

CERTIFICATE OF HIGHWAY MILEAGE

YEAR ENDING FEBRUARY 10, 2003

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2003 to: VT Agency of Transportation, Technical Services Division, Drawer 33, Montpelier, VT 05633.

We, the Selectmen or Aldermen or Trustees of WEATHERSFIELD in WINDSOR

MAR 10 2003 County

on an oath state that the mileage of highways, according to Title 19, V.S.A, Sec #305, added 1985, is as follows

PROGRAM DEVELOPMENT

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

Table with 6 columns: Town Highways, Previous Mileage, Added Mileage, Subtracted Mileage, Total, Scenic Highways. Rows include Class 1, Class 1 Lane, Class 2, Class 3, State Highway, Class 4, and Total.

\* Class 1 Lane Mileage and Class 4 is 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". Meadow Lane, Select Board Acceptance 02/06/1995, 1,080 feet T-103 Riley Drive, Selectors' Order 08/05/2002, 1,200 feet T-104
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:

Handwritten signatures of C. Peter Cole, John Arrison, and David E. Boy.

Clerk Signature:

Handwritten signature of the clerk.

Date Filed:

3/7/03

Please sign ORIGINAL and return it for Transportation signature.

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

APPROVED:

M. Elery Representative, Agency of Transportation

DATE:

3/10/03

# TOWN OF WEATHERSFIELD, VERMONT

## Report of the Selectors for the Town of Weathersfield, Vermont, on proceedings to lay out a Town highway in Weathersfield

On the fifth day of August, 2002, A.D., we, the undersigned Selectors of the Town of Weathersfield, Vermont, a municipal corporation in Windsor County, State of Vermont, prepared a notice, in writing, of the proposed laying out of a public Town highway in the Town of Weathersfield, in accordance with the provisions of Title 19, Chapter 7, Sub-chapter 2, of the Vermont Statutes Annotated.

The highway to be laid out is described as follows:

A certain piece of land known as Riley Drive, so-called, as the same is set forth and depicted on a certain Farnsworth survey plat entitled "Land Surveyed For Heritage Acres, Riley Drive, Weathersfield, Vermont," dated August, 1993 with the latest revision of June 17, 2002, Drawing No. 84-461-A, said survey to be recorded in the Town of Weathersfield, Vermont Land Records. The lands and premises conveyed herein are further described as follows:

Beginning at an iron pin on the southerly edge of the right of way of Riley Drive and the westerly boundary of the right of way of U.S. Route 5;

Thence North  $31^{\circ} 46' 30''$  East, a distance of 50.35' along the westerly boundary of the right of way of U.S. Route 5 to a point on the northerly boundary of the right of way of Riley Drive;

Thence North  $65^{\circ} 00'$  West, a distance of 711.2' along the northerly boundary of the right of way Riley Drive to a point of beginning of a curve to the left;

Thence along the curve 212.10' (length), with a radius of 150.00' to a point now on the westerly boundary of the right of way of Riley Drive;

Thence South  $34^{\circ} 00'$  West, a distance of 159.9' along the westerly boundary of the right of way of Riley Drive to an iron pin set at the beginning of a cul-de-sac to the left;

Thence along the cul-de-sac 261.8' (length), with a radius of 50.00' to an iron pin set on the easterly boundary of the right of way of Riley Drive;

Thence North  $34^{\circ} 00'$  East, a distance of 159.9' along the easterly boundary of the right of way of Riley Drive to a point of the beginning of a curve to the right;

Thence along the curve 141.4' (length), with a radius of 100.00' to a point now on the southerly boundary of the right of way of Riley Drive;

Thence South  $65^{\circ} 00'$  East, a distance of 705.2' along the southerly boundary of the right of way of Riley Drive to the point of beginning.

In a public notice dated February 25<sup>th</sup>, 2002, posted at the Weathersfield Town Clerk's office and the U.S. Post Office in Ascutney, and published in the newspaper of record for the Town on March 28<sup>th</sup>, April 25<sup>th</sup>, and May 2<sup>nd</sup>, 2002, it stated that the Select Board would meet at 7:00 o'clock, P.M., on the sixth day of May, 2002, at the site of the proposed Town highway, to consider a petition by Steven R. Smith to lay out an existing private roadway, the so-called Riley Drive, as a Town highway.

