

CERTIFICATE OF HIGHWAY MILEAGE

YEAR ENDING FEBRUARY 10, 2007

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2007 Vermont Agency of Transportation, Policy and Planning Division, Drawer 33, Montpelier, VT 05633.

We, the Selectmen or Aldermen or Trustees of WEST WINDSOR in WINDSOR on an oath state that the mileage of highways, according to Title 19, V.S.A, Sec #305, added 1985, is as follows:

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, Legal Trail, and Total. Handwritten adjustments are present in the Class 4 row.

\* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications is NOT included in total. Adjustments by S. Moulton 3/14/07

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

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

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

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

Wardner Road (TH 13) - add 1465' (.277 miles); Barton Road (TH 57) - add 4720' (.894 miles); Duling Road (TH 49) - add 3550' (.672 miles)

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 Thomas O. Kenyon and Nancy S. Synor

T/C/V Clerk Signature: Cathy R. Archuleta

Date Filed: 02-12-2007

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

Jonathan Croft

DATE:

4/10/2007

West Windsor Selectboard  
West Windsor Conservation Commission  
Minutes  
January 4, 2007

Present: Phil Arvidson, Tom Kenyon, Nancy Gaynor, Mike Spackman, Dana Waters, Linda Johnson, Ed Reynolds, Barbara Ackley, John Greenall, Deanna Johnson, Raymond Johnson, Barbara Rhoad, Dennis Lemire, Win Johnson, Jim Lyall, Barbara Gerstner, Richard Fallon, Polly Smith, Mark Nowlan, Joyce Martin, Kathleen Ladd, Gaynor Coassin, Deborah Donahue, Gordon Holmes, Jim Hutchison

- 1) Call to Order – Selectboard Chair Phil Arvidson called the meeting to order at 7:00 PM and suggested following the checklist on Ancient Roads circulated by Nancy Gaynor.
- 2) Ancient Roads – Jim Hutchison provided an overview of the issues that led to the recent ancient roads legislation. If the Town does not add Class 4 roads and trails to its Agency of Transportation (AOT) map by July 1, 2009, and then decides to upgrade their use, the town might be liable to the landowner for damages resulting from that change in use. Furthermore, the Town forfeits any right-of-way (ROW) that does not appear on the AOT map by July 1, 2015. A Class 3 road is defined by the state as a highway which is passable in a standard passenger car at all times of the year and is maintained by the Town. Class 4 roads are all roads that are not Class 1, 2, or 3 and that have not been designated as Trails by the Town. Technically the Town is liable for maintenance of bridges and culverts on Class 4 roads.  
Blood Hill Road (TH 12): Tom Kenyon noted that the present location of the road is generally accepted as accurate. The Ancient Roads Committee recommended that the Town change the designation of the last 0.17 miles of Blood Hill Road from Class 4 to Trail. Nancy asked if the property owners have any preference on the matter. Phil said he thinks the abutting property owners should be notified of the decisions that are made tonight and given the opportunity to comment before the decisions become final. Ted Siegler said it is his understanding that, if the Selectboard changes the road from a Class 4 to a Trail, they will have to hold a public hearing. There was discussion about whether the Town has a right to use whatever equipment is necessary to maintain a Trail. Sue said she thinks the Town does have that right. **Nancy made a motion that the section of Blood Hill Road (TH 12) from the intersection with Kings Highway to the Hartland Town Line be left on the AOT map as a Class 4 road and that the “U” be removed from the map. Tom seconded the motion, which passed unanimously.**  
Kimball Farm Road (TH 41): **Nancy made a motion to keep Kimball Farm Road (TH 41) on the AOT map as a Class 4 road and to have the “U” removed. Tom seconded the motion, which passed unanimously.**  
Duling Road (TH 49): Mike said the portion of Duling Road that is on the map is Class 3 and beyond that is a Trail with no motor vehicles allowed, including snowmobiles, down to the old Duling house foundation. According to Mike, only horse and foot traffic is allowed on the Trail. Ted said the Town initially lost the Trail ROW in a lawsuit and then got it back in a deed from the property owner. Ted said the section that leads up to the Duling foundation should be added to the map as a Class 4 road, beyond that is a trail with restricted usage, which Ted thinks should also be on the AOT map. Jim said a deeded ROW does not meet the AOT’s definition of a Trail, but he does not see any reason why the Town cannot put it on the map. **Tom made a motion to reclassify the portion of Duling Road (TH 49) from the intersection with**

