AGENDA
WARREN SELECTBOARD
TUESDAY, JULY 23, 2019
7:00 PM
WARREN MUNICIPAL BUILDING

7:00 PM – Public Comment

7:05 PM – Route 100 Picnic Ground – New Developments – Forest Service/Town

7:30 PM – EV Stations Overview – Ruth Robbins, Zoning Administrator

7:45 PM – Rootswork – Update on Projects at The East Warren Schoolhouse – Jim Sanford – Rootswork Board Representative

8:00 PM – Approval of Minutes for July 9, 2019

8:05 PM – Approval of Accounts Payable Warrants and Payroll Warrants
$140,224.02 $16,155.03

8:10 PM – Other Business
Appointment of Margo Wade, For the Town of Warren's Mad River Solid Waste Alliance Representative

*** Agenda Subject to change***

Minutes of July 23, 2019
Warren Selectboard
Warren Municipal Building
7:00 PM

Members Present: Andrew Cunningham, Chair, Bob Ackland, Vice Chair (Left at 8:05PM), Luke Youmell, Randy Graves and Camilla Behn.

Others Present: Jeff Campbell, Jim Sanford, Ruth Robbins, Chris Mattrick, Gene Bifano, TV 44/45 & Cindi Jones.

7:00 PM – Meeting called to order by Mr. Cunningham.

7:02 PM – Public Comment – None

7:03 PM – State Route 100 Picnic Area – Chris Mattrick - Chris Mattrick came before the board regarding the Route 100 picnic Area on information he found from VTRANS regarding the area. There has been significant amount of camping at the area for long periods of time. Mr. Mattrick commented that for the Forest Service property a person can not stay any longer than 14 days, after 14 days they may camp on any forest property. There seems to be a question on who has ownership of the area and jurisdiction of control on the area. In 1957 the State of Vermont relinquished and returned to the Town of Warren this area when RT 100 was reconstructed, however, it does not say who actually owns the area. The intent of this area was for a rest area, picnic area not for over night camping. The Forest Service has been doing some patrol of area and informing people that they cannot camp there. Mr. Campbell, Constable, stated that it has become a spot for where people are doing drugs and leaving needles behind. Both the board and Mr. Mattrick conclude that both entities have concurrent jurisdiction of the area. Mr. Cunningham commented that all information should be sent to the Town Attorney to look into who actually owns the area and who has the jurisdiction of property.
The board concluded that it is the intent that the area is only for day use. Other actions were to put up a sign stating no camping with an ordinance number, Warren's Constables will patrol the area more, Ms. Robbins will draft an ordinance for the board to review, and Ms. Jones will forward any information regarding the area provided by the Forest Service and Town to the Town's Attorney to research on who actually owns the land.

Warren Falls – (Carlton Falls) – Both the Forest Service and the Town touched on the subject of public safety concerning Warren Falls. It was reported that there were over 114 cars parked on the highway last Saturday not including the parking lot. It was asked about the capacity of the area and how many people it could actually hold. Mr. Mattrick commented that 100-120 people would be the capacity. There are other swimming holes and spots along the river that people can enjoy and not just at Warren Falls. The Sherriff's dept has been ticketing cars and the Constables have been at the area as well telling people they can't park within the travelled lane. The Forest Service has also been ticketing vehicles in their lot as well. It was suggested that the State put up tow away signs to help with the safety issue and notifying the Chamber of Commerce and something on Front Porch that vehicles will be towed from the area that are not off the road as this now has become a safety issue. Also Mr. Cunningham suggested putting something on Front Page Forum to notify people that there will be tickets issue, cars could be towed from the area because of the safety issue.

