

REGULAR MEETING AGENDA

Wednesday, July 21, 2021 - **6:00 p.m.**
Large Conference Room, CCRPC Offices
110 West Canal Street, Suite 202, Winooski, VT



Or by Remote Attendance:

Join Zoom Meeting: <https://us02web.zoom.us/j/83199631154>

One tap mobile: +16468769923,,83199631154#

Dial in: +1 646 876 9923 Meeting ID: 831 9963 1154

Board Orientation Session:

5:00PM for new members, all members welcome! Please use the same meeting link listed above.

CONSENT AGENDA –

C.1 Minor TIP Amendment – Attached*

DELIBERATIVE AGENDA

1. Call to Order; Attendance; Changes to the Agenda (Action; 1 minute)
2. Public Comment Period on Items NOT on the Agenda (Discussion; 5 minutes)
3. Action on Consent Agenda* (MPO Action, if needed; 1 minute)
4. Approve Minutes of June 16, 2021, Meeting* (Action; 1 minute)
5. FY22-25 Transportation Improvement Program (TIP) *
 - a. Public Hearing (MPO Action; 10 minutes)
 - b. Action on the TIP (MPO Action; 1 minute)
 - c. Certification of the Planning Process* (MPO Action: 1 minute)
6. Committee member review/volunteers* (Discussion; 10 minutes)
7. Policy Participation mid-year review* (Discussion; 20 minutes)
8. FY22 Budget and Staffing discussion (Discussion; 20 minutes)
9. Chair/Executive Director Report (Discussion; 5 minutes)
 - a. CEDS update
 - b. Public Meetings/Office Re-opening update
10. Committee/Liaison Activities & Reports * (Information, 2 minutes)
 - a. Executive Committee ([draft minutes](#) July 7, 2021)*
 - i. Act 250 Sec 248 letters
 - b. MS-4 Sub-Committee ([draft minutes](#) July 6, 2021)*
 - c. Planning Advisory Committee ([draft minutes](#) June 9, 2021)*
 - d. [Equity Leadership Team](#) (notes July 7, 2021)*
11. Future Agenda Topics (Discussion; 5 minutes)
12. Members' Items, Other Business (Information, 5 minutes)
13. Adjourn

*In accordance with provisions of the Americans with Disabilities Act (ADA) of 1990, the CCRPC will ensure public meeting sites are accessible to all people. Requests for free interpretive or translation services, assistive devices, or other requested accommodations, should be made to Emma Vaughn, CCRPC Title VI Coordinator, at 802-846-4490 ext. *21 or evaughn@ccrpcvt.org, no later than 3 business days prior to the meeting for which services are requested.*

The July 21, 2021 Chittenden County RPC streams LIVE on YouTube at:

https://www.youtube.com/playlist?list=PLIjLFn4BZd2O0l4hJU_nJ9q0l3PdQR0Pp. The meeting will air Sunday, July 25, 2021 at 1 p.m. and is available on the web at: <https://www.cctv.org/watch-tv/series/chittenden-county-regional-planning-commission>.

Upcoming Meetings - Unless otherwise noted, all meetings are held at our offices:

- Clean Water Advisory Committee - Tuesday, August 3, 2021, 11am – *may be cancelled*
- CWAC MS4 Subcommittee - Tuesday, August 3, 2021, ~12:30pm – *may be cancelled*
- Executive Committee – Wednesday, August 4, 2021, 5:45pm
- Transportation Advisory Committee – Tuesday, September 7, 2021, 9am
- Clean Water Advisory Committee - Tuesday, September 7, 2021, 11am
- CWAC MS4 Subcommittee - Tuesday, September 7, 2021, ~12:30pm
- Executive Committee – Wednesday, September 1, 2021, 5:45pm
- Planning Advisory Committee – TBD, 2:30pm
- Regional Emergency Management Committee – TBD
- Hazard Mitigation Committee - TBD
- CCRPC Board Meeting - Wednesday, September 15, 2021, 6:00pm

Tentative future Board agenda items:

August	No Meeting
September 15, 2021 Annual Celebration (in-person at HULA, Lakeside Ave, Burlington)	Committee Member Appointments (including LRPC) Underhill Town Plan? VPSP2 Status?
October 20, 2021	<i>Board training prior to the Board meeting</i> ECOS Plan Schedule Municipal Dues Equity Summit Telework Trends and Programming - CATMA 2020 Census results?



Chittenden County Regional Planning Commission

July 21, 2021

Agenda Item C.1: Consent Item

FY2021 TIP Amendment

Issues: Make the following changes to the FY21 year of the TIP.

Stormwater Retrofit for Four Locations in South Burlington (Project OT050, Amendment FY21-55)

Description of TIP Change: Add \$216,000 in Federal funds for the design of stormwater retrofit best management practices to implement VTrans Flow Restoration Plans. This project will address three locations on I-89 – at Exit 13, Exit 14 and north of Hinesburg Road – and one location on I-189 near Shelburne Road.

Stormwater Retrofit at VT289/VT15, Essex (Project OT049, Amendment FY21-56)

Description of TIP Change: Add \$48,600 in Federal funds for the design of stormwater retrofit best management practices to implement VTrans Flow Restoration Plans. This project will address a location near the VT 289/VT 15 intersection.

VT116/VT2A Intersection Improvements, St. George (Project HP134, Amendment FY21-57)

Description of TIP Change: Add \$65,000 in Federal Highway Safety Improvement Program (HSIP) funds for scoping for this intersection project. The FY20 TIP had \$100,00 for scoping but the funds were not needed in that year. \$20,000 was previously obligated and additional funds are needed to complete scoping.

**Staff/TAC
Recommendation:**

Recommend that the Board approve the proposed TIP Amendments

**For more information
contact:**

Christine Forde
cforde@ccrpcvt.org or 846-4490 ext. *13

CHITTENDEN COUNTY REGIONAL PLANNING COMMISSION
REGULAR MEETING MINUTES
DRAFT

DATE: Wednesday, June 16, 2021

TIME: 6:00 PM

PLACE: REMOTE ATTENDANCE VIA ZOOM MEETING VIDEO

PRESENT:	Bolton:	Sharon Murray	Buel's Gore:	Garret Mott
	Burlington:	Andy Montroll	Charlotte:	Jim Donovan
	Colchester:	Jacki Murphy	Essex:	Jeff Carr
	Essex Junction:	Dan Kerin	Hinesburg:	Michael Bissonette
	Huntington:	Barbara Elliott	Jericho:	Catherine McMains
	Jericho:	Wayne Howe		
	Milton:	Tony Micklus	Richmond:	Bard Hill
	St. George:	Absent	Shelburne:	Absent
	So. Burlington:	Chris Shaw	Underhill:	Absent
	Westford:	Absent	Williston:	Absent
	Winooski:	Michael O'Brien	Cons/Env.:	Absent
	VTrans:	Amy Bell	Bus/Ind:	Absent
	GMT :	Absent	Agriculture:	Absent
	Socio/Econ/Housing:	Justin Dextradeur		

Others:	Kevin Harms, CCTV	Deirdre Holmes, Charlotte
	Matthew Langham, VTrans	

Staff:	Charlie Baker, Executive Director	Regina Mahony, Planning Prgm Mgr.
	Eleni Churchill, Trans. Prgm Mgr.	Amy Irvin Witham, Business Office Mgr.
	Christine Forde, Senior Trans. Planer	Forest Cohen, Senior Business Mgr.

1. Call to order; Attendance; Changes to the Agenda.

The meeting was called to order at 6:02 PM by the Chair, Michael O'Brien. Jim Donovan noted that he has a question regarding the Consent Agenda.

2. Public Comment Period on Items NOT on the Agenda. There were none.

3. Action on Consent Agenda, MPO Business.

Jim asked to take the TIP amendments off of the consent agenda. He questioned if there was a recommendation from the TAC to approve the TIP amendments. Christine clarified the TAC did recommend that the Board approve the TIP amendments. Jim said he understood and thanked her for the clarification. The consent agenda included the following requested FY21 TIP Amendments:

- Lake Street Sidewalk and Stormwater Management, Burlington; Project BP114, Amendment FY21-52. Add a new Transportation Alternatives award for a sidewalk on Lake Street in Burlington. Add \$60,988 for preliminary engineering in FY21.
- VT15 Multiuse Path, Colchester-Essex; Project BP069, Amendment FY21-53. Advance \$493,737 in Federal Funds from FY22 to FY21. The project is progressing faster than was programmed in the TIP. Funds are available within the fiscal constraint

- Alder Brook culvert (VR2) on VT117, Essex; Project BR048, Amendment FY21-54. Advance \$769,600 in Federal Funds from FY22 to FY21. The project is progressing faster than was programmed in the TIP. Funds are available within the fiscal constraint.

JIM DONOVAN MADE A MOTION, SECONDED BY JEFF CARR, TO APPROVE THE CONSENT AGENDA ITEMS. THE MOTION CARRIED UNANIMOUSLY BY MPO MEMBERS.

4. Approve Minutes of the May 19, 2021 Board Meeting.

JIM DONOVAN MADE A MOTION, SECONDED BY GARRET MOTT TO APPROVE THE MAY 19, 2021 BOARD MEETING MINUTES, WITH EDITS. MOTION CARRIED UNANIMOUSLY.

- Edit: Page 6, change 'we' to 'CCRPC staff'.
- Clarification: Jeff stated he was the representative for Essex and 2nd Alternate for Essex Jct.

5. Election of Officers and Executive Committee for FY22

Andy Montroll stated the Board Development Committee met on April 7, 2021 and recommended the following slate of officers for FY22.

- Catherine McMains, Chair
- Chris Shaw, Vice-Chair
- John Zicconi, Secretary/Treasurer
- Jacki Murphy, At-large for Towns over 5,000
- Bard Hill, At-large for Towns under 5,000
- Mike O'Brien, Immediate Past Chair

Mike opened the meeting for any additional nominations from the floor. There were none.

JEFF CARR MADE A MOTION, SECONDED BY ANDY MONTROLL TO CLOSE THE REQUEST FOR ADDITIONAL NOMINATIONS. MOTION CARRIED UNANIMOUSLY.

BARBARA ELLIOTT MADE A MOTION, SECONDED BY GARRET MOTT, TO ELECT THE SLATE OF OFFICERS AS PRESENTED. MOTION CARRIED UNANIMOUSLY.

6. FY22 Calendar of Meeting dates

Charlie referred members to the Memo with the proposed FY22 schedule of meetings for the Commission and Committees covering July 2021 through June 2022.

BARBARA ELLIOTT MADE A MOTION, SECONDED BY GARRET MOTT, TO APPROVE THE FY22 MEETING SCHEDULE AS PRESENTED TO THE BOARD. MOTION CARRIED UNANIMOUSLY.

7. Warn Public Hearing for the FY22-25 Transportation Improvement Program (TIP) - MPO Business

Christine Forde referred members to the memo and the Transportation Improvement Program, FY2022-2025 draft document included with the agenda packet. She reminded everyone this agenda item is to publicly warn a public hearing in July. She explained the TIP is a prioritized, fiscally constrained, multi-year list of federally funded multimodal transportation projects and operations within the Chittenden County Regional Planning Commission region. As a federally designated Metropolitan Planning Organization (MPO), the CCRPC must prepare a TIP that covers at least a 4-year period.

It is typically updated every year in coordination with the Transportation Advisory Committee (TAC), the Vermont Agency of Transportation (VTrans), and the Green Mountain Transit (GMT). The TIP lists federal funding amounts in the federal fiscal year when they are expected to be needed. Projects must be listed in the TIP to spend federal transportation funds. The TIP represents the intent to construct or implement a specific project and the anticipated flow of federal funds. Funds correspond to the following project development phases:

- Scoping – a process that develops safe and effective alternatives based on documented rational that meet the stated purpose and need while minimizing environmental impacts
- Preliminary Engineering – detailed design of the preferred alternative
- Right-of-Way - process of determining if land rights are needed for construction and negotiation of appropriate compensation
- Construction

Christine said the FY22-25 total TIP Funding Levels are a total of \$254.7 Million dollars, comprised of federal funds each year (and does not include Burlington International Airport projects) as follows:

- FY2022 \$57.8 Million
- FY2023 \$105.2 Million
- FY2024 \$66 Million
- FY2025 \$25.7 Million

She reviewed the TIP projects by use categories as well as the CIRC Alternatives projects. Christine noted the TAC and CCRPC staff recommends the Board warn a public hearing for the July 21, 2021, Board Meeting on the FY2022-2025 TIP.

JEFF CARR MADE A MOTION, SECONDED BY DAN KERIN, TO RECOMMEND THE BOARD WARN AND HOLD THE PUBLIC HEARING AT THE JULY 21, 2021, BOARD MEETING. MOTION CARRIED UNANIMOUSLY.

8. VPSP2 FY23 Transportation Project Priorities

Christine referred members to the VPSP2 documents included with the packet; VPSP2 Memo, VPSP2 Transportation Values Scores for Chittenden County Projects, and the VPSP2 Project Input Data Workbook Chart. She began with a PowerPoint presentation and stated the vision of the VSPS2:

“Develop a performance-based, data driven project selection and prioritization framework that maximizes the transportation value delivered to Vermont taxpayers.”

The documents detail how VTrans and RPC partners have been working collaboratively to revamp the annual project prioritization process to develop a performance-based, data driven project selection and prioritization framework that maximizes the transportation value delivered to Vermont taxpayers as currently measured by eight criteria identified by stakeholders as important:

- Safety
- Asset Condition
- Mobility & Connectivity
- Economic Access
- Environmental

- Resiliency
- Regional
- Health Access

VPSP2 scores were developed cooperatively between VTrans and RPCs using an Excel workbook developed for this process. Of the criteria, VTrans scores five (safety, asset condition, economic access, resiliency, environment), and RPCs score three (connectivity, regional, and health access). RPCs can view and provide comments on the VTrans scores.

Christine explained the timeline; year one of this pilot will consider projects in the categories of Roadway, Traffic & Safety, and Paving. Year 2 will consider bridge programs. These will continue to be reviewed in an every other year cycle going forward. The Chittenden County projects are identified through the VTrans asset management systems (Asset Driven Projects) or through our CCRPC planning processes (Regionally Driven Projects). The Regionally Driven Projects were endorsed by the TAC. The Asset Driven and Regionally Driven projects is listed in the VPSP2 Transportation Values table. Asset Driven paving and concrete slab removal projects are listed separately because of their specific and limited scope. All Asset Driven and Regionally Driven projects identified statewide will be sorted by VPSP2 Transportation Values and prioritized by VTrans for input into the FY23-26 Capital Program, most likely in the last couple of years of the program. CCRPC will have an opportunity to review and comment on that list in September or October.

