

**CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2011**

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2011 to:
Vermont Agency of Transportation, Division of Planning, Outreach and Community Affairs, One National Life
Drive, Montpelier, VT 05633.

We, the members of the legislative body of **NEW HAVEN** in **ADDISON** 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	0.000
Class 2	17.670			17.670	0.000
Class 3	31.78		1.09	30.690	0.000
State Highway	14.886			14.886	0.000
Total	64.336		1.09	63.246	0.000
* Class 1 Lane	0.000			0.000	0.000
* Class 4	0.26			0.26	
* Legal Trail	0.87			0.87	
* Unidentified Corridor	0.00			0.00	

* 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. *Change not accepted*

- NEW HIGHWAYS:** Please attach Selectmen's "Certificate of Completion and Opening". *5.51 on 1/10 4/12/2011*
- DISCONTINUED:** Please attach SIGNED copy of proceedings (minutes of meeting).
- RECLASSIFIED/REMEASURED:** Please attach SIGNED copy of proceedings (minutes of meeting).
- 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:

Pamela A. Maul
Jonathan Deady
Roger Boese

T/C/V Clerk Signature:

Pamela Burejman

Date Filed:

2/1/11

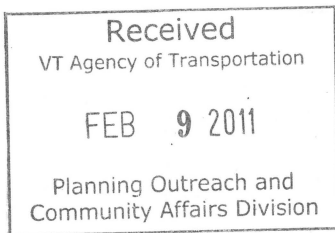
Please sign ORIGINAL and return it for Transportation signature.

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

APPROVED:

Representative, Agency of Transportation

DATE:



Vermont Statutes Annotated

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.

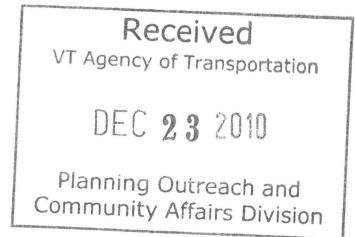
(e) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency. A request by a municipality to the agency for a change in mileage shall include a description of the affected highway or trail, a copy of 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://www.leg.state.vt.us/statutes/fullsection.cfm?Title=19&Chapter=003&Section=00305>

12/20/2010



Town Of New Haven
78 North Street
New Haven, Vermont 05472-2003
802 453-3516
newhaven@gmavt.net
www.newhavenvt.com

December 22, 2010
Mr. Johnathan Croft
GIS Database Administrator
Policy & Planning Division
1 National Life Drive, Drawer 33
Montpelier, VT 05633-5001

Reference: Town of New Haven
Cobble Road, TH35

Dear Mr. Croft:

The Town of New Haven and the Town of Middlebury have been engaged in on-going discussions regarding the ownership and maintenance status of Cobble Road, which is located along the boundary lines of the Town of New Haven, the Town of Middlebury and the Town of Bristol, and historically extended from Halpin Road at the west end to VT Route 116 at the east end. The Town of Middlebury has maintained the Halpin Covered Bridge Road section, and New Haven has maintained Cobble Road from Munger Street east to Route 116. Our annual maintenance has included grading with the addition of chloride and gravel as necessary. We also plow and otherwise maintain Cobble Road in the winter.

We currently have a shared road agreement with Bristol in which we do their portion of Cobble Road and in return they do Cove Road for us. Middlebury has done Halpin Covered Bridge Road, supposedly to offset New Haven's work on their Cobble Road section.

The Town of New Haven proposes that New Haven and Middlebury reinstate the original agreement of 1867 signed by both Selectboards, which states:

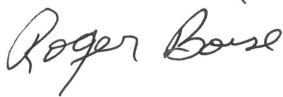
"We the undersigned Select Men of the town of New Haven and Middlebury, County of Addison and State of Vermont hereby certify that on the 27th day of April 1867 did repair to the Road on the Line between Said towns running from Kirby Street to the Bristol Line and did there and then divide said road as follows to wit:

The Said Town of New Haven is to be to the Expences of building and repairing and maintaining Said Road from the Bristol Line to a Stake Set in the ground with Stones around it Twenty five Rods past the Center of Said road- towards the west end of the road aforesaid, and the Town of

Middlebury Town Maintain & Repair the road from Said Stake aforesaid to the west end of Said Road, Each town are to the portions of Said road above Mentioned Bridge to be Supported by both towns.”

The New Haven Selectboard has been in contact with the Town of Middlebury regarding this issue, but apparently discussions have reached a stalemate. Part of Middlebury’s reluctance is based on the state aid funds for Cobble Road going in part to New Haven. Accordingly, the Town of New Haven requests that you remove Cobble Road from our Certificate of Highway Mileage and request that it be assigned to the Town of Middlebury. Please let us know if we need to request this action by a different format or at a different time.

Sincerely,

A handwritten signature in cursive script that reads "Roger Boise".

Roger Boise
Selectboard Member and Co-Road Commissioner

cc: Pat Paquette, Road Co-Commissioner
Town Clerk
Selectboard



**State of Vermont
Division of Policy, Planning & Intermodal Development
Mapping Unit**

1 National Life Drive
Montpelier, VT 05633-5001
<http://www.aot.state.vt.us>

Telephone: 802-828-2600
Fax: 802-828-2334
Email: johnathan.croft@state.vt.us

Agency of Transportation

April 15, 2011

Kathy Barrett, Selectboard Chair
Town of New Haven, c/o Town Clerk
78 North Street
New Haven, VT 05472-2003

Dear Ms. Barrett,

The VTrans Mapping Unit has not accepted the removal of 1.09 miles of class 3 town highway as submitted on New Haven's 2011 Certificate of Highway Mileage. It is my understanding that the 1.09 mile section of TH-35 (Cobble Road) has been a topic of discussion between the Selectboards of New Haven and Middlebury, and at the time of the processing of the Mileage Certificates, an agreement regarding the maintenance of the highway had not been met between the two towns. Middlebury has not included the addition of the 1.09 miles of class 3 town highway on their Mileage Certificate.

Since this highway is on a town line, I believe the Towns of New Haven and Middlebury should come to an agreement on this highway and then bi-laterally make the appropriate changes to the Mileage Certificates, which would not orphan a section of class 3 town highway.

The changes that were listed on the 2011 Certificate of Highway Mileage may be re-submitted on the 2012 Certificate for review and the potential inclusion on the 2012 Town Highway Map.

Please feel free to contact me with any questions or comments related to this letter, or mapping in general.

Sincerely,

A handwritten signature in blue ink, appearing to read "Johnathan Croft".

Johnathan Croft
AOT GIS Database Administrator
VTrans Mapping Unit

JFC/jfc

Enclosures

cc: Chris Cole, Director of the VTrans Policy, Planning & Intermodal Development Division
John Dunleavy, Assistant Attorney General
Gil Newbury, District Transportation Administrator
Sue Clark, VTrans Planning Coordinator

Moulton, Sara

From: Fred Dunnington [fdunnington@TownOfMiddlebury.org]
Sent: Thursday, April 07, 2011 11:51 AM
To: Croft, Johnathan; Bill Finger
Cc: Moulton, Sara
Subject: RE: Question related to the Middlebury 2011 Mileage Certificate

Bill Finger indicated that no changes have been agreed to between the Towns - - there is discussion, but we are a long ways from any change - - if any change ever is agreed to.

Fred
Fred S. Dunnington
Middlebury Town Planner
(802) 388-8100 x 208

From: Croft, Johnathan [<mailto:Johnathan.Croft@state.vt.us>]
Sent: Thursday, April 07, 2011 11:26 AM
To: Fred Dunnington; Bill Finger
Cc: Moulton, Sara
Subject: Question related to the Middlebury 2011 Mileage Certificate

Good morning Fred and Bill,

We are in the last steps of the process of to close-out the 2011 Mileage Certificates, and expect to end any changes by April 15th. There are still a few outstanding questions and one relates to Middlebury. Have there been any agreements between the Town of New Haven and the Town of Middlebury related to Cobble Road and who will oversee this class 3 town highway?

Thank you for any details regarding the status of this highway that you can provide.

Johnathan Croft
VTrans Mapping Unit
(802) 828-2600

Town Of New Haven
78 North Street
New Haven, Vermont 05472-2003
802 453-3516
newhaven@gmavt.net

February 3, 2011

Ms. Sara Moulton
State of Vermont
Division of Planning, Outreach and Community Affairs – Mapping Unit
1 National Life Drive
Montpelier, VT 05633-5001

Reference: 2011 Certificate of Highway Mileage
Town of New Haven

Dear Ms. Moulton:

After numerous discussions with the Town of Middlebury, as well as conversations and correspondence with Johnathan Croft of your agency, the Selectboard of the Town of New Haven has decided to remove Cobble Road (TH35) from its Certificate of Highway Mileage. The responsibility for the maintenance of this road, which runs along the town boundary between New Haven and Middlebury, is to be transferred to the town of Middlebury

Enclosed is your certificate form, amended to show 1.09 under “Subtracted Mileage” and reduced our total accordingly. We have also included minutes from the Selectboard meeting held on Tuesday, February 1, 2011, during which the Selectboard voted to subtract the Cobble Road mileage.

If there’s anything further we need to do or other information we need to submit, please let us know.

Sincerely,



Katie Reilley
Highway Staff

cc: Roger Boise, Road Co-Commissioner
Pat Paquette, Road Co-Commissioner
Pam Kingman, Town Clerk

TOWN LENGTH IN MILES		
HWY. NO.	CLASS	CLASS
3	4	
6	4.20	
7	2.82	
8	1.82	
9	4.19	
10	0.70	
11	0.18	
12	1.12	
13	0.08	
14	0.05	
18	1.30	(0.01)
19	0.08	
20	1.83	
21	0.55	
22	2.50	
23	1.66	(0.25)
25	1.41	
27	2.01	
29	0.85	
30	0.35	
32	0.49	
33	0.70	
34	0.81	
35	0.06	
TOTAL	31.78	0.26

MILEAGE SUMMARY		
CLASS 2		
TH-1	2.500	
TH-2	4.720	
TH-3	1.810	
TH-4	3.080	
TH-5	1.860	
TH-6	3.720	
TOTAL CLASS 2	17.870	
CLASS 3		
TOTAL CLASS 3	31.780	
TOTAL TOWN	49.660	
STATE HIGHWAY		
VT-17	7.196	
TOTAL STATE HIGHWAY	7.196	
US HIGHWAY		
US-7	7.690	
TOTAL US HIGHWAY	7.690	
TOTAL STATE	14.886	

TOTAL TRAVELED HIGHWAYS, FEB. 10, 2010: 64.336
(Excludes Class 4 and Legal Trail Mileage)

LEGAL TRAIL LENGTH IN MILES	
TRAIL NO.	LENGTH IN MILES
1	(0.87)
TOTAL	0.87

delete

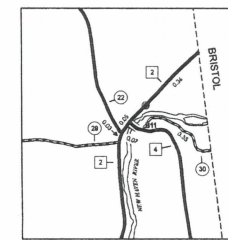
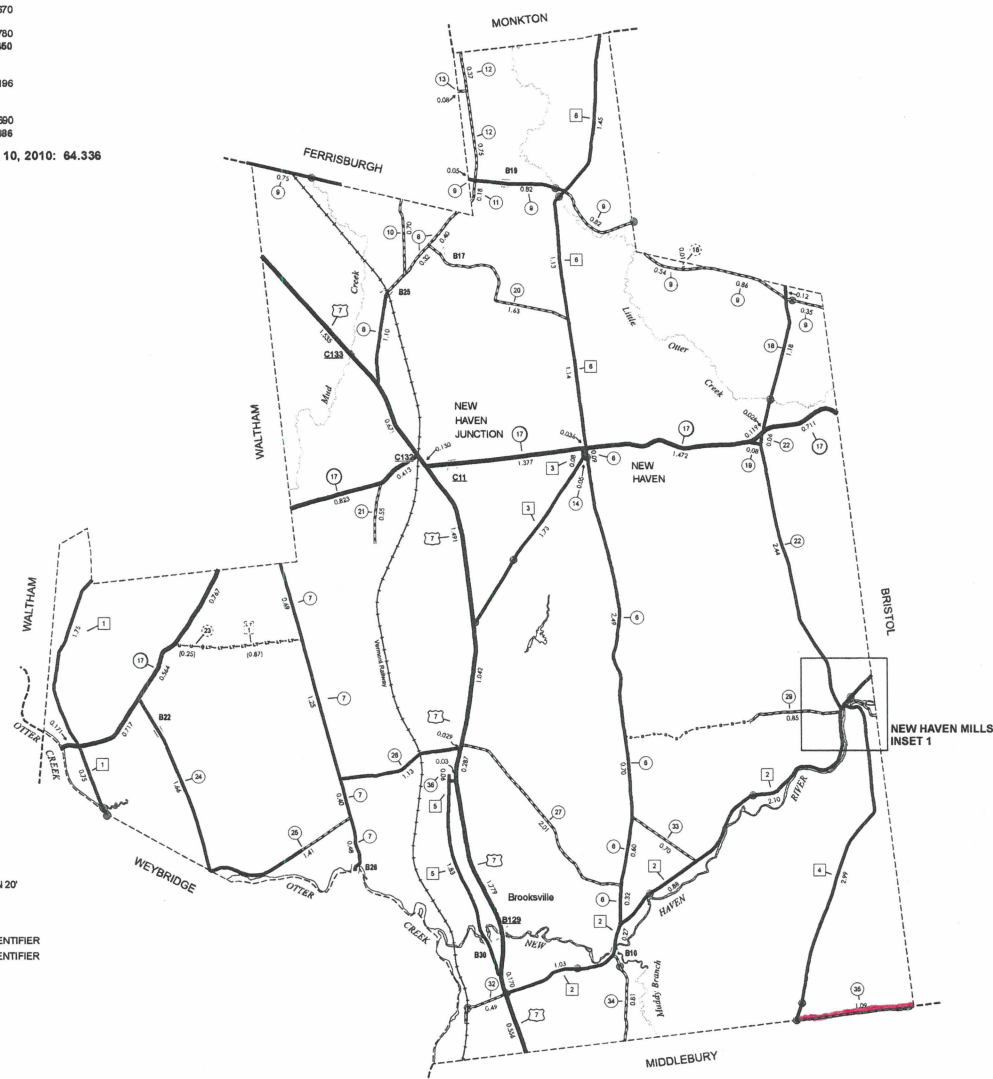
- HIGHWAYS**
- INTERSTATE
 - U.S. ROUTE
 - STATE ROUTE
 - CLASS 1
 - CLASS 2
 - CLASS 3
 - CLASS 4
 - LEGAL TRAIL
 - INTERSTATE OR DIVIDED HIGHWAY
 - STATE - HARD SURFACE OR PAVED
 - TOWN - HARD SURFACE OR PAVED
 - GRAVEL
 - SOIL OR GRADED AND DRAINED EARTH
 - UNIMPROVED OR PRIMITIVE
 - IMPASSIBLE OR UNTRAVELED
 - LEGAL TRAIL
 - DISCONTINUED
 - HIGHWAY CLASS CHANGE
 - RAILROAD