7:45 PM – Ruth Robbins EV Stations Overview – Ms. Robbins, Zoning Administrator, gave an overview of the new EV Charging Stations. The two stations, one located at the Municipal Building Parking Lot, and the other at East Warren Community Market are maintained by Charge Point. In order for anyone to use them, the person must have a Charge Point Account. Mr. Sanford commented that people that use the charging stations have a Charge Point Ap that can be downloaded to your phone. It will tell you where the stations are located and if it is available. The Town and Rootswork pay for the electricity used for charging. A non-Tessla station it usually takes 4-6 hours to charge the vehicle, for a Tessla station it is about 12 hours. Charge Point charges the user $1.00/per hour for the use and .90 cents of that charge is refunded to the Town and Rootswork to cover the electrical cost. Ms. Robbins at the advice of Planning Commission asked the Selectboard if they were ok with that rate or wanted to change it. Mr. Sanford commented that it is more than enough to cover the cost. Ms. Robbins commented that she will be able to get monthly reports from Charge Point on both stations to see what the usage is and will monitor it for a few months. The board agreed that the $1.00 per hour was fine at this point until they can see what the actual usage and cost is. Charge Point will send use a check once per month and Ms. Robbins will tell the treasurer how to reimburse Rootswork and The Town.

7:55 PM – Rootswork – Update on projects at the East Warren Schoolhouse – Jim Sanford (Rootswork Board Member) – Mr. Sanford started the conversation by commenting that Rootswork's goal was to maintain and preserve the historic building. They have been looking at the outside of the building and the backwall of the building needs to be repainted and there is an out of date air conditioner sticking out of the back wall. They have been looking at a split system of a heat pump that provides cool air in the summer and heat in the winter months. In looking way down the road maybe solar panels. The split system would be on the second floor where the radio station and the kitchen/meeting room are. This would be about $5,400 and follow up next year to do the whole building. They would like have Selectboard authorization to proceed with the split pump system for this year to do now. The painting and the whole building would be done the following year. They wanted an update on moving the bollards – Mr. Youmell said he was going to take care of it, but has not had time. Mr. Sanford asked about the EV signs. Ms. Jones responded that the one in the village is up and Mr. Youmell commented that he put up sign at the market as well. Mr. Sanford also pointed out that there is a dead white birch tree that has come down that they will take care of.

8:05 PM – Appointment of Ms. Margo Wade to the Solid Waste Alliance – Mr. Cunningham started the discussion off by thanking Mr. Clay Mays for his service to the town and to the alliance as Warren's Solid Waste Alliance Member. Ms. Wade has shown an interest in this position and has spoke to Mr. Malter about the alliance member duties.

Motion by Mr. Cunningham to appoint Ms. Wade to The Mad River Solid Waste Alliance as Warren's Representative, second by Mr. Ackland. All in Favor: VOTE: 5-0.

8:07 PM – Resignation Letter from Carl Lobel – Mr. Lobel sent a letter to tender his resignation from the Library Board after 35 years of service on the Warren Library Board. The board thanked him for all his year of service to the Town and being a Library Trustee.

8:05 PM – Other Business
Letter to Mr. Mays – Ms. Behn asked if the letter of acknowledgement had been sent to Mr. Mays that she had drafted for comment. Ms. Jones commented that she had added her part to the letter and was waiting for comments from Mr. Youmell or any other board member. The board had no other comments to Ms. Behn's letter. Ms. Jones will print it out and Mr. Cunningham will stop by and sign the letter.

8:07 PM – Approval of Minutes for July 9, 2019 – Motion by Mr. Youmell to approve the Minutes of July 9, 2019, second by Mr. Graves. All in Favor: Vote 4-0.

8:08 PM – Approval of Accounts Payable – Motion by Mr. Youmell to approve the accounts payable warrants as presented for $ 240,224.02, second by Ms. Behn. All in Favor: VOTE: 4-0.

8:09 PM – Approval of Payroll Warrants – Motion by Mr. Youmell to approve the payroll warrants as presented for $ 16,155.03, second by Ms. Behn. All in Favor: VOTE: 4-0.

8:15 PM – Motion by Mr. Cunningham to adjourn, second by Mr. Youmell. All in Favor: VOTE: 4-0.

Minutes Respectfully Submitted by,
Cindi Jones, Warren Town Administrator

The Warren Selectboard

Andrew Cunningham, Chair

Bob Ackland, Vice Chair

Luke Youmell

Randy Graves

Camilla Behn

Vermont Historic Sites and Structures Survey since the time of its most recent publication, or determined by listing on the National Register of Historic Places, including designated contributing structures within a historic district listed on the National Register of Historic Places;

(2) is no less than 50 years old; and

(3) has a minimum floor area of 800 square feet.