In addition to submitting transportation value scores, CCRPC may also submit comments on the scoring methodology or results. The TAC provided one comment to be submitted to VTrans on the Connectivity criterion which scores 2 points for enhancing or improving connectivity for bicyclists/pedestrians and an additional 2 points for being on a high priority bike corridor. High priority bike corridor is defined as a corridor identified in the VTrans Bicycle Corridor Priority Map. The TAC requested that VTrans expand the definition of High Priority Bike Corridor to include Regionally Significant Corridors as identified in a Regional Plan. The 2021 VTrans VPSP2 Preliminary Transportation Values for CCRPC Projects Workbook, for reference, the workbook inputs for all projects can be found [here](#).

The CCRPC staff also examined ways to add equity into this process. Eleni explained equity is not currently part of the VPSP2 criteria; however, it is necessary to ensure public funds are being allocated to projects that minimize burdens and maximize benefits, particularly to traditionally underserved populations. In the last few weeks, the staff created a pilot equity screening process to better understand how equity can be applied to and affect the VPSP2 project ranking process. A more complete description of the pilot equity screening process, available [here](#) in the May 4, agenda item 7, TAC Memo. In addition, staff asked for assistance in this pilot equity screen from Mark Hughes of Vermont Racial Equity Association, his report is available [here](#).

Eleni reminded everyone we are only at the very beginning stages of developing a process to address equity within the VPSP2, and there is much room for improvement. VTrans and the Legislature also included a provision in the T-bill to develop recommendations for a transportation equity framework and report back to the Legislature by December 15, 2021. CCRPC is partnering with VTrans and contributing funding to this study. We believe that our preliminary research and

work into this issue will serve as a starting point for VTrans and the RPCs in developing recommendations in the future.

Charlie stated not all the highest scoring projects in our urban areas were selected by the TAC and there was a decision to apply a geographic equity distribution in addition to the other criteria for projects in our smaller towns/rural areas. Chris asked for an example of Resiliency. Christine explained the resiliency comes from a statewide map detailing flood-prone and vulnerable areas. Every transportation segment in the state has a score. She explained it depends on the characteristics of the surrounding area, for example if there is a small culvert in an area that has flooding, it is a score of the area where it is located.

Jeff requested we hold a Board development workshop session on scoring and how to best include diversity. He feels it is important for the Board to have a deeper understanding of the scoring process. He suggested we invite our consultant, Creative Discourse to participate in this. Members agreed. Christine said she also has slides that show how the scores are developed. She and Eleni will set up a workshop to provide information on how scores were developed. Catherine suggested holding two workshops; one that provides an overview on the development of scores and a second that on how equity is woven into the process. Charlie agreed. He explained the Vermont Legislature and VTrans have committed to developing and adding an equity component and VTrans is working with the CCRPC for input. He said holding the workshops in October or November will work well. Dan Kerin said, in terms of scoring and equity, it is easy to draw up metrics to gauge traffic and pedestrians, but as far as the racial equity impact, he feels it is difficult to define with scores. Charlie acknowledged that is important that the equity criteria be quantifiable with data.

Christine stated the recommendation to the Board from the TAC and CCRPC Staff as follows:

- Accept the VPSP2 Transportation Values as presented in the attached table and submit them to VTrans for their use.
- Submit the following TAC comment to VTrans – Expand the definition of High Priority Bike Corridor to include Regionally Significant Corridors as identified in a Regional Plan.
- Submit our preliminary work on equity (research on best practices, our preliminary equity screening process, and Vermont Racial Equity Association report) to VTrans.
- Submit any additional Board comments on the VPSP2 methodology or scores.

JEFF CARR MADE A MOTION, SECONDED BY JIM DONOVAN, TO RECOMMEND THE BOARD ACCEPT THE VPSP2 ITEMS AS PRESENTED TO THE BOARD. MOTION CARRIED UNANIMOUSLY.

Jim asked if the paving is a separate category? Christine explained the grouping consists of Paving, Roadway, and Traffic and Safety. She explained paving is on its own and slab removal is combined with roadway projects. She said this is a bit of a gray area as far as what defines one or the other, but the list we submit to VTrans will be divided into three separate categories. Jim thanked her for the explanation.

9. Draft VELCO Plan Comments

Regina reminded members of the presentation they saw on the VELCO Long Range Transmission draft plan at the May Board meeting. She referred members to the memo and comment letter included with the packet. She said after the VELCO presentation, the Board asked CCRPC staff to follow up on the following items:

- **How will the outcomes influence our energy plan update?**

Regarding the impact on our plan, CCRPC staff anticipate several state-wide planning efforts influencing the energy plan component of the 2023 ECOS Plan update. Factors include the transmission system challenges identified in VELCO's plan, the update to the State Comprehensive Energy Plan (currently underway), updates to the regional and local energy planning criteria (currently underway), and potential Climate Council impacts. It is too soon to say how each of these will influence our Plan update, but as it currently stands, we hope to not change the overall policy direction of the existing plan which supports the state's renewable generation goal (which is now in statute).

- **How might the outcomes change our Section 248 review process?**

We do not anticipate any impact on our current Section 248 review process. We already factor in a suitability policy as written in the current ECOS Plan: "Locate energy generation proximate to existing distribution and transmission infrastructure with adequate capacity and near areas with high electric load." We will not change our Section 248 review process until after we update our Plan, if needed.

- **Whether the CCRPC should submit comments to VELCO?**

Regarding providing comments to VELCO, it seems prudent to document CCRPC's concerns on the Long-Range Transmission Plan. While many of CCRPC's specific concerns are out of VELCO's jurisdiction, there needs to be a more complete and comprehensive approach to planning so that the energy goals can be met, and particularly the renewable generation goal. Staff prepared the attached draft comments for Board consideration. The Executive Committee reviewed the letter at the June meeting and their edits have been incorporated.

Regina noted the Executive Committee and CCRPC staff recommends the Board submit the comment letter with the following points:

1. CCRPC supports the plan's recommendation to focus on increased electric efficiency and non-transmission alternatives to avoid negative impacts on electric transmission reliability in the short-term.
2. CCRPC believes that existing law (30 V.S.A. 218c and PUC Docket 7081) does not sufficiently enable VELCO with the authority needed to effectively plan for grid modernization that meets State, regional, and local energy goals. The following two limitations are especially problematic from our perspective:
 - a. CCRPC understands the requirement that VELCO conduct least-cost integrated planning and seek non-transmission alternatives to reliability issues. However, CCRPC observes that the findings of the 2021 Vermont Long-Range Transmission Plan clearly indicate that it will be extremely difficult for the State of Vermont to achieve the goals of the State Comprehensive Energy Plan, and for municipalities and regional planning commissions to achieve the goals of our enhanced energy plans (24 V.S.A. 4352) through only non-transmission alternatives. Additional transmission infrastructure will be needed, particularly in northern Vermont, to ensure that each geographic region of the State is able to contribute to our future renewable energy goals.
 - b. CCRPC understands that VELCO operates within a federally regulated open wholesale market which prohibits VELCO, and/or the State of Vermont, from levying specific fees for transmission upgrades. This limitation will constrain possible locations for new

distributed generation facilities because it creates a system of reacting to grid congestion instead of planning for sufficient transmission capacity. It puts financial burden on the “last facility in,” and/or the ratepayers, in circumstances when transmission upgrades are needed to accommodate additional distributed generation. This is inequitable and will stifle long-term renewable energy goals due to inadequate financial planning for transmission system upgrades. CCRPC recommends that VELCO establish a “next steps” section of the Long-range Transmission Plan to include work with all necessary partners to identify and plan for transmission upgrades to ensure the state meets the future energy goals, and identification of best locations for storage near distributed generation. Further, CCRPC supports any future effort by VELCO, and other transmission utilities in New England, to work with Vermont Public Utility Commission (PUC), ISO-NE and the Federal Energy Regulatory Commission (FERC) on the issue of levying fees, or other equitable and proactive methods, to pay for planned transmission system upgrades.

3. CCRPC also recommends a summary of the findings, and an action agenda with specific next steps and identification of responsible entities, for a clearer and more concise message to all stakeholders. This could be useful if transmission upgrade funding opportunities become available from any available or future State or federal funding.

Garret said he appreciates all the work that was put into crafting the letter. Although the points raised were brought up, he worries the message is not strong enough. He feels there is not enough future planning and still many goals that need to be met. Regina agreed, but explained VELCO is not necessarily the responsible party. Garret and members asked who is responsible, if VELCO is not? Regina explained there are various entities; that some of the responsibility falls within the Public Utilities Commission and rulemaking, and there may be some statutes that need to be revised or changed. Jeff said VELCO (and other entities like GMP and VEC) follow the State of Vermont’s 5-year energy plan, which is currently being updated. He feels this is a very important consideration since the timing of the State Energy Plan update allows an opportunity for integration between these parties. Sharon said this is tied to ISO New England as well, so it goes beyond VT.

Bard asked about the letter content. He thinks we could frame the letter in a way that does not necessarily place blame, but still makes a strong case that energy planning is not being adequately addressed by VELCO and others. Charlie said the comprehensive energy plan is in process currently. Regina advised members we are hosting the Central Vermont Energy Planning Forum on June 28, 2021, from 6PM to 9PM to provide feedback on the State Comprehensive Energy Plan process.

Garret asked if the letter will be modified or sent in as it is? Regina explained we can make the point a bit stronger, but she is not sure how to work Jeff’s concerns in. Jeff said maybe we can add an additional comment to remind VELCO there needs to be a broader view and to be willing to consider acting as a conduit.

Bard said the hydropower generation to our north that we rely on has impacts on the first native people.

GARRET MOTT MADE A MOTION, SECONDED BY JIM DONOVAN, THAT THE BOARD SUBMIT THE COMMENT LETTER TO VELCO WITH MODIFICATIONS AS DISCUSSED. MOTION CARRIED UNANIMOUSLY.

10. Chair/Executive Director Report

Mike and Charlie reminded members this was Jim Donovan's last Board meeting. Mike thanked Jim for his years of service and commitment to our communities. Jim explained he decided not to seek reappointment and wanted to thank all Commission members for making our communities the best they can be. He also added that the CCRPC staff is a group of the most talented individuals around. He thanked the Town of Charlotte and mentioned the importance of the late Marty Illick's work. Jim said Dana Haney will be the new Charlotte commissioner and Deirdre Holmes (who was present at the meeting) was the new Alternate. Mike welcomed Deirdre and asked her to introduce herself. Deirdre said she has lived in Charlotte for the past 15 years and has served on the town's energy committee. She is very excited to be involved at the regional level. Charlie thanked Mike, welcomed Deirdre, and thanked Jim for all of his contributions.

a) I-89 Study Update.

Charlie said we have entered a contract with RSG to provide a strategic modeling analysis. This will help dive down deeper and explore various ways to reduce traffic demand. More information to come this fall.

b) Equity Leadership Team.

Charlie told members they will soon receive an e-mail with a request to sign up and participate in one of two racial equity interview sessions. The sessions will be led by Dr. Nadia Mitchell from Creative Discourse.

c) CEDS Update

Charlie said the CCRPC is working with three other RPC's (Addison, Rutland, and Central VT) on a combined Comprehensive Economic Development Strategy (CEDS) called the West Central Vermont CEDS. This will help update the 2023 ECOS Plan and open up the possibility of becoming an Economic Development District which could potentially provide more consistent EDA funding to the region.

d) Comprehensive Energy Plan Update

Charlie referred members to the flyer announcement included in the packet. As Regina previously mentioned, the Central Vermont Energy Planning Forum will be held on June 28, from 6-9pm.

e) Legislative Update. Charlie explained the impacts of the Legislative session were mostly financial and there are expectations for additional work to help comply with all of the demands. \$75,000 was approved in additional regional planning grant funds for each RPC, to be spent over a period of the next three years. There is \$12,000 to \$13,000 in funding to be used to assist municipalities with the ARPA Funding. There was \$1 million in the budget for RPCs to support towns in implementing their energy plans. One year is firmly committed, with intent to extend after that as well. CCRPC's share of this energy plan implementation funding is about \$120,000 for FY22. This will equate to a full-time staff person supporting energy committees around Chittenden County. A job posting will come out soon. There was also \$1 million in Brownfield assessment funding passed for RPCs of which we should receive about \$100,000.

Charlie said there are also statewide investments in broadband and energy. Regina explained we are reaching out to the State to look at our broadband options in Chittenden County. There are approximately 2,000 households that are underserved. We will likely call a meeting together

1 to talk through the options for serving these pockets of underserved households. From these
2 conversations CCRPC hopes to have a better handle on what specifically we can do to help.
3 Charlie mentioned that the state has decided to issue their broadband funds to small internet
4 providers and Communications Union Districts. We do not have a Communications Union
5 District, but our surrounding regions do. We may need to develop one here if partnering with
6 others won't work.

7
8 Charlie said, from an overall staff management standpoint, it places additional stress on staff.
9 However, we will keep in good spirits and humor. The next two years will be very busy as there
10 is a lot going on. Charlie said this is not a complaint, simply an awareness that we are very busy.
11 He reminded everyone that CCRPC staff work on year to year contracts, and everyone is aware
12 that funding can change. Jeff recommended we make sure we are fair and not hire someone for
13 only a short term. Charlie agreed. He said this is a challenge and we may look to hiring
14 someone on as a consultant.

15
16 11. Committee/Liaison Activities & Reports. Mike noted that minutes for our committees were included
17 as links as well as documents within the packet (Executive/Finance Committee, TAC, PAC, MS4 Sub-
18 Committee and CWAC).

19
20 12. Future Agenda Topics. Charlie reminded members in July we will have a vote on the TIP . Also, we
21 typically look at the committee assignments to see who wants to join various committees. These
22 assignments are typically finalized in September. We may look more into CEDS and teleworking
23 trends. He reminded everyone there is no meeting scheduled in August. We will hold an annual, in-
24 person celebratory meeting in September at Hula. Garret said he is concerned about people
25 attending whether they are vaccinated or not. He asked if the commission would consider requiring
26 masks for those who are not vaccinated. Charlie said our current in-office policy does require
27 unvaccinated individuals to wear masks, but we can certainly talk more about this as the date
28 approaches. Barbara asked if there will be an opportunity to hold this as a hybrid of remote and in-
29 person? Charlie said yes, the remote option will be available for the business portion of the meeting.

30
31 13. Members' Items, Other business. Mike thanked the CCRPC staff and members of the commission.
32 He said he has greatly appreciated his time as Chair, and he knows Catherine will do a great job as
33 the new Chair.

34
35 14. Adjournment. JEFF CARR MADE A MOTION, SECONDED BY CATHERINE MCMAINS, TO ADJOURN THE
36 BOARD MEETING AT 7:19 PM. MOTION CARRIED UNANIMOUSLY.

