewed the Local Emergency Operations Plan. A motion was made by Bernardine Hoard to approve the Local Emergency operations Plan. The motion was seconded by Bruce Mello. The motion carried unanimously.

**Merrill Drive Septic Complaint:** Bernardine reported that a complaint received regarding septic leakage. Bernardine drove by and noted that the road is completely dry and the driveway is dry. The landowner did note that she'd had her septic pumped the week before. She did not smell any odor.

**Animal Control Issues:** Dot reported on her visit with Windham County Humane Society. She talked to the Humane Society about the town's concerns, and the inability to enforce the ordinance because of vicious animals. They did state that they are working on getting the types of kennels needed for impounding vicious dogs, with the expansion, but it is in the works. The Humane Society is willing to host animal control officers for a conference to talk about pooling resources.

Dot reported that a resident on Merrill Drive complained that a female pit bull came onto her deck threatening her. The resident was able to shoo the dog away and the dog went back home. Dot noted that she'd drafted a letter regarding the violation of the ordinance, the disturbances and nuisances. Guy noted that at the end of May, the town clerk will present a list of unlicensed dogs to the board for further action.

**Minutes of Church Committee:** Dot asked why the Committee is looking into windows when in the original meeting, it was noted windows would be last on the list. Stanley Noga explained the Committee felt that if the money was spent on something the people could see, they would look at it as an improvement, sort of a stimulus of appreciation of what's happening and motivation to donate time or monetary assistance. They recently realized that the Windham Foundation grant was only \$10,000.00, but would cover the windows Discussion ensued regarding short term projects that can be done this year versus longer term projects.

Dot asked for clarification regarding the work platforms mentioned in the minutes. Stanley noted that in order to get things in place for the roofing work, there needs to be staging inside the building. Kerry Bourne has spoken to a mill and for \$200 they will provide the materials to build a 12X12 staging platform. Stanley asked if the board would authorize the expenditure for the materials. A motion was made by Stanley Noga to authorize the expenditure of \$200.00 for materials to build a staging platform. The motion was seconded by Dot Maggio. The motion carried unanimously.

**Hazard Mitigation Plan:** Guy Tanza reported that he had talked with Windham Regional Commission regarding a Hazard Mitigation Plan. He noted that it is not mandatory, however in the event of a disaster, funding would be held back. Stanley Noga will work with Windham Regional Commission to get the plan done.

**Windmill Hill Trail:** Stanley Noga reported on communication regarding the Windmill Hill Trail. Mr. Solomon had met with a forester and was concerned over some brush on the property line. Mark Bills reported that he'd talked with the forester about the road, and they're considering coming in any day now because it's dry enough to put the water bars in. He stated that he'd given some input on a few issues.

**Appointments & Terms:** Guy Tanza stated that the Town Plan says the Planning Commission will be five members, serving 3 year terms, but at some point, the town voted to have the Planning Commission serve five year terms. Discussion ensued. The planning commission's next meeting is May 14 at 7:00 p.m.

#### CORRESPONDENCE

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The following correspondence was received:

- Estimate and invoice from AT Goodband Company, Inc.
- Roadside Mowing Quote from Bruce Orchitt
- Letter from Brookline regarding brush fire expenses.

# PAY ORDERS

1

A motion was made by Bernardine Hoard to approve Accounts Payable No. 42 in the amount of \$9,070.11. The motion was seconded by Bruce Mello. The motion carried unanimously.

A motion was made by Bernardine Hoard to approve Payroll Warrant No. 43 in the amount of \$1,440.84. The motion was seconded by Stanley Noga. The motion carried unanimously.

A motion was made by Bernardine Hoard to approve Payroll Warrant No. 41 in the amount of \$1636.35. The motion was seconded by Dot Maggio. The motion carried unanimously.

#### AGENDA FOR MAY 20, 2015

The following items were added to the agenda for May 20, 2015:

- Greer Road Bridge Repair
- Inspection Results

Members will email Bernardine with additional items for the agenda.

#### ADJOURN

A motion was made by Stanley Noga to adjourn at 9:18 p.m. The motion was seconded by Dot Maggio. The motion carried unanimously.

Respectfully submitted, Shannon Meckle

BROOKLINE HEARING ON GREER ROAD – APRIL 18, 2015

FINAL

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Members Present: Bernardine Hoard, Bruce Mello, Stan Noga, Dorothy Maggio

Others Present: Beatrice Birch, Barbara Bourne, Joanne Staats, Tom Staats, Pat Noga, David Parker Jr., Lester D. Rink, Randy Levette, Kim Rink, Wayne Winot, Mike Staats, Mark Bills, Mike Winot, Jim Rogers, Ernest Martian, Tom Kavet, Guy Tanza and Evan Chadwick Esq.