**Kings Highway to the Busch property line as a Class 4 road and to add the portion of the road that is between the Class 3 section and the Class 4 section to the AOT map as a restricted ROW. Nancy seconded the motion, which passed unanimously.** There was a question about who can maintain Class 4 roads. Mike said anyone who wants to perform maintenance on a Class 4 road or Trail has to get approval from the Selectboard. Rowe Hill (TH 51): Mike said East Rowe Hill is Class 3 for ½ mile and is Class 4 to West Rowe Hill. Tom said a section of the road was moved from its original location. Mike said there are stone walls on both sides which apparently define the road. Mike added that there are culverts on the Class 4 section. **Tom made a motion to leave the current classification of East and West Rowe Hill Road unchanged. Nancy seconded the motion, which passed unanimously.** Unkie's Road (TH 48): Nancy made a motion to leave the current classification (Class 4) of Unkie's Road (TH 48) unchanged. Tom Kenyon seconded the motion, which passed unanimously. Unkie's Road is currently 0.07 miles. Bergland Lane (TH 24): Bergland Lane is a Class 4 road, 0.05 miles long, with one culvert. **Tom made a motion to continue Bergland Lane (TH 24) as a Class 4 road. Nancy seconded the motion, which passed unanimously.** Jacquith Road (TH 7): Mike said Jacquith Road is Class 3 to the house and beyond that, to the Reading Town Line, it is Class 4. There is one culvert on the Class 4 section. **Tom made a motion to leave the current classification of Jacquith Road (TH 7) unchanged with the first 0.1 mile being Class 3 and the remaining section, to the Reading Town Line, being Class 4. Nancy seconded the motion, which passed unanimously.** Queen Victoria Road (TH 14): Mike suggested that the Class 4 status of Queen Victoria Road be unchanged. Phil noted that the Conservation Commission had requested that Queen Victoria Road be reclassified as a Trail and that one of the abutting property owners had protested the proposed change. Sue Greenall said property owners would still have agricultural access to their property if the road were classified as a Trail. Sue added that reclassifying the road would limit public use, not use by the property owner. **Nancy made a motion to leave the current classification of Queen Victoria Road (TH 14) unchanged: Class 3 for 0.28 miles and Class 4 for 0.71 miles. Tom seconded the motion, which passed unanimously.** Knob Hill Road (TH 26): **Tom made a motion to leave the current classification of Knob Hill Road (TH26) unchanged: Class 3 for 0.68 miles, Class 4 from the stone house at the top of the hill to the intersection with Cemetery Road, approximately 0.31 miles. Nancy seconded the motion, which passed unanimously.** Bowers Road (TH 39): The joint boards agreed to discuss Bowers Road at a later date. Coaching Lane (TH 40): The 0.12-mile section of Coaching Lane that goes into the Town Forest is currently a Class 4 road. Dennis Lemire said there is a surveyed and recorded easement to access the Town Forest from Kimball Farm Road. Sue asked Dennis if it is an old road. Dennis said it looks like a road that Cross built to log the mountain before he deeded the acreage to the Town. **Nancy made a motion to affirm the Class 4 status of the 0.12-mile section at the end of Coaching Lane (TH 40) and to include on the AOT map the easement from Kimball Farm Road to the Town Forest, provided that Dennis Lemire can document the appropriate designation. Tom seconded the motion, which passed unanimously.** Barton Road: Mike said Barton Road is not listed as a Town Highway. The road goes through the Tatlock property to the old Barton camp. Jim said there is evidence in the deeds that this is, and has been, a road. Ted asked if the Selectboard would have to have a public hearing in order to add Barton Road to the AOT map. Jim said yes, the Selectboard should determine which roads they want to add to the map