37
38 Respectfully submitted,
39 Amy Irvin Witham
40



Chittenden County Regional Planning Commission

July 21, 2021

Agenda Item 5b: Action Item

FY2022-2025 Transportation Improvement Program

Issues:

Federal regulations require the Chittenden County Regional Planning Commission (CCRPC), as the designated Metropolitan Planning Organization (MPO) for Chittenden County, to develop and maintain a Transportation Improvement Program (TIP). The TIP contains funding information for transportation projects proposed to spend federal transportation funds in Chittenden County. Projects must be listed in the TIP to spend federal transportation funds. The TIP includes all modes of transportation including highways, bicycle and pedestrian facilities and transit.

The FY22-25 TIP includes \$254.7 million in federal funds for transportation projects in Chittenden County. Projects funded advance transportation performance goals set by FHWA, VTrans and CCRPC as detailed below.

- Safety - Includes over \$91 million for improvements at 14 High Crash Locations in the county. The TIP also includes over \$4.3 million for separated paths and sidewalk projects that will improve safety for pedestrian and bicyclists.
- Infrastructure Condition - Includes over \$31 million for paving projects and \$12.9 million for bridge preservation projects.
- Transit Reliability - Includes \$61.5 million for transit projects including bus and van replacements, bus facility upgrades and transit services.
- National Highway System Reliability - Includes projects in the categories of intelligent transportation systems and traffic operations that improve the operations of existing infrastructure. It also includes improvements at four interstate interchanges, Exit 12, Exit 14, Exit 16 and Exit 17, to improve access in the vicinity of I-89.

The Draft Fiscal Year 2022–2025 TIP is available at <http://www.ccrpcvt.org/our-work/our-plans/transportation-improvement-program/>.

Executive Committee/TAC/ Staff

Hold a Public Hearing on July 21, 2021 on the FY2022–2025 Transportation Improvement Program for Chittenden County.

Recommendation:

Approve the Federal Fiscal Year 2022-2025 Transportation Improvement Program for Chittenden County.

For more information contact:

Christine Forde
846-4490 ext. *13 or cforde@ccrpcvt.org



Chittenden County Regional Planning Commission

July 21, 2021

Agenda Item 5c: Action Item

Transportation Planning Process Certification

Background: Concurrent with the submittal of the proposed Transportation Improvement Program to Federal Highway Administration and Federal Transit Administration the CCRPC must certify that the metropolitan transportation planning process is being carried out in accordance with all federal requirements. The certification, which is attached to this item, lists the federal requirements CCRPC must follow.

To the right of each item in the certification is a brief explanation of the content of that item.

Also attached to this item as Table 1 is a more detailed summary of each legal citation listed in the certification.

Staff Recommendation: That the CCRPC Board authorizes the chair to sign the Certification of the Planning Process and forward it to the Secretary of Transportation with the adopted FY2022-2025 TIP.

For more information contact: Christine Forde
846-4490, ext. *13 or cforde@ccrpcvt.org

Attachments: Certification document
Table 1: Federal Regulations that MPOs Must comply with in the Planning Process

CHITTENDEN COUNTY REGIONAL PLANNING COMMISSION
TRANSPORTATION PLANNING PROCESS CERTIFICATION
(To be submitted with each TIP)

In accordance with 23 CFR 450.336, the Vermont Agency of Transportation and the Chittenden County Regional Planning Commission, the designated MPO for the Burlington urbanized area, hereby certify that the transportation planning process is addressing the major issues in the metropolitan planning area and is being conducted in accordance with all applicable requirements including:

1. The metropolitan planning requirements identified in 23 U.S.C. 134 and 49 U.S.C. 5303;
2. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 C.F.R. Part 21;
3. 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity;
4. Section 1101(b) of the FAST Act (Public Law 114-357) and 49 C.F.R. Part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
5. 23 C.F.R. Part 230 regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
6. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 *et seq.*) and the regulations found in "Transportation for Individuals with Disabilities" (49 C.F.R. Parts 27, 37, and 38).
7. The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
8. Section 324 of 23 U.S.C. regarding the prohibition of discrimination on the basis of gender; and
9. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 C.F.R. Part 27 regarding discrimination against individuals with disabilities.

- ← *Defines the metropolitan planning process.*
- ← *CCRPC may not discriminate against any person under any program or activity receiving federal financial assistance. Protected categories include race, color, creed, national origin, sex or age.*
- ← *CCRPC must ensure nondiscrimination in the award and administration of Department of Transportation (DOT)-assisted contracts and create a level playing field on which Disadvantaged Business Enterprises can compete for DOT-assisted contracts.*
- ← *Equal employment opportunity requirements for highway construction contracts. CCRPC does not award or oversee construction contracts.*
- ← *CCRPC may not exclude any qualified handicapped person, solely by reason of his disability, from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity that receives Federal financial assistance administered by the DOT.*
- ← *CCRPC may not discriminate on the basis of age in programs and activities receiving Federal financial assistance.*
- ← *CCRPC may not exclude any person on the grounds of sex from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal assistance.*
- ← *Pertains to discrimination for programs or activities conducted by any Executive agency.*

Table 1
Transportation Planning Process Certification:
Federal Regulations that MPOs Must Comply with in the Planning Processes

Code of Federal Regulations

23 C.F.R. Part 230	Implementation of Specific Equal Employment Opportunity Requirements Equal employment opportunity requirements must be included in advertising, award and contract administration procedures for Federal highway construction contracts.
23 C.F.R. 450.336	Self-certification and Federal certifications Concurrent with the submittal of the proposed TIP to the FHWA and FTA the MPO shall certify at least every four years that the metropolitan transportation planning process is being carried out in accordance with all applicable requirements including all regulations listed in this table.
49 C.F.R. Part 21	Nondiscrimination in Federally-Assisted Programs of the Department of Transportation Effectuation of Title VI of the Civil Rights Act of 1964 No person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving Federal financial assistance from the Department of Transportation.
49 C.F.R. Part 26	Participation by Disadvantaged Business Enterprises in Department of Transportation Financial Assistance Programs Ensure nondiscrimination in the award and administration of DOT-assisted contracts and create a level playing field on which DBEs can compete for DOT-assisted contracts.
49 C.F.R. Part 27	Nondiscrimination on the Basis of Disability in Programs or Activities Receiving Federal Financial Assistance No otherwise qualified individual with a disability in the United States shall, solely by reason of his or her disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance administered by the Department of Transportation.
49 C.F.R. Part 37	Transportation Services for Individuals with Disabilities Implement the transportation and related provisions of titles II and III of the Americans with Disabilities Act of 1990 including standards for accessible vehicles and transportation facilities.
49 C.F.R. Part 38	Americans with Disabilities Act Accessibility Specifications for Transit Vehicles Provides minimum guidelines and requirements for accessibility standards for transportation vehicles required to be accessible by the Americans with Disabilities Act of 1990.

FAST Act

Section 1101(b) of FAST Act (Public Law 114-357)	Authorization of Appropriations - Disadvantaged Business Enterprise Establishes guidelines for a portion of expenditures under the FAST Act to be directed to small business concerns owned and controlled by socially and economically disadvantaged individuals.
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Table 1 cont.
Transportation Planning Process Certification:
Federal Regulations that MPOs Must Comply With in the Planning Processes

United States Code

23 U.S.C. 134

Metropolitan Planning

It is in the national interest to encourage and promote the safe and efficient management, operation, and development of surface transportation systems that will serve the mobility needs of people and freight and foster economic growth and development within and between states and urbanized areas, while minimizing transportation-related fuel consumption and air pollution through metropolitan and statewide transportation planning processes.

This section includes the following:

- General requirements
- Designation of Metropolitan Planning Organizations
- Metropolitan Planning Area boundaries
- MPO consultation in plan and TIP coordination
- Scope of planning process
- Development of Long-Range Transportation Plan
- Metropolitan Transportation Improvement Program
- Report on performance-based planning processes
- Funding

23 U.S.C. 324

Prohibition of Discrimination on the Basis of Sex

No person shall on the ground of sex be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal assistance under this title or carried on under this title.

29 U.S.C. 794

Nondiscrimination Under Federal Grants and Programs

No otherwise qualified individual with a disability in the United States, shall, solely by reason of her or his disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance or under any program or activity conducted by any Executive agency or by the United States Postal Service.

42 U.S.C. 6101

Age Discrimination in Federally Assisted Programs

It is the purpose of this chapter to prohibit discrimination on the basis of age in programs and activities receiving Federal financial assistance.

42 U.S.C. 2000d-1

Civil Rights - Federally Assisted Programs

Each Federal department and agency which is empowered to extend Federal financial assistance to any program or activity, by way of grant, loan, or contract other than of insurance or guaranty, is authorized and directed to effectuate the provisions of section 2000d of this title. (See below)

Sec. 2000d: No person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.

Table 1 cont.
Transportation Planning Process Certification:
Federal Regulations that MPOs Must Comply With in the Planning Processes

**42 U.S.C. 12101 et
seq**

Equal Opportunity for Individuals with Disabilities

To provide a clear and comprehensive national mandate for the elimination of discrimination against individuals with disabilities.

To provide clear, strong, consistent, enforceable standards addressing discrimination against individuals with disabilities.

To ensure that the Federal Government plays a central role in enforcing the standards established in this chapter on behalf of individuals with disabilities.

To invoke the sweep of congressional authority, including the power to enforce the fourteenth amendment and regulate commerce, in order to address the major areas of discrimination faced day-to-day by people with disabilities.

49 U.S.C. 5303

Metropolitan Planning

Defines the Metropolitan Planning process, including the following:

- General requirements
- Designating Metropolitan Planning Organizations
- Metropolitan Planning Area Boundaries
- MPO Consultation in Plan and TIP Coordination
- Scope of the planning process
- Developing Long-Range Transportation Plans
- Metropolitan TIP
- Report on Performance-based Planning Processes

49 U.S.C. 5332

Nondiscrimination

A person may not be excluded from participating in, denied a benefit of, or discriminated against under, a project, program, or activity receiving financial assistance under this chapter because of race, color, creed, national origin, sex, or age.



Chittenden County Regional Planning Commission

July 21, 2021

Agenda Item 6: Discussion Item

FY2022 Committee Appointments/Volunteers

Committee Appointments per the Bylaws: Article VII.B. "The Chair shall ... with concurrence of the Chittenden County Regional Planning Commission, establish and appoint committees and their members." Article XI: "All Chittenden County Regional Planning Commission Board members are encouraged to participate in a minimum of at least one standing committee. The Chair may appoint ad hoc committees for a specific purpose with the approval of the Chittenden County Regional Planning Commission. Committees should include subject matter experts as needed to provide advice to the Chittenden County Regional Planning Commission Board."

Finance Committee (Secretary/Treasurer, Vice Chair and 1 other board member): John Zicconi, Shelburne (Chair); Chris Shaw, So. Burlington; and Jeff Carr, Essex

Board Development Committee (past Chair and up to 4 other board members): Mike O'Brien, Winooski (Chair); Dan Kerin, Essex Junction; Catherine McMains, Jericho; Jeff Carr, Essex;

Unified Planning Work Program Committee (3-5 board members Chris Shaw, So. Burlington (Chair); John Zicconi, Shelburne; Michael Bissonette, Hinesburg; Jacqueline Murphy, Colchester; and Sharon Murray, Bolton.

Transportation Advisory Committee (1 board member): Barbara Elliott, Huntington

TAC Interest Group Reps: Elderly - Bob Henneberger; Bike/Ped - Allegra Williams; Rail - Mary Anne Michaels; Environmental - Richard Watts; Disabled - _____; Business – Sam Andersen

Planning Advisory Committee (1 board member): Wayne Howe, Jericho

Long Range Planning Committee (3-6 board members, one of them to be Chair of the LRPC):
Appointments are needed this year.

Clean Water Advisory Committee: (1 board member) Don Meals, Conservation/Environment; and Tom Eaton as alternate

ad hoc Brownfields Advisory Committee: Curt Carter, GBIC (Chair); Matt Vaughn, LCBP (Vice Chair); vacant, Burlington CEDO; Heather Carrington; City of Winooski; Dr. Pablo Bose, UVM; vacant; VT Dept of Health; Brett Long, VT Dept of Economic Development (ex officio); Patricia Coppolino, VT DEC (ex officio); Marcel Beaudin, AIA Emeritus; Justin Dextradeur, Socio/Econ/Housing seat, CCRPC Board

ad hoc All Hazards Mitigation Plan Update Committee: Chris Shaw, So. Burlington.

ad hoc Committee on Act 250 Commission: Justin Dextradeur, Socio/Econ/Housing; Tony Micklus, Milton; and Andy Montroll, Burlington

Equity Leadership Team: Mike O'Brien, Winooski; Jacqueline Murphy, Colchester; Elaine Haney, Essex Jct.; Justin Rabidoux, South Burlington; Cleoplace Mukeba, Creative Discourse; Emma Vaughn, staff; and Bryan Davis, staff.

For questions, contact Charlie Baker, 735-3500 or cbaker@ccrpcvt.org

Policy Participation Topics for CCRPC Board – July 2021

This list has been updated and will be discussed at the July Board meeting to prepare for 2022 Legislative session.

	Topic – click on links for more detailed info in this document	ECOS Plan Strategy	ECOS Plan Top 10 Action	Included in FY22 UPWP?	CCRPC Committee	Staff Recommendation
1.	Clean Water (2019 Act 76)	#3 – water quality	#5 – water quality	Yes	CWAC	Yes, Staff is preparing to work on ‘start-up’ preparations for the Clean Water Service Provider (CWSP) in FY22.
2.	Transportation Bill, VTrans’ Project Selection & Prioritization Processes (VPSP2), and the Transportation Climate Initiative	#2 – smart growth	#2 - transportation	Yes	TAC	Yes, Staff will monitor this year’s Transportation bill (as always). CCRPC will continue participating in VTrans’ VPSP2 process and provide updates to the TAC and Board, as necessary. CCRPC will continue to monitor the Transportation Climate Initiative effort.
3.	Act 250 Reform & Housing	#2 – smart growth	#1 – land use/smart growth	Yes	ad hoc Act 250, PAC	Yes, CCRPC Staff recommends that we continue with this work.
4.	Broadband Deployment throughout Vermont	#1 – economic development	Not specifically included	No	PAC	Yes, Staff recommends that we assist in ensuring broadband expansion in the region.
5.	Energy Planning and Climate Change – Global Warming Solutions	#2 – smart growth	#4 – energy planning	No	Executive	Yes, Staff recommends that CCRPC monitor the Comprehensive Energy Plan update, Climate Council’s work and PUC investigations and rulemaking.
6.	Cannabis taxation and regulation (Act 164 of 2020)			No	PAC	CCRPC will be working with the Planning Advisory Committee on the relevant rule making and municipal zoning as more details are worked out.
7.	Project Specific TIF	#2 – smart growth	#1 – land use/smart growth	Yes	PAC	Yes, Staff recommends that CCRPC monitor and support this bill if it gets re-introduced.
8.	Equity Related Bills	#8 - equity	Not specifically included	Yes	Executive Committee	Yes, Staff recommends that equity be a major focus area, and lens through which we do all of our work.