- PUBLIC LAND
- POLITICAL SUBDIVISIONS
- STATE BOUNDARY
- COUNTY BOUNDARY
- TOWN BOUNDARY
- VILLAGE BOUNDARY
- URBAN COMPACT BOUNDARY
- WATER BODIES
- STREAM OR BROOK
- BRIDGE OR CULVERT
- BRIDGE OR CULVERT GREATER THAN 20'
- BRIDGE OR CULVERT 6' - 20'
- TOWN SHORT STRUCTURE
- B34 / C34 STATE BRIDGE OR CULVERT IDENTIFIER
- B34 / C34 TOWN BRIDGE OR CULVERT IDENTIFIER
- FEDERAL CLASSIFICATION IDENTIFIER
- FAU URBAN ARTERIAL OR COLLECTOR
- MA MINOR ARTERIAL
- MJC MAJOR COLLECTOR
- MNC MINOR COLLECTOR
- PA PRINCIPAL ARTERIAL

STRUCTURES - SURFACE WATER NOTE:
STRUCTURES: Town short structures (bridges or culverts from 4-feet to less than 20-feet) are drawn from the Vermont Online Bridge & Culvert Inventory Tool (VOCBIT) database.
NOTE: Town shorts are not consistently tagged within VOCBIT.
The surface waters are from the Vermont Hydrological Dataset (VHD). Only the named streams are shown.

DISCLAIMER:
The untraveled highways (back-out town highways), discontinued highways, and legal trails shown herein are those of which the Agency of Transportation has record; others may exist.
Highway and bridge data by the Agency of Transportation. All other data from the Vermont Center for Geographic Information.

Vermont State Plane Coordinate System
North American Datum of 1983
SPCS Zone identifier: 4400
Geoid Reference System: 80
4,000-meter grid, Easting - Northing



NEW HAVEN MILLS INSET SCALE 1:12672

INSET 1
0 0.2 0.4 Miles



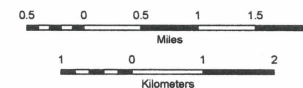
VERMONT GENERAL HIGHWAY MAP Town of New Haven

ADDISON COUNTY

Transportation District #5

Prepared by the
Vermont Agency of Transportation
Division of Planning, Outreach
and Community Affairs
in cooperation with
U.S. Department of Transportation
Federal Highway Administration

Mileage as of February 10, 2010
Map prepared April 20, 2010
SCALE 1:31,680



2/1/11

Town of New Haven Selectboard Meeting
7:00 pm
Town Offices
Tuesday, February 1, 2011

Present: Chair, Pam Marsh, Vice Chair, Roger Boise, Kathy Barrett, Kathleen Ready, Treasurer, Barb Torian and Clerk, Pam Kingman
Absent: Pat Paquette

AGENDA RESULTS:

TOWN OFFICE BUSINESS:

1. Town Hall Application – Kathleen Ready made a motion to approve a Sweet 16 Birthday party in the gym on Friday, February 11, 2011 from 7pm – 11pm. Deposit and rental fee have been collected. Motion seconded by Kathy Barrett. 4 yes / 0 no
2. Kathleen Ready made a motion to approve the liquor and tobacco license for the Village Green Market, seconded by Roger Boise. 4 yes / 0 no
3. Kathy Barrett made a motion to approve the liquor and tobacco license for RL Vallee (d/b/a Maplefields), seconded by Roger Boise. 4 yes / 0 no
4. Roger Boise made a motion to approve the Certificate of Highway Mileage, subtracting the amount of mileage of Cobble Road at 1.09 miles, and requesting it to be transferred to the Town of Middlebury. Motion seconded by Kathy Barrett. 4 yes / 0 no
5. Pam Marsh made a motion to sign the Lister's, "No appeals of Suits Pending" for the 2010 Grand List. Motion seconded by Kathleen Ready. 4 yes / 0 no
6. Selectboard organizational meeting will be held on Wednesday, March 2, 2011 @ 5:30 pm.

TREASURER'S REPORT:

1. Payroll – Kathleen Ready made a motion to approve payroll for the week ending 2/1/11, in the amount of \$4,118.25, seconded by Kathy Barrett. 3 yes / 1 abstention (Boise)
2. Pay Orders – Kathleen Ready made a motion to approve the pay orders for the week ending \$6,852.50, seconded by Kathy Barrett. 4 yes / 0 no
3. Fire Department request of funds to purchase new fire truck. They would like everything in the Fire Truck Fund, total amount \$163,627.56. Kathy Barrett made a motion to approve dispersing funds for the fire truck to manufacturer KME, seconded by Roger Boise. 4 yes / 0 no

ROAD COMMISSIONERS REPORT:

1. Equipment update: Roger has done some research on backhoes, looking into cost and hours. Ideally he would like to find a used backhoe with roughly 700 hours on it.

- 2. Having a problem with melting snow in the garage. The floor slants the wrong way, causing the water to pool against the back wall. He will research the cost to have the floor shimmed to force the water towards the doors, and then they can squeegee it off.
- 3. Concern with the water supply at the Garage / Fire Station. The water has always been a funny color and undrinkable. The Fire Dept. has always been good about changing the water filters. But the well seems to running low. Roger will call some well drillers to get estimates.

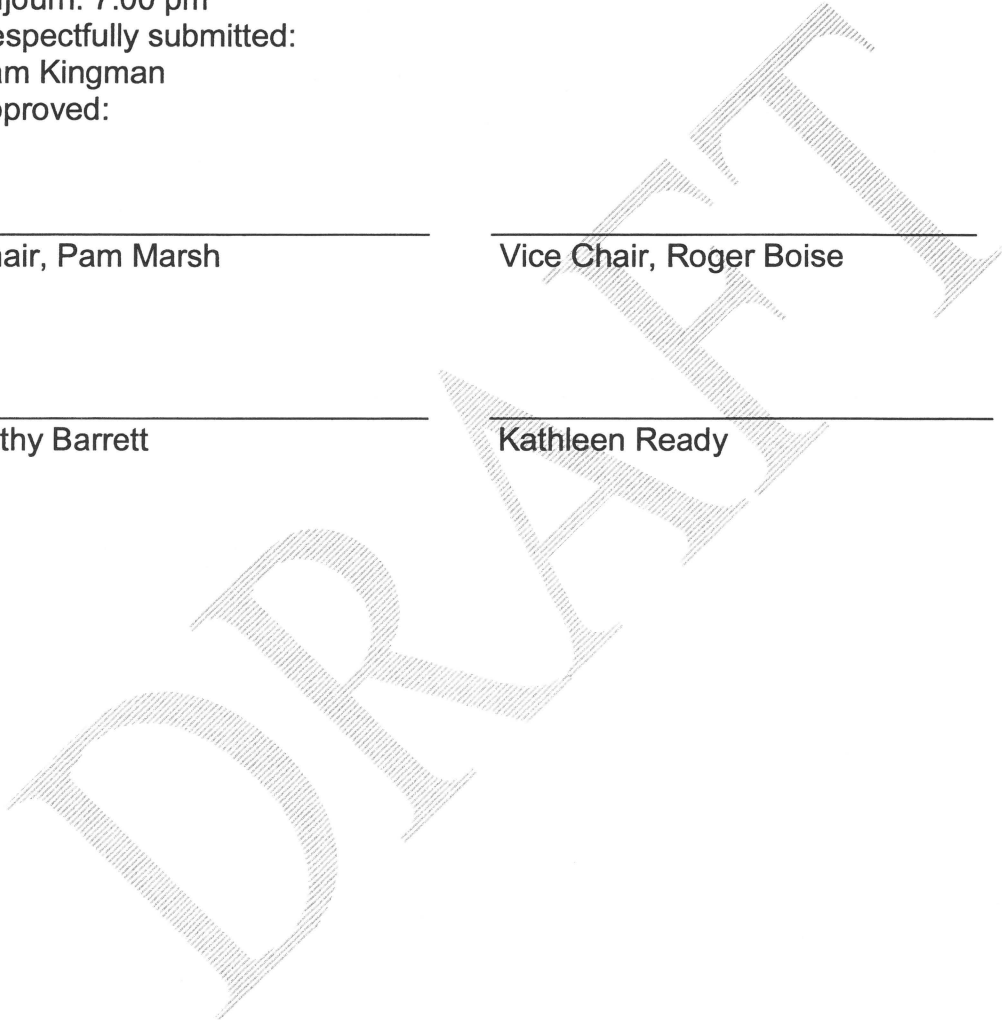
Adjourn: 7:00 pm
Respectfully submitted:
Pam Kingman
Approved:

Chair, Pam Marsh

Vice Chair, Roger Boise

Kathy Barrett

Kathleen Ready



Moulton, Sara

From: Moulton, Sara
Sent: Wednesday, March 16, 2011 12:56 PM
To: 'Fred Dunnington'
Cc: Croft, Johnathan
Subject: RE: Middlebury 2011 Mileage Certificate

Have you heard what the result was of the Feb 15th meeting with New Haven's Selectboard, and what the status of Cobble Rd is?

Sara Moulton

From: Fred Dunnington [mailto:fdunnington@TownOfMiddlebury.org]
Sent: Friday, February 04, 2011 6:01 PM
To: Croft, Johnathan; Scribner, Sue
Cc: Moulton, Sara; Spicer, Mary; Gamble, Amy; Newbury, Gil; Portalupi, Alec; Bill Finger
Subject: RE: Middlebury 2011 Mileage Certificate

Johnathan –

Thanks for your response.

I forwarded the email chain below to Bill Finger, Town Manager and we discussed the agency's comments. Here is our response:

[portion of email dealing with roundabout and bridge construction deleted – S.Moulton 3-16-2011]

There is another side of the story on Cobble Rd and New Haven. New Haven, despite maintaining Cobble Rd and receiving State Aid for decades, now doesn't want to maintain it. Several years ago I recall seeing something between Town of Middlebury and New Haven regarding the two roads that go along the Town line - that Halpin Road and the covered bridge was Middlebury's and Cobble Rd would be New Haven's and the old highway between these was to be discontinued. This makes sense, however, I have not been able to locate the documentation. **Bill Finger is scheduled to meet with the New Haven SelectBoard on Feb 15th.** [emphasis added by S.Moulton] Middlebury has NOT agreed to take over Cobble Rd., or at least not yet. New Haven should not unilaterally decide to stop maintain this through its mileage certificate.

[portion of email dealing with roundabout and bridge construction deleted – S.Moulton 3-16-2011]

Fred S. Dunnington
Middlebury Town Planner
(802) 388-8100 x 208

From: Croft, Johnathan [mailto:Johnathan.Croft@state.vt.us]
Sent: Friday, February 04, 2011 2:40 PM
To: Fred Dunnington; Scribner, Sue
Cc: Moulton, Sara; Spicer, Mary; Gamble, Amy; Newbury, Gil; Portalupi, Alec
Subject: RE: Middlebury 2011 Mileage Certificate

Good afternoon Fred,

Sara has reviewed the Mileage Certificate for Middlebury and has identified several items that need additional information, or which generate some questions for us. One area that needs additional work internally at VTrans is the classification of the town highways that are signed as VT-125 and VT-30, and extension of state highways through the village. It may be appropriate to have these highways classified as class 1, instead of the requested class 2. I will forward details once internal discussions and determination has occurred on this question.

