

1 Chittenden County Regional Planning Commission  
2 Executive Committee  
3 Meeting Minutes  
4 DRAFT  
5

6 DATE: Wednesday, March 20, 2019  
7 TIME: 5:30 p.m.  
8 PLACE: CCRPC Offices; 110 W. Canal St; Suite 202; Winooski, VT 05404  
9 PRESENT: Chris Roy, Chair Mike O'Brien, Vice-Chair  
10 Barbara Elliott, At-Large Catherine McMains, At-Large  
11 Andy Montroll, Immediate Past Chair  
12 Staff: Charlie Baker, Executive Director Regina Mahony, Planning Program Manager  
13 Eleni Churchill, Trans. Program Mgr. Forest Cohen, Senior Business Manager  
14 Bernadette Ferenc, Trans. Business Mgr. Amy Irvin Witham, Business Office Associate  
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16 1. Changes to the Agenda; Members' Items. There were no changes to the agenda.  
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18 2. Approval of February 6, 2019 Executive Committee Meeting Minutes. ANDY MONTROLL MADE A  
19 MOTION, SECONDED BY CATHERINE MCMAINS, TO APPROVE THE FEBRUARY 6, 2019 EXECUTIVE  
20 COMMITTEE MEETING MINUTES, WITH CORRECTIONS IF ANY. Barbara had minor grammatical  
21 corrections that she gave to Bernie to insert into the draft minutes. MOTION CARRIED UNANIMOUSLY  
22 TO APPROVE THE MINUTES.  
23

24 3. Act 250 & Section 248 Applications – previously reviewed. Regina noted that the Executive  
25 Committee members had reviewed these letters via email and approved them and the letters have been  
26 sent. The Executive Committee needs to ratify the approvals of the letters at this meeting.

27 a. §248 Advance Notice; GMP Solar Canopy; Colchester #19-0385-AN.

28 b. §248 Petition; Jolina Court Solar; Richmond; #19-0452-NM.

29 c. Act 250 Hearing; JJJ South Burlington, LLC/Cider Mill II; South Burlington, #4C1128-5

30 BARBARA ELLIOTT MADE A MOTION, SECONDED BY ANDY MONTROLL, TO RATIFY THE LETTERS FOR THE  
31 THREE PROJECTS. MOTION CARRIED UNANIMOUSLY.  
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33 4. Updated Act 250 Recommendations. Regina noted that the board approved eight recommendations  
34 to the legislature regarding the proposed Act 250 revisions. The Ad Hoc Act 250 committee has added  
35 two new recommendations. One of the proposals in the large draft bill (19-0040) includes a provision  
36 requiring that, in order to be used in Act 250, local and regional plans must be approved as consistent  
37 with the statutory planning goals. It suggests the Environmental Board serve this function. The  
38 Vermont Planners Association (VPA) notes that most local plans are approved by regional planning  
39 commissions, and this requirement would be an incentive for municipalities to seek plan review and  
40 approval. Since regional plans have no existing approval process, the bill needs to establish the right  
41 review/approval process. VPA feels that since regional plans are used in the Act 250 regulatory process  
42 under Criterion 10, the Environmental Board should not be reviewing and approving regional plans. The  
43 second recommendation deals with appeals for regional plan approvals. Suggested language is:  
44

45 #9 "CCRPC supports the position of the Vermont Planners Association regarding regional plan  
46 approvals which is to modify the bill language so that regional plans are reviewed and approved by a  
47 Development Cabinet; or some similar instrument of the State that is expanded for this function to  
48 include representatives with planning expertise – e.g. directors of two adjacent regional planning

1 commissions, a representative from the VT Planners Association, and a representative from the VT  
2 Association of Planning and Development Agencies.” After a brief discussion, members agreed to  
3 amend the second line to read “...plans are reviewed *for compliance with statutory planning goals*  
4 ~~and approved~~ by a Development Cabinet...” Regina noted that the Development Cabinet, though not  
5 active, is in statute (3 V.S.A. §2293) for the purpose of collaboration and consultation among State  
6 agencies and departments.

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8 #10. “Clarify and add to existing statute (Title 24, Chapter 117, Section 4476) to make the existing  
9 Environmental Court hear appeals for regional plan approvals and for regional approval and/or  
10 confirmation of local plans and the local planning process.”

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12 MICHAEL O’BRIEN MADE A MOTION, SECONDED BY BARBARA ELLIOTT, TO RECOMMEND BOARD  
13 APPROVAL OF THESE ADDITIONAL RECOMMENDATIONS AS AMENDED. MOTION CARRIED  
14 UNANIMOUSLY.

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16 5. Chair/Executive Director’s Report.

- 17 a. FY20 UPWP Update. Charlie reported that the UPWP committee will hold its final meeting  
18 tomorrow. We have a pretty good draft document and will review a request from UVM. We  
19 added six new stormwater projects. The Executive Committee will review the draft UPWP at the  
20 April meeting to make a recommendation to the Board.
- 21 b. Legislative Update. Charlie thinks the Act 250 amendments will be a two-year process as there  
22 is no formal bill yet, so we will have more time to review and update our position as changes are  
23 made. We do hope there will be a bill by spring. The other significant bill is S.96 dealing with  
24 clean water service providers. The Senate is likely to vote it over to the House on Friday without  
25 including any funding recommendations. The bill includes the idea to distribute funding through  
26 a clean water service provider and they’d default to RPCs to do that. However, the service  
27 provider would also have to deal with ongoing operation and maintenance of these projects,  
28 which is not appealing to the RPCs. Catherine McMains mentioned H.353 which deals with  
29 weatherization and energy issues.

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31 6. Other Business. There was no further business.

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33 7. Executive Session. There was none needed.

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35 8. Adjournment. MIKE O’BRIEN MADE A MOTION, SECONDED BY ANDY MONTROLL, TO ADJOURN THE  
36 MEETING AT 6:55 P.M. MOTION CARRIED UNANIMOUSLY.

37  
38 Respectfully submitted,

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40 Bernadette Ferenc