9.	Increased Municipal Self-governance	#7 – government efficiency & finance	Not specifically included	No		CCRPC staff suggests that we review these proposals when requested by our municipalities.
10.	Regional Dispatch Start-up Funding	#5 – health & safety; and #7 – government efficiency & finance	#6 – emergency management	Yes		Staff recommends that CCRPC look for opportunities for support.
11.	State Budget Bill & American Rescue Plan Act (ARPA)	No	No	No		Staff recommends that CCRPC assist with the COVID pandemic recovery effort as requested/needed.

1. Clean Water (2019 Act 76)

Act 76, the 2019 Clean Water Bill that was the brainchild of the Agency of Natural Resources (ANR), establishes a new structure for improving water quality throughout Vermont. It should also better achieve the clean water goals established in total maximum daily load (TMDL) plans that have been approved by the federal Environmental Protection Agency. The concept is to devolve responsibility for administering non-regulatory clean water programs to entities other than ANR, which is not well suited to implementing them. CCRPC will be the Clean Water Service Provider for the Direct to Lake Basin. The rulemaking process wrapped up on July 1, 2021 and CCRPC is working on ‘start-up’ preparations for the Clean Water Service Provider in FY22.

Staff Recommendation to the CCRPC Board: CCRPC Staff will move forward on preparations for the CWSP.

2. Transportation Bill, VTrans’ Project Selection & Prioritization Processes – VPSP2, Transportation Climate Initiative

VPSP2 - VTrans continues the process of updating its project selection and prioritization processes. They are seeking to improve the performance-based and data driven project selection and prioritization framework. The new process has been tested this spring (2021) for Paving, Roadway, and Traffic & Safety projects. Next year, the VPSP2 will be used for Bridge projects. VTrans been seeking RPC input throughout the process and Christine has been serving on the VPSP2 Core Group.

The [Transportation and Climate Initiative Program](#) (TCI-P) is a regional collaboration of 12 Northeast and Mid-Atlantic states and the District of Columbia that seeks to improve transportation, develop the clean energy economy and reduce carbon emissions from the transportation sector. The participating states are: Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and Virginia. Recognizing that more than one third of all carbon emissions come from the transportation sector, participating states started taking action through working groups focused on regional priorities, such as [clean vehicles and fuels](#). Several TCI states, in conjunction with the other participating states, published the following documents on June 10, 2021: TCI-P Model Rule, Draft Framework for Public Engagement, DRAFT TCI-P

Model Implementation Plan, and Draft Proposed Strategies for Regional Collaboration. In Vermont, ANR and VTrans are working together on this initiative.

Staff Recommendation to the CCRPC Board: Continue to monitor the state Transportation bill (as we do every year), continue to participate in VTrans' VPSP2 process and provide updates to the TAC and Board, as necessary. CCRPC will continue to monitor the Transportation Climate Initiative as it directly ties into our transportation and energy work.

3. Act 250 Reform and Housing

"Following the veto of last year's reform proposal [H.926], new proposals to update Vermont's statewide development review were introduced again this year (H.120, S.112 and H.400). Although some testimony was taken, no reform bill was voted out of committee. Stakeholders expect renewed efforts again next year." Source: [DHCD's 2021 Legislative Revisions Memo](#).

Pending S.79 - Rental Housing Registry, Inspection & Investment. From [DHCD's 2021 Legislative Revisions Memo](#) "Registry & Inspection S.79 passed during the veto session and is pending consideration by the Governor. If signed into law, the bill would establish a statewide rental housing registry under the authority of the DHCD, and an inspection system for rental housing, including short-term rentals, under the authority of the Division of Public Safety, registrations would be filed annually in March." The bill also establishes a rental improvement program and a no-interest loan program up to \$50,000 to first-time homebuyers with incomes less than 120% of area median income. DHCD's report states that the first time homebuyer program's outreach "would focus communication to prospective beneficiaries that have been historically and systemically discriminated against in the housing market."

Staff Recommendation to the CCRPC Board: CCRPC has been working with our municipalities and regional partners on the Act 250 reform effort for the past four years. CCRPC Staff recommends that we continue in this work in line with ECOS Plan Strategy #2; and Top 10 Action #1. CCRPC Staff also recommend that we assist with implementation of S.79 if it becomes law as requested.

4. Broadband Deployment throughout Vermont

Act 71 (H.360) - An act relating to accelerated community broadband deployment passed in 2021. The budget allocates \$250M in ARPA funds to broadband development and this act establishes the Vermont Community Broadband Fund to support policies and programs designed to accelerate community efforts that advance the State's goal of achieving universal access to reliable, high-quality, affordable, fixed broadband and to establish the Vermont Community Broadband Board to coordinate, facilitate, support, and accelerate the development and implementation of universal community broadband solutions. Act 71 identifies Communication Union Districts and small service providers (those providing service in 5 counties or less) as entities eligible for these funds. CCRPC will be working with municipalities on the best approach for serving the County's approximately 2,000 underserved homes. under review in December 2020. CCRPC will refer to [Covid-19 Response Telecommunications Recovery Plan](#) for implementation recommendations; and CCRPC will assist in ensuring broadband expansion in the region.

Staff Recommendation to the CCRPC Board: CCRPC will assist in ensuring broadband expansion in the region.

5. Energy Planning and Climate Council – Global Warming Solutions Act

CCRPC provided comments on VELCO's draft Long Range Transmission Plan in June 2021 as there are limitations in our transmission system that will impede the ability to achieve the state's energy goals. The Department of Public Service is also updating the Comprehensive Energy Plan, with an expected completion date of January 2022. CCRPC has been and will continue to participate in this Plan update. Ultimately, information from these plans will be incorporated into the ECOS Plan update.

H.688 of 2020 (Act 153), known as the Vermont Global Warming Solutions Act of 2020, created a council charged with developing a plan to meet the following milestones: reduce greenhouse gas pollution to 26% below 2005 levels by 2025, to 40% below 1990 levels by 2030, and 80% below by 2050. The [Climate Council](#) is underway and is working on a Plan to meet the Act's goals by December 2021.

CCRPC will also monitor and participate in Public Utility Commission investigations as they impact implementation of our regional and local energy plans, such as net metering rules (PUC Case 19-0855-RULE) and caps on renewable energy generation.

Staff Recommendation to the CCRPC Board: Staff recommends that CCRPC continue to participate and comment on the Comprehensive Energy Plan update, monitor the Climate Council's work, and monitor PUC investigations and rulemaking as appropriate.

6. Cannabis taxation and regulation ([Act 164 of 2020](#))

[S.54 \(Act 164 of 2020\)](#) – Cannabis Tax and Regulate – became law on October 7th, and will become fully effective in 2022. The new tax and regulatory system is still a work in progress, with responsibility for some details left to the new Cannabis Control Board, which will be formed in 2021. Here are some key points:

- Local municipalities (via voter approval) may opt in to allow retail sales in their community. A proposed bill in the 2021 legislative session would have changed this but it did not pass.
- Municipalities cannot issue blanket prohibitions of cannabis establishments (cultivation, testing, warehousing, and distribution) via ordinance or zoning, but can regulate via zoning and local licensing boards.
- CCRPC will assist municipalities with zoning issues upon request.

Staff Recommendation to the CCRPC Board: CCRPC will be working with the Planning Advisory Committee on the relevant components of this bill as more details are worked out.

7. Project Specific TIF

This was introduced as House bill 642 in 2020 – it proposed allowing a municipality to use tax increment financing to develop a project. The intention is to simplify the process and program for small infrastructure projects in rural communities like municipal wastewater. It was introduced in January 2020, but didn't move. There was more movement on this in the 2021 legislative session but ultimately did not pass.

Staff Recommendation to the CCRPC Board: Staff recommends that CCRPC monitor and support this bill if it gets re-introduced.

8. Equity Related Bills

We anticipate bills emerging in the 2022 session. This issue has been one of our ECOS Plan Strategies since 2013. Addressing systemic racism will take a concerted effort by everyone. CCRPC has hired and has begun working with Creative Discourse, a racial equity partner, to deepen our understanding, help our municipalities, and help us create meaningful change. We anticipate that we'll be updating our equity impact assessment tool.

Staff Recommendation to the CCRPC Board: Staff recommends that equity be a major focus area, and lens through which we do all of our work. We will monitor any bills that are relevant to our work.

9. Increased Municipal Self-governance

This bill, Senate bill 106, was first introduced in 2020 and discussed again in 2021. It would support decision making at the government level closest to the people, recognizing the capacity of local officials to govern themselves. Also, in 2021 Williston and Winooski had proposals forwarded as bills to the legislature, where any charter change approved for another municipality may be adopted by 19 majority vote of the town voters without the need to return to the General Assembly for approval. Karen Horn, VLCT, discussed these proposals with the CCRPC Board in January 2021. This will be an ongoing issue and challenge. CCRPC staff suggests that we review these proposals when requested by our municipalities.

Staff Recommendation to the CCRPC Board: CCRPC staff suggests that we review these proposals when requested by our municipalities.

10. Regional Dispatch Start-up Funding

As the State looks for alternatives to the current system, we created a Chittenden County Public Safety Authority for the purpose of regional dispatch. This concept works financially and operationally in the long term and will provide better service; however, there is a significant amount of capital needed for start-up. There is a \$2,100,000 total needed. So far, the municipalities have come up with about \$325,000; leaving a gap of \$1,775,000.

Staff Recommendation to the CCRPC Board: CCRPC look for opportunities for support.

11. State Budget Bill & American Rescue Plan Act (ARPA)

There will be a significant amount of public dollars deployed to assist with recovery from the COVID pandemic. CCRPC will collaborate with VLCT on assisting municipalities with the ARPA funds, and will assist with other requests/needs as they arise.

Staff Recommendation to the CCRPC Board: Staff recommends that CCRPC assist with the COVID pandemic recovery effort as requested/needed.

CHITTENDEN COUNTY REGIONAL PLANNING COMMISSION
EXECUTIVE COMMITTEE MEETING MINUTES
DRAFT

DATE: Wednesday July 7, 2021
TIME: 5:45 PM
PLACE: CCRPC office and Remote Attendance via ZOOM Meeting
PRESENT: Catherine McMains, Chair Chris Shaw, Vice-Chair
Mike O'Brien, Immediate Past Chair Jacki Murphy, at large >5000
ABSENT: Bard Hill, at large <5000 John Zicconi, Treasurer
STAFF: Charlie Baker, Executive Director Regina Mahony, Planning Mgr.
Eleni Churchill, Transportation Program Mgr. Forest Cohen, Senior Business Mgr.
Emma Vaughn, Communications Mgr. Amy Irvin Witham, Business Office Mgr.

1. Call to Order, Attendance. The meeting was called to order at 5:49 PM by the Chair, Catherine McMains.

2. Changes to the Agenda, Members' Items.

- a. Regarding item 13: Charlie said there is no Executive Session for this evening.
- b. Regarding item 6d: Regina explained the preferred site request letter for the Town of Colchester did not arrive as was expected.

3. Approval of the June 2, 2021, Executive Committee Meeting Minutes

MIKE O'BRIEN MADE A MOTION, SECONDED BY CHRIS SHAW, TO APPROVE THE JUNE 2, 2021, EXECUTIVE COMMITTEE MEETING MINUTES, AS PRESENTED. MOTION CARRIED UNANIMOUSLY.

4. TIP Amendments

Eleni referred members to the TIP Amendment Memo document included with the packet. She said these are minor amendments and explained CCRPC Staff and TAC recommend the following requested changes to the FY21 year of the TIP:

- **Stormwater Retrofit for Four Locations in South Burlington, Project OT050, Amendment FY21-55.** Description of TIP Change: Add \$216,000 in Federal funds for the design of stormwater retrofit best management practices to implement VTrans Flow Restoration Plans. This project will address three locations on I-89 – at Exit 13, Exit 14 and north of Hinesburg Road – and one location on I-189 near Shelburne Road.
- **Stormwater Retrofit at VT289/VT15, Essex, Project OT049, Amendment FY21-56.** Description of TIP Change: Add \$48,600 in Federal funds for the design of stormwater retrofit best management practices to implement VTrans Flow Restoration Plans. This project will address a location near the VT 289/VT 15 intersection.
- **VT116/VT2A Intersection Improvements, St. George, Project HP134, Amendment FY21-57.** Description of TIP Change: Add \$65,000 in Federal Highway Safety Improvement Program (HSIP) funds for scoping for this intersection project. The FY20 TIP had \$100,00 for scoping but the funds were not needed in that year. \$20,000 was previously obligated and additional funds are needed to complete scoping.

CHRIS SHAW MADE A MOTION, SECONDED BY MIKE O'BRIEN, TO RECOMMEND BOARD APPROVAL FOR THE TIP AMENDMENTS. MOTION CARRIED UNANIMOUSLY.

5. Updating Bank Account Signers & Resolution

Forest Cohen referred members to the memo included with the packet. He explained the change in the Executive Committee officers necessitates an adjustment to our authorized bank signers on the CCRPC bank accounts. As Vice Chair, Chris Shaw will be added as an authorized signer. Mike O'Brien will be removed from the list as the Past Chair. Signers on the account are the CCRPC Executive Director and officers.

MIKE O'BRIEN MADE A MOTION, SECONDED BY JACKI MURPHY, TO AUTHORIZE UPDATES TO THE CCRPC BANK ACCOUNT SIGNERS. MOTION CARRIED UNANIMOUSLY.

6. Act 250 & Section 248 Applications

- a. BPLC, LLC; South Burlington; #4C0473-7A Regina referred members to the Act 250 application to be submitted to the District Coordinator included with the packet. She explained the project is described as the release of existing on-site mitigation for primary agricultural soils at 85 Meadowland Drive in South Burlington, VT. Impacts to agricultural soils could instead be mitigated off-site. We understand that the District Commission intends to narrow the scope of the hearing to 9B (primary agricultural soils) unless the scope is expanded at the hearing. The CCRPC finds the project to be consistent with and in conformance with the Planning Areas of the 2018 Chittenden County ECOS Plan. The comments are based on the limited information currently available and the CCRPC may have additional comments as the process continues.

Mike asked Regina about specifics on the project location and the mitigation of agricultural soils. Regina referred members to the map, reviewed the area and discussed the area and the plan in more detail. JACKI MURPHY MADE A MOTION, SECONDED BY MIKE O'BRIEN, TO APPROVE THE LETTER TO THE DISTRICT COORDINATOR, AS PRESENTED. MOTION CARRIED UNANIMOUSLY.