The items that are needed from Middlebury, or questions that have arisen from Sara's review are noted below in her email.

There is one other mileage change that should be noted as a change on the Middlebury Mileage Certificate, which is the addition of the class 3 town highway of the former TH-35 (Cobble Road) from New Haven. I believe there has been discussion between the Road Commissioners and Selectboards of Middlebury and New Haven and the mileage for Cobble Road is being split between the towns, based on a 1800's agreement. New Haven has stated they will be dropping mileage from their certificate and it seems this mileage should be added to the Middlebury Mileage Certificate. I am unsure of the exact length of the segment of highway, but it may be a mile in length. Please reflect this town highway adjustment on the Middlebury Mileage Certificate.

Please feel free to contact me with any questions or comments regarding the Mileage Certificate, Town Highway Maps, or mapping in general.

Johnathan Croft
VTrans Mapping Unit
(802) 828-2600

From: Moulton, Sara
Sent: Friday, February 04, 2011 1:16 PM
To: Croft, Johnathan
Subject: FW: Middlebury 2011 Mileage Certificate

Johnathan, here is my draft

Thank you for submitting a preliminary preview of Middlebury's 2011 Mileage Certificate. I have several observations based on my initial review of the documentation you emailed.

Item 1. ACADEMY ST

"The Selectboard requests that Academy St. be classified as a Class 2 Town Highway, as it connects two other class 2 Town Highways, and is signed as VT Rt. 125."

In reviewing the plans, it looks like Academy St connects two Class 1 Town Highways, specifically TH-1 (Main St) and Class1 TH-3 (College St). Also, since it is signed as VT-125, it looks like it should be classified as a Class 1 Town Highway. The Agency of Transportation determines which town highways are to be Class 1. The Mapping Unit can start the process on our end. In the meantime, you can reassign the Academy St mileage to the Class 1 mileage on the 2011 Mileage Certificate.

Item 2. MAIN ST ROUNDABOUT

"Adjustment of mileage of Main St (Class 2 Town Highway #2 – also known as VT Rt. 30 – Counstruction of Roundabout."

Actually, Main St in this area is a Class 1 Town Highway, so the additional mileage of 22 feet (0.004 mi) should be recorded as Class 1 on the Certificate.

Item 3. CROSS ST

"The former Cross Street ... was previously Class 3. The Selectboard requests that the new Cross ST and Bridge, together with the former Cross St., be classified as a new Class 2 Town Highway."

While it might be appropriate to reclassify Cross St (TH-47) as Class 2. There is a specific process used to designate highways as Class 2. The process is defined in Section 14 of "The 'Orange Book' a Handbook for Local Officials", available online at http://www.aot.state.vt.us/ops/documents/AOT-OPS_OrangeBook.pdf. I recommend that Middlebury apply for Class 2 status for Cross St, but for the 2011 Certificate we will need to record it as a Class 3 Town Highway. Especially since the Certificate of Completion and Opening describes it as a Class 3 Highway.

Item 4. DISCONTINUANCE OF A PORTION OF BAKERY LN (TH-51)

The documentation for this looks good. No further documentation is needed.

Item 5. REALIGNMENT OF WATER ST

This is covered by the as-built plans submitted.

SUPPLEMENTAL REQUEST

If possible, could you also include the title sheet of the as-built plans, and the sheet containing the sheet index.

Sara Moulton, GISP
Mapping & GIS Specialist, Mapping Unit
Division of Policy and Planning
Vermont Agency of Transportation (VTrans)
Tel: 802-828-2109

From: Fred Dunnington [mailto:fdunnington@TownOfMiddlebury.org]
Sent: Wednesday, February 02, 2011 3:54 PM
To: Moulton, Sara
Subject: Middlebury 2011 Mileage Certificate

To: Sara Moulton, VTRANS mapping and GIS Specialist
Feb 2, 2011

Sara –

I am poised to put the attached package in the US mail but thought a pdf version - a preview for you - might be an effective way to be sure this package will have all the enclosures that you would like.

Our changes in Middlebury this year relate to the Cross St Bridge project and related roadway improvements - - not a lot of new miles, but a big, complex project in a downtown...

The attachment is 16 pages, including transmittal letter, Certificate, statement explaining the additions and changes, the Land Record documents of SelectBoard Orders of discontinuance, Certificates of Completion/Opening etc – and finally - what will hopefully make the most sense - - the as-built engineering plans that I have colored up to illustrate it all.

If you could look this over and let me know is it will be sufficient, I'll put it in the mail. I suppose you are receiving about 250 towns, submissions these days and may be able to respond right away - - so if I don't hear back I will simply send the hard copies of this, in time for the Feb 20 deadline.

Thanks,
Fred
Fred S. Dunnington
Middlebury Town Planner
(802) 388-8100 x 208

MIDDLEBURY, VERMONT

**CHANGES DUE TO
PROJECT: MIDDLEBURY - CSB
PROJECT NUMBER: 57262
BASED ON AS-BUILT PLANS**

**PROPOSED
AOTCLASS, HWYSIGN**

- CLASS 1, US-7
- CLASS 1, VT-30
- VT-30 APPROACH
- CLASS 1, VT-125
- CLASS 2, TH-4
- CLASS 3
- - - DISCONTINUED

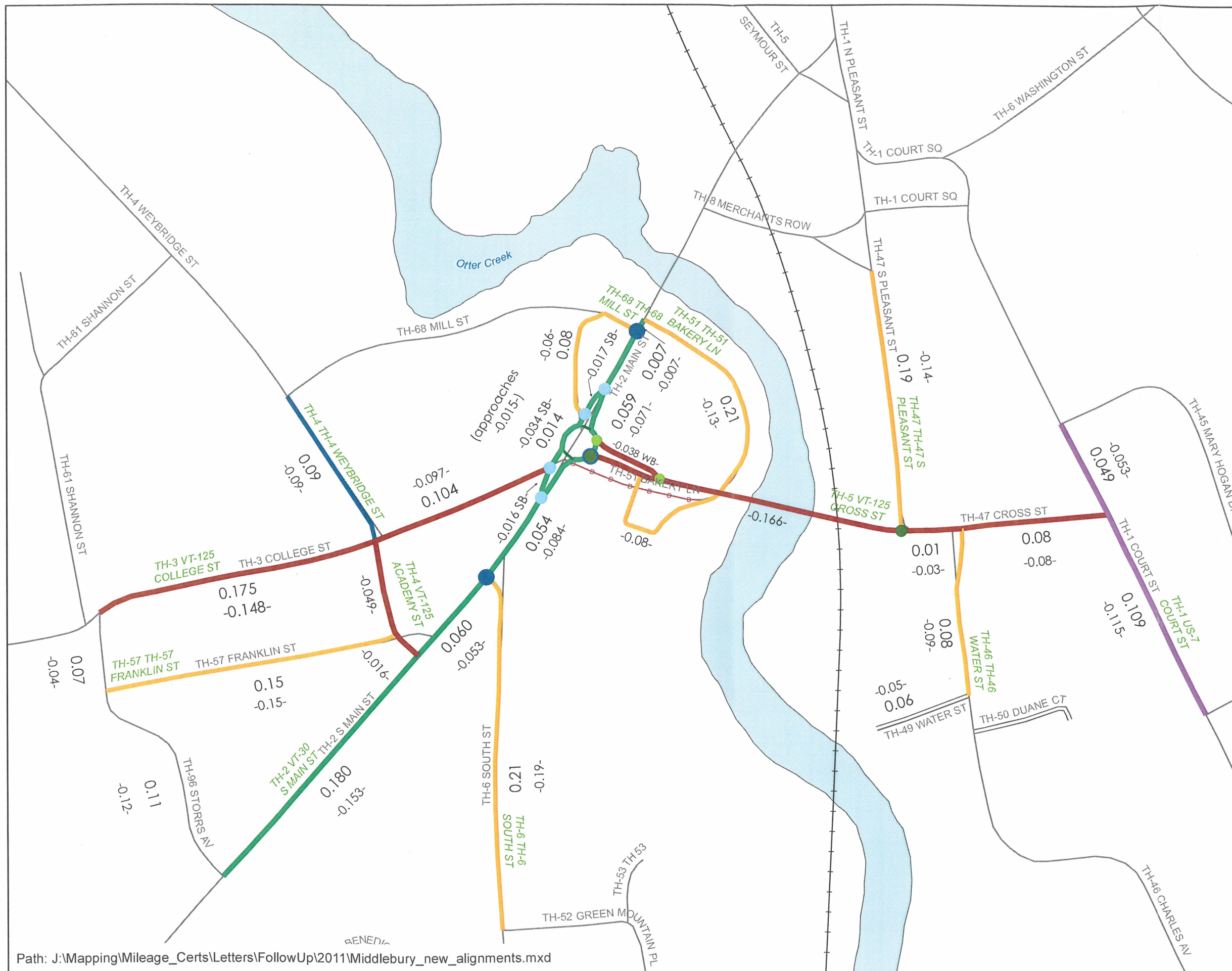
MILEAGE END POINTS

- Calc_Point_NB
- Calc_Point_SB
- Calc_Point_EB
- Calc_Point_WB

Pre-Project Official Mileage: 0.08
Post-project Calculated Mileage: -0.06-



Mapping Unit
Division of Policy and Planning
Vermont Agency of Transportation
February 2011



Moulton, Sara

From: Fred Dunnington [fdunnington@TownOfMiddlebury.org]
Sent: Friday, February 04, 2011 6:01 PM
To: Croft, Johnathan; Scribner, Sue
Cc: Moulton, Sara; Spicer, Mary; Gamble, Amy; Newbury, Gil; Portalupi, Alec; Bill Finger
Subject: RE: Middlebury 2011 Mileage Certificate
Attachments: Confusing VT 125 signs.docx

Johnathan –

Thanks for your response.

I forwarded the email chain below to Bill Finger, Town Manager and we discussed the agency's comments. Here is our response:

1. It is simple enough to correct the Mileage Certificate for Feb 20, 2011.
2. There is another side of the story on Cobble Rd and New Haven. New Haven, despite maintaining Cobble Rd and receiving State Aid for decades, now doesn't want to maintain it. Several years ago I recall seeing something between Town of Middlebury and New Haven regarding the two roads that go along the Town line - that Halpin Road and the covered bridge was Middlebury's and Cobble Rd would be New Haven's and the old highway between these was to be discontinued. This makes sense, however, I have not been able to locate the documentation. Bill Finger is scheduled to meet with the New Haven SelectBoard on Feb 15th. Middlebury has NOT agreed to take over Cobble Rd., or at least not yet. New Haven should not unilaterally decide to stop maintain this through its mileage certificate.
3. Thank you for clarifying that Academy St should be Class 1 since it connects two Class 1 highways. Clearly, Cross St. and the new Bridge serve the same function. We think the new Cross St should likewise be Class 1, for State Aid purposes, for the same reason.
4. The highway signage frankly does need clarification – and we will propose minor adjustments for discussion with the SelectBoard this Tuesday night.

To illustrate the existing confusion, see attached photos as examples. In the first photo, Academy St is actually signed "TO VT 125". (Actually it is the ONLY way eastbound to get to VT 125, so it might as well be signed "VT 125"). The second photo suggests to the driver that a right turn (taking them onto Cross St. Bridge) IS VT 125 and goes TO Rt 7. Arguably, at least from this photo Cross St IS already signed VT 125... Finally, the third photo, proceeding north bound on RT 7 in front of the Middlebury Inn, one sees "TO VT 125 West" (Actually this IS VT 125 west...).

I would submit that to most drivers, whether these are signed 125 or TO 125 matters little. They are all helpful to drivers headed towards Bridport or Ripton. What is a potential problem is on the new Bridge and roundabout approaches - - - imagine the driving couple, confused and arguing because their Garmin, Mapquest, Google Map etc. is different from the signage...

Before we apply for Cross St as Class 2 - an option you mention below - - - I would propose that Cross St simply be signed VT 125. It would simplify the directions for through travelers on 125 from Ripton to Bridport or vice versa. It would help Middlebury College direct visitors to and from the Bread Loaf Campus to the main campus. On highway maps, the triangle of State routes 7, 30 and 125 would be clear.

No change in maintenance responsibility is inferred by the above. Cross St and the new Bridge should merely be granted Class 1 status for State Aid because of the function it serves.

On signs, If VTRANS and the SelectBoard concur with my proposal to sign Cross St as VT 125, we should agree to jointly review and correct the "To"s, the arrows and confirmatory signs once and for all (we will already be adjusting some this spring). I have photographed all the signs and approaches etc and I think the changes needed are actually minor. And

THEN , soon, let's get this to Garmin and Mapquest and Google Earth... hopefully before Middlebury College Graduation with thousands of visitors coming...

I would appreciate VTRANS' reactions to this. Our SelectBoard will discuss it Tuesday evening.