RILEY DRIVE 1200' = 0.23 mi

new TH 104

A copy of this notice was mailed, by certified mail with return receipt requested, to the following abutting property owners on March 18<sup>th</sup>, 2002:

Laurier W. and Beth K. Bissonnette, Post Office Box 420, Ascutney, Vermont,  
05030-0420

Charles P. and Ellyn C. Cole, Post Office Box 317, Ascutney, Vermont, 05030-0317

Joyce S. Conroy, Post Office Box 257, Ascutney, Vermont, 05030-0257

Ina N. Haas, Post Office Box 164, Ascutney, Vermont, 05030-0164

Jane Harrigan, Post Office Box 343, Ascutney, Vermont, 05030-0343

Paul G. and Sheila R. Jackson, Post Office Box 373, Ascutney, Vermont, 05030-0373

Michael B. Lane, Post Office Box 435, Ascutney, Vermont, 05030-0435

Donald R. McHugh and Flora-Ann Dango, Post Office Box 235, Ascutney, Vermont,  
05030-0235

Robert F. Pierce, Post Office Box 703, Ascutney, Vermont, 05030-0703

Charles H. and Merlyn E. Riley, Post Office Box 391, Ascutney, Vermont, 05030-0191

John Paul and Kathy Lee Smith, Post Office Box 5, Ascutney, Vermont, 05030-0005

Steven R. and Wendy F. Smith, Post Office Box 381, Ascutney, Vermont, 05030-0381

they being the owners of the land abutting the said highway to be laid out. The notice was also recorded in the records of the Town of Weathersfield.

At 7:00 o'clock, P.M., on Monday, May 6<sup>th</sup>, 2002, the Select Board met at the intersection of U.S. Route 5 and the so-called Riley Drive for the purpose of examining the premises. The public hearing was recessed until 7:00 o'clock, P.M., at Martin Memorial Hall, in Ascutney, on May 13<sup>th</sup>, 2002, to hear the parties interested.

After the Select Board's examination of the premises, and discussing the same with those parties present, the following facts were determined:

1. The design and layout of the roadway was approved as part of Land Use Permit No. 2S0692, issued by the Vermont District II Environmental Commission on December 16<sup>th</sup>, 1986.
2. The lay-out for the roadway was approved by the Weathersfield Planning Commission as part of a sub-division of land on April 13<sup>th</sup>, 1987. The plat for this subdivision was recorded in the Weathersfield Town Land Records on October 13<sup>th</sup>, 1987.
3. There are twelve (12) residential lots in the subdivision, which are accessed by the existing private roadway.
4. On June 26<sup>th</sup>, 2001, the Town's Highway Committee, consisting of Selector David T. Fuller, Town Manager Laurence J. Melen, and Highway Superintendent Westley W. Hazeltine, conducted a site inspection of the proposed roadway. The recommendations were presented to the Select Board in a memorandum dated June 26<sup>th</sup>, 2001, which is made part of this record.
5. On February 11<sup>th</sup>, 2002, Steven R. Smith delivered to the Weathersfield Town Offices a written request that the Town lay out Riley Drive as a Town highway.
6. On March 17<sup>th</sup>, 2002, eleven (11) abutting property owners signed and delivered to the Weathersfield Town Offices a statement of support for the laying out of Riley Drive as a Town highway.
7. It is noted that Chairperson C. Peter Cole recused himself from participation as a Selector during these proceedings, as he was an abutting property owner to the proposed Town highway.

8. During the Select Board's inspection of the premises on May 6<sup>th</sup>, 2002, the Petitioner and seven (7) of the abutting property owners were present. The Minutes of the meeting are made part of this record.
9. During the Select Board's meeting on May 13<sup>th</sup>, 2002, the Petitioner and seven (7) of the abutting property owners were present. The Minutes of the meeting are made part of this record.
10. The Town's Highway Committee, consisting of Selector N. John Arrison, Town Manager Laurence J. Melen, and Highway Superintendent Westley W. Hazeltine met with the Petitioner in Martin Memorial Hall at 9:00 o'clock, A.M., on May 16<sup>th</sup>, 2002. The Committee's findings were presented to the Select Board in a memorandum dated May 20<sup>th</sup>, 2002, which is made part of this record.
11. The public hearing was subsequently recessed until June 3<sup>rd</sup>, 2002, and then until July 1<sup>st</sup>, 2002, as the Board had not received a final plat for the proposed highway layout conforming to the requirements of 19 V.S.A. 704.
12. On July 1<sup>st</sup>, 2002, the Select Board closed the public hearing on this petition to lay out a Town highway, having found that all necessary materials and evidence had been provided to the Board.