and then have one public hearing on all of them. Ted agreed that someone from the Ancient Roads Committee would supply the Town with GPS coordinates for Barton Road. Ted also suggested that Mike take the map drawn by Jim Lyall and use that to draw Barton Road on the official AOT map. Ted suggested using Barton Road as a test case, going through the whole process and holding a public hearing. Tom asked if the Town would have to survey the road. Jim said no. Ted Siegler said Act 178 lays out the process for adding roads to the AOT map. **Tom made a motion to establish Barton Road as Town Highway #57, a Class 4 road, subject to confirmation at a public hearing if required. Nancy seconded the motion, which passed unanimously. Wardner Road (TH 13).** Mike pointed out that Wardner Road should be shown on the AOT map as continuing to the West Windsor/Reading Town Line. Sue said the Beers map shows the road continuing to the Town Line. Tom asked Mike if it should be Class 3 for ½ mile and then Class 4 to the Town Line. Mike said yes. Mike said in addition to the GPS coordinates, the Town has to determine the mileage. **Tom made a motion to confirm Wardner Road (TH 13) as a Class 3 road for approximately 0.5 miles and to establish the portion of Wardner Road that continues beyond that point to the Town Line as a Class 4 road, subject to confirmation at a public hearing if required. Nancy seconded the motion, which passed unanimously.** There followed discussion about definitions and processes related to the ancient roads issue with Jim answering questions from those present. Phil said he does not want to try to hold a public hearing before February 10, 2007. Ted asked the Selectboard if they have budgeted funds for expenses associated with ancient roads research. Phil said the 2007 budget has not been finalized yet. Jim suggested that the Town ask its representative to sponsor a bill appropriating more money for ancient roads research grants. Barbara Gerstner asked if property owners could be asked, either at Town Meeting or with a notice included in their tax bill, to notify the Conservation Commission if the road accessing their property is not on the AOT map. Phil suggested that a member of the Conservation Commission address the subject at Town Meeting. Nancy suggested that the Conservation Commission include that information in the Town Report. Phil also suggested to the reporter present that the information be included in the newspaper. Tom asked if there are any lots that are like that. The Conservation Commission said yes. Jim said if the Town creates a landlocked parcel by throwing up a road, the owner of that parcel retains a private ROW.

- 3) Other business – The Selectboard agreed to try to finalize the budget at their next regular meeting on Monday, January 8<sup>th</sup>. The cutoff date for comments on the Selectboard report for the Town Report is also Monday, January 8<sup>th</sup>. Phil said that Ralph Johnson has suggested that the Selectboard appoint constables rather than have them elected at Town Meeting. In order to do that, there would have to be an Australian ballot vote authorizing it. Tom said if any officer resigns, the Selectboard appoints a replacement. Nancy suggested asking Second Constable Larry Garrand if he would like to continue as such. Tom and Phil said Ralph should be the one to ask Larry. With the concurrence of the members, the Selectboard entered Executive Session to discuss personnel matters. After Executive Session, Phil asked Tom and Nancy if they want to include in the warning for Town Meeting a proposal to increase compensation for future Selectboard members. Tom said he does not, but suggested that Phil mention the idea at the end of the meeting, under “Other Business.” Mike asked what other towns do. Phil said he would call VLCT and ask. Ascutney Mountain Resort – Tom noted that the Resort has appealed the decision of the Planning Commission and the Zoning Board to deny their application for a subdivision permit. Tom further noted that Phil

had suggested, in an email message, that the parties get together and discuss the issue. Tom said he fully supports that idea. Phil said he is not getting much support for the idea from the Planning Commission or the Zoning Board. Phil added that Town Attorney Matt Birmingham has informed him that the Environmental Court requires mediation in situations like this. Phil thinks the Town and the Resort can resolve this issue without a mediator, thereby saving the Town some money. Phil added that he thinks the Selectboard should increase the amount budgeted for legal fees in the 2007 budget to \$10,000. There was brief discussion about the Conservation Commission budget for 2007.

