

TOWN OF WARREN
DEVELOPMENT REVIEW BOARD
FINDINGS OF FACT & NOTICE OF DECISION
SUBDIVISION REVIEW – REVISIONS TO AN APPROVED PLAT
#2008-01-SD - WING

Michael and Diane Wing are requesting the relocation of their driveway on Lot #5 in the Colony Subdivision on the Sugarbush Access Road.

A duly warned hearing was scheduled for February 6, 2008 but continued to February 20, 2008. The members present on February 20th were: Peter Monte, Chris Behn, Lenord Robinson, Bob Kaufmann, and Virginia Roth. Others in attendance were: Mike Krongel, Michael Wing, Don Swain, Miron Malboeuf and Ruth Robbins.

Findings of Fact and Conclusions of Law:

- TOWN CLERK
1. The applicant submitted a completed application, notice to abutters with proof of mailing, subdivision worksheet and site plan.
 2. The reason for the change is to allow for the garage to be located between the house and the adjoining lot 6 for privacy, and also to allow for the house to have the main living area face in a south/southwest direction.
 3. The Board concluded that it looked like the total impervious surface would be less with the new drive versus the original drive.
 4. The DRB concluded that the proposed change was not in conflict with the criteria of the regulations under Article 2, Zoning Districts & District Standards, Table 2.2, Rural Residential District, Article 6, § 6.2(E), Boundary Adjustment § 6.7, Revisions to an Approved Plat & 6.1(C), Minor Subdivision, and § 6.4, Final Plan Approval, and Article 7, Subdivision Standards, of the Warren Land Use and Development Regulations.

Notice of Decision:

The Development Review Board approves the applicants request to relocate the driveway as per the plans submitted with the following conditions:

- 1) The project shall be constructed and used only in accordance with the terms, plans, procedures and specifications stated:
 - i. In the application
 - ii. All exhibits furnished by the applicant, and
 - iii. All findings of fact and conclusions stated above in this decision.
- 2) The current driveway area that has been disturbed is to be reestablished to its previous vegetated state.
- 3) A copy of the site plan used at the hearing on 2/20/08 be submitted to the Planning and Zoning office within 15 days of the execution of this decision.

In accordance with Section 6.5 and the Act [§4416], within 180 days of the date of receipt of final plan approval under Section 6.4(C), the applicant shall file 4 copies of the final subdivision plat, **1 mylar copy and 3 paper copies**, for recording with the town in conformance with the requirements of 27 V.S.A., Chapter 17. Approval of subdivision plats not filed and recorded within this 180-day period shall expire. Prior to plat recording, the plat must be signed by at least two authorized members of the Development Review Board.

Approval shall become effective once this decision has been signed by at least three members of the Warren Development Review Board who participated in the final decision. Beginning the

TOWN OF WARREN, VT

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at 8:53 o'clock A M and Received in
Vol 194 Page 213-214
Ruth Robbins

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effective date of this decision, there is a 30-day period during which parties may appeal the decision to the Environmental Court.

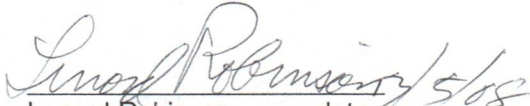
Development Review Board


Peter Monte 3-5-08

Peter Monte date


Bob Kaufmann 3-5-08

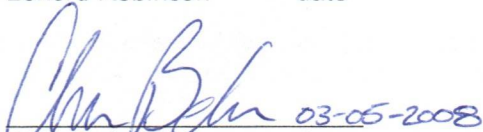
Bob Kaufmann date


Lenord Robinson 3-5-08

Lenord Robinson date


Virginia Roth 3-5-08

Virginia Roth date


Chris Behn 03-05-2008

Chris Behn date