After considering the petition for the laying out of a Town highway, and after hearing the parties interested, we find that:

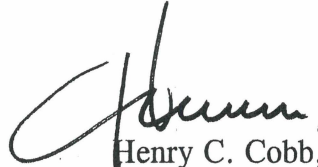
- A. The convenience of the inhabitants of the Town of Weathersfield requires that the so-called "Riley Drive" be laid out as a Town highway; and
- B. The public good of the inhabitants of the Town of Weathersfield requires that the so-called "Riley Drive" be laid out as a Town highway; and
- C. The necessity of the inhabitants of the Town of Weathersfield requires that the so-called "Riley Drive" be laid out as a Town highway.

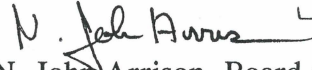
Now, therefore, we order that the private roadway now known as Riley Drive be laid out as a Town highway, subject to the following conditions:

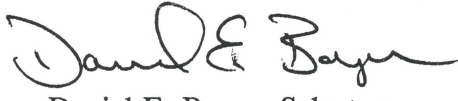
1. The Petitioner shall provide to the Town of Weathersfield, at no cost to the taxpayers of the Town, a survey of the roadway to be laid out. The survey shall comply in all items to the requirements of 19 V.S.A. 704. A copy of this survey shall be prepared on mylar, and shall be recorded in the Weathersfield Town Land Records, with the Petitioner paying all recording fees.
2. The Petitioner shall pay to the Town of Weathersfield the sum of Five Thousand Dollars (\$5,000.00), said monies to be used by the Town to pay for bituminous concrete paving of the roadway, and other materials and/or services to construct the roadway to acceptable standards.
3. Each of the twelve (12) property owners in the subdivision shall pay to the Town of Weathersfield the sum of Five Hundred and Sixty-seven Dollars (\$567.00), said monies to be used by the Town to pay for bituminous concrete paving of the roadway, and other materials and/or services to construct the roadway to acceptable standards.

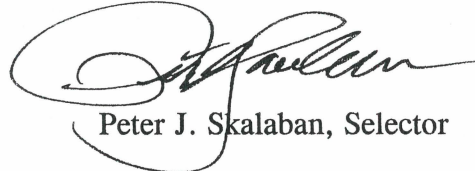
Upon full compliance with the terms of Conditions 1 through 3, preceding, the Town of Weathersfield will accept the roadway as a Town highway, and maintain the roadway as such.

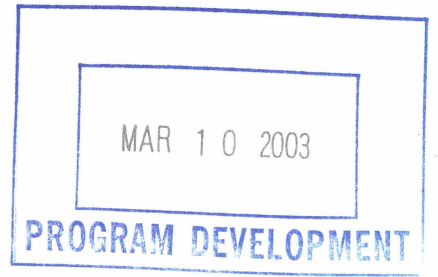
Dated at Town of Weathersfield, Windsor County, State of Vermont, this fifth days of August, 2002.

  
Henry C. Cobb, Vice-Chairperson

  
N. John Arrison, Board Clerk

  
Daniel E. Boyer, Selector

  
Peter J. Skalaban, Selector



MEADOW LANE 1080' = 0.20 miles

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Decision and Order of the Selectboard  
of the Town of Weathersfield  
For the Laying Out of a Public Highway



At 4:00 p.m. on January 17, 1995, the Selectboard held a site inspection and at 7:30 p.m. a public hearing at the Town Office for the purpose of taking testimony of interested persons and adjoining landowners as to whether the public good, necessity and convenience of the inhabitants of the town required Meadow lane to be laid out as a class 3 highway in the Town of Weathersfield, and to assess damages if the decision to lay out the highway is made.

During the site inspection, the Selectboard walked the highway, inspected the drainage, and viewed the turnaround at the end of the section of highway to be laid out.