Thanks

Fred S. Dunnington
Middlebury Town Planner
(802) 388-8100 x 208

From: Croft, Johnathan [mailto:Johnathan.Croft@state.vt.us]
Sent: Friday, February 04, 2011 2:40 PM
To: Fred Dunnington; Scribner, Sue
Cc: Moulton, Sara; Spicer, Mary; Gamble, Amy; Newbury, Gil; Portalupi, Alec
Subject: RE: Middlebury 2011 Mileage Certificate

Good afternoon Fred,

Sara has reviewed the Mileage Certificate for Middlebury and has identified several items that need additional information, or which generate some questions for us. One area that needs additional work internally at VTrans is the classification of the town highways that are signed as VT-125 and VT-30, and extension of state highways through the village. It may be appropriate to have these highways classified as class 1, instead of the requested class 2. I will forward details once internal discussions and determination has occurred on this question.

The items that are needed from Middlebury, or questions that have arisen from Sara's review are noted below in her email.

There is one other mileage change that should be noted as a change on the Middlebury Mileage Certificate, which is the addition of the class 3 town highway of the former TH-35 (Cobble Road) from New Haven. I believe there has been discussion between the Road Commissioners and Selectboards of Middlebury and New Haven and the mileage for Cobble Road is being split between the towns, based on a 1800's agreement. New Haven has stated they will be dropping mileage from their certificate and it seems this mileage should be added to the Middlebury Mileage Certificate. I am unsure of the exact length of the segment of highway, but it may be a mile in length. Please reflect this town highway adjustment on the Middlebury Mileage Certificate.

Please feel free to contact me with any questions or comments regarding the Mileage Certificate, Town Highway Maps, or mapping in general.

Johnathan Croft
VTrans Mapping Unit
(802) 828-2600

From: Moulton, Sara
Sent: Friday, February 04, 2011 1:16 PM

To: Croft, Johnathan
Subject: FW: Middlebury 2011 Mileage Certificate

Johnathan, here is my draft

Thank you for submitting a preliminary preview of Middlebury's 2011 Mileage Certificate. I have several observations based on my initial review of the documentation you emailed.

Item 1. ACADEMY ST

"The Selectboard requests that Academy St. be classified as a Class 2 Town Highway, as it connects two other class 2 Town Highways, and is signed as VT Rt. 125."

In reviewing the plans, it looks like Academy St connects two Class 1 Town Highways, specifically TH-1 (Main St) and Class1 TH-3 (College St). Also, since it is signed as VT-125, it looks like it should be classified as a Class 1 Town Highway. The Agency of Transportation determines which town highways are to be Class 1. The Mapping Unit can start the process on our end. In the meantime, you can reassign the Academy St mileage to the Class 1 mileage on the 2011 Mileage Certificate.

Item 2. MAIN ST ROUNDABOUT

"Adjustment of mileage of Main St (Class 2 Town Highway #2 – also known as VT Rt. 30 – Counstruction of Roundabout."

Actually, Main St in this area is a Class 1 Town Highway, so the additional mileage of 22 feet (0.004 mi) should be recorded as Class 1 on the Certificate.

Item 3. CROSS ST

"The former Cross Street ... was previously Class 3. The Selectboard requests that the new Cross ST and Bridge, together with the former Cross St., be classified as a new Class 2 Town Highway."

While it might be appropriate to reclassify Cross St (TH-47) as Class 2. There is a specific process used to designate highways as Class 2. The process is defined in Section 14 of "The 'Orange Book' a Handbook for Local Officials", available online at http://www.aot.state.vt.us/ops/documents/AOT-OPS_OrangeBook.pdf. I recommend that Middlebury apply for Class 2 status for Cross St, but for the 2011 Certificate we will need to record it as a Class 3 Town Highway. Especially since the Certificate of Completion and Opening describes it as a Class 3 Highway.

Item 4. DISCONTINUANCE OF A PORTION OF BAKERY LN (TH-51)

The documentation for this looks good. No further documentation is needed.

Item 5. REALIGNMENT OF WATER ST

This is covered by the as-built plans submitted.

SUPPLEMENTAL REQUEST

If possible, could you also include the title sheet of the as-built plans, and the sheet containing the sheet index.

Sara Moulton, GISP
Mapping & GIS Specialist, Mapping Unit
Division of Policy and Planning
Vermont Agency of Transportation (VTrans)
Tel: 802-828-2109

From: Fred Dunnington [mailto:fdunnington@TownOfMiddlebury.org]
Sent: Wednesday, February 02, 2011 3:54 PM

To: Moulton, Sara
Subject: Middlebury 2011 Mileage Certificate

To: Sara Moulton, VTRANS mapping and GIS Specialist
Feb 2, 2011

Sara –

I am poised to put the attached package in the US mail but thought a pdf version - a preview for you - might be an effective way to be sure this package will have all the enclosures that you would like.

Our changes in Middlebury this year relate to the Cross St Bridge project and related roadway improvements - - not a lot of new miles, but a big, complex project in a downtown...

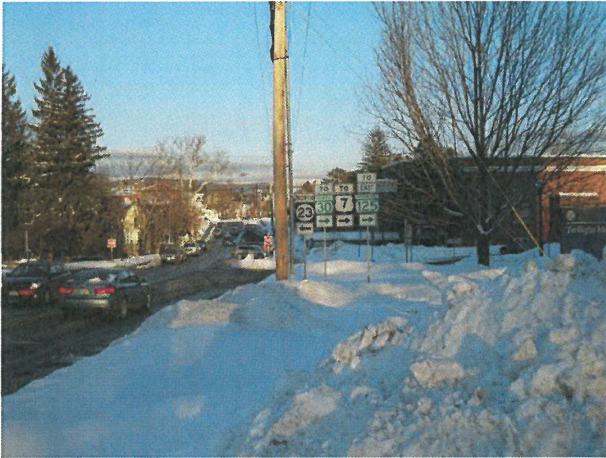
The attachment is 16 pages, including transmittal letter, Certificate, statement explaining the additions and changes, the Land Record documents of SelectBoard Orders of discontinuance, Certificates of Completion/Opening etc – and finally - what will hopefully make the most sense - - the as-built engineering plans that I have colored up to illustrate it all.

If you could look this over and let me know is it will be sufficient, I'll put it in the mail. I suppose you are receiving about 250 towns, submissions these days and may be able to respond right away - - so if I don't hear back I will simply send the hard copies of this, in time for the Feb 20 deadline.

Thanks,
Fred
Fred S. Dunnington
Middlebury Town Planner
(802) 388-8100 x 208



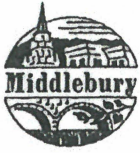
NB on Main St. (VT 30). - Right turn is Cross St. Bridge



EB on College St (VT 125). - Right turn is Academy St.



NB on North Pleasant St. (US 7 and VT 125). - Left turn is Seymour St.



Town of Middlebury Vermont

94 Main Street, Middlebury VT 05753

Town Website: <http://www.middlebury.govoffice.com>

February 2, 2011

Information
(802)388-8100
ext. 202

Town Clerk
(802)388-8100
ext. 211

Town Manager
(802)388-8100
ext. 200

Recreation
(802)388-8100
ext. 209

Listers Office
(802)388-8100
ext. 207

Planning/Zoning
(802)388-8100
ext. 208

Accounting
(802)388-8100
ext. 203

Water Billing
(802)388-8100
ext. 204

Business Manager
(802)388-8100
ext. 201

FAX
(802)388-4364

Public Works
(802)388-4045

Wastewater Plant
(802)388-0498

Police
Non-Emergency
(802)388-3191
Emergency 911

Sara Moulton
Mapping & GIS Specialist
VT Agency of Transportation
One National Life Drive
Montpelier VT 05633-5001

Re: Middlebury 2011 Certificate Of Highway Mileage

Dear Ms. Moulton:

On behalf of the Middlebury Select Board and Town Manager, enclosed is our 2011 Certificate Of Highway Mileage and supporting documents.

The SelectBoard laid out rights of way for the Cross St Bridge Project in 2008 according to State statutes. This major project was completed in October 2010 and Certificates of Completion and Opening for public travel were duly signed and filed at that time. The 2008 ROW surveys provided for not only new highways but also sidewalks, access to parking and ancillary improvements as you might expect in an urban community. Thus, the ROW surveys cover odd areas not directly related to highway centerlines etc - - thus I have not included these. We can certainly provide these, but they don't show detail for mileage purposes - - instead we have prepared the mileage adjustments from as-built engineering plans just received, which are enclosed.

I have these as-builts in pdf format now and I will be requesting them in a format that we can more readily make our ArcGIS updates and layers - - and for Kevin Behm at ACRPC and of course we will be happy to see that you receive these also to update your VTRANS highway maps.

Please don't hesitate to call me at 388-81200 x208 or email at fdunnington@townofmiddlebury.org if you have any questions.

Sincerely,

Fred S. Dunnington
Middlebury Town Planner

Enclosures. Cc: Bill Finger, Town Manager

**CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2011**

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2011 to:
Vermont Agency of Transportation, Division of Planning, Outreach and Community Affairs, One National Life
Drive, Montpelier, VT 05633.

We, the members of the legislative body of MIDDLEBURY in ADDISON 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	3.458			3.458	0.000
Class 2	15.720	0.325		16.045	0.000
Class 3	46.30		0.120	46.180	0.000
State Highway	16.768			16.768	1.386
Total	82.246			82.451	1.386
* Class 1 Lane	0.510			0.510	0.000
* Class 4	2.83			2.83	-
* Legal Trail	0.65			0.65	-
* Unidentified Corridor	0.00			0.00	-

* 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.

- NEW HIGHWAYS:** Please attach Selectmen's "Certificate of Completion and Opening".
(See attached)
- DISCONTINUED:** Please attach SIGNED copy of proceedings (minutes of meeting).
(see attached)
- RECLASSIFIED/REMEASURED:** Please attach SIGNED copy of proceedings (minutes of meeting).
(see attached)
- SCENIC HIGHWAYS:** Please attach a copy of order designating/discontinuing Scenic Highways.
N/A

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

PART III - SIGNATURES - PLEASE SIGN.

Selectmen/ Aldermen/ Trustees Signatures: _____

W. H. [Signature]
Town Mgr

T/C/V Clerk Signature: _____

[Signature]

Date Filed: _____

2/2/11

Please sign ORIGINAL and return it for Transportation signature.

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

APPROVED: _____
Representative, Agency of Transportation

DATE: _____

Town of Middlebury SelectBoard

Alteration of Town Highways and submission to VTRANS for 2011 Certificate of Highway Mileage

Thus, the addition of new Class 2 highway mileage is $849 + 538 = 1,387$ feet. Net reduction of Class 3 mileage is 538 feet.

The Certificate of Completion and Opening of new Cross Street including Bridge was filed in the Middlebury Land Records on December 14, 2010 at Vol. 252 Page 261.

4. Discontinuance and adjustment of mileage of portion of Bakery Lane (Town HWY #51)

With construction of the new Cross St and Bridge, a portion of Bakery Lane (Class 3 Town Hwy # 51) was discontinued and altered as shown on the attached as-built plans.

On sheet 18 of the as-built plans, abutting the Counseling Service of Addison County (CSAC), a portion of former Bakery Lane is retained by the Town for sidewalks and utilities and access to CSAC parking. On sheet 19, the discontinued and altered Bakery Lane alignment is shown with a 190' portion discontinued and realignment centerline of 340'.

The net mileage adjustment is minus 20' [$340' \text{ minus } 170' \text{ minus } 190' = -20'$]

The discontinuance and alteration described above was the subject of SelectBoard proceedings pursuant to 19 VSA 708 et seq. initiated on September 14, 2010 -- See enclosed Order dated October 26, 2010 which was filed in the Middlebury Land Records on December 14, 2010 at Vol. 252 Pages 257-259.

5. Minor realignment of Water St. (Town HWY 46) at intersection with Cross St.

Minor net addition of highway mileage is about 5 feet. (See attached as-built plans).

SUMMARY

Class 2:

1. Academy St.	309'	← Class 1
2. Main St Roundabout (TH 2)	22'	
3. new Cross St. and Bridge	1,387'	

1,718 feet or a **NET ADDITION OF 0.325 mile.**

Class 3:

1. Franklin St. (TH 57)	- 80'
4. Bakery Lane (TH 51)	- 20'
5. Water St. (TH 46)	+ 5'
3. Former Cross St. (TH 47)	-538'

- 633 feet or a **NET REDUCTION OF 0.120 mile.**

Town of Middlebury SelectBoard

Alteration of Town Highways and submission to VTRANS for 2011 Certificate of Highway Mileage

Reference is made to the attached as - built plans of the Middlebury Cross Street Bridge Project, prepared by VHB (Vanasse Hangen Brustlin), Inc. dated 1/6/2011 Project Number 57262 (106 sheets), in particular the Layout Plan sheets numbered 16 through 21.

1. Addition of new "Academy Street" and adjustment of mileage of Franklin St. (TH # 51)

Commencing at the intersection of College St (Class 2 Town Hwy #3 - also known as VT Rt. 125) and Weybridge St (Class 2 Town Hwy # 4 – also known as VT Rt. 23), a new street named Academy Street was constructed to intersect with Franklin Street (Town Hwy # 57) and terminate at South Main Street (Class 2 Town Highway # 2, also known as VT Rt. 30).