- b. SL Maple Solar I, LLC; Charlotte #21-2094-AN Regina referred members to the initial 45-day notice of a Section 248 Petition application letter to be submitted to Aegis Renewable Energy, Inc. and the map included with the packet. She reviewed the location and explained this project is in the very early stages. It is for a 150kW solar project on Carpenter Road in Charlotte, VT and meets the intent of the Energy Goal #17 of the 2018 ECOS Plan. The location meets two of the suitability policies of the 2018 ECOS Plan. Some constraints have been identified and the CCRPC is asking for further information before determining whether this project is in conformance with the Regional Plan as proposed. The following constraints may be impacted by the project.

- Class 1 and 2 wetlands
- Agricultural Soils and Hydric Soils
- Protected Lands
- Slopes Greater Than 15%
- Land in Active Agriculture
- Water Supply Protection

The comments are based on information currently available; CCRPC will review the full petition before making a final decision regarding the project's conformance with the ECOS Plan and both the suitability and constraints policies.

MIKE O'BRIEN MADE A MOTION, SECONDED BY CHRIS SHAW, TO APPROVE THE LETTER TO AEGIS RENEWABLE ENERGY, AS PRESENTED. MOTION CARRIED UNANIMOUSLY.

- c. UVM Solar Research and Test Facility; Burlington; #21-2171-AN Regina referred members to the 45-day notice of application letter to be submitted to Encore Renewable Energy included with the packet. She noted that this is a very small project for a 50kW solar project on Intervale Road in Burlington VT. The project meets the intent of the Energy Goal #17, of the 2018 ECOS Plan and the location meets the suitability policies of the 2018 ECOS Plan. Our review indicates the following:

- State known constraints:
 - River Corridors
 - Rare, threatened and endangered species
 - Class 1 and Class 2 Wetlands
- State possible constraints:
 - Flood Hazard Area
 - Agricultural Soils
- Local possible constraint:
 - Mixed Use, Institutional, Core Campus, and Enterprise Zoning Districts

These comments are based on information currently available; we may have additional comments as the process continues. We understand the projected may change between the submittal of the advance notice and the final petition. CCRPC will review the project location again with each new submittal to confirm our findings.

CHRIS SHAW MADE A MOTION, SECONDED BY JACKI MURPHY, TO APPROVE THE LETTER TO ENCORE RENEWABLE ENERGY, AS PRESENTED. MOTION CARRIED UNANIMOUSLY.

- d. Town of Colchester, Preferred Site Request

Regina explained Aaron Frank, Colchester's Town Manager, requested a preferred site designation. Currently we do not have all the necessary information to draft the letter. Jacki stated this project is located property that was deeded to the town by the Department of Defense, as it is a portion of Camp Johnson. She said the town of Colchester is working with both the DOD and the Bureau of Land Management to obtain information needed to provide the letter to the CCRPC.

7. Legislative Priority check-in

Regina referred members to the Potential Policy Participation Topics handout included in the packet and provided an overview. She explained there were not many changes to the list. Regina discussed and highlighted the following with members:

- Clean Water Service Provider (CWSP): Regina said the rules are complete, now we will begin working to set up the actual process.
- Transportation Bill and associated projects: Regina explained the statewide Vermont Climate Council is figuring out what our role will be in this. The transportation climate

- 1 initiative is working to reduce carbon emissions from the fuel distributors. We will continue
2 to monitor the Transportation Climate Initiative effort.
- 3 • ACT 250 Reform & Housing: Regina said we will continue to monitor this.
 - 4 • Broadband Deployment: Regina said CCRPC will work with providers and towns on a plan to
5 connect all areas.
 - 6 • Comprehensive Energy Plan updates (VELCO): The CCRPC has posted a planner position for
7 an Energy Coordinator. We will continue to monitor this.
 - 8 • Cannabis taxation and regulation: Regina said the bill did not pass and has the same
9 legislation as it did two years ago. There was, however, a board created at the state level
10 that will set up framework and rules for this. We will continue to monitor.
 - 11 • Project Specific TIF: This bill did not go anywhere; however, we will continue to monitor as
12 it may be reintroduced.
 - 13 • Equity Related Bills: We will continue our work on equity; we want to ensure equity is a
14 focus within our work and within our towns and will monitor this at the State level.
 - 15 • Increased Municipal self-governance: We will work with our municipalities when needed.
 - 16 • Regional Dispatch: We will continue to monitor and look for opportunities to support this.
 - 17 • State Budget Bill and the American Rescue Plan Act (ARPA): We will continue to monitor
18 and collaborate with VLCT to assist towns with the funding distributions.

19
20 Regina stated we will also discuss this list at the July Board meeting and reminded everyone we
21 revisit the list twice yearly.
22

23 8. Equity Leadership Team Update

24 Charlie said the Equity Leadership team met this morning. To date, six board members have
25 attended the Equity Screening interview session that was held last week. Chris Shaw said he
26 attended and suggested these sessions be set up for more than one hour. Catherine agreed, more
27 time may be needed, particularly if there are more than six people in attendance. Charlie asked if
28 members 90 minutes would be sufficient? Emma explained Creative Discourse discussed scaling
29 back the introductory period. Chris agreed, minimizing the introductory portion of the meeting, and
30 sending out reading material beforehand could be very helpful. Emma, Charlie, and members
31 agreed. Charlie said there will be a survey sent out to obtain feedback from the towns on their
32 equity initiatives and to provide information as well as an update on the work being done by the
33 CCRPC Equity Leadership team. The survey will be added to the July Board meeting. Charlie said
34 there will also be an Equity Workshop held on Saturday, November 6. Emma created a Racial Equity
35 page on the CCRPC website that includes notes from the Equity Leadership Team meetings. Mike
36 suggested we ask Board Members to encourage their municipalities' participation in the survey.
37

38 9. Committee Member review/volunteers

39 Charlie said this will be a discussion item at the July Board Meeting. We are updating the ECOS Plan
40 over the next 18-24 months and need to assemble a Long Range Planning Committee; this will be an
41 important committee to have members to volunteer for.
42

43 10. Chair/Executive Director Report

44 a. FY22-25 Transportation Improvement Program

45 Charlie explained the FY22-25 TIP is an action item on the July Board Meeting agenda. Eleni
46 stated there are a lot of big projects in 2023, we will need to wait and see what remains, since
47 some of the big projects do change. Christine contacted Charlie to let him know every August

there is a possibility for additional funding; this year there will likely be enough funding to add projects to Chittenden County.

b. Public Meeting/Office Opening Updates

Charlie explained public meeting law is back in effect and there are no longer any exemptions. He stated we are preparing to hold hybrid meetings. Staff is still predominantly working remotely. Members asked how ready we are to hold hybrid meetings? Regina and Charlie explained they met with CCTV and discussed adding a mobile, portable recording device to use at our board meetings. Regina said we will work with CCTV and test run the equipment at our October Board meeting. If we feel it works well, it may be worthwhile to purchase. Charlie said in the meantime, we have basic equipment to hold hybrid meetings that we will test out at the July Board meeting. Jacki said Colchester has held a couple of hybrid meetings, however, they had a lot of technical issues right from the start and less than ideal sound quality. She warned it will be very important to iron out these details beforehand. Members agreed. Catherine mentioned the convenience of the remote meetings and feels this will be important to continue in the winter months when driving is difficult. Charlie and members agreed.

11. Draft CCRPC Board Meeting Agenda.

Charlie reviewed the July Board agenda with members. He thought this could be a good opportunity to ask CATMA to present on tele-working trends. Charlie confirmed the meeting calendar for FY22 was approved at the June Board meeting. He reminded members the FY22-25 TIP will be an action item; we need to warn for public hearing and certify the planning process. Charlie explained we typically discuss Committee memberships at the July meeting then finalize the appointments in September. Mike asked if CATMA was still interested in sharing office space. Charlie said he has talked with Sandy and their lease is up in March. He will revisit the topic with her later this year. Charlie also said, with so many new projects on the horizon, we are not sure what our staffing needs will be. Chris Shaw asked to have a "big picture" discussion regarding all the projects the CCRPC is working on. Charlie said he will work on putting together a document to provide an overall picture. Mike suggested there be a breakdown to outline the percentage of transportation projects versus other projects, like land use. Catherine asked about Board member training opportunities. Charlie said he is planning to provide an orientation for the new Charlotte Board members, but he will open this up to everyone. Mike asked to add the "Legislative Update" to the agenda under the Chair/Executive Director report.

12. Other Business: There was none.

13. Executive Session: There was none.

14. Adjournment: MIKE O'BRIEN MADE A MOTION, SECONDED BY CHRIS SHAW, TO ADJOURN THE MEETING AT 7:08 PM. MOTION CARRIED UNANIMOUSLY.

Respectfully submitted,
Amy Irvin Witham

July 8, 2021

Rachel Lomonaco
Act 250 Coordinator
111 West Street
Essex Junction, VT 05452

RE: 85 Meadowland Drive; South Burlington; Application #4C0473-7A

Dear Ms. Lomonaco:

The Chittenden County Regional Planning Commission's Staff and Executive Committee have reviewed this Act 250 application for a project described as the release of existing on-site mitigation area for primary agricultural soils at 85 Meadowland Drive in South Burlington, VT. Impacts to agricultural soils could instead be mitigated off-site. We understand that the District Commission intends to narrow the scope of the hearing to 9B (primary agricultural soils) unless the scope is expanded at the hearing.

This, in and of itself, will not require local Development Review Board approval and therefore has not been sought. However, the Planning Commission and City Council may have comments.

We offer the following comments:

The project is located within the Enterprise Planning Area as defined in the Chittenden County Regional Plan, entitled the *2018 Chittenden County ECOS Plan*. We find this project to be consistent with the Planning Area for the following reasons:

1. The Enterprise Planning Area is identified in the Plan as an area where local zoning authorizes a future concentration of employment uses that attract workers from the County and multi-county region. Development in these Planning Areas should have adequate wastewater capacity and access to transit or be near these services. Typically, this area encompasses major employers or a cluster of single employers and has current or planned transit service.
2. The Enterprise Planning Area is an area planned for growth, and therefore this project helps implement Strategy #2 of the Plan which calls for 80% of new development in the areas planned for growth.

Therefore, we find this project to generally be in conformance with the Planning Areas of the *2018 Chittenden County Regional Plan*, based on the limited information currently available.

Due to the detailed level of development review in most Chittenden County municipalities, and the environmental permit reviews at the Vermont Department of Environmental Conservation, CCRPC focuses its Act 250 reviews on the type of proposed land use and the Planning Areas section of the 2018 Chittenden County ECOS Plan. The CCRPC also focuses its review on transportation-related issues, where appropriate, in accordance with the Metropolitan Transportation Plan, which is within the 2018 Chittenden County ECOS Plan.

These comments are based on information currently available; we may have additional comments as the process continues. Please feel free to contact me should you have any questions.

Sincerely,

Charlie Baker
Executive Director

Cc: CCRPC Board
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify on this 8th day of July 2021, a copy of the foregoing letter concerning Act 250 Land Use Permit Application #4C0473-7A, was sent by U.S. mail, postage prepaid to the following individuals without email addresses and by email to the individuals with email addresses listed.

BPLP, LLC
85 Meadowland Drive
South Burlington, VT 05403
peter.pollak0704@gmail.com

Robert Rushford, Esq.
Jeffrey Polubinski, Esq.
Gravel and Shea
PO Box 369
Burlington, VT 05402
rrushford@gravelshea.com
jpolubinski@gravelshea.com

Donna Kinville, City Clerk
Chair, City Council/Chair, City
Planning Commission City of South
Burlington
575 Dorset Street
South Burlington, VT 05403
dkinville@sburfl.com

Elizabeth Lord, Land Use Attorney
Agency of Natural Resources
1 National Life Drive, Davis 2
Montpelier, VT 05602-3901
anr.act250@vermont.gov

Barry Murphy/Vt. Dept. of Public
Service
112 State Street, Drawer 20
Montpelier, VT 05620-2601
psd.vtdps@vermont.gov

Craig Keller/Jeff
Ramsey/Christopher Clow
VTrans Policy, Planning & Research
Bureau
Barre City Place
219 N. Main Street
Barre, VT 05641
aot.act250@vermont.gov

Vt. Agency of Agriculture, Food &
Markets
116 State Street, Drawer 20
Montpelier, VT 05620-2901
AGR.Act250@vermont.gov

Division for Historic Preservation
National Life Building, Drawer 20
Montpelier, VT 05620
accd.projectreview@vermont.gov

FOR YOUR INFORMATION

District #4 Environmental
Commission
Thomas Little, Chair
Parker Riehle/Kate Purcell
111 West Street
Essex Junction, VT 05452

Linda Bullard/Department of

Libraries
109 State Street
Montpelier, VT 05609-0601
linda.bullard@vermont.gov

NRCS, District Conservationist
Natural Resources Conservation
Service
68 Catamount Park, Ste. B
Middlebury, VT 05753
marybeth.whitten@vt.usda.gov

Winooski NRCD Office
617 Comstock Road, Suite 1
Berlin, VT 05602
info@winooskinrcd.org

Ethan Tapper, County Forester/FPR
John Gobeille & Toni Mikula/ANR -
Dept. of Fish & Wildlife
111 West Street
Essex Junction, VT 05452
ethan.tapper@vermont.gov ;
john.gobeille@vermont.gov
toni.mikula@vermont.gov

Seven Days/Classified Ad Section
255 South Champlain Street, PO
Box 1164
Burlington, VT 05402
classifieds@sevendaysvt.com

Green Mountain Power Corporation
c/o Kim Jones
163 Acorn Lane
Colchester, VT 05446
kim.jones@greenmountainpower.com

Vermont Gas Systems
PO Box 467
Burlington, VT 05402
efficiency@vermontgas.com

Efficiency Vermont
128 Lakeside Ave., Suite 401
Burlington, VT 05401
pics@veic.org

Michael Barsotti, Water Quality
Director
Champlain Water District
403 Queen City Park Road
South Burlington, VT 05403
mike.barsotti@champlainwater.org

Dated at Winooski, Vermont, this 7th day of July, 2021

- Easement Notes -

- E1.** City of South Burlington plans to widen Hinesburg Road R.O.W. by 7 feet on each side. The PROPOSED resulting line is depicted and labeled "E1" hereon.
- E1.1. - 1.2** A 20-foot-wide easement for future recreation path is PROPOSED serving the City of South Burlington, bound westerly by the PROPOSED widened street.
- E2.** 10-foot-wide easement for electric & communication lines conveyed to Green Mountain Power Corp. (GMP) and New England Telephone & Telegraph Co. (NETT) (Vol. 176 Pg. 138).
- E3.** 30-foot-wide easements for gas line serving Vermont Gas Systems, Inc. and for water line conveyed to City of South Burlington as depicted on Reference Plat E.
- E4.** 50-foot-wide easement for access, snow storage, electric & telephone line as depicted on Reference Plat C.
- E5.** 20-foot-wide sewer easement conveyed to City of South Burlington (Vol. 179 Pg. 510).
- E6.** 20-foot-wide power & communications easement serving Green Mountain Power Corp. and New England Telephone & Telegraph Co. (Vol. 275 Pg. 464).
- E7.** 10-foot-wide easement for gas serving Vermont Gas Systems, Inc. (Vol. 274 Pg. 587).
- E8.** 20-foot-wide waterline easement, 30-foot-wide sewer easement and 30-foot-wide combined water and sewer easements across Landrum to serve Dynapower building. (Vol. 278 Pg. 120)
- E9.** 20-foot-wide sewer easement running southerly and easterly from pump station, conveyed to City of South Burlington (Vol. 651 Pg. 140). Also sewer line easement (12 feet wide) conveyed to Summer Ice Joint Ventures by Burlington Properties LP (Vol. 651 Pg. 140), apparently for the same sewer line.
- E10.** 30-foot-wide water and sewer and access easement to pump station conveyed to City of South Burlington (Vol. 176 Pg. 516).
- E11.** 200' x 25' easement for electric & telephone conveyed by Burlington Properties Limited Partnership to Green Mountain Power Corp. and New England Telephone, dated 4/12/1989 (Vol. 281 Pg. 221-22).
- E12.** Sewer Pump Station (conveyed in fee) and 60' x 100' easement conveyed to City of South Burlington (Vol. 176 Pg. 516).
- E13.** Sewer line easement (20 feet wide) for possible future use, conveyed to City of South Burlington (Vol. 176 Pg. 518).
- E14.** 15-foot-wide pedestrian trail easement conveyed to City of South Burlington (Vol. 176 Pg. 514).
- E15.** A 20' x 42' sewer easement conveyed by Burlington Properties Limited Partnership to CEA Properties, LLC, dated 1/7/2008 (Vol. 804 Pg. 519-20).
- E16.** Agreement for utilization of signage between Burlington Properties LP and Lane Press, Inc. (Vol. 280 Pg. 398).
- E17.** 10-foot-wide easement for buried electric & telecom lines to serve Gm Mtn. Power Corp. and NET&T. (Vol. 572 Pg. 620).