- Call to Order: The meeting was called to order at 9:02 a.m. by Bernardine Hoard, Chair
- Purpose of the Meeting: This meeting is a warned hearing regarding the classification of Greer Road in Brookline.
- Disclosure: Stan Noga disclosed at the start of the meeting that he lives on a private road and has participated in the reclassification of another road in the past. Jim Rogers asked that Stan Noga recuse himself from participating in this hearing. Mr. Noga recused himself.
- 4. The chair addressed the members of the public present and offered the floor to the land owners first. The representative for the Rinks began by referring to the site visit minutes from June 2014 at Greer Road. Greer road is reported as a class 3 road which is out of standard. It has a reduced weight limit of 8,000 lbs. on the bridge that crosses the stream. The compromise discussed in June of 2014 which included improving the bridge so that it can have a higher weight limit, and improving about 150 feet to the class 3 standard while leaving the remaining road class 4 was acceptable. It was important to be able to access the land with a brush truck in case of a fire. A google map was presented to show the land beyond the bridge had no other access except for a discontinued road from the Townshend side. There are inherent liabilities for the town in the case of a building fire, a forest fire or if a vehicle falls through the bridge.

In 2014 Town Meeting the vote for \$100,000.00 to bring the road up to standard was not passed. The Rink family representative stated that the suggested compromise is acceptable. He also noted that the town could apply for a bridge grant which would cover 90% of the cost of replacing the bridge so that it meets a class 3 standards for the road. He also said that he was aware that such a grant might be years away because Brookline has been given grants for other bridges recently and the town would not be high on the list for another bridge grant. Options suggested would be to install a temporary bridge until a bridge grant would be available.

5. Land owners Tom Kavet and his wife Bea spoke as land owners with an interest to see that the access to their land would be safely addressed. They both agreed that the compromise of an improved bridge and a turnaround would be sufficient. Mr. Kavet understands that budgets are tight, a highway is not needed but the 8k lbs. bridge limit needed to be addressed. Bea spoke of the temporary logging bridge on Parkers land and said she would agree to the town building a turnaround beyond the bridge as discussed previously as the compromise.

- 6. David Parker Jr. spoke as a land owner. The land owned by David and his sister (about 700 acres) some of which is in Townshend, is accessible to them without Greer Road being improved. Mr. Parker stated that he felt that in terms of cost, the entire road was never up to the class 3 standards and that the board should consider where to spend money that would most benefit the public good. He felt that other infrastructure improvements needs to be addressed before Greer Road. Much of Vermont is not accessible as about 75% of the State is forested. Reclassification of the entire road as a Class 4 would mean that no state bridge grant money would be available, but the town could improve the area and fix the bridge for much less money.
- 7. The representative for the Rink Family asked for a point of clarification. He stated that the bridge itself needs to follow the hydrolytic standards. Those standards are unique to each bridge. The standards are written is such a way that any bridge can be installed as long as it meets the loosely tailored standards. If the entire road is reclassified as a class 4, then the project is entirely the town's responsibility for its cost. The potential liability increases with the class 4 road.
- 8. Bruce Mello said that the town would not install a substandard bridge. Reducing the costs would not mean that the town would allow a poorly constructed bridge to be installed.
- Mr. Parker said that two Cersossomo Bridges for logging were installed on his land in the matter of two days which would support 80K lbs. of weight. These bridges are not substandard.
- 10. The Rinks representative said that using skidder bridges for access across the stream until a bridge grant became available would be acceptable. He also said that many towns have a class 4 maintenance policy and suggested that the town of Brookline adopt one as well so that each class 4 road is maintained to the same standards.
- 11. Mark Bills, the road foreman was asked about the maintenance of the other class 4 road in town. The difference is that the other road does not have a bridge. Gravel is added as needed and water bars prevent eroding on the steep incline. Greer Road is hard to get gravel up on it so it has no surface gravel applied to the road surface. The Log stringers on the bridge are a species of locus but Mark does not know the age or the strength of the stringers that is why the weight limit was reduced to 8K lbs. Class 4 roads are passable with a vehicle with higher ground clearance.
- 12. Jim Rogers spoke next and he reminded the board that when he was the road commissioner he researched a timber fame bridge design that would be approval by state standards that would cost the town about \$30,000.00. He also said that if the area was kept as a class 3, the bridge would get state inspections every 2 years. As a class 4 area, the town would be responsible to hire an engineer for those inspections. Also, the modern standards would require the installation of a rub rain and a pedestrian rail because the drop is over 6 feet.