(C) Structures determined to be appropriate for adaptive reuse may be put to one of the following uses in any zoning district subject to conditional use approval under Article 5:

(1) any use permitted within the district in which the structure is located;

(2) single or multi-family dwelling, if the associated lot area is at least one acre and the total number of units does not exceed one (1) unit per every 20,000 square feet of lot area or the maximum density for the district within which the structure is located, whichever is less;

(3) professional/business office;

(4) enclosed storage facility;

(5) enterprises whose principal use is the processing and/or sale of agricultural or forest products (e.g., farm produce stores, food cooperatives, woodworking and furniture shops);

(6) uses associated with local arts, crafts and culture (e.g., museum, craft shop, gallery, antique shop, cultural center);

(7) other use as determined by the Development Review Board to meet the intent of this Section and conditional use criteria under Article 5.

(D) It also shall be demonstrated to the satisfaction of the Development Review Board that:

(1) adequate water supply, septic system, and off-street parking capacity exist to accommodate proposed use; and

(2) exterior renovations are compatible with the original architectural design of the structure, and they conform to guidelines set forth in the most recent edition of The Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings [36 CFR 67].

Section 4.3 Campers & Temporary Shelters

(A) It shall be unlawful for any person to park a camper (travel trailer, recreation vehicle) or other temporary shelter (e.g., tent, tipi, yurt), except in an approved campground, an approved sales lot, or on a residential or undeveloped lot, subject to the following provisions.

(B) One camper or other temporary shelter may be parked on a residential lot (lot in which a dwelling is the principal use) provided that:

(1) it is not located within required setbacks for the district in which it is located; and

(2) it is not occupied for dwelling purposes for more than 30 days within any one year period; and

(3) is not hooked up to a water system, septic system or other utilities, except in accordance with Subsection (D), below.

(C) One (1) camper or other temporary shelter may be parked on an undeveloped lot provided that:

(1) it is located on a lot not less than 1 acre in area and is not located within required setbacks for the district in which it is located; and

(2) it is not occupied for dwelling purposes for more than 30 days within any one year period; and

(3) is not hooked up to a water system, septic system or other utilities except in accordance with Subsection (D), below; and

(4) the parking and/or occupancy of campers or temporary structures on undeveloped lots is expressly prohibited within the Alpine Village Residential District, as designated in Article 2, unless permitted as a single family dwelling in accordance with district standards.

(D) A camper or temporary structure may be occupied for greater than 30 days on a residential lot if permitted as an accessory dwelling in accordance with Section 4.1; and may be occupied for greater than 30 days on an undeveloped lot if permitted as a single family dwelling in accordance with district standards.

(E) Any sewage generated by a camper or other temporary shelter shall be disposed of in accordance with all applicable local, state and federal regulations.

Section 4.4 Campground

(A) A new or expanded travel trailer, recreational vehicle, or primitive campground may be permitted in designated zoning districts subject to conditional use review under Article 5 and the following additional provisions:

(1) The parcel of land for a campground shall be no less than five (5) acres in area, with at least 20% of the total campground area set aside for conservation, recreation and open space.

(2) All campgrounds shall meet minimum setback requirements for the districts in which they are located. Buffer areas of at least 50 feet in width along property boundaries, and 100 feet in width along public rights-of-way and waters, shall be maintained. Buffer areas shall not be included in the calculation of open space under Subsection (A)(1). No building, camp site, parking or service area shall be located in buffer areas. The Development Review Board may reduce or eliminate buffer requirements if such modification will serve to preserve a scenic view, provided that privacy for adjoining property owners can be maintained.

(3) Landscaping and/or fencing along property boundaries shall be required as appropriate for screening, security, and privacy.

Cindi Jones

From: Mattrick, Christopher J -FS
Sent: Monday, July 15, 2019 2:52 PM
To: Cindi Jones (cjones@warrenvt.org)
Subject: Route 100 picnic ground
Attachments: Pages from 1956 - 00R617 - - VT100 - ST - 157T - WARREN - WARREN -.pdf; 56s1577_012.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Cindi,

I am wondering if you could give me a call when you have a moment. We are beginning to receive public complaint/comment about the increasing use of the picnic ground on Route 100 as a camping area.