The new Academy Street centerline measures 309 feet (from south curb line of College St to northwest curb line of South Main St.)

Note: Franklin Street (Town Hwy # 51), which formerly intersected with South Main St., was shortened by 80 feet - - it now intersects with new Academy St.

The SelectBoard requests that Academy St. be classified as a Class 2 Town Highway, as it connects two other class 2 Town Highways, and is signed as VT Rt. 125.

The addition/alteration described above was the subject of SelectBoard proceedings pursuant to 19 VSA 708 et seq. and the Certificate of Completion and Opening of Academy St was signed October 26, 2010 and filed in the Middlebury Land Records on December 14, 2010 at Vol. 252 Page 260.

2. Adjustment of mileage of Main St. (Class 2 Town HWY # 2 – also known as VT Rt. 30) - Construction of Roundabout.

Minor net addition of highway mileage calculated at 22 feet. (See attached as-built plans).

3. Extension of Cross Street from Main St. to South Pleasant St. - -new Class 2 highway including Cross Street Bridge and reconstruction of existing Cross St. (portion of TH #47)

Commencing at the intersection of College St (Class 2 Town Hwy #3 - also known as VT Rt. 125) and Weybridge St (Class 2 Town Hwy # 4 – also known as VT Rt. 23), a new street named Academy Street was constructed to intersect with Franklin Street (Town Hwy # 57) and terminate at South Main Street (Class 2 Town Highway # 2, also known as VT Rt. 30).

The extension of Cross Street including the new Bridge measures 849 feet (from west curb line of South Pleasant St to the west end of the splitter island /yield bar at the roundabout). The former Cross St. over to Rt 7 (which is a portion of TH 47) was reconstructed (538 feet) .

The former Cross Street, from Court St to South Pleasant (538 feet) was previously Class 3. The SelectBoard requests that the new Cross St and Bridge, together with the former Cross St. , be classified as a new Class 2 Town Highway, since the new Cross St and Bridge connects two other class 2 Town Highways , RT 7 and VT 30, and carries substantial traffic from State Highways and outlying communities, to and through Middlebury.

VOL. 252
PP. 261-262

**CERTIFICATE OF COMPLETION AND
OPENING OF HIGHWAY FOR PUBLIC TRAVEL**

Ann F. Webster, Town Clerk of the Town of Middlebury, Vermont.

Pursuant to Title 19 V.S.A., Chapter 7, this is to certify that the following described section of **Class 3 Highway** in the Town of Middlebury was COMPLETED AND OPENED FOR PUBLIC TRAVEL on October 30, 2010.

DESCRIPTION OF THE TOWN HIGHWAY:

One new Town Highway and the alteration of the rights of way of one existing Town Highway. The two components of the description are more specifically described as follows:

Component 1 (new Cross Street, including Bridge): The laying out of a new Town Highway, between existing Town Highway #47 (also known as Cross Street and South Pleasant Street) and Town Highway #2 (also known in said location as Main Street). Said new Town Highway shall include the Bridge.

Component 2 (widening of Cross Street): The alteration of Town Highway #47 by widening and realigning a portion of the right of way of said Highway. The portion of said Highway subject to the alteration is that portion of said Highway between Town Highway #1 (also known in said location as Court Street) and the new Town Highway described in component 1 above.

The final boundaries of the rights of way of said Highways are now defined by reference to a Survey Map entitled "Cross Street Bridge Project Right of Way limits of altered and newly laid out Town Highways," and "Right of Way Plan," Drawing Number SV-1, Sheets 1, 3 and 4 of 4, recorded on October 23, 2008, and received and recorded as Map 1295, Pages 1, 3 and 4, in Slide 666 and Slide 667 of the Town Clerk's Office in the Town of Middlebury.

64139

Dated at Middlebury, County of Addison and State of Vermont, this ____ day of November, 2010.

BOARD OF SELECTMEN

William Finger, Town Manager
Town of Middlebury

MIDDLEBURY, VERMONT

December
NOVEMBER 14, 2010

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 252 AT PAGE 261-262 OF THE MIDDLEBURY LAND RECORDS ON THE 14th DAY OF NOVEMBER, 2010, AT 2:40 O'CLOCK A.M./P.M.

ATTEST:

TOWN CLERK OF MIDDLEBURY,
VERMONT

TOWN OF MIDDLEBURY
ORDER OF DISCONTINUANCE
OF A PORTION OF TOWN HIGHWAY #51, ALSO KNOWN AS BAKERY LANE

WHEREAS, on September 14, 2010, the Board of Selectmen initiated these proceedings on its own motion pursuant to 19 V.S.A. § 708(a); and

WHEREAS, the notices of the time and date for examining the premises and hearing the persons interested were sent in accordance with 19 V.S.A. § 709, namely by mailing notice via certified mail, return receipt requested, to each interested person at least thirty days in advance, by giving notice to the municipal planning commission, by posting a copy of the notice in the office of the Town Clerk, and by causing a notice to be published in a local newspaper of general circulation in the area (namely, the Addison Independent) not less than ten days before the time set for the hearing; and

WHEREAS, the Board conducted its examination and hearing on October 26, 2010, and took testimony to determine whether the discontinuance is required by the public good, necessity and convenience of the inhabitants of the Town of Middlebury;

NOW, THEREFORE, the undersigned Board of Selectmen makes the following Findings of Fact:

1. Town Highway #51 provides access from Town Highway #2 (Main Street) to municipal parking lots and to several restaurants and other businesses.
2. The portion of Town Highway #51 subject to these proceedings (hereinafter "Parcel A") is more particularly described as follows:

A certain parcel of land located west of Otter Creek in the Town of Middlebury, in the County of Addison and the State of Vermont, bounded and described as follows:

Beginning at an iron pipe with cap located on the southerly sideline of Bakery Lane approximately 163' west of the Otter Creek overpass;

thence southwesterly and curving to the left along the arc of a curve having a radius of two hundred thirty four and fifty one hundredths feet (234.51'), a length of fifteen and thirty hundredths feet (15.30'), a chord bearing of S 69° 14'52" W, and a chord distance of fifteen and thirty hundredths feet (15.30') to a point;

thence along three courses as follows:

(1) N 79° 59' 46" W a distance of forty six and ninety eight hundredths feet (46.98') to a point;

64137

(2) N 72° 17' 22" W a distance of fifty seven and nine hundredths feet (57.09') to a point;

(3) N 59° 16' 05" E a distance of fifteen and thirteen hundredths feet (15.13') to a point;

thence S 74° 43' 43" E a distance of one hundred five and sixty nine hundredths feet (105.69') to the point of beginning.

Containing 1,209 sq. ft. (0.03 acres), more or less.

Said parcel is depicted as "Portion of Bakery Lane right-of-way proposed for discontinuance" and labeled as area "D" on a Right of Way Easement Plan entitled "Proposed discontinuance of a portion of Bakery Lane (Town Highway #51) and proposed easement and property conveyances, lands of Make Sense Realty Holdings, LLC and the Town of Middlebury, Bakery Lane and Cross Street, Middlebury, Vermont," prepared by Glen E. Johnson, L.S., of Vanasse Hangen Brustlin, Inc., dated July 20, 2010, to be recorded in the Middlebury Land Records.

3. As part of the Cross Street Bridge Project, the Town completed separate proceedings under 19 V.S.A. § 708 et seq. to lay out a new Town Highway across the Otter Creek. The Town has nearly completed construction of the new highway and bridge.
4. To accommodate the new highway and bridge, the Town has relocated Bakery Lane by constructing a new alignment to the west of its former location which will provide more convenient access to the municipal parking lots and businesses served by the highway.
5. Due to the relocation of Bakery Lane, Parcel A is no longer needed for highway purposes or for any other municipal purpose.
6. The discontinuance of Parcel A will not deprive any landowners of access to their property. All abutting parcels will still have direct frontage on and access to one or more Town Highways.
7. The Board finds that it would not be in the interest of the Town to maintain Parcel A as a trail. The Town Planning Commission and the Vermont Department of Forests, Parks and Recreation have been notified of these proceedings and have not recommended that the Town retain a trail over Parcel A.
8. The public good and convenience of the inhabitants of the Town of Middlebury would be best served if the Town is relieved of any legal obligations of maintenance and ownership of Parcel A.
9. For the foregoing reasons, the discontinuance of Parcel A is required by the public good, necessity and convenience of the inhabitants of the Town of Middlebury.

10. The Board finds that all of the land underlying Parcel A originally belonged to the predecessors in title of the adjoining landowner, Make Sense Realty Holdings, LLC, a North Carolina limited liability company with its principal place of business in Greensboro, North Carolina, and that no portion of the land underlying Parcel A originally belonged to any other adjoining property owner.

WHEREFORE, pursuant to 19 V.S.A. § 711, the Board of Selectmen hereby orders the discontinuance of Parcel A of Town Highway #51, as defined above. Pursuant to 19 V.S.A. § 775, title to Parcel A is hereby conveyed to Make Sense Realty Holdings, LLC, as the adjoining landowner entitled to ownership of the land underlying Parcel A.

This Order and its incorporated findings, together with a copy of the Minutes indicating the initiation of these proceedings, shall be filed with the Town Clerk for recording.

DATED at Middlebury, Vermont, this 26th day of October 2010.

TOWN OF MIDDLEBURY
BOARD OF SELECTMEN

By: John A. Spring
By: [Signature]
By: [Signature]
By: [Signature]
By: Amy A. Buxton
By: [Signature]
By: [Signature]

Town Clerk's Office Middlebury, Vermont
14th day of December, 2010
2 o'clock 40 Minutes P.M
Rec'd and recorded in Vol. 252 Page 257-259
Attest [Signature] Town Clerk

VOL. 252
P. 260

**CERTIFICATE OF COMPLETION AND
OPENING OF HIGHWAY FOR PUBLIC TRAVEL**

Ann F. Webster, Town Clerk of the Town of Middlebury, Vermont.

Pursuant to Title 19 V.S.A., Chapter 7, this is to certify that the following described section of Class 3 Highway in the Town of Middlebury was COMPLETED AND OPENED FOR PUBLIC TRAVEL on October 30, 2010.

DESCRIPTION OF THE TOWN HIGHWAY:

One new Town Highway more specifically described as follows:

Academy Street: The laying out of a new Town Highway between the existing Town Highway #2 (also known in said location as South Main Street) and the existing Town Highway #3 (also known as College Street).

The final boundaries of the right of way of said Highway is now defined by reference to a Survey Map entitled "Cross Street Bridge Project Right of Way limits of altered and newly laid out Town Highways," and "Right of Way Plan," Drawing Number SV-1, Sheets 1 and 2 of 4, recorded on October 23, 2008, and received and recorded as Map 1295, Pages 1 and 2 in Slide 666 and Slide 667 of the Town Clerk's Office in the Town of Middlebury.

Dated at Middlebury, County of Addison and State of Vermont, this ____ day of November, 2010.

John A. J...
Janelle H...
...
Dicko Qu...
...
...
...

BOARD OF SELECTMEN

William W. Finger
William Finger, Town Manager
Town of Middlebury

64138

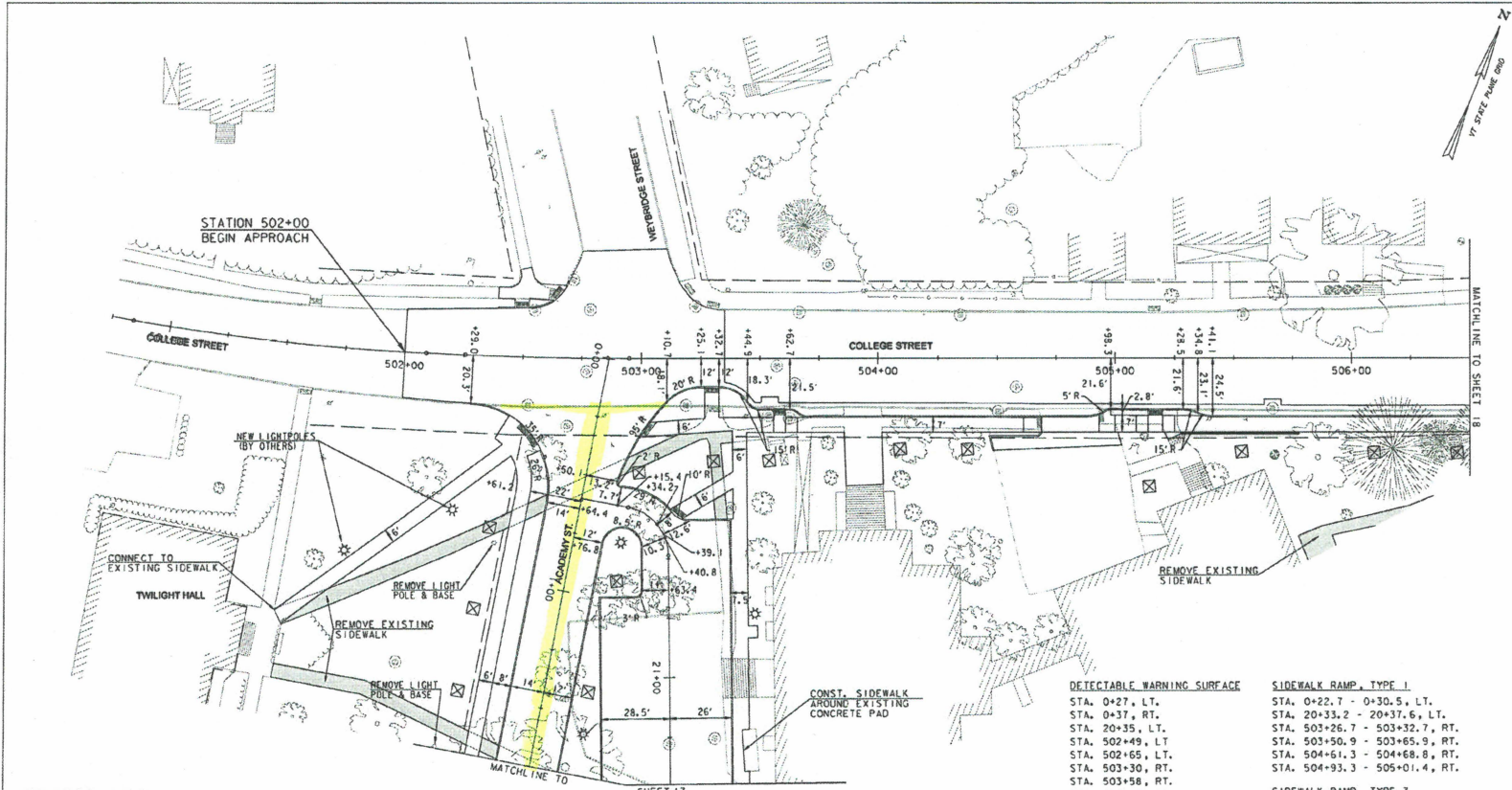
MIDDLEBURY, VERMONT

December
NOVEMBER 14, 2010

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 252 AT PAGE 260 OF THE MIDDLEBURY LAND RECORDS ON THE 14 DAY OF NOVEMBER, 2010, AT 2:40 O'CLOCK A.M./P.M.

ATTEST: *Ann F. Webster*
TOWN CLERK OF MIDDLEBURY,
VERMONT

NEW ACADEMY ST.



CONSTRUCTION NOTES:
CAST-IN-PLACE CONCRETE CURB, TYPE B
 STA. 0+30.4 - 0+50.2, LT.
 STA. 0+43.7 - 1+75.0, RT.
 STA. 0+76.9 - 1+75.0, LT.
 STA. 0+50.2, LT. - STA. 20+33.3, LT.
 STA. 0+76.9, LT. - 21+42.8, RT.
 STA. 20+37.6 - 21+45.0, LT.
 STA. 502+29.0 - 502+44.8, RT.
 STA. 502+38.8 - 502+45.9, LT.
 STA. 502+52.0 - 502+63.2, LT.
 STA. 502+68.3 - 502+69.2, LT.
 STA. 503+03.7 - 503+26.7, RT.
 STA. 503+32.7 - 503+55.9, RT.
 STA. 503+60.9 - 503+114.0, RT.
 STA. 504+47.2 - 504+68.8, RT. (LOT)
 STA. 505+20.0 - 506+50.0, RT.

PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH
 STA. 0+04.2 - 0+17.4, LT.
 STA. 0+44.2 - 1+35.5, RT. (TWILIGHT HALL)
 STA. 0+31.5, RT. - 1+75.0, RT.
 STA. 0+61.8 - 0+36.3, LT.
 STA. 21+45.0, LT. - 0+18.9, LT.
 STA. 502+38.8 - 502+68.3, LT.
 STA. 502+98.7 - 504+68.8, RT.
 STA. 504+93.3 - 506+50.0, RT.

PORTLAND CEMENT CONCRETE SIDEWALK, 8 INCH
 STA. 504+68.8 - 504+93.3, RT.

CONSTRUCT DRIVE, TYPE 2 WIDTH
 STA. 504+79, RT
 20'

DETECTABLE WARNING SURFACE
 STA. 0+27, LT.
 STA. 0+37, RT.
 STA. 20+35, LT.
 STA. 502+49, LT.
 STA. 502+65, LT.
 STA. 503+30, RT.
 STA. 503+58, RT.
 STA. 505+17, RT.

SIDEWALK RAMP, TYPE 1
 STA. 0+22.7 - 0+30.5, LT.
 STA. 20+33.2 - 20+37.6, LT.
 STA. 503+26.7 - 503+32.7, RT.
 STA. 503+50.9 - 503+65.9, RT.
 STA. 504+61.3 - 504+68.8, RT.
 STA. 504+93.3 - 505+01.4, RT.

SIDEWALK RAMP, TYPE 3
 STA. 502+45.9 - 502+68.3, LT.

SIDEWALK RAMP, TYPE 5
 STA. 0+31.5 - 0+47.0, RT.

SIDEWALK RAMP, TYPE 6
 STA. 503+52.9 - 503+67.9, RT.

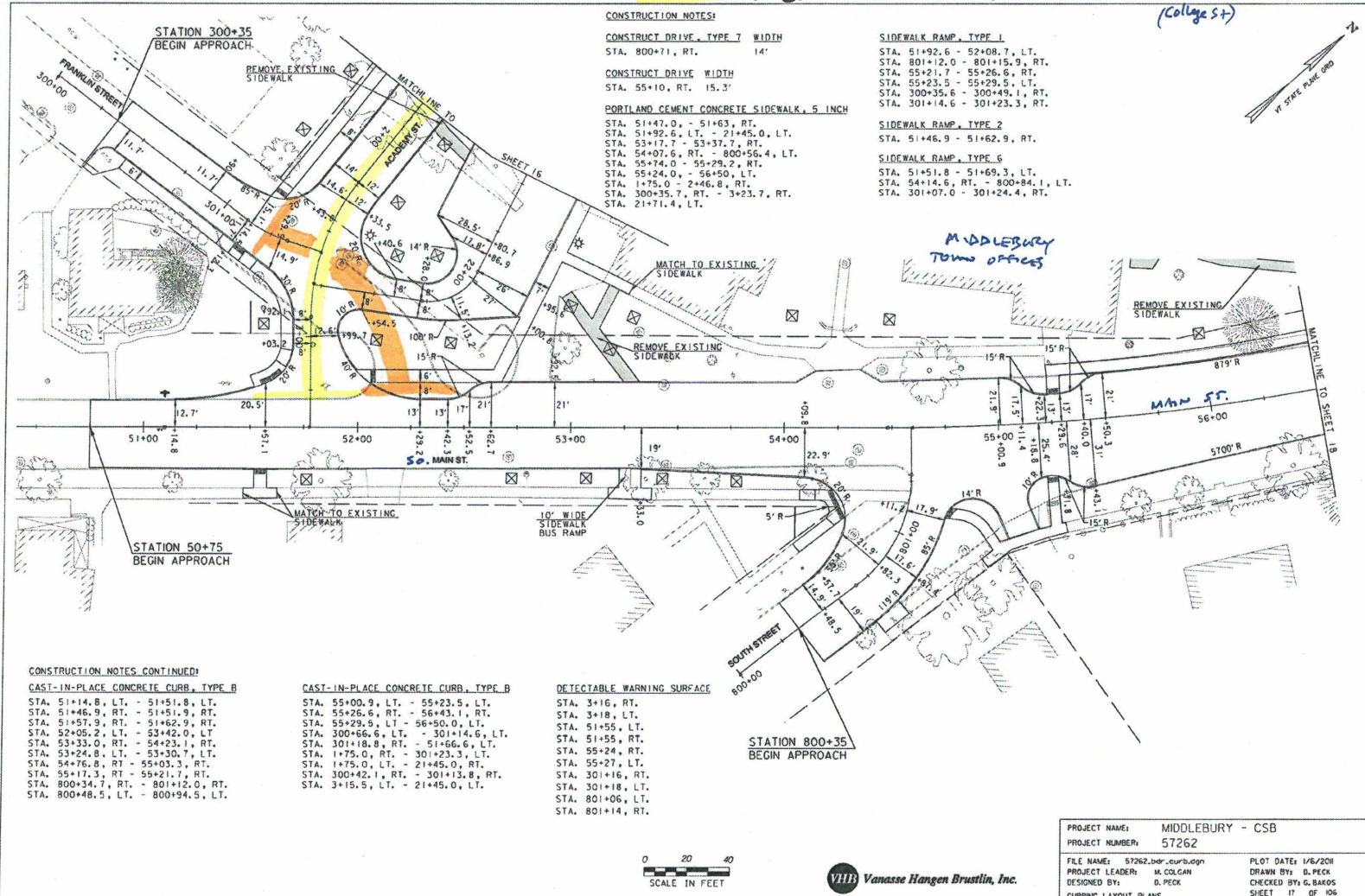


PROJECT NAME:	MIDDLEBURY - CSB
PROJECT NUMBER:	57262
FILE NAME:	57262.dwg
PROJECT LEADER:	M. COLGAN
DESIGNED BY:	D. PECK
CURBING LAYOUT PLANS	
PLOT DATE:	1/6/2011
DRAWN BY:	D. PECK
CHECKED BY:	G. BAKOS
SHEET:	16 OF 106

**NEW ACADEMY ST.
SHORTENED FRANKLIN ST.**

OLD (-80')
NEW

$0+00 \rightarrow 3+42 = 342'$ Minus 20' Minus 13' = 309 ft
(College St)



CONSTRUCTION NOTES:

CONSTRUCT DRIVE, TYPE 7 WIDTH

STA. 800+71, RT. 14'

CONSTRUCT DRIVE WIDTH

STA. 55+10, RT. 15.3'

PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH

STA. 51+47.0, - 51+63, RT.
STA. 51+92.6, LT. - 21+45.0, LT.
STA. 53+17.7 - 53+37.7, RT.
STA. 54+07.6, RT. - 800+56.4, LT.
STA. 55+74.0 - 55+29.2, RT.
STA. 55+24.0, - 56+50, LT.
STA. 1+75.0 - 2+46.8, RT.
STA. 300+35.7, RT. - 3+23.7, RT.
STA. 21+71.4, LT.

SIDEWALK RAMP, TYPE 1

STA. 51+92.6 - 52+08.7, LT.
STA. 801+2.0 - 801+15.9, RT.
STA. 55+21.7 - 55+26.6, RT.
STA. 55+23.5 - 55+29.5, LT.
STA. 300+35.6 - 300+49.1, RT.
STA. 301+4.6 - 301+23.3, RT.

SIDEWALK RAMP, TYPE 2

STA. 51+46.9 - 51+62.9, RT.

SIDEWALK RAMP, TYPE 6

STA. 51+51.8 - 51+69.3, LT.
STA. 54+14.6, RT. - 800+84.1, LT.
STA. 301+07.0 - 301+24.4, RT.

CONSTRUCTION NOTES CONTINUED:

CAST-IN-PLACE CONCRETE CURB, TYPE B

STA. 51+14.8, LT. - 51+51.8, LT.
STA. 51+46.9, RT. - 51+51.9, RT.
STA. 51+57.9, RT. - 51+62.9, RT.
STA. 52+05.2, LT. - 53+42.0, LT.
STA. 53+33.0, RT. - 54+23.1, RT.
STA. 53+24.8, LT. - 53+30.7, LT.
STA. 54+16.8, RT. - 55+03.3, RT.
STA. 55+17.3, RT. - 55+21.7, RT.
STA. 800+34.7, RT. - 801+12.0, RT.
STA. 800+48.5, LT. - 800+94.5, LT.

CAST-IN-PLACE CONCRETE CURB, TYPE C

STA. 55+00.9, LT. - 55+23.5, LT.
STA. 55+26.6, RT. - 56+43.1, RT.
STA. 55+29.9, LT. - 56+50.0, LT.
STA. 300+66.6, LT. - 301+14.6, LT.
STA. 301+18.8, RT. - 51+66.6, LT.
STA. 1+75.0, RT. - 301+23.3, LT.
STA. 1+75.0, LT. - 21+45.0, RT.
STA. 300+42.1, RT. - 301+13.8, RT.
STA. 3+15.5, LT. - 21+45.0, LT.

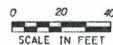
DETECTABLE WARNING SURFACE

STA. 3+16, RT.
STA. 3+18, LT.
STA. 51+55, LT.
STA. 51+55, RT.
STA. 55+24, RT.
STA. 55+27, LT.
STA. 301+16, RT.
STA. 301+18, LT.
STA. 801+06, LT.
STA. 801+14, RT.

PROJECT NAME: MIDDLEBURY - CSB
PROJECT NUMBER: 57262

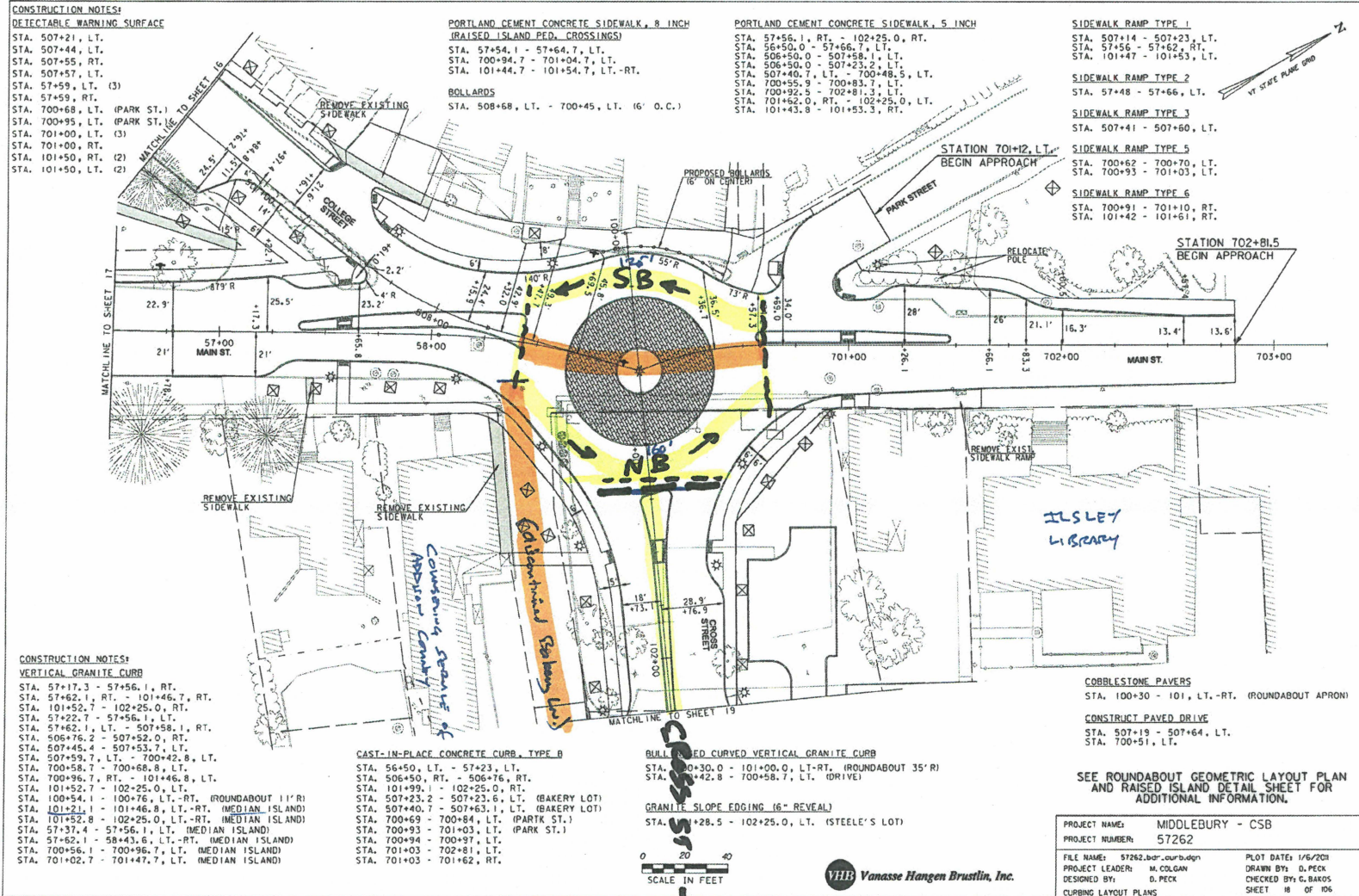
FILE NAME: 57262.bdr_curb.dgn
PROJECT LEADER: M. COLGAN
DESIGNED BY: D. PECK

PLOT DATE: 1/6/2011
DRAWN BY: D. PECK
CHECKED BY: G. BAKOS
SHEET 17 OF 106



MAIN ST. ROUNDABOUT
EXTENSION OF CROSS ST.

OLD
NEW

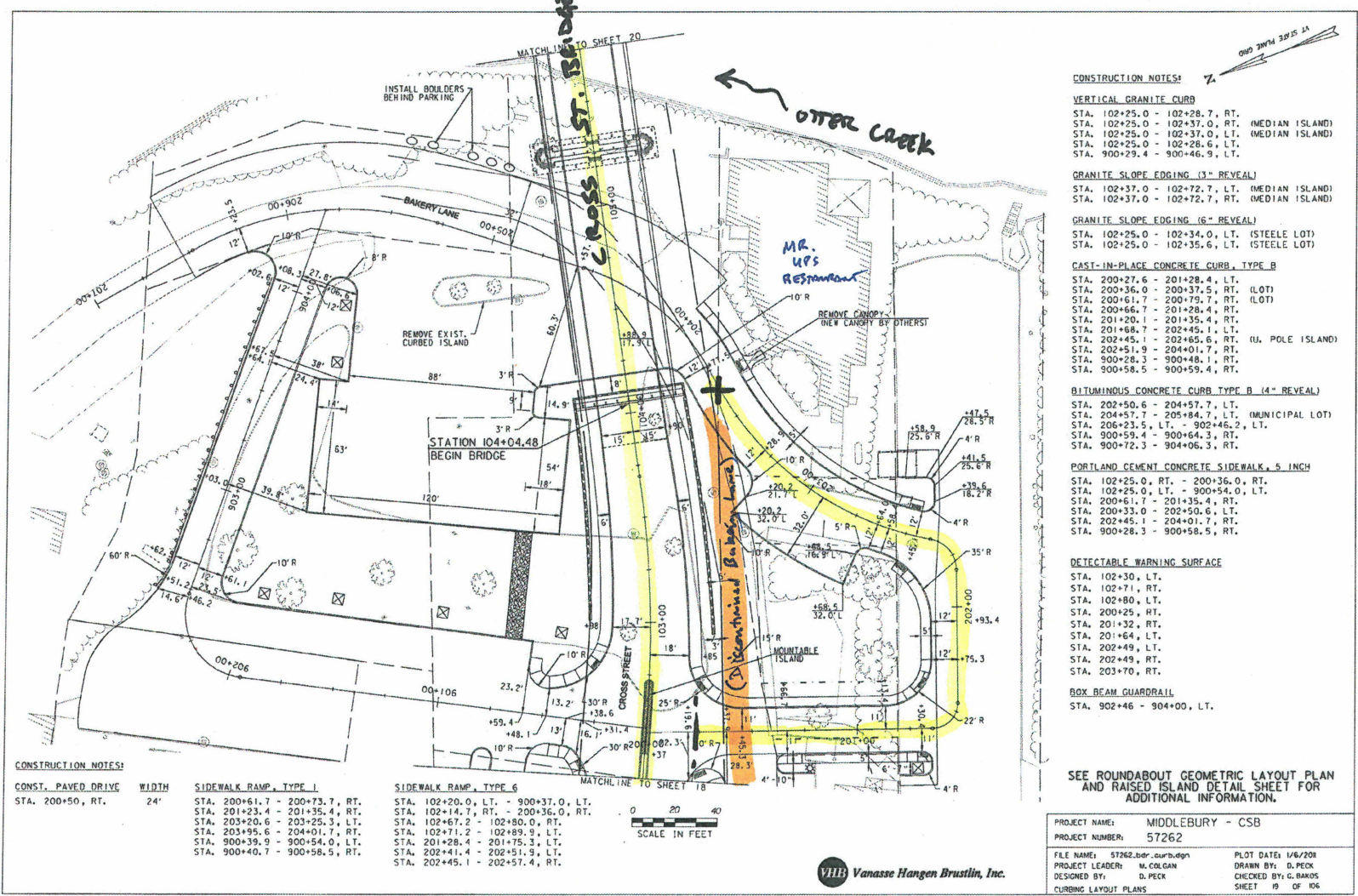


120' = FORMER MAIN ST - STRAIGHT
 $\frac{125 + 160}{2} = 142.5$ = ROUNDABOUT - AVG. OF SB/NB
 NB + 22' ±

NEW PORTION OF CROSS ST STARTS AT STA 101+21
 DISCONTINUED PORTION OF BAKERY LN - THIS SHEET 170'

OLD
NEW

(DISCONTINUED BAKERY LN.)



CONSTRUCTION NOTES:

VERTICAL GRANITE CURB
 STA. 102+25.0 - 102+28.7, RT.
 STA. 102+25.0 - 102+37.0, RT. (MEDIAN ISLAND)
 STA. 102+25.0 - 102+37.0, LT. (MEDIAN ISLAND)
 STA. 102+25.0 - 102+28.6, LT.
 STA. 900+29.4 - 900+46.9, LT.

GRANITE SLOPE EDGING (3" REVEAL)
 STA. 102+37.0 - 102+72.7, LT. (MEDIAN ISLAND)
 STA. 102+37.0 - 102+72.7, RT. (MEDIAN ISLAND)

GRANITE SLOPE EDGING (6" REVEAL)
 STA. 102+25.0 - 102+34.0, LT. (STEELE LOT)
 STA. 102+25.0 - 102+35.6, LT. (STEELE LOT)

CAST-IN-PLACE CONCRETE CURB, TYPE B
 STA. 200+27.6 - 201+28.4, LT.
 STA. 200+36.0 - 200+37.5, RT. (LOT)
 STA. 200+61.7 - 200+75.7, RT. (LOT)
 STA. 200+66.7 - 201+28.4, RT.
 STA. 201+20.1 - 201+35.4, RT.
 STA. 201+68.7 - 202+45.1, LT.
 STA. 202+45.1 - 202+65.6, RT. (U. POLE ISLAND)
 STA. 202+51.9 - 204+01.7, RT.
 STA. 900+28.3 - 900+48.1, RT.
 STA. 900+58.5 - 900+59.4, RT.

BITUMINOUS CONCRETE CURB TYPE B (4" REVEAL)
 STA. 202+50.6 - 204+57.7, LT.
 STA. 204+57.7 - 205+84.7, LT. (MUNICIPAL LOT)
 STA. 206+23.5, LT. - 900+46.2, LT.
 STA. 900+59.4 - 900+64.3, RT.
 STA. 900+72.3 - 904+06.3, RT.

PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH
 STA. 102+25.0, RT. - 200+36.0, RT.
 STA. 102+25.0, LT. - 900+54.0, LT.
 STA. 200+61.7 - 201+35.4, RT.
 STA. 200+33.0 - 202+50.6, LT.
 STA. 202+45.1 - 204+01.7, RT.
 STA. 900+28.3 - 900+58.5, RT.

DETECTABLE WARNING SURFACE
 STA. 102+30, LT.
 STA. 102+71, RT.
 STA. 102+80, LT.
 STA. 200+25, RT.
 STA. 201+32, RT.
 STA. 201+64, LT.
 STA. 202+49, LT.
 STA. 202+49, RT.
 STA. 203+70, RT.

BOX BEAM GUARDRAIL
 STA. 902+46 - 904+00, LT.

SEE ROUNDABOUT GEOMETRIC LAYOUT PLAN AND RAISED ISLAND DETAIL SHEET FOR ADDITIONAL INFORMATION.

CONSTRUCTION NOTES:

CONST. PAVED DRIVE **WIDTH**
 STA. 200+50, RT. 24'

SIDEWALK RAMP, TYPE 1
 STA. 200+61.7 - 200+73.7, RT.
 STA. 201+23.4 - 201+35.4, RT.
 STA. 203+20.6 - 203+25.3, LT.
 STA. 203+95.6 - 204+01.7, RT.
 STA. 900+39.9 - 900+54.0, LT.
 STA. 900+40.7 - 900+58.5, RT.

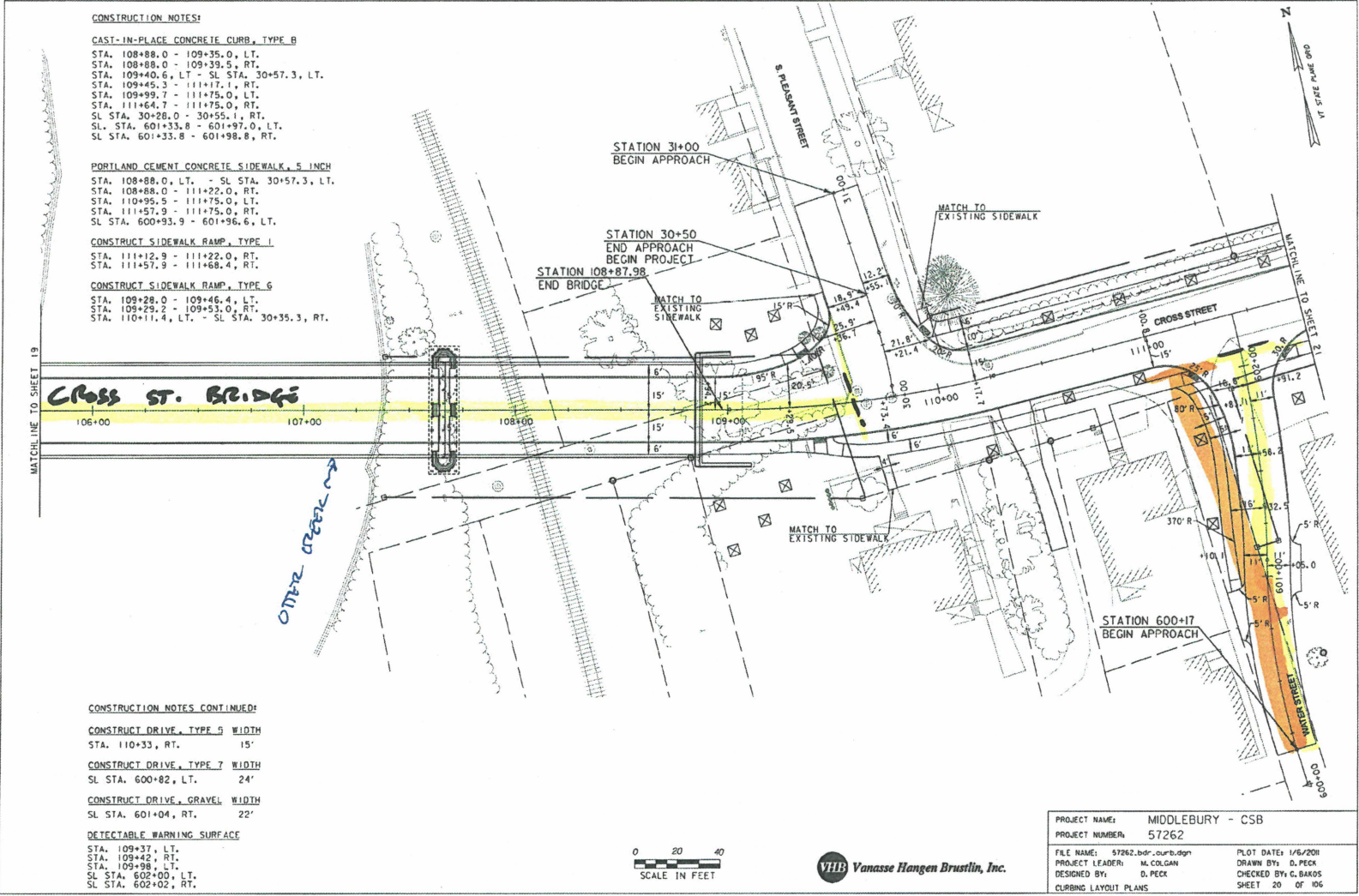
SIDEWALK RAMP, TYPE 6
 STA. 102+20.0, LT. - 900+37.0, LT.
 STA. 102+14.7, RT. - 200+36.0, RT.
 STA. 102+67.2 - 102+80.0, RT.
 STA. 102+71.2 - 102+89.9, LT.
 STA. 201+28.4 - 201+75.3, LT.
 STA. 202+41.4 - 202+51.9, LT.
 STA. 202+45.1 - 202+57.4, RT.



PROJECT NAME:	MIDDLEBURY - CSB	PLOT DATE:	1/6/2011
PROJECT NUMBER:	57262	DRAWN BY:	D. PECK
FILE NAME:	57262.bdr_curb.dgn	DESIGNED BY:	D. PECK
PROJECT LEADER:	M. COLGAN	CHECKED BY:	G. BAKOS
CURBING LAYOUT PLANS		SHEET	19 OF 106

DISCONTINUED PORTION OF BAKERY LANE - THIS SHEET = 190'
 NEW BAKERY LANE STA 200+25 → 203+65 = 340'

OLD
NEW



CONSTRUCTION NOTES:

CAST-IN-PLACE CONCRETE CURB, TYPE B
 STA. 108+88.0 - 109+35.0, LT.
 STA. 108+88.0 - 109+39.5, RT.
 STA. 109+40.6, LT - SL STA. 30+57.3, LT.
 STA. 109+45.3 - 111+17.1, RT.
 STA. 109+99.7 - 111+75.0, LT.
 STA. 111+64.7 - 111+75.0, RT.
 SL STA. 30+28.0 - 30+55.1, RT.
 SL STA. 601+33.8 - 601+97.0, LT.
 SL STA. 601+33.8 - 601+98.8, RT.

PORLAND CEMENT CONCRETE SIDEWALK, 5 INCH
 STA. 108+88.0, LT. - SL STA. 30+57.3, LT.
 STA. 108+88.0 - 111+22.0, RT.
 STA. 110+95.5 - 111+75.0, LT.
 STA. 111+57.9 - 111+75.0, RT.
 SL STA. 600+93.9 - 601+96.6, LT.

CONSTRUCT SIDEWALK RAMP, TYPE I
 STA. 111+22.9 - 111+22.0, RT.
 STA. 111+57.9 - 111+68.4, RT.

CONSTRUCT SIDEWALK RAMP, TYPE G
 STA. 109+28.0 - 109+46.4, LT.
 STA. 109+29.2 - 109+53.0, RT.
 STA. 110+11.4, LT. - SL STA. 30+35.3, RT.

CONSTRUCTION NOTES CONTINUED:

CONSTRUCT DRIVE, TYPE 5 WIDTH
 STA. 110+33, RT. 15'

CONSTRUCT DRIVE, TYPE 7 WIDTH
 SL STA. 600+82, LT. 24'

CONSTRUCT DRIVE, GRAVEL WIDTH
 SL STA. 601+04, RT. 22'

DETECTABLE WARNING SURFACE
 STA. 109+37, LT.
 STA. 109+42, RT.
 STA. 109+98, LT.
 SL STA. 602+00, LT.
 SL STA. 602+02, RT.

NEW COURT ST / BRIDGE
 101+21 → 109+70 = 849'

EXISTING CL. 3 CROSS ST
 104+70 → 115+18 = 538'

WATER ST - MINOR REALIGNMENT
 NET +5'
 OLD = 195' ; NEW = 600+17 → 602+17 = 200'

CONSTRUCTION NOTES:

CAST-IN-PLACE CONCRETE CURB, TYPE B

STA. 111+75.0 - 112+99.4, RT.
 STA. 111+75.0 - 112+38.2, LT.
 STA. 112+50.2 - 112+69.3, LT.
 STA. 112+81.2 - 113+47.6, LT.
 STA. 113+01.5 - 112+95.5, RT. (VILLAGE COURT)
 STA. 113+23.4 - 113+41.1, RT. (VILLAGE COURT)
 STA. 113+26.7 - 113+66.8, RT.
 STA. 113+45.5 - 113+66.5, RT. (FAIRPOINT LOT)
 STA. 113+63.1 - 113+93.1, LT.
 STA. 113+77.2 - 113+93.1, LT.
 STA. 113+89.1 - 114+10.1, RT. (FAIRPOINT LOT)
 STA. 113+89.6 - 114+98.7, RT.
 STA. 114+19.1 - 114+91.4, LT.
 STA. 114+19.4 - 114+34.4, LT.
 STA. 114+96.5 - 115+06.1, LT.
 SL STA. 401+21.2 - 401+30.9, RT.
 SL STA. 401+24.0 - 401+31.0, LT.
 SL STA. 401+37.0 - 401+44.0, LT.
 SL STA. 402+10.7 - 402+82.0, RT.

CONSTRUCT DRIVE, TYPE S WIDTH

STA. 112+44, LT. 12'
 STA. 112+75, LT. 12'
 STA. 113+13, RT. 22'
 STA. 113+55, LT. 15'
 STA. 113+78, RT. 24'
 STA. 114+06, LT. 25'

DETECTABLE WARNING SURFACE

STA. 112+98, RT.
 STA. 113+27, RT.
 STA. 114+94, LT.
 STA. 115+02, RT.
 SL STA. 401+34, RT.
 SL STA. 401+34, LT.

CONSTRUCT SIDEWALK RAMP, TYPE 1

STA. 112+89.2 - 113+01.5, RT.
 STA. 113+23.8 - 113+36.2, RT.

CONSTRUCT SIDEWALK RAMP, TYPE 2

SL STA. 401+26.0 - 401+42.0, LT.

CONSTRUCT SIDEWALK RAMP, TYPE 3

STA. 114+90.5, LT. SL STA. 401+30.9, RT.

CONSTRUCT SIDEWALK RAMP, TYPE 6

STA. 114+90.5, RT. SL STA. 402+19.6, RT.

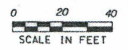
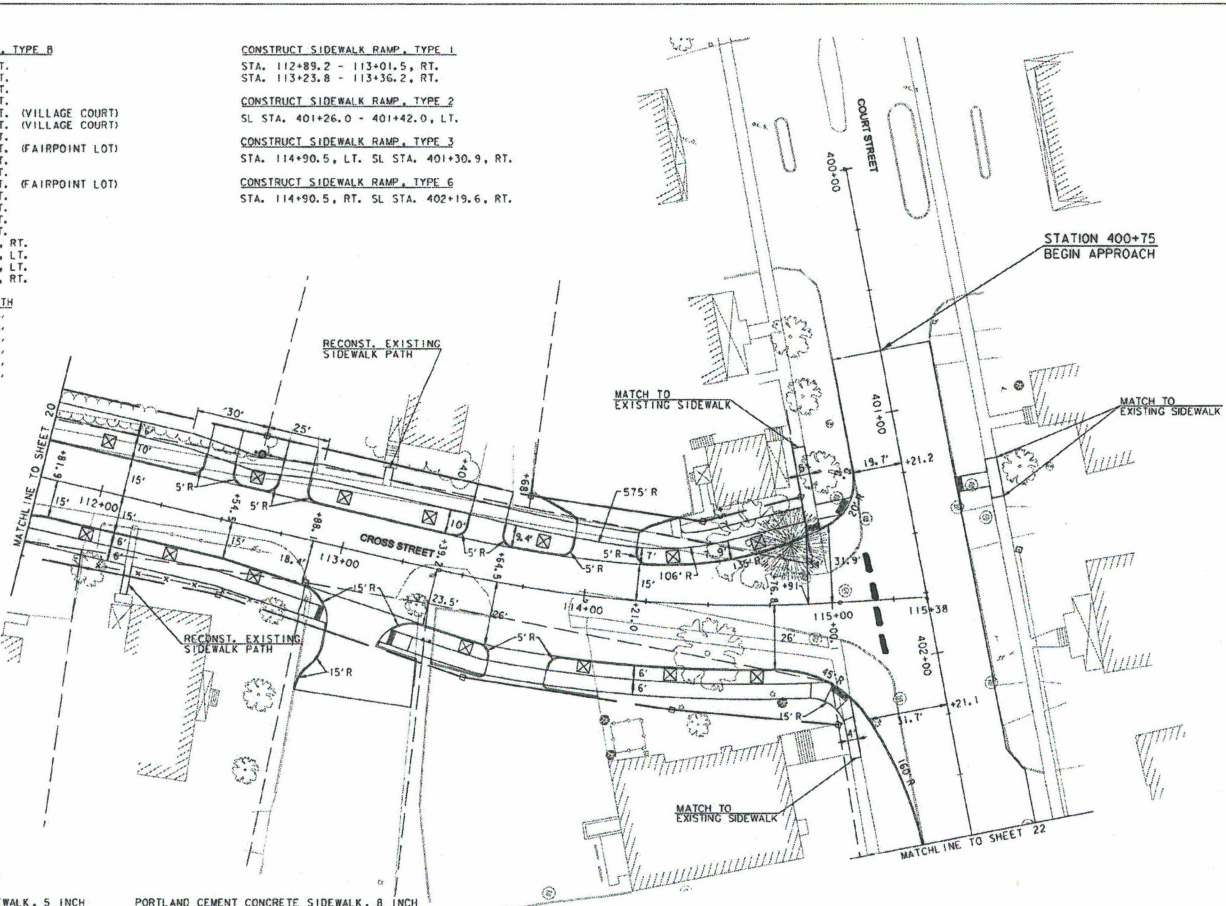
CONSTRUCTION NOTES CONTINUED:

PORTLAND CEMENT CONCRETE SIDEWALK, 5 INCH

STA. 111+75.0 - 113+01.5, RT.
 STA. 111+75.0, LT. - SL STA. 401+07.1, RT.
 STA. 113+23.4 - 113+66.8, RT.
 STA. 113+89.1, RT. - SL STA. 402+35.3, RT.
 SL STA. 401+26.0 - 401+42.0, LT.

PORTLAND CEMENT CONCRETE SIDEWALK, 8 INCH

STA. 113+66.8 - 113+89.6, RT.



VHB Vanasse Hangen Brustlin, Inc.

PROJECT NAME:	MIDDLEBURY - CSB	FILE NAME:	57262_bdr_curb.dgn	PLOT DATE:	1/6/2011
PROJECT NUMBER:	57262	PROJECT LEADER:	M. COLGAN	DRAWN BY:	D. PECK
		DESIGNED BY:	D. PECK	CHECKED BY:	G. BARKS
					SHEET 21 OF 06

END STA 115+18 (WEST CURB LINE OF COURT ST)