- 13. Stan Noga, speaking as a taxpayer asked Mr. Martian to clarify his position. He asked "are you saying you don't see the need to maintain Greer Road if Grassy Brook Road is not maintained. " Mr. Martian said that the dirt part of GBR cannot be traveled at the posted speed limit of 35 mph. It was noted that mud season requires the road to dry out and that it will improve as the season advances.
- 14. The attorney for the Rinks added that not much maintenance was ever done on Greer Road over the years because the family didn't make requests in the past from the town. The reason that this is now before the current select board is because the Rinks did ask recently for work to be done, that is when the engineer was called in and the bridge concerns came forward. Mr. Noga added that the road was never a class 3. The town did not cause it to deteriorate.
- 15. Tom Staats, former road commissioner spoke about the historical research on the classification of Greer Road. He discussed how in 1973 the road was classified as Class 4 due to Act 63. The discussion continued to how in 1974 the town asked the state to inspect the road and issue a provisional class 3 status. Investment over a period of years to improve the road would have to follow. The town no longer keeps records on the amount of money spent on all roads from 1974 to 1981. Mr. Staats stated that it would be an unfair use of his tax dollars to improve this road to class 3. It was never legally a class 3 and should be considered class 4. The town did not do the improvements and the status of class 3 should not have been recorded on the highway mileage certificates. Greer road is known as TH #5 and is .35 miles long. He feels that it is time to right a wrong and to classify the road as a Class 4 and to maintain it an according to the level of current use and to address the bridge and its antique abutments.
- 16. A question was asked about the tax rate/ assessment values for land on class 3 vs class 4 roads. The tax rate is the same for all lands in Brookline (1.62). Land on black tom vs. land accessed on a private road may be assessed lower by 5 to 7% but not taxed lower.
- Barbara Bourne spoke from the planning commission with a concern about using state money/grants to improve a bridge to nowhere.
- 18. Jim Rogers said that no one is asking to keep the hill as a class 3. With about 4 " of gravel on the 150 feet beyond the bridge it could be safe and passable for access.
- David Parker Jr. noted that the State of Vermont does not have money to kick in on a project like this with limited use.
- 20. The lawyer for the Rinks asked that an inquiry be made via an application. If the application is denied than it would be a class 4 without any question.
- 21. Mr. Staats reminded those present of the failing culverts that may need to be converted to bridges in the future and that grant money should be conserved to benefit the majority of the people in town. Beatrice Birch suggested we lie low and get the bridge fixed without State help.

22. If a grant is applied for and given, the town does not have to accept the grant. It was also mentioned that the town should contact the State to get an engineer over to look at the bridge to save approximately \$1500.00 engineering fee. They are in the area and may come over and give a free report.

Bernardine asked if there were any other comments...hearing none she indicated that a decision would be made on May 16, 2015 at 9 am at town hall.

The meeting was adjourned at 10:30 a.m.

Final submitted by Dorothy Maggio with corrections.

#### Notice of Hearing

#### On Classification Status of a Highway

## Selectboard, Brookline, Vermont

The Selectboard of the Town of Brookline hereby give notice to the persons named below as owners or persons interested in lands and rights that may be affected by a decision of said Selectboard, acting on a motion from said Selectboard to reclassify a town highway.

The motion asks that the Town Highway #5 (also known as Greer Rd.) be reclassified as a Class 4 road or be brought up to Class 3 Standards of the State of Vermont. The Board and members of the public will meet at the Brookline Town Office on Saturday, April 18, 2015 at 9:00 A.M., to conduct a hearing on the question of classification.

As required by law, a notice of this hearing is being provided by certified mail to each of the persons owning or interested in lands through which the highway pass (listed below) as well as to the Brookline Planning Commission. A copy is to be posted in the Town Office of the Town Clerk, and published in the Brattleboro Reformer not less than 10 days before the time set for the hearing.

If the Selectboard determines that the public good, necessity and convenience of the inhabitants of the town require reclassifying of this highway, the Board will reconvene at a meeting 9:00 A.M. on Saturday, May 16,2015 at the Brookline Town Office for a decision on the classification of this highway.

Information relating to the proposed highway is available for public inspection and copying in the office of the Town Clerk of the Town of Brookline during business hours.

The following persons have been notified of the public hearing:

Lester D Rink Kim Rink Pam Rink

Thomas E Kavet Beatrice Birch

David Y Parker Valinda Gorder

Signatures of Selectboard members giving notice:

**Bernardine Hoard** Dorothy Maggio Michael O'Donnell Bruce Mello Stan Noga

COPY .

