

# Town of East Montpelier

# ZONING PERMIT

## NOTICE

[To Be Displayed on the Property in Full View of the Public Right-of-Way]

Date Issued: NOV-08-2022

Effective Date: NOV-23-2022

Location: 1415 CENTER RD

Owner: MARTHA TUCKER, DAVID MULLETT

For: THE CONSTRUCTION OF A NEW 10'X15' DECK ON THE  
REAR OF DWELLING

Application # 22-070

Approved by: **Tyson Brown, ZA**

Do not start project or commence use prior to the Effective Date. If this permit is based upon a Development Review Board approval, be advised that any appeal of that approval could affect the validity of this permit – do not start project or commence use until that DRB approval is final and clear of any state or local appeal process. This application is available for inspection at the Town Office. This poster must be displayed on the property in full public view for 15 days.

**APPEALS TO DRB:** A notice of appeal, including the \$150 fee, must be filed with the East Montpelier Town Clerk or Zoning Administrator at the Town Office by the listed Effective Date.

**WARNING:** State permits may be required for this project. Contact the state Permit Specialist, at (802) 477-2241 or [jeff.mcmahon@vermont.gov](mailto:jeff.mcmahon@vermont.gov), before beginning any construction.

ENTERED

Permit # 22-070

**ZONING PERMIT APPLICATION**

Date Received: 10/31/22

Zoning District D

**TOWN OF EAST MONTPELIER**

Parcel # 04-028.000

Overlays N/A

PO Box 157, East Montpelier, VT 05651

Tax Map # 08-02-61.000

- \*\*\*\*\*
- A. 1. Name of Landowner MARTHA TUCKER / DAVID MULLETT Phone No. 802-793-3705 (DAVID)
2. Address of Landowner 1415 CENTER ROAD, MONTPELIER, VT 05602
3. Applicant (other than owner) - Phone No. -
4. Address of Applicant +
5. Location of Property 1415 CENTER ROAD, EAST MONTPELIER

**B: Application is made (check appropriate boxes):**

- |   |  |  |
|---|--|--|
| <b>To:</b>                                    | <b>For:</b>  | <b>For:</b>  |
| <input checked="" type="checkbox"/> Construct | <input checked="" type="checkbox"/> One <input type="checkbox"/> Two-family dwelling | <input type="checkbox"/> Subdivision of land           |
| <input type="checkbox"/> Repair               | <input type="checkbox"/> Multi-family dwelling                                       | <input type="checkbox"/> Boundary adjustment           |
| <input type="checkbox"/> Alter                | <input type="checkbox"/> Accessory Structure   | <input type="checkbox"/> Extraction of earth resources |
| <input type="checkbox"/> Extend               | <input type="checkbox"/> Commercial / Business                                       | <input type="checkbox"/> Ground water withdrawal       |
| <input type="checkbox"/> Remove               | <input type="checkbox"/> Light Industrial  | <input type="checkbox"/> Landfilling                   |
| <input type="checkbox"/> Change use           | <input type="checkbox"/> Industrial  | <input type="checkbox"/> Other                         |

Describe work to be performed.....

ADDITION OF DECK OF APPROX. 150 SQ. FT. AT REAR OF  
HOME. (LARGER DECK THAT WAS THE SUBJECT OF PERMIT  
20-033 WAS NEVER CONSTRUCTED.)

**C. Lot description:**

- |  |   |
|--|---|
| 1. acreage <u>+ 3.1</u>  | 4. depth side yards <u>@ 95</u> Ft. <u>@ 90</u> Ft.<br>(building to lot lines)          |
| 2. road frontage <u>250</u> Ft.                                      |   |
| 3. depth front yard <u>150+</u> Ft.<br>(Road centerline to building) | 5. depth rear yard <u>@ 220</u> Ft.<br>(building to lot line) <u>(to closest point)</u> |

**Important** - Submit site location map which describes the property on which the proposed land development is to occur. The map should indicate the length in feet of each boundary, the location and dimensions in feet of the development within the property, the distance from that development to all adjacent property lines and the distance to the public road centerline. Each parcel created by land development should be clearly described.