- Highway or Street Notes -

H.1. Meadowland Drive (f/k/a Swift Street Extension) an 80-foot-wide right-of-way is subject to an Irrevocable Offer of Dedication from Burlington Properties Limited Partnership to the City of South Burlington, dated 9/12/1995 (Vol. 384 Pg. 104-108). This Irrevocable Offer of Dedication apparently supercedes a previous Irrevocable Offer of Dedication recorded (Vol. 176 Pg. 518). A third Irrevocable Offer of Dedication from Summer Ice Joint Venture to the City of South Burlington, dated 10/23/1996 was not recorded as of early March 2010.

H.2. Hinesburg Road (VT Rte. 116) is a public highway or street with a right-of-way width of 4 rods (66 feet).

H.3. Interstate Highway 89 is a public highway with a variable-width right-of-way. Reference Volume 48 Page 489, City Land Records, and Reference Plan I. No direct access to I-89 from subdivision.

H.4. Thompson and Bowdoin Streets are 60-foot-wide rights-of-way subject to Irrevocable Offers of Dedication from Burlington Properties L.P. to the City of South Burlington (Vol. 401 Pg. 350) and from Summer Ice Joint Venture to the City of South Burlington, dated 10/23/1996 (Unrecorded).

- Survey Notes -

1. Purpose of this survey and plat was to:

- Retrace, document, monument and perpetuate the perimeter boundaries of land conveyed to Burlington Properties Limited Partnership by deed of Orchard Lake Road Properties, dated 12/15/1998 and recorded in Volume 273 Page 265 of the South Burlington Land Records.
- Depict the proposed subdivision of the surveyed parcel into four (4) lots as shown.

Other neighboring property lines may be shown approximately and are for reference purposes only.

2. Field surveying was conducted during January 2010 and consisted of a closed-loop traverse utilizing electronic total-station and GPS instruments unless otherwise noted. Bearings shown are from Grid North, Vermont Coordinate System of 1983, based upon our GPS observations on or near the site.

3. Some dimensional information shown hereon may differ significantly from existing land records, plats or deeds, due to differences in orientation or methods of measurement.

4. Areas of proposed Lots 2 and 3 are calculated to the sidelines of Meadowland Drive, as shown.

- Zoning Data -

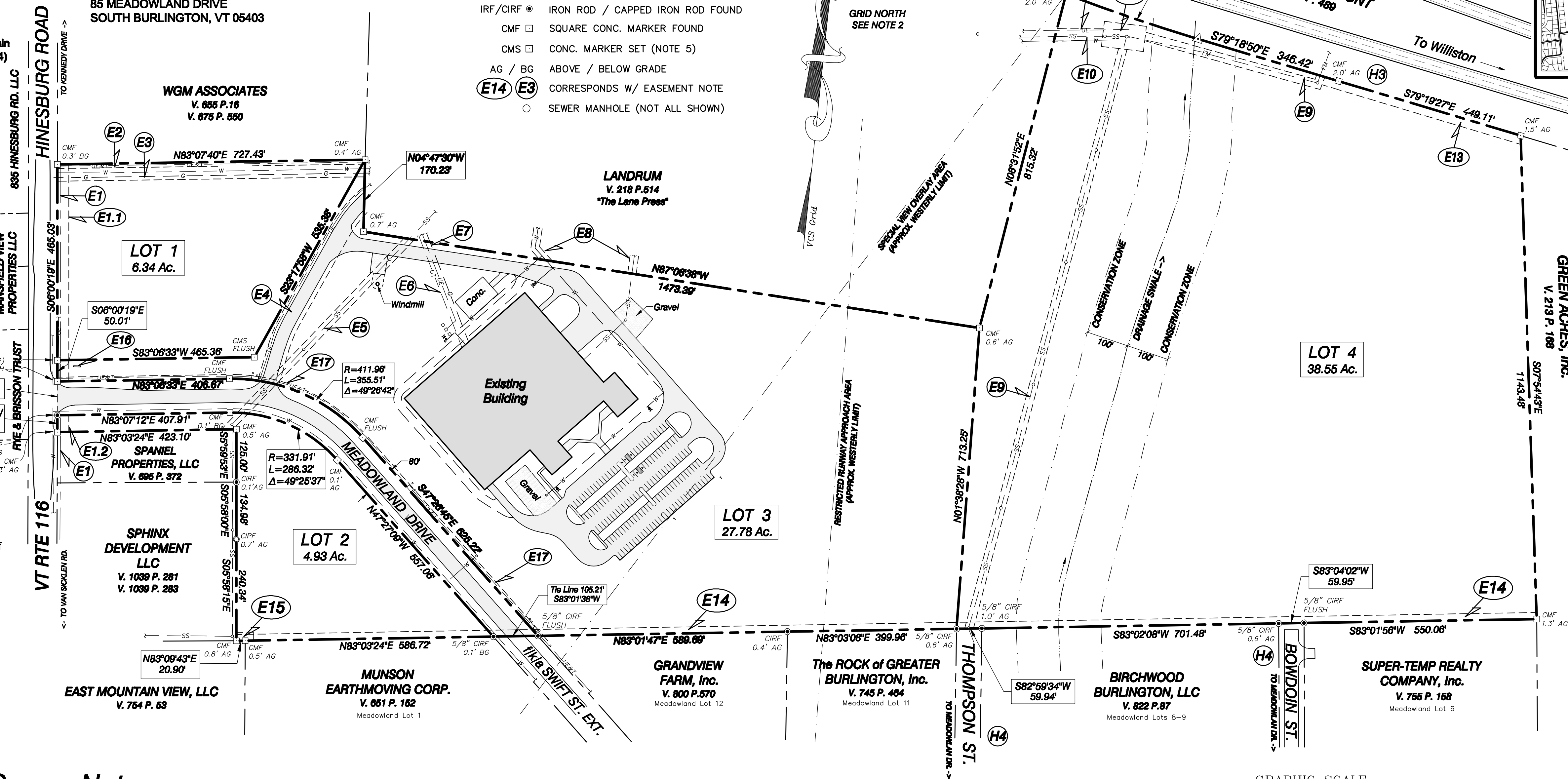
"INDUSTRIAL-OPEN SPACE" DISTRICT

LOT AREA	3 AC.
FRONT SETBACK	50'
SIDE SETBACK	35'
REAR SETBACK	50'
BUILDING COVERAGE	30%
LOT COVERAGE	50%
FRONT YARD COVERAGE	30%

OWNER of RECORD:
BURLINGTON PROPERTIES LIMITED PARTNERSHIP
85 MEADOWLAND DRIVE
SOUTH BURLINGTON, VT 05403

- Legend -

---	SUBJECT PROPERTY LINE
- - - - -	OTHER (APPROX.) PROP. LINE
- - - - -	EASEMENT SIDELINE
SS	GRAVITY SEWER LINE
G	GAS LINE
W	WATER LINE
UE	UNDERGROUND ELECTRIC
UT	UNDERGROUND TELEPHONE
IPF/CIPF	IRON PIPE / CAPPED IRON PIPE FOUND
IRF/CIRF	IRON ROD / CAPPED IRON ROD FOUND
CMF	SQUARE CONC. MARKER FOUND
CMS	CONC. MARKER SET (NOTE 5)
AG / BG	ABOVE / BELOW GRADE
E14 E3	CORRESPONDS W/ EASEMENT NOTE
○	SEWER MANHOLE (NOT ALL SHOWN)



- Reference Plats or Maps -

A. "Consolidation of Lot 8 & 9 Meadowland Business Park for: Birchwood Burlington, LLC", last revised 9/18/2008, by Civil Engineering Associates, Inc. Recorded in Map Slide 534.3, South Burlington Land Records.

B. "Boundary Plat - Linus & Sue Wiles", dated March 11, 2003, by Trudell Consulting Engineers, Inc. Vol. 425 Pg. 3 South Burlington Land Records.

C. "Meadowland Business Park - Subdivision Plat", last revised 8/27/1996, by Trudell Consulting Engineers, Inc. Recorded in Map Slide 300.3, South Burlington Land Records.

D. "Landrum and Orchard Lake Road Properties", last revised 2/03/1988, by Trudell Consulting Engineers, Inc. Recorded in Map Slide 208.5, South Burlington Land Records.

E. "Plat of Land of Semicon Components, Inc.", last revised 8/29/1986, by Trudell Consulting Engineers, Inc. Recorded in Map Slide 193.1, South Burlington Land Records.

F. "Plat of Land of Mtel, Inc.", last revised 5/21/1984, by Trudell Consulting Engineers, Inc. Recorded in Map Slide 170.4, South Burlington Land Records.

G. "Mountain View Industrial Park", last revised 12/03/1981, by Trudell Consulting Engineers, Inc. Recorded in Map Slide 153.4, South Burlington Land Records.

H. "Property Survey - Wright Farm", dated February 7, 1979, by Engineers Incorporated of Vermont. Recorded in Map Slide 150.1, South Burlington Land Records.

I. "Interstate Project in the Towns of Williston & South Burlington - Project I-89-3 (14)", Sheets 15-16 of 115, circa April 1981, by Boswell Engineering Co., VTrans District 5 Engineer's Office.

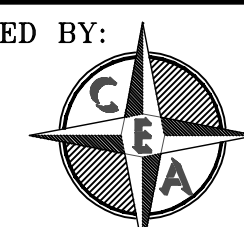
J. "Plat of Survey - Gamal Eltabbakh", last revised 9/28/2011 by Civil Engineering Associates, Inc. Recorded in Map Slide 580.3, South Burlington Land Records.

To the best of my knowledge & belief this plat properly depicts the results of a survey conducted under my direct supervision, based upon our analysis of record and physical evidence found. Existing boundaries shown are substantially consistent with the record unless otherwise shown. This plat is in substantial compliance with 27 VSA 1403. This statement valid only when accompanied by my original signature and seal.

Timothy R. Cowan

VT LS 597

SURVEYED BY:



CIVIL ENGINEERING ASSOCIATES, INC.

10 MANSFIELD VIEW LANE
SOUTH BURLINGTON, VT 05403
PHONE 802-864-2323 FAX 802-864-2271

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DRAWN
MJW/TRC

CHECKED
JLM

APPROVED
TRC

DATE	CHK'D	REVISION
06.29.12	TRC	REV. FOR ACT 250 SUBMITTAL
09.15.10	TRC	REC. EASE. ON RTE. 116
04.06.10	TRC	ADD EASEMENT DATA

**PROPOSED
4-LOT SUBDIVISION**

**BURLINGTON
PROPERTIES
LIMITED
PARTNERSHIP**

**85 MEADOWLAND DRIVE
SOUTH BURLINGTON, VERMONT**

DATE
MAR. 10, 2010

ORIGINAL SCALE
1" = 150'

PROJ. NO.
09202

DRAWING NUMBER

P1

July 8, 2021

Nils Behn
Aegis Renewable Energy, Inc.
340 Mad River Park
Waitsfield, VT 05473
nbehn@aegis-re.com

RE: Advance Notice of Petition for SL Maple Solar I, LLC's 150 kW Project in Charlotte, VT – Carpenter Road (Case # 21-2094-AN)

Dear Mr. Behn:

Chittenden County Regional Planning Commission (CCRPC) has received the 45-day notice of a Section 248 Petition to be filed with the Vermont Public Utility Commission for a 150 kW solar project on Carpenter Road in Charlotte, VT. CCRPC has reviewed this project's conformance with CCRPC's *2018 Chittenden County ECOS Plan*, which gained a Determination of Energy Compliance from the Vermont Department of Public Service on August 9, 2018.

ECOS Energy Goal

CCRPC finds that this project meets the intent of the Energy Goal (Goal #17) of the *2018 ECOS Plan*: "Move Chittenden County's energy system toward a cleaner, more efficient and renewable system that benefits health, economic development, and the local/global climate by working towards the State's Comprehensive Energy Plan goals."

Strategy 2, Action 4b of the ECOS Plan states "CCRPC supports the generation of new renewable energy in the County to meet the Vermont Comprehensive Energy Plan's goals of using 90% renewable energy by 2050, in a manner that is cost effective and respects the natural environment." Development of the proposed solar facility would implement this action.

The Plan's suitability policies help determine whether projects are cost effective and the Plan's constraint policies help determine whether projects respect the natural environment:

Suitability Policies

The *2018 ECOS Plan* recommends the location of renewable energy generation facilities in appropriate locations, as defined by the policies in Strategy 2, Action 4b. Inability to meet these guidelines does not necessarily preclude the ability to develop renewable energy generation development. The project as proposed meets two of the suitability policies:

- The project is located proximate to existing distribution infrastructure with adequate capacity and near areas with high electric load.
- The project is outside of any state designated centers or historic districts.

Constraints Policies

The 2018 ECOS Plan states that development should be located to avoid state and local known constraints that have been field verified, and to minimize impacts to state and local possible constraints that have been field verified (Strategy 3, Action 1.f and Strategy 4, Action 1.f and Action 2.e). We've identified a number of constraints in our review and are therefore asking for further information before determining whether this project as proposed is in conformance with the Regional Plan.

Our review indicates that the following state known constraints may be impacted by the project:

- Class 1 and 2 wetlands: The proposed facility is located on a lot that contains a Class 2 wetland per the Vermont State Wetlands Inventory. CCRPC requests that the full petition confirm that no new infrastructure will be located within a wetland; unless approval is received from the Vermont Agency of Natural Resources.

Our review indicates that the following state possible constraints may be impacted by the project:

- Agricultural Soils and Hydric Soils: The proposed facility is located on an area composed of prime and statewide agricultural soils. CCRPC requests that impacts to these soils be minimized in accordance with the recommendations of the Vermont Agency of Agriculture.
- Protected Lands: The proposed facility is located on land that appears to be subject to a Vermont Land Trust easement. CCRPC requests that the applicant confirm the existence of this easement in the full petition and explain if this easement restricts solar development on the site.

Our review indicates that the following local possible constraints may be impacted by the project:

- Slopes Greater Than 15%: Part of the proposed parcel contains slopes greater than 15% grade. Please confirm the proposed facility is not located in this area.
- Land in Active Agriculture: The parcel is actively being farmed. Development of the parcel to a solar facility would likely remove the parcel from agricultural production. Please provide more information about how impacts to this constraint may be mitigated in the full petition.
- Water Supply Protection: The proposed facility is located in a water supply protection area. Please provide more information about how impacts to this constraint may be mitigated in the full petition.

These comments are based on information currently available; CCRPC will review the full petition before making a final decision regarding the project's conformance with the ECOS Plan and both the suitability and constraints policies.

Please feel free to contact me with any questions.

Sincerely,

Charlie Baker
Executive Director

cc: CCRPC Board

Dean Bloch, Town Administrator, Town of Charlotte

Attachment A - Conceptual Site Plan

ELECTRICAL EQUIPMENT INFORMATION

ZNSHINE ZOMG-NH144-420
QTY. 508 4 40W

ELECTRICAL CHARACTERISTICS (STC)

- MAX. POWER CURRENT (IMP): 10.24A
- MAX. POWER VOLTAGE (VMP): 43.0V
- SHORT CIRCUIT CURRENT (ISC): 10.66A
- OPEN CIRCUIT VOLTAGE (VOC): 51.4V
- SIZE: 2094 mm X 1036 mm X 35mm
- WEIGHT: 24 KG.

INPUT (DC)

- MAX. DC POWER: 22.5kW
- MAX. INPUT VOLTAGE: 1000 VDC
- NOMINAL INPUT VOLTAGE: 440 VDC
- MAX. INPUT CURRENT: 51 ADC

OUTPUT (AC)

- RATED AC POWER OUTPUT: 15,000 W
- MAX. AC POWER: 15,000 VA
- MAX. OUTPUT CURRENT: 62.5 A

PARCEL LINES SHOWN ARE APPROXIMATE. SOURCE: VERMONT ANR & FIELD OBSERVATIONS. EXACT PARCEL BOUNDARIES TO BE CONFIRMED PRIOR TO CPG APPLICATION.

PV ARRAY AREA:
APPROX. 0.65 AC
508 MODULES
223.52KW DC

UNDERGROUND POWER TO FOI
EXACT LOCATION TBD

419

DISTANCE TO ABUTTING
RESIDENCE

INVERTER, MDP, DAS, METER

PROPOSED TREE CUT: 3-5 TREES

APPROXIMATE LOCATION
OF SLURRY PIT

 $168' \pm$

Carpenter Rd

© 2021 Google

SITE PLAN

$$1'' = 30'$$


REVISIONS

NO.	DESCRIPTION	DATE	BY
1.	SETBACK MODIFIED	4-7-21	DM
2.	ARRAY LAYOUT MODIFIED	4-14-21	DM
3.	NEW BASE IMAGE USED	6-10-21	DM

152 OF THESE OF AMERICA

IN THESE DRAWINGS, THESE DRAWINGS ARE INTENDED FOR THE OWNER'S PLANNING, CONSTRUCTION AND OTHER PURPOSES FOR THE PROJECT AND ARE NOT TO BE USED FOR ANY OTHER PURPOSE. THE OWNER HAS ADVISED HIS CONSTRUCTION DRAWINGS HAVE BEEN MADE AS SUCH AND ARE APPROVED BY A REGISTERED ARCHITECT.

BY USE OF THESE DRAWINGS IN ANY OTHER MANNER THAN AS INTENDED HEREIN, THE USER OF THESE DRAWINGS, THE USER, REPRESENTS THAT THEY HAVE PURPOSE, INTENTIVE, AND HAVE USED THE DRAWINGS, OBTAINED ALL NECESSARY PERMITS, AND HAVE MET ALL APPLICABLE PARAS AND ORDINANCES, INCLUDING, BUT NOT LIMITED TO, CONTRACT DOCUMENTS, SPECIFICATIONS, PERMITS, CONTRACTS, AND ORDINANCES, REGARDING THE PERMANENT LAND, FILL, AND FILLING, AND OTHER PERTINENT PERMITS FOR CONSTRUCTION.

3. AEGIS AND THEIR ENGINEER ARE RESPONSIBLE FOR FINAL DESIGN AND LOCATION OF BUILDING'S "FOOTPRINT" INCLUDING AN AREA DESIGNATED THE 10 FEET AROUND THE BUILDING AND COORDINATING FINAL UTILITY COLLECTIONS SHOWN ON THESE PLANS.

4. PRIOR TO USING THESE PLANS FOR CONSTRUCTION PURPOSES, THE USER SHALL CONSULT ADEQUATE PROFESSIONAL ENGINEERING TO ENSURE THE PLAN CONTAINS THE NECESSARY CURRENT REVISIONS.

5. THESE DRAWINGS ARE SPECIFIC TO THE PROJECT AND ARE NOT

6. IT IS THE USER'S RESPONSIBILITY TO DISCLOSE THIS COPY COPIABLES
TO EACH OFFICE RECEIVING IT. IF NOT, PLEASE CONTACT AGUS
@DIBAHUB.PHILIPS

PROJECT TITLE AND DETAILS	
PROJECT TITLE	PROJECT NO.
PROJECT DESCRIPTION	
PROJECT LOCATION	
PROJECT STATUS	
PROJECT START DATE	
PROJECT END DATE	
PROJECT MANAGER	
PROJECT TEAM	
PROJECT BUDGET	
PROJECT RISK	
PROJECT CHALLENGES	
PROJECT SUCCESS FACTORS	
PROJECT LESSONS LEARNED	
PROJECT CONTACT INFORMATION	
PROJECT APPROVAL	
PROJECT SIGNATURE	
PROJECT DATE	

CONCEPTUAL SITE PLAN

PROJECT TITLE AND DETAILS

DONEGAN PV ARRAY
CARPENTER RD
CHARLOTTE VT
223,520 W DC
150,000 W AC

අනෙක් තිල

SITE PLAN

DATE: 03/30/2011

SCALE: 1"=50'

PROJECT NUMBER:

DRAWN BY:

PROJECT ENGINEER:

APPROVED BY:

FILE LOCATION:

[illegible]

C2-01



Natural Resources Atlas
Vermont Agency of Natural Resources

vermont.gov



1: 2,435
June 9, 2021

LEGEND

Rare Threatened Endangered
Threatened or Endangered
Rare

Deer Wintering Areas
Wetland - VSWI
Class 1 Wetland
Class 2 Wetland
Buffer

Parcels (standardized)
Roads
Interstate
US Highway, 1
State Highway
Town Highway (Class 1)
Town Highway (Class 2,3)
Town Highway (Class 4)
State Forest Trail
National Forest Trail
Legal Trail
Private Road/Driveway
Proposed Roads

Stream/River
Stream
Intermittent Stream

Town Boundary

NOTES

Map created using ANR's Natural Resources Atlas

124.0

0

62.00

124.0 Meters

1" = 203 Ft.

1cm = 24 Meters

THIS MAP IS NOT TO BE USED FOR NAVIGATION

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July 8, 2021

Encore Renewable Energy
c/o Phillip D. Foy
220 Main Street
Second Floor, Suite 2C
Burlington, VT 05401

Re: UVM Solar Research and Test Facility – 45-day Notice of Application (#21-2171-AN)

Dear Mr. Foy,

The Chittenden County Regional Planning Commission (“CCRPC”) is in receipt of the 45-day notice of application submitted by UVM Solar Research and Test Facility for the construction of a 50 kW solar array to be located on Intervale Road in Burlington, VT. The subject parcel is owned by the City of Burlington. CCRPC has reviewed this project’s conformance with CCRPC’s 2018 Chittenden County ECOS Plan, which gained a Determination of Energy Compliance from the Vermont Department of Public Service on August 9, 2018.

ECOS Energy Goal

CCRPC finds that this project meets the intent of the Energy Goal (Goal #17) of the *2018 ECOS Plan*: “Move Chittenden County’s energy system toward a cleaner, more efficient and renewable system that benefits health, economic development, and the local/global climate by working towards the State’s Comprehensive Energy Plan goals.”

Strategy 2, Action 4b of the ECOS Plan states “CCRPC supports the generation of new renewable energy in the County to meet the Vermont Comprehensive Energy Plan’s goals of using 90% renewable energy by 2050, in a manner that is cost effective and respects the natural environment.” Development of this solar facility helps implement this action.

The Plan’s suitability policies help determine whether projects are cost effective, and the Plan’s constraint policies help determine whether projects respect the natural environment:

Suitability Policies

The *2018 ECOS Plan* recommends the location of renewable energy generation facilities in appropriate locations, as defined by the policies in Strategy 2, Action 4b. The project as proposed meets the following suitability policies:

1. Locate energy generation proximate to existing distribution and transmission infrastructure: The proposed facility is located adjacent to existing distribution infrastructure.
2. Locate solar generation on previously impacted area: The proposed facility is located on an area used for wood scrap collection.
3. Locate ground-mounted solar larger than 15 kW...outside of state designated village centers: The project is not located within a designated village center.

CCRPC finds that the location of this project meets the suitability policies of the 2018 ECOS Plan.

Constraints Policies

The *2018 ECOS Plan* states that development should be located to avoid state and local known constraints that have been field verified, and to minimize impacts to state and local possible constraints that have been field verified (Strategy 3, Action 1.f and Strategy 4, Action 1.f and Action 2.e). Our review indicates that three State known constraints may be impacted by the project:

- **River Corridors:** Part of the proposed facility is possibly located within a River Corridor along the Winooski River. CCRPC requests that the full petition confirm that no new infrastructure will be located within the River Corridor; unless approval is received from the Vermont Agency of Natural Resources.
- **Rare, threatened and endangered species:** Information from the Agency Natural Resources indicates the possible location of existence of a rare, threatened, or endangered species in the vicinity of the proposed project. CCRPC requests that the petitioner identify the existence, or not, of rare, threatened, or endangered species in the full petition. If this constraint exists on site, the full petition should confirm that no new infrastructure will impact this constraint; unless approval is received from the Vermont Agency of Natural Resources.
- **Class 1 and Class 2 Wetlands –** The proposed facility is located on a lot that may contain Class 2 wetlands. CCRPC requests that the full petition confirm that no new infrastructure will be located within a wetland; unless approval is received from the Vermont Agency of Natural Resources.

Our review indicates that two State possible constraints may be impacted by the project:

- **Flood Hazard Area –** The proposed project is located within the Flood Hazard Area. CCRPC requests that impacts to the Flood Hazard Area be minimized in accordance with the recommendations of the Vermont Agency of Natural Resources.
- **Agricultural Soils –** The proposed project appears to be located on prime agricultural soils and statewide important agricultural soils. CCRPC requests that impacts to the prime agricultural soils and statewide important agricultural soils be minimized in accordance with the recommendations of the Vermont Agency of Natural Resources.

Further, one local possible constraint may be impacted by the project:

- **Mixed Use, Institutional, Core Campus, and Enterprise Zoning Districts -** The proposed project is located within the Enterprise Zoning District. Based on conversations with City of Burlington Planning Staff, this constraint is likely not an impediment to developing a facility on-site.

These comments are based on information currently available; we may have additional comments as the process continues. We understand that the project may change between the submittal of the advance notice and the final petition. CCRPC will review the project location again with each new submittal to confirm our findings.

Please feel free to contact me with any questions.

Sincerely,

Charlie Baker
Executive Director

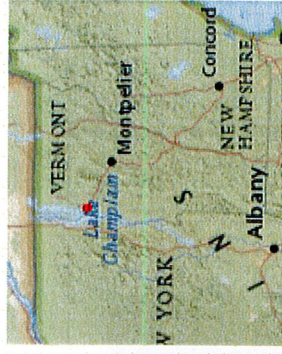
CC: CCRPC Board
Scott Gustin, Principal Planner for Development Review, City of Burlington



Preliminary Natural Resources Map

UVM Solar Research and Test Site Solar Project

vermont.gov



1: 5,775
May 12, 2021

293.0 0 146.00 293.0 Meters
1" = 481 Ft. 1cm = 58 Meters
WGSS_1984_Web_Mercator_Auxiliary_Sphere
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LEGEND

- Deer Wintering Areas
- Vernal Pools Confirmed - AE/
- Wetland - VSWI
 - Class 1 Wetland
 - Class 2 Wetland
 - Buffer
- Flood Hazard Areas (Only FEN)
 - AE (1-percent annual chance flood)
 - A (1-percent annual chance flood)
 - AO (1-percent annual chance zone feet)
 - 0.2-percent annual chance flood ha
- Parcels (standardized)
- Stream/River
 - Stream
 - Intermittent Stream

NOTES

Map created using ANR's Natural Resources Atlas:
Preliminary Natural Resources Map

CHITTENDEN COUNTY REGIONAL PLANNING COMMISSION
MS4 SUBCOMMITTEE
OF CLEAN WATER ADVISORY COMMITTEE – **DRAFT** MINUTES

DATE: **Tuesday, July 6, 2021**
SCHEDULED TIME: 12:15 p.m. to 1:30 p.m.
PLACE: In-person at CCRPC office and ONLINE via Zoom
DOCUMENTS: Minutes, documents and presentations discussed and a video recording accessible at:
<http://www.ccrpcvt.org/meetings/clean-water-advisory-committee/>

Committee Members in Attendance (all attending online unless otherwise noted)		
Burlington: James Sherrard	Burlington Airport: Catie Calabrese	Williston: Christine Dougherty
Colchester: Karen Adams	Milton: Dave Allerton, Kristen Jensen	Winooski: Ryan Lambert
Essex: Annie Costandi, co-chair (in-person)	Shelburne:	VAOT: Jennifer Callahan
Essex Junction:	South Burlington: Dave Wheeler	Univ. of VT: Lani Ravin
DEC:		
Other Attendees: Pluck: Dave Barron; WNRCD: Kristen Balschunat; Stone Environmental: Dave Braun, Amy Macrelis; Fitzgerald Environmental: Joe Bartlett; BLUE(R): Jill Sarazen		
CCRPC Staff: Dan Albrecht (in person), Sai Sarepalli		

1. Call to Order, Changes to the Agenda and Public Comments on Items not on the agenda:

The meeting was called to order at 12:17 p.m. by co-chair, Annie Costandi. No changes to the agenda nor public comments were made.

2. Review and action on draft minutes of June 1, 2021

After a brief recap by Dan Albrecht, *James Sherrard made a motion, seconded by Dave Wheeler to approve the minutes of June 1st as drafted. No further discussion. MOTION PASSED with no abstentions.*

3. Decide use of anticipated FY21 year-end surplus of ~\$12,423

Dan displayed a spreadsheet detailing the checking account balance, the original FY21 budget and known final expenses for FY21. The most notable difference is that Dan's hours for FY21 came in at around 107 hours, 27 hours more than anticipated. This was due to the extra work needed to develop and issue and manage the RFP for Social Change Marketing Services plus developing the new contract (with Pluck) for that as well as processing paperwork related to 2-year extension for WNRCD for Stream Team services. Dan noted that he should have seen that coming and planned accordingly. Recently, Dan has also been working on the issue of incorporating Adopt a Drain into the planned work for FY22. After factoring in approximately \$2,625 to cover those extra hours and factoring the need to retain accrued funds to cover survey costs in 2023, this leaves a usable accrued surplus of about \$11,808. Dan also noted that expenses for the WNRCD were less than anticipated (by about \$6,000) due to staff transitions there. WNRCD asked and the co-chairs and he concurred that those funds be carried over for use into FY22 on top of the \$25,000 already allocated for FY22.

Dave Barron of Pluck recapped his proposed two options of 1 Social Media Content Development and 2. Refresh Current Animated Spots. The first option will help to build more engagement and conversation with our audience (rather than just "broadcasting" to them) while the 2nd option merely just moves up a planned FY23 task one year earlier.

Kristen Balschunat of WNRCD outlined the respective costs of hosting one or two regional rain barrel workshops.

After discussion of some of the details of the proposals by Pluck and WNRCD, *Karen Adams made a motion, seconded by Christine Dougherty to approve use of the surplus funds as follows: a) Social Media Content Development at \$500 per month for Pluck totaling \$6,000 and b) one regional rainbarrel workshop by WNRCD for \$3,110 for a combined total of \$9,110. Motion passed unanimously.* Annie noted that this will still leave a small working surplus for FY22 as previously recommended by Dan.

4. Update from municipalities participating in Adopt-a-Drain Program

1 Annie recapped the 6/16 memo attached to the Subcommittee webpage. CCRPC will serve as the point of
2 contact and contractee with the Adopt a Drain program and bill participating municipalities accordingly.
3 WNRCD / Stream Team will assist with implementing the program with Essex, Essex Junction and Burlington
4 as their 3 “outreach” towns for FY22 and then Milton and Colchester getting going later this fiscal year or
5 early in FY2023.
6

7 **5. Q&A with Dave Braun, Stone Environmental: continuation of select stream gauges**

8 Dave started off by saying that Stone, assisted by Fitzgerald Environmental, are ready and able to assist
9 these gauges to continue. So far, there seems to be strong interest from South Burlington, Winooski and Essex
10 to keep the gauges going at Potash, Morehouse and Indian brooks, respectively. The current program ends
11 December 31, 2021 and consists of 11 stream monitoring site and 10 tipping buckets used as index . watershed
12 precipitation. Even though the program has been going on many years it can’t run on auto-pilot. There is
13 annual and ongoing maintenance. The total cost for the current program is just over \$100,000 equating to
14 about \$9,300 per stream.

15 If program was downsized, would need to try to keep at least one gauge per watershed. Don’t want to go
16 below seven sites. Winterflow data has been tenuous so that could be discontinued. Going forward the data is
17 good to deal with the issue of flow targets. Data could also be used to address issues like chloride, credits for
18 floodplain reconnection, etc.

19 Karen Adams asked for more detail regarding chloride. Dave said one could either monitor a site for two
20 years or monitor more sites for a two-week period during early spring snowmelt.
21

22 **9. Items for August 3rd meeting agenda**

23 t.b.d.
24

25 **10. Adjournment**

The meeting was adjourned at 1:30 p.m.

26
27 *Respectfully submitted, Dan Albrecht*
28

CHITTENDEN COUNTY REGIONAL PLANNING COMMISSION
PLANNING ADVISORY COMMITTEE - MINUTES

DATE: Wednesday, June 9, 2021
TIME: 2:30 p.m. to 4:00 p.m.
PLACE: Virtual Meeting via Zoom with link as published on the agenda

Members Present:

Joss Besse, Bolton (leave at 3:30pm)
Paul Conner, So. Burlington
Darren Schibler, Essex
Katherine Sonnick, Jericho
Melinda Scott, Williston
Robin Pierce, Essex Junction
Alex Weinhagen, Hinesburg
Sarah Hadd, Colchester (leave at 3:45pm)
Eric Vorwald, Winooski
Zachary Maia, Colchester
Owiso Makuku, Essex

Meagan Tuttle, Burlington
Virginia ??, Richmond

Staff:

Regina Mahony, Planning Program Manager
Melanie Needle, Senior Planner
Taylor Newton, Senior Planner
Charlie Baker, Executive Director

Other:

Christian Matthews, Underhill Planning Commission member

1. Welcome and Introductions

Joss Besse called the meeting to order at 2:36 p.m.

2. Approval of May 12, 2021 Minutes

Paul Conner made a motion, seconded by Katherine Sonnick, to approve the May 12, 2021 minutes. No further discussion. MOTION PASSED.

3. Town of Underhill Plan Update

Joss Besse stated that this Plan was previously reviewed by the PAC last April 2020. Joss Besse asked Taylor Newton to provide information on this agenda item. Taylor Newton stated that the required edits that the PAC requested last April have been incorporated into the latest draft of the Plan (future land uses compatible with neighbors, educational and vocational training goal, and a strategy that more clearly promotes energy efficient buildings). Regina Mahony described Underhill's process over the last year and added that the additional revisions are in the attached memo. Regina Mahony stated that the changes don't impact consistency with the goals and elements so staff recommends that the recommendation for approval that the PAC made last spring still stand. Planning Commission member Christian Matthews reiterated that the memo covers what has been changed and the process they've been following. The draft Plan can be found [here](#).

Paul Conner stated that since no action is needed on this plan, he asked CCRPC staff to consider requesting stronger policy statements for promotion of energy efficient buildings in the future, rather than simply reiterating what Town's are required to do (promote use of building energy standards).

4. FY22 Funding & Programming

Regina Mahony stated that there are several funded programs coming to the CCRPC in FY22 and we'd like to gauge interest from the PAC on these programs. These include ARPA project prioritization, housing bylaw modernization and energy implementation.

Regina Mahony stated that RPC's have some funding to assist municipalities in project list development and prioritization for **American Rescue Plan Act (ARPA)**. Regina added that VLCT is leading this effort, and much of the guidance is still being worked out. Regina asked members if their communities have started having these conversations (acknowledging that this might not be on the planner's plates) and if there is any clear path for how CCRPC can help? Members responded that for the most part this work has not been tasked to them. But some communities have begun talking about it: Jericho has thought about broadband and water infrastructure; and

1 Burlington plans to have a public process later in the summer to get feedback on it. There was a suggestion for
2 CCRPC to provide the municipalities with information on how much money each municipality is getting and clarity
3 on what the state's funds can be used for as it would be advantageous for the towns to access those funds. Regina
4 Mahony added that CCRPC will be pulling together broadband coverage options for Chittenden County and will hold
5 a meeting to try to decide what path to take. Regina Mahony added that the amount of funding is still not 100% clear
6 because there is an issue with the county funding. Charlie Baker clarified that currently the Treasury believes that
7 Vermont does have a "general purpose government" in the side judges. They've made exceptions for other New
8 England states, but have yet to do so for Vermont. The state delegation is making the case that the side judges really
9 aren't a "general purpose government". The amount of funds coming to the municipalities will depend on how this is
10 decided. Of the eligible activities the side judges could use it for revenue shortfall (at 4%).
11

12 Regina Mahony stated that there is \$650,000 for **bylaw modernization work specifically for smart growth**
13 **housing**. ACCD has asked the RPC's their thoughts on whether this funding should go through the Municipal
14 Planning Grant process or should it be allocated to the RPCs for direct work with the towns. Regina Mahony asked
15 the members if they have housing bylaw work ready to go for FY22, and if they prefer how the funding should be
16 distributed. The upside to distributing the funds to the RPCs is that it can be used more quickly than the MPG process
17 (though there is an issue of staff capacity at CCRPC). There was a question about if the funding goes through the
18 RPC's if that means CCRPC staff would do it or consultants. Charlie Baker stated that the idea would be to use the
19 MPG process if you want to use a consultant. There was quite a bit of discussion about completeness of the work in
20 FY22 (adoption would be nearly impossible), what specific tasks can be included (at this point CCRPC staff thinks it
21 is specific to housing bylaw work), and whether a match would be required (all municipal budgets for FY22 are fixed
22 at this point so they can't add anything in to cover match). Overall, the feedback included: the sooner the funding can
23 become available the better; the more time the funding can be used the better (or at least not require adoption within
24 the timeframe); and the more flexible on tasks the better. Few members expressed tasks that would be a good fit
25 (potentially Essex and RPC assistance would be best); more members expressed current workplans do not include
26 this work directly but if it were flexible, they might have some projects that would fit (Hinesburg, Winooski).
27 CCRPC will get some questions answered and provide feedback to ACCD. This will be decided in the next few
28 weeks because it will either be added to RPC FY22 contracts or not.
29

30 Lastly, Regina Mahony stated that the RPCs are getting funding to assist municipalities with **implementation of**
31 **their energy plans**. CCRPC anticipates getting \$129,000 for this work. The intent is for this to be year 1 or three
32 years of funding, but only the first year is committed. CCRPC is planning to hire a staff person for this work,
33 however we want to make sure that we have enough demand. Regina Mahony asked members if they have projects
34 that could benefit from this staff person. There was as discussion that most energy committees do not have staff, so
35 providing staff support would be helpful (Essex, Jericho, Williston). However, it was discussed that we will not be
36 very successful in moving the needle on energy if we only staff committees and don't have any real deliverables to
37 show. Other ideas included: address transportation issues that really can't be done at the local level; work on
38 community net metering projects; grant writing to access \$1 million in state funds for climate and energy; scoping
39 projects; etc. Regina Mahony suggested that CCRPC will put out a minor solicitation to the Towns (Managers,
40 Planners, Energy Committee Chairs) for real action-oriented projects. This would help us figure out how to ensure
41 we do tangible work and to distribute the work equitably. At the same time CCRPC will start advertising for the
42 position.
43

44 **5. Members Items Open Forum**

45 Regina Mahony asked if any members had any items to discuss with each other.

46
47 Members congratulated Sarah Hadd on her move to Town Manager of Fairfax.

48
49 Meagan Tuttle told folks to save the date for the VPA Executive Committee. It will be on Friday, July 16th – in
50 person with potential for a social event.
51

52 **6. Regional Act 250/Section 248 Projects on the Horizon.**

53 Regina Mahony asked the PAC to email Regina and Taylor any Act 250/Section 248 updates.
54

1 Paul Conner asked Meagan Tuttle to update the group on a 9 to 10 story building approved in Burlington. Meagan
2 Tuttle said that the project is next to People's Bank on Pine Street, and was able to take advantage of the reduced
3 parking requirements. It may not go to Act 250 due to the number of inclusionary housing units in the project.
4

5 Regina Mahony asked Meagan Tuttle about the status of the City's proposed short-term rental regulations. Meagan
6 reported that they will move to City Council after the City Council is done with the budget process.
7

8 **7. Other Business**

- 9 a. CCRPC is working with three other regions (Addison, Rutland and Central VT) on a combined Comprehensive
10 Economic Development Strategy (CEDS) currently called the West Central Vermont CEDS. While Chittenden
11 County already has a CEDS this will help us update that component of the ECOS Plan (in 2023); and set us up
12 for the possibility of becoming an [Economic Development District](#), which could provide a more consistent
13 amount of EDA funding in the region. **You should have received an invitation for the first public**
14 **engagement event on June 17th. We hope you can join us.**
15 b. State Comprehensive Energy Plan – Chittenden County input meeting. Save the Date – June 28th 6 to 8pm.
16

17 **9. Adjourn**

18 Meeting adjourned at 3:45pm.

19
20 Respectfully submitted, Regina Mahony
21

CCRPC Equity Leadership Team
July 7, 2021

Watch this video about [Redlining](#)

Discussion – legacy of wealth for whites, which largely is from home ownership

- Can CCRPC work with regular banks to change their lending/down payment policies?
- Charlie is involved with Opportunities Credit Union to help ensure underwriting is more fair
- He sees CCRPC role as working with municipalities to update their zoning rather than with banks
- Example of one neighborhood who didn't want new connection to other neighborhood because "they don't want those people to walk through our neighborhood."
- Layers of legal system/appeal process is onerous and developers usually choose to scale back projects rather than fight locals.
- Discussion of modern day covenants and "keeping people out"

Equity Audit

- Reminder about role of this group
- Update on focus groups – staff, Board, partners
- Feedback about survey:
 - Reminder that audience is CCRPC board, staff, and some partners
 - Generally took about 7-10 min to complete
 - Discussion of suggested changes, how to articulate why this work is important to communities.
 - The audit will be used to raise awareness over time and can be revisited
 - Should we ask demographic questions? Could use other questions as proxy for income level, but also could ask directly. We're not looking for representative sample so some demographic questions may not be needed.
- Make plan for fielding the survey (CCRPC staff role and Equity Leadership Team role)
 - Need email list for who to send survey to
 - All SB/council members, plus Department heads, HR directors...?
 - Next Board meeting is July 21 so survey can go out before then
 - Message should come from CCRPC with follow up from individual Board members
 - We will send individual messages rather than one list with BCC so Board members will know who to follow up with
 - Charlie will ask all board members at their next meeting to reach out to respective muni staff, etc.
 - Set response rate goal when we have list ready (18 towns)
- Think about location for Nov event – O'Brien Comm Center, AALV space, maybe Expo Center

Next meeting August 10, 1-3 pm

Check shared doc for meeting notes, etc. <https://www.ccrpcvt.org/racial-equity/>