#### Notice of Hearing

#### On classification status of a highway

Selectboard, Brookline, Vermont

The Selectboard of the Town of Brookline hereby give notice to the persons named below as owners or persons interested in lands and rights that may be affected by a decision of said selectboard, acting on a motion from said selectboard to reclassify a town highway.

The motion asks that the Town Highway #5 (also known as Greer Rd) be reclassified as Class 4 Road or be brought up to Class 3 Standards of the State of Vermont. The board and members of the public will meet at Greer Road bridge at 10:00 AM on Saturday February 28,2015, for a site inspection of the highway, and then meet at the Brookline Town Office at approximately 11:00 AM to conduct a hearing on the question of classification.

As required by law, a notice of this site inspection and hearing is being provided by certified mail to each of the persons owning or interested in lands through which the highway pass, listed below, as well as the Brookline Planning Commission. A copy is to be posted in the Town Office of the Town Clerk, and published in the Brattleboro Reformer not less than 10 days before the time set for the hearing.

If the Selectboard determines that the public good, necessity and convenience of the inhabitants of the town require reclassifying of this highway, the Board will reconvene at a meeting at 10:00 AM on Saturday, April 25,2015 at the Brookline Town Office for a decision on the classification of this highway.

Information relating to the proposed highway is available for public inspection and copying in the office of the Town Clerk of the Town of Brookline during business hours.

The following persons have been notified of the public hearing:

Lester D Rink Kim Rink Pam Rink

Thomas E Kavet Beatrice Birch

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David Y Parker JR Valinda Gorder

Signatures of Selectboard members giving Notice:

Bernardine Hoard	Bernardine Abard	
Dorothy Maggio	Drothy Mallw	-
James Rogers	Jametrin 0	
Bruce Mello	myse mello	• •
// Michael O'Donnel	Ministur	

#### District 2

#### CERTIFICATE OF HIGHWAY MILEAGE YEAR ENDING FEBRUARY 10, 2015



Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2015 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of BROOKLINE

in WINDHAM

AM 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	0.000			1	0.000
Class 2	4.950	4	I. as	4.95	0.000
Class 3	11.91		1	11.91	0.000
State Highway	0.000		1	1	0.000
Total	16.860		1	1686	0.000
Class 1 Lane	0.000		1	ľ	l
Class 4	1.47		1	1	0.000
Legal Trail	1.00		1	l	
Unidentified Corridor	0.00		1. 	1	1

\* Mileage for Class 1 Lane, Class 4, Legal Trail, and Unidentified Corridor classifications are NOT included in total.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

1. NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".

2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).

3. RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting).

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: Lecture Bernardine Hoard
Dinothyalagge
T/C/V Clerk Signature: actano m. lanza Date Filed: 1/15/2015

# Received

•

# MAY 2 6 2015

Policy, Planning & Intermodal , Development Division

## Alley, Kerry

From: Sent: To: Cc: ' Subject: Attachments: Croft, Johnathan Thursday, May 07, 2015 11:51 AM Pickering, Marc Moulton, Sara; Alley, Kerry RE: Brookline Greer Road decision Checklist\_vsa.pdf

#### Good morning Marc,

The Town of Brookline will need to follow the process for reclassification as defined in Vermont Statutes in 19 VSA Chapter 7 (<u>http://legislature.vermont.gov/statutes/chapter/19/007</u>). The process is briefly described in Chapter 13 on Page 13-3 of the Orange Book, please find this at the following online link:

http://vtransoperations.vermont.gov/sites/aot\_operations/files/The%20Orange%20Bookonline%20version%202014-2016%2004May15%20REV2.pdf

Once the Selectboard follows the statutory process for the reclassification, they can submit the documentation from the process to us and we will note the pending change to the Mileage Certificate. I have attached a checklist of the documentation that we request to be submitted with any highway mileage changes. If a town follows the process in 19 VSA Chapter 7, they should be generated these documents as they go. When they receive the 2016 Mileage Certificate, the notation of the reclassification will be made, provided the Town has gone through the reclassification process.

Please feel free to contact me with any questions or comments.

Johnathan Croft VTrans Mapping Section (802) 828-2600

From: Pickering, Marc Sent: Thursday, May 07, 2015 9:40 AM To: Croft, Johnathan Subject: Brookline Greer Road decision

Hi Jonathan,

The Town of Brookline voted last night to reclassify Greer Rd. to a ClassIV town highway. Selectboard chair Bernadine Hoard, would like to know what the town should do at this point for the Agency of Transportation, to make this change legal and officially recognized. Thanks for your assistance.

# Marc S. Pickering

Vtrans District 2 Project Manager 870 US Route 5 Dummerston VT 05301 802-251-2002