**READ BELOW CAREFULLY AND SEE SECTION D ON PAGE 2 OF APPLICATION:**

In accordance with 24 V.S.A. §4446, no development or subdivision of land may begin in the Town of East Montpelier until all applicable municipal land use permits and approvals have been issued. The undersigned requests a zoning permit as described above, understanding that the permit will be voided and penalties imposed, if the land development is not completed as described. The permit will be voided if development is not substantially commenced within one year from date of issue. The undersigned hereby applies on the basis of the representations contained herein, and to the best of his/her knowledge believes them to be true. The undersigned acknowledges the Section D notices on page 2 of this application.

Landowner Martha Tucker / David Mullett Date 10-30-2022

Applicant ..... Date .....

\*\*\*\*\*

Zoning Permit Fee: \$ 50.00 Cash        Check #7223 Date 10/31/22 Rec'd by JTA

DRB Hearing Fee: \$        Cash        Check        Date        Rec'd by       

Make checks payable to the "Town of East Montpelier"

**D. Warning:** State permits may be required for this project. The applicant or permittee retains the obligation to identify, apply for, and obtain relevant state permits for this project. Contact Jeff McMahon, our region's state permit specialist, at (802) 477-2241 or [jeff.mcmahon@vermont.gov](mailto:jeff.mcmahon@vermont.gov), before beginning any construction. The VT Agency of Natural Resources has an online "permit navigator" to help answer state environmental permit questions: <https://dec.vermont.gov/permitnavigator>

**Notice:** Your project may be subject to the state's residential or commercial energy code. For more information contact the Energy Code Assistance Center at 855-887-0673 or see the following web pages:  
Residential Building Energy Standards: [http://publicservice.vermont.gov/energy\\_efficiency/rbes](http://publicservice.vermont.gov/energy_efficiency/rbes)  
Commercial Building Energy Standards: [http://publicservice.vermont.gov/energy\\_efficiency/cbes](http://publicservice.vermont.gov/energy_efficiency/cbes)

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**E. Action by Zoning Administrator:**

1. ☒ Granted ☐ Denied Date ..... Reason.....

2. Appealed to Development Review Board: Date ..... By .....

**Notice:** Appeal from a decision or act of the Zoning Administrator must be made in writing to the Development Review Board &/or Town Clerk within 15 days of the decision or act. Appeal fee is \$150.

3. Final Action: Permit # 22-070 Date Issued 11-08-22 Effective Date 11-23-22

**DO NOT start this project prior to the effective date, as the statutes require a 15-day appeal period. If this permit is based upon a Development Review Board approval, be advised that any appeal of that approval could affect the validity of this permit – do not start project or commence use until that DRB approval is final and clear of any appeal process.**

4. Permittee is required to submit a Certificate of Compliance form to the Zoning Administrator in accordance with East Montpelier Land Use & Development Regulations Section 7.4:

☐ Yes (form included with permit)

☒ No

  
Zoning Administrator

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**F. Action by Development Review Board:**

1. Public Notice Date(s) .....

2. Date(s) of Hearing .....

3. ☐ Granted ☐ Without conditions ☐ With conditions (See written decision for conditions)

4. ☐ Denied (See written decision for reasoning)

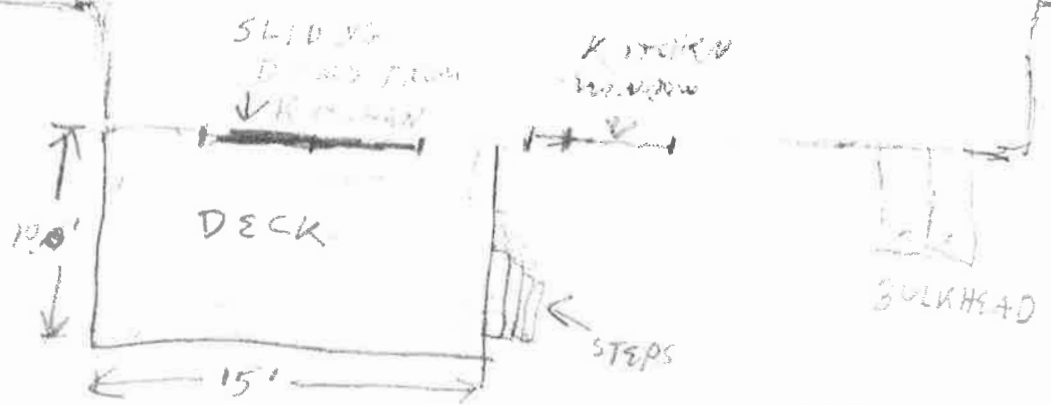
.....  
Chairman, Development Review Board

The DRB's written decision was issued on: .....