- 4) Adjourn – **Tom made a motion to adjourn at 9:25 PM. Nancy seconded the motion, which passed unanimously.**

Respectfully submitted,

*Martha Harrison*

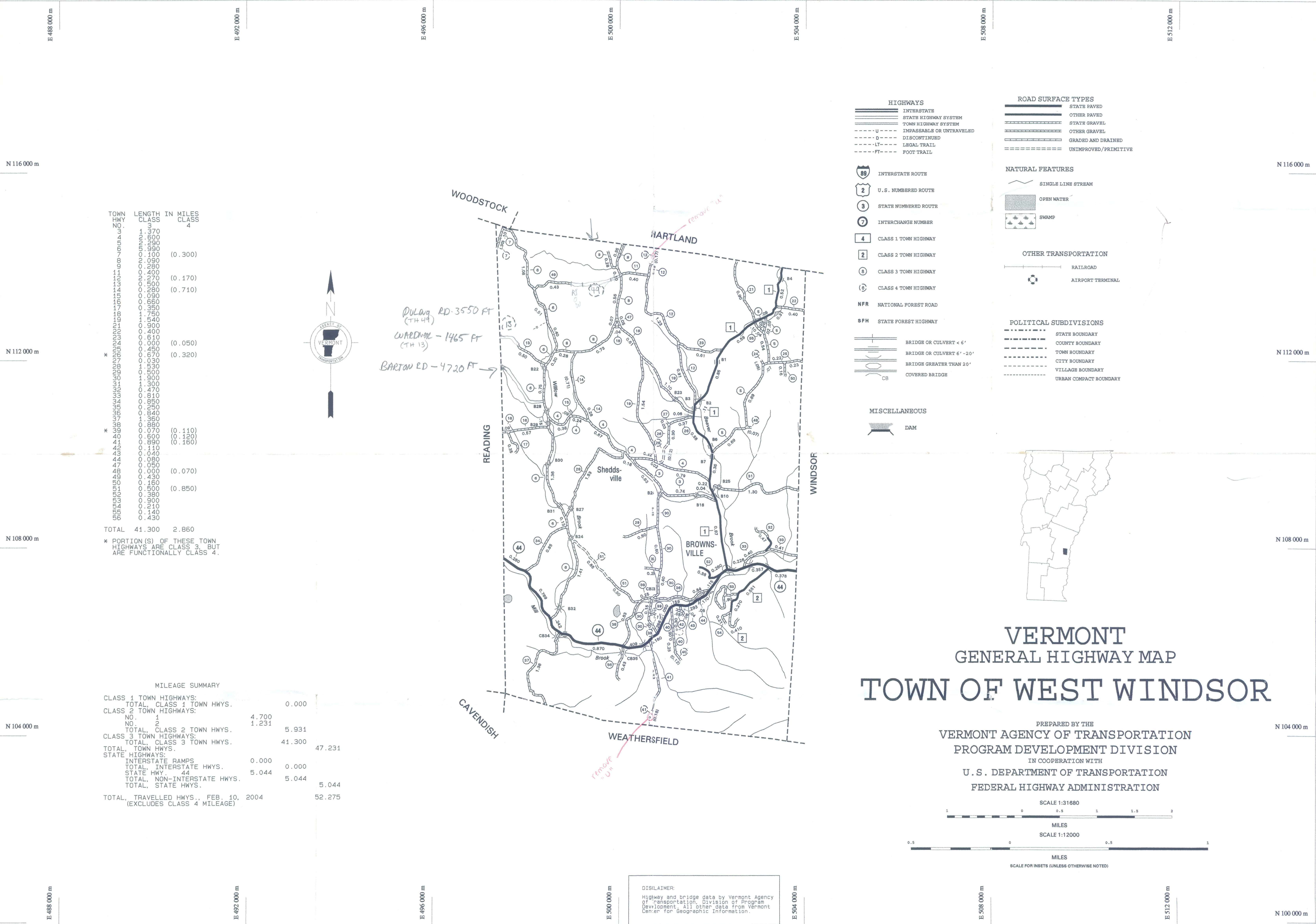
Martha Harrison  
Administrative Assistant

Approved by the Selectboard on 2/12/07:

*Philip R. Arvidson*  
Philip R. Arvidson

*Thomas O. Kenyon*  
Thomas O. Kenyon

*Nancy S. Gaynor*  
Nancy Gaynor



TOWN HWY NO	LENGTH IN MILES CLASS 4
1	0.370
2	0.600
3	0.990
4	0.100
5	0.090
6	0.280
7	0.200
8	0.270
9	0.500
10	0.280
11	0.090
12	0.350
13	0.170
14	0.710
15	0.090
16	0.090
17	0.090
18	0.090
19	0.090
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21	0.090
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73	0.090
74	0.090
75	0.090
76	0.090
77	0.090
78	0.090
79	0.090
80	0.090
81	0.090
82	0.090
83	0.090
84	0.090
85	0.090
86	0.090
87	0.090
88	0.090
89	0.090
90	0.090
91	0.090
92	0.090
93	0.090
94	0.090
95	0.090
96	0.090
97	0.090
98	0.090
99	0.090
100	0.090
TOTAL	41.300 2.860

\* PORTION(S) OF THESE TOWN HIGHWAYS ARE CLASS 3 BUT ARE FUNCTIONALLY CLASS 4.

MILEAGE SUMMARY		
CLASS 1 TOWN HIGHWAYS:		0.000
TOTAL CLASS 1 TOWN HWYS.		0.000
CLASS 2 TOWN HIGHWAYS:		4.700
NO. 1	1.231	
NO. 2		
TOTAL CLASS 2 TOWN HWYS.		5.931
CLASS 3 TOWN HIGHWAYS:		41.300
TOTAL CLASS 3 TOWN HWYS.		47.231
TOTAL TOWN HWYS.		47.231
STATE HIGHWAYS:		
INTERSTATE RAMPS	0.000	0.000
TOTAL INTERSTATE HWYS.		0.000
STATE HWY. 44	5.044	5.044
TOTAL NON-INTERSTATE HWYS.		5.044
TOTAL STATE HWYS.		5.044
TOTAL TRAVELLED HWYS., FEB. 10, 2004 (EXCLUDES CLASS 4 MILEAGE)		52.275

DULING RD - 3550 FT (TH 49)  
 WARDMAN - 1465 FT (TH 13)  
 BARTON RD - 4720 FT

DISCLAIMER:  
 Highway and bridge data by Vermont Agency of Transportation, Division of Program Development. All other data from Vermont Center for Geographic Information.

- HIGHWAYS**
  - INTERSTATE
  - STATE HIGHWAY SYSTEM
  - TOWN HIGHWAY SYSTEM
  - IMPASSABLE OR UNTRAVELED
  - DISCONTINUED
  - LEGAL TRAIL
  - FOOT TRAIL
- ROAD SURFACE TYPES**
  - STATE PAVED
  - OTHER PAVED
  - STATE GRAVEL
  - OTHER GRAVEL
  - GRADED AND DRAINED
  - UNIMPROVED/PRIMITIVE
- NATURAL FEATURES**
  - SINGLE LINE STREAM
  - OPEN WATER
  - SWAMP
- OTHER TRANSPORTATION**
  - RAILROAD
  - AIRPORT TERMINAL
- POLITICAL SUBDIVISIONS**
  - STATE BOUNDARY
  - COUNTY BOUNDARY
  - TOWN BOUNDARY
  - CITY BOUNDARY
  - VILLAGE BOUNDARY
  - URBAN COMPACT BOUNDARY
- MISCELLANEOUS**
  - DAM

# VERMONT GENERAL HIGHWAY MAP TOWN OF WEST WINDSOR

PREPARED BY THE  
 VERMONT AGENCY OF TRANSPORTATION  
 PROGRAM DEVELOPMENT DIVISION  
 IN COOPERATION WITH  
 U. S. DEPARTMENT OF TRANSPORTATION  
 FEDERAL HIGHWAY ADMINISTRATION

