

# CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 1990

Fill out the certificate, file a copy with the Town Clerk, and mail original to  
Vt. Agency of Transportation, Planning Division before February 10, 1990 .

▶ IF NO CHANGES IN MILEAGE, OMIT PART I, CHECK BOX IN PART II, AND SIGN PART III. ◀

## PART I

DISTRICT 6

We, the Selectmen/Trustees/Aldermen of Waitsfield, Washington County  
on an oath state that the mileage of highways, according to Title 19, V. S. A. , Sec. \* 305,  
added 1985, is as follows:

	TOWN HIGHWAYS				STATE HIGHWAYS	TOTAL EXCLUDING CLASS 4
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
PREVIOUS MILEAGE AS SHOWN FEBRUARY 10, 1989	0.000	9.450	20.830	5.350	7.826	38.106
MILEAGE ADDED SINCE FEBRUARY 10, 1989 EXPLAIN UNDER (1) BELOW			:	+0.54		
SUB TOTAL						
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 1989 EXPLAIN UNDER (2) AND (3)			-0.54			0.540
TOTAL HIGHWAY MILEAGE FEB. 10, 1990	0.000	9.450	20.290	5.890	7.826	37.566
SCENIC HIGHWAY MILEAGE (19 VSA 2502)						

**DURING THE PAST YEAR THE FOLLOWING CHANGES HAVE OCCURRED.**

(1) NEW HIGHWAYS: We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion" have been added.

(2) DISCONTINUED: We hereby certify that the following highways have been discontinued according to statute and are substantiated by the attached copy of the proceedings.

(3) RECLASSIFIED/REMEASURED: We hereby certify that the following highways have been reclassified/remeasured and are substantiated by the attached copy of the proceedings.  
TH#31 (Rolston Rd.) 2,876 feet reclassified (0.54 miles) from III to IV.

(4) SCENIC HIGHWAYS: We hereby certify that the following highways have been designated or discontinued as "Town Scenic Highways", and are substantiated by the attached copy of the proceedings.

## PART II CHECK BOX IF NO CHANGES IN MILEAGES.

### PART III

SELECTMEN/ALDERMEN/TRUSTEES  
SIGNATURES

*Chris Hill*  
*William D. Boswell*  
*John Hagler*

Town/City/Village/CLERK SIGNATURE: Angela Heil attests  
that this record of highway mileage was filed and recorded on 02/05, 1990.

Approved: Wilson K. Wheatley IV 2-12-90  
Representative, Agency of Transportation Date

Note: Applicable section of Vermont Statutes is printed on reverse side.

**Title 19, V. S. A. Section 305  
Added 1985**

**SEC. 305. MEASUREMENT OF HIGHWAYS**

(a) A representative of the agency in the presence of the selectmen or their designee shall measure and inspect the class 1, 2 and 3 town highways in each town at least once every ten years. 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 selectmen shall, after review by a representative of the agency, file with the town clerk a sworn statement of the description and measurements of all class 1, 2 and 3 town highways, then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2 or 3 town highways 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) 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.

(d) The selectmen 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 board by filing a notice of appeal with the executive secretary of the board.

**Title 19, V. S. A. Section 2502  
Added 1985**

**Sec. 2502. TOWN SCENIC ROADS; DESIGNATION AND DISCONTINUANCE**

(a) On recommendation of the planning commission of a municipality, or on the initiative of the legislative body of a municipality, a legislative body may, after one public hearing warned for the purpose, designate or discontinue any town highway or portion of a town highway as a town scenic highway. Such action by the legislative body may be petitioned by the registered voters of the municipality pursuant to the provisions of section 1973 of Title 24.

(b) A town scenic road may be reconstructed or improved in a manner consistent with the standards established by the transportation board, pursuant to section 425 of Title 10. A class 1, 2 or 3 scenic highway shall still be eligible to receive aid pursuant to the provisions of this title.

(c) The legislative body of a municipality may appeal for a variance from standards promulgated by the transportation board. In these appeals the board's decision shall be final.

**RETURN TO: VERMONT AGENCY OF TRANSPORTATION  
DEPARTMENT OF PLANNING AND PRECONSTRUCTION  
PLANNING DIVISION  
133 STATE STREET  
MONTPELIER, VERMONT 05602**

T-31 1990

Reclass

TOWN OF WAITSFIELD, VERMONT

FINDINGS AND ORDER FOR THE  
RECLASSIFICATION OF A PORTION OF  
TOWN HIGHWAY #31

FINDINGS:

(1) On September 4, 1989, upon motion by the Board of Selectmen of the Town of Waitsfield, Vermont, a Notice of Public Hearing and Site Examination was warned for the reclassification of a portion of Town Highway #31 within the environs of the Town of Waitsfield, Vermont, from a Class III to a Class IV town highway as defined under 19 V.S.A. Section 302. Said motion was made pursuant to 19 V.S.A. Section 708.

(2) In advance of the public hearing, proper notice was given to all abutters and persons owning or interested in lands through which Town Highway #31 passes. The Town Planning Commission was also notified in writing, all in accordance with 19 V.S.A. Section 709. The following abutters were so notified by certified mail on September 15, 1989:

Robert and Jacqueline Rose

In addition, all property owners on Town Highway #31, as appearing on the Grand List for the Town, were sent copies of the notice by regular mail, along with the local emergency services, law enforcement and school officials.

(3) Said notice contained the following description of the portion of Town Highway #31 to be reclassified:

"Being a portion of Town Highway #31 beginning at a point just easterly of the driveway belonging to Anthony and Majorie Caine, and running approximately 2,876 feet in an easterly direction to a point just westerly of the driveway belonging to Robert and Jacqueline Rose, and abutting lands on both the northerly and southerly sides of the road owned by Robert and Jacqueline Rose."

(4) Pursuant to 19 V.S.A. Section 709, the notice of the public hearing and examination of the premises to be held at the site and reconvened at the Waitsfield Town Clerk's office on October 16, 1989, at 7:30 PM, was duly posted in the office of the Town Clerk.

(5) Likewise, pursuant to the above-referenced statute, public notice of said hearing was published in the Valley Reporter newspaper on September 21, 1989.

(6) On October 16, 1989, an examination of the premises and public hearing were held at the site and reconvened at the Town Clerk's office as warned at 7:30 PM. Present at said meeting together with all five Selectmen were:

Delbert Palmer  
Olin Potter  
Myndy Woodruff  
Robert Anderson  
Edward Eurich  
Donald Condon  
Stanley Peck  
Paul Hartshorn  
Arnold Burbank  
Gordon Eurich  
Robert Rose  
William Bryant  
Robert Burbank  
Susan Palmer

The Selectmen, after having been familiar with and inspecting the premises of Town Highway #31, took evidence and heard from all persons present. The testimony given has been recorded in the Selectmen's minutes of October 16, 1989 with the Town Clerk.

(7) At the Regular Selectmen's meeting on October 16, 1989, upon motion duly made and seconded, it was voted that based upon examination of the premises and evidence presented at the public hearing the Selectmen find that the public good, convenience and safety requires reclassification of the above described portion of Town Highway #31 from a Class III to a Class IV highway.

ORDER:

Based on all the evidence presented herein, and upon the unanimous vote of the Selectmen, it is hereby ordered as follows:

(1) A portion of Town Highway #31, all within the Town of Waitsfield, Vermont, is hereby reclassified and shall be designated as a Class IV town highway, said portion being described as follows:

"Being a portion of Town Highway #31 beginning at a point just easterly of the driveway belonging to Anthony and Majorie Caine, and running approximately 2,879 feet in an easterly direction to a point just westerly of the driveway belonging to Robert and Jacqueline Rose, and abutting lands on both the northerly and southerly sides of the road owned by Robert and Jacqueline Rose."

(2) The Town Clerk shall record and send a copy of these Findings and Order, by regular mail, to :

Robert and Jacqueline Rose, abutters

Waitsfield Planning Commission

Dated at Waitsfield, Vermont this 11th day of December, 1989.

WAITSFIELD BOARD OF SELECTMEN

Elwin A. Neill, Jr.  
Elwin A. Neill, Jr., Chairman

Granville M. Brumbaugh  
Granville M. Brumbaugh

J. Leroy Hadden  
J. Leroy Hadden

Charles Hosford  
Charles Hosford

Andreas Lehner  
Andreas Lehner

WAITSFIELD TOWN CLERKS OFFICE  
RECEIVED FOR RECORD  
DATE 12/13/89 TIME 9:00 A.M.  
RECORDED IN BOOK 58 PAGE 367-365  
ATTEST M. J. Pette asst. CLERK