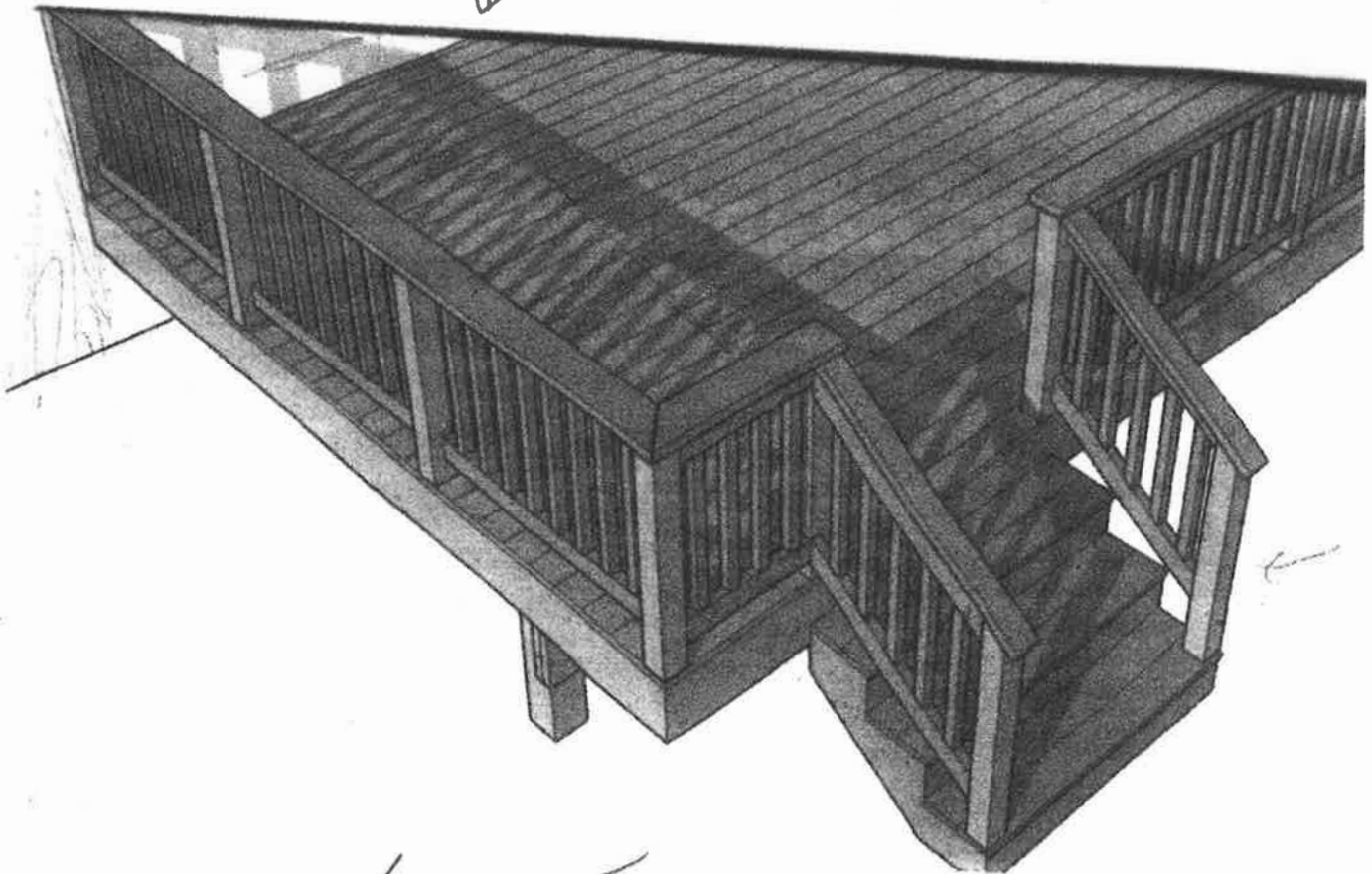
The applicant, appellant or other interested person who has participated in a regulatory proceeding of the DRB may appeal the decision rendered by the DRB within 30 days of the issuance of such decision, to the Environmental Division of the Vermont Superior Court, in accordance with 24 V.S.A. §4471.