We have talked with the State and VTRANS and it appears that although we are the fee owner of the land, that the Town of Warren is has the legal right to and control of the picnic ground. See the pasted in correspondence from VTANS and the attached documents.

My name is Jeff Blanchard. I supervise the VTrans Right of Way Property Management Section.
Randy Snelling for our District asked me to assist with your request.
In reviewing most of the area you are referring to is under control of the Town of Warren.
When we relocated VT100 in this area we relinquished control of part of the original VT100 back to the Town.
This was done December 6, 1957. I've attached a copy of the relinquishment and a plan sheet highlighting the area relinquished.
I haven't done deed research but I'm assuming the US obtained the forest from Ward Lumber and that's why you're the underlying fee owner of the land.
Basically you would have to work with the Town to come up with some type of site expectation or maintenance agreement.
The Town doe not have the authority to give the right-of-way to the government. The would have to give their interests back to us and we would be the responsible party to turn it over to the Government.

We would very much like to see the area designated as a day use area only with prohibitions on camping. I believe that the Town concurred with this during my last selectboard visit. We would like to develop a plan to move forward on this, but not sure what our role is with the site under the jurisdiction of the town. If it were our jurisdiction we would post the site as day use only and begin to enforce overnight use prohibitions. We could likely help with signage and may be able to help with enforcement, but I need to check with our law enforcement officers.

Chris

Christopher Mattrick
District Ranger

Forest Service
Rochester and Middlebury Ranger Districts
Green Mountain and Finger Lakes National Forests

p: 802-767-4261 x5513
c: 802-353-4858
f: 802-767-4777
christopher.mattrick@usda.gov

99 Ranger Road
Rochester, VT 05767
www.fs.fed.us

Caring for the land and serving people

Forest Service Mission: to sustain the health, diversity and productivity of the Nation's forests and grasslands to meet the needs of present and future generations

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STATE HIGHWAY BOARD

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WINONA D'A. SHERIDAN

RECEIVED
SEP 18 1958
CENTRAL FILES

STATE OF VERMONT
DEPARTMENT OF HIGHWAYS
MONTPELIER

Re: Warren ST 157 T

December 6, 1957

STATE HIGHWAY BOARD
CERTIFICATE OF RELINQUISHING HIGHWAY
IN THE TOWN OF WARREN, VERMONT

Pursuant to Section 4984 of the Vermont Statutes, Revision of 1947, this is to certify that the control of the following described sections of the State Highway in the Town of Warren, on Vermont Route 100, better known as part of the Warren-Granville road are hereby RELINQUISHED AND RETURNED TO THE TOWN OF WARREN:

Section I: Beginning at a point in the center of the former traveled way, Vermont Route 100, said point being 66 feet left or westerly of survey station 111+00 of the relocated center line as established by Federal Aid Secondary Highway Project Warren ST 157 T, and continuing northerly 0.080 mile, more or less, to a point 49.5 feet right or easterly of survey station 115+00 of said established center line.

Section II: Beginning at a point in the center of the former traveled way, Vermont Route 100, said point being 33 feet right or easterly of survey station 169+60 of the relocated center line as established by Federal Aid Secondary Highway Project Warren ST 157 T, and continuing northerly 0.260 mile, more or less, to a point 70 feet right or easterly of survey station 182+00 of said established center line;

and as shown on the Highway Map of the Town of Warren, dated December 6, 1957, filed in Warren of the Highway Land Records of the Town of Warren, by the Town Clerk of said Town, incorporated herein by reference, and attested to on said map by said Town Clerk.

Dated at Montpelier, County of Washington, and State of Vermont, this 6th day of December, A. D., 1957.

State

Highway

Board

Warren, Vermont
December 16th., 19 57

The above is a true copy of the description of sections of highway in the Town of Warren, known as Vermont Route 100 RELINQUISHED TO THE TOWN OF WARREN, recorded in Book 22 at Page 522, of Highway Land Records, of the Town of Warren, on the 16th, day of December, 1957 at 9 o'clock 30 Min. A.M.

Attest: Emma R. Ford
Town Clerk of Warren, Vermont