The following persons were present at the hearing: Selectboard Members Neil Daniels, Jeff Whittemore, Richard Ballantine, Peter Skalaban, Frederick Crowley, Town Manager C. Peter Cole, reporter Julia Lloyd-Wright, and Meadow Lane property owners Mary Hyde, Wilfred Thomas, Wayne Billingham and Charles Steele.

During the course of the hearing, a copy of a survey of Meadow Lane by Gary Rapanotti L.S., drawing no. 93-429, dated Dec. 16, 1993, was introduced.

Based on the evidence and exhibits presented at the hearing, the Selectboard makes the following findings:

1. That Meadow Lane is 1080 feet in length. The right-of-way proposed to be taken is owned by Gary Sisto, with rights-of-way granted to abutters. All attempts to contact Mr. Gary Sisto for nearly 25 years have been unsuccessful. Taxes have never been paid on the property and the Town has maintained the highway for over 15 years.
2. That Meadow Lane was constructed in accord with the Selectboard's policy on highway construction.
3. That laying out the highway will aid in providing emergency services to residents.
4. That the public good, necessity and convenience of the inhabitants of the municipality require that Meadow Lane be laid out as a public highway.

Based on the preceding findings, the Weathersfield Selectboard hereby orders that Meadow Lane be laid out as a class 3 public highway of the Town of Weathersfield, with a 50 foot right-of-way further described as follows:

Commencing at a concrete monument shown on a certain survey titled MEADOW LANE done by Gary Rapanotti L.S. dated December 16, 1993, drawing #93-429, said monument lying 25' southerly of the Center Line of Skyline Drive and being 25' westerly from the center line of Meadow Lane:

thence S 44° 59' 40" E 150.38' to a point;  
thence along a curve to the right with a delta angle of 65° 41' 17" a radius of 340.80' and an arc length of 390.72' to a point;

Decision and Order of Selectboard  
for the laying out of a Public Highway  
Meadow Lane  
Page 2

thence S 20° 41' 35" W 475.83' to a point;  
thence N 69° 18' 25" W 15.00' to a point;  
thence S 20° 41' 35" W 50.00' to a point;  
thence S 69° 18' 25" E 15.00' to a concrete monument;  
thence S 69° 18' 25" E 65.00' to a point;  
thence N 20° 41' 35" E 50.00' to a point;  
thence N 69° 18' 25" W 15.00' to a point;  
thence N 20° 41' 35" E 475.83' to a point;  
thence along a curve to the left with a delta angle of 65° 41' 17", a radius of 390.80' and an arc length of 448.04' to a point;  
thence N 44° 59' 40" W 126.00' to a point;  
thence S 71° 00' 00" W 55.63' to the point of beginning.

new TH-103

...also finds that the persons owning or interested in the lands to be taken are not entitled to any damages from this taking, since the laying out of the public right-of-way is over an existing private highway. The benefit to the landowners of having the highway maintained and plowed balances any residual damages related to the laying out.

Weathersfield Selectboard

Date Feb. 6, 1995

Frederick W. Crowley  
Frederick W. Crowley, Chair

Neil H. Daniels  
Neil H. Daniels

Richard W. Ballantine  
Richard W. Ballantine

Peter Skalaban  
Peter Skalaban

Jeffrey R. Whittemore  
Jeffrey Whittemore

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Carol Daniels, Town Clerk of the Town  
of Weathersfield, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that the following described section of Class 3 Highway in the Town of Weathersfield was COMPLETED AND OPEN FOR PUBLIC TRAVEL on Feb. 6, 19 95.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

and as shown on a Highway Map of the Town of Weathersfield, dated \_\_\_\_\_, 19\_\_\_\_, and filed in Book \_\_\_\_\_ on page \_\_\_\_\_ of the Records of the Town of Weathersfield by the Town Clerk of said Town incorporated herein by reference and attested to on said map by said Town Clerk.

Dated at Weathersfield, County of Windsor and State of Vermont, this 6 day of February, A.D., 19 95.

Jeffrey R. Whittemore  
Richard A. Ballantine

Frederick W. Crowley  
Neil H. Daniels  
Peter Skalaban

BOARD  
OF  
SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_

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