1. "Participation" in a DRB proceeding shall consist of offering, through oral or written testimony, evidence of a statement of concern related to the subject of the proceeding.
2. The notice of appeal shall be filed by certified mailing, with fees, to the Environmental Division of the Vermont Superior Court and by mailing a copy to the East Montpelier Zoning Administrator, who shall supply a list of interested persons (including the applicant if not the appellant), to the appellant within five (5) working days. Upon receipt of the list of interested persons, the appellant shall, by certified mail, provide a copy of the notice of appeal to every interested person. If any one or more of those persons are not then parties to the appeal, upon motion they shall be granted leave by the court to intervene.

↑  
CENTER ROAD



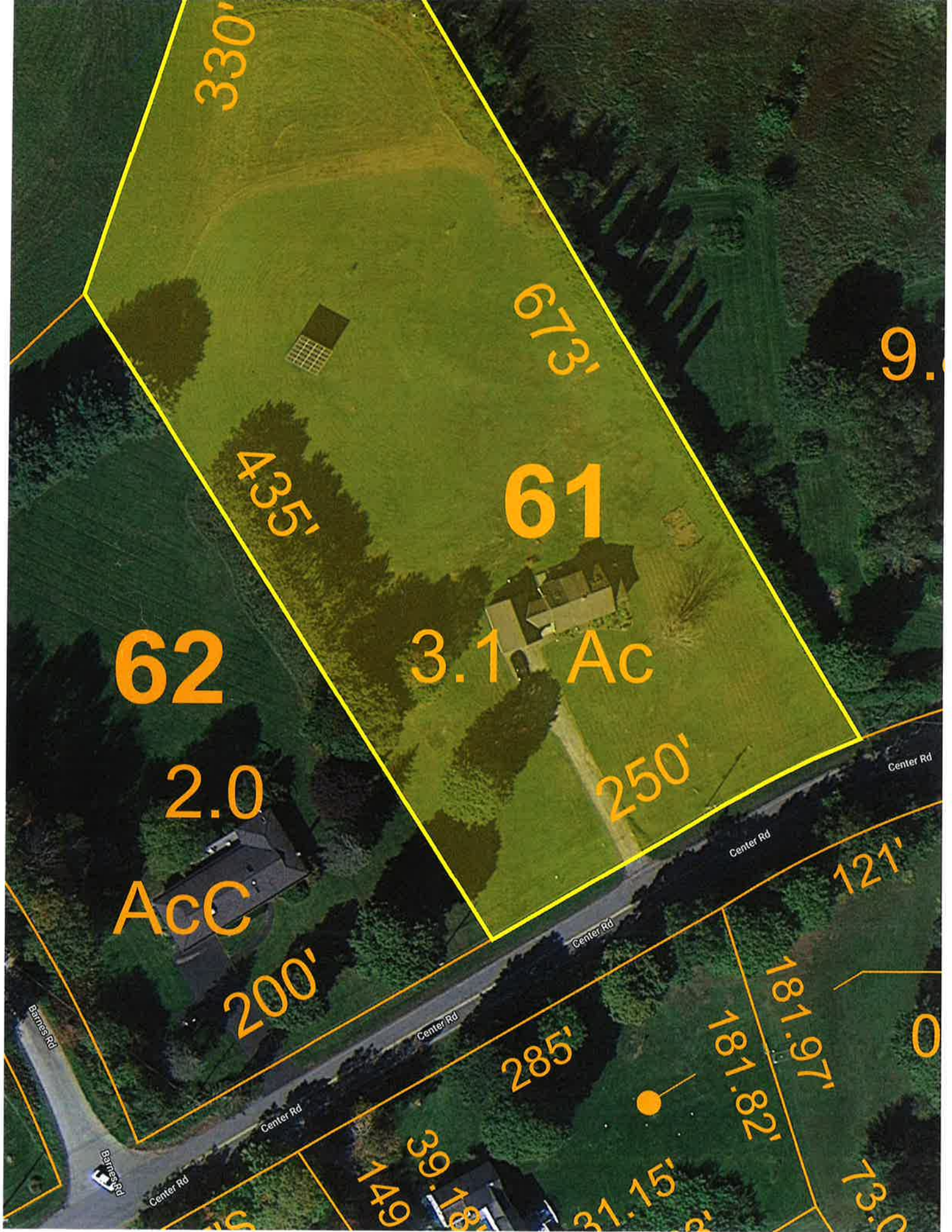
SIMPLE RAILING OF THIS TYPE



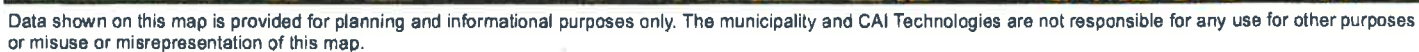
TUCKER / MULLET  
1415 CENTER ROAD

00-30-2022









Data shown on this map is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this map.

.....Space above this line for recording data.....

**TOWN OF EAST MONTPELIER**  
**MEMORANDUM OF MUNICIPAL ACTION**  
24 V.S.A. Section 4449(c)

RECORD TITLE OWNER(S) OF PROPERTY (GRANTOR)

MARTHA TUCKER

DAVID MULLETT

APPLICANTS(S) IF DIFFERENT FROM TITLE OWNER

PROPERTY DESCRIPTION  
ADDRESS OF PARCEL

1415 CENTER RD

PARCEL ID NO 04-028.000

TAX MAP # 08-02-61.000

**TYPE OF MUNICIPAL ACTION(S):**

	PERMIT #	ACTION	DATE ISSUED
ZONING PERMIT	<u>22-070</u>	<u>GRANTED</u>	<u>11-08-2022</u>
DRB HEARING	<u></u>	<u></u>	<u></u>
CERT COMPLIANCE	<u></u>	<u></u>	<u></u>
SIGN PERMIT	<u></u>	<u></u>	<u></u>
CURB CUT PERMIT	<u></u>	<u></u>	<u></u>
R-O-W PERMIT	<u></u>	<u></u>	<u></u>
VIOLATION NOTICE	<u></u>	<u></u>	<u></u>

All Records of Municipal Actions are located in the Town Clerk's Office. See permit &/or decision for applicable conditions.

## General Checklist

Name: MARTHA TUCKER/DAVID MULLETT Application #: 22-070

Property Address: 1415 CENTER RD

- ☒ Initial review of application
- ☒ Owner signature on application
- ☒ Copied map
- ☒ Sketch/site plan included
- ☒ Initial fee paid
- ☒ Access permit
  - ☐ Notified applicant permit needed
  - ☐ Permit issued
- ☒ Notified applicant to seek state permits
  - ☐ Septic permit issued
  - ☐ Other permits needed \_\_\_\_\_
- ☒ Checked for:
  - ☐ Floodplain; if yes, contacted state: \_\_\_\_\_
  - ☐ Conservation Overlay; Area \_\_\_\_\_
  - ☐ Water Resources Overlay
- ☒ Site visit scheduled for 11-8-2022
- ☒ Site visit accomplished
- ☒ Setbacks met
- ☐ ZA Referred to DRB on \_\_\_\_\_
- ☒ ZA Approved
- ☐ ZA Denied
- ☐ ZA Decision appealed to DRB
- ☐ DRB hearing date \_\_\_\_\_
- ☐ Times Argus warning for DRB on \_\_\_\_\_
- ☐ Warning posted in public places
- ☐ Proof of abutter notice submitted
- ☐ Approved by DRB
- ☐ Denied by DRB
- ☐ Issued; Date: \_\_\_\_\_
- ☐ Appealed to Env Court
- ☐ Completed Memo of Municipal Action
- ☐ 911 # needed; # issued \_\_\_\_\_
- ☐ Entered Decision Into NEMRC

### Permit History: