

District 7
 Certcode 0306-0

CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2021

Fill out form, make and file a copy with the Town Clerk, and submit the Mileage Certificate on or before February 20, 2021 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section through upload to the secure FTP site or if necessary via mail to: VTrans PPAID - Mapping Section, 2178 Airport Rd, Unit B, Berlin, VT 05641.

We, the members of the legislative body of KIRBY in CALEDONIA County on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305, added 1985, is as follows:

PART I - CHANGES TOTALS - Please fill in and calculate totals.

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	0.000				0.000
Class 2	4.010				0.000
Class 3	20.17				0.000
State Highway	0.967				0.000
Total	25.147				0.000
* Class 1 Lane	0.000				
* Class 4	3.95		0.16 -162	3.79 -3.788	0.000
* Legal Trail	0.75				

* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are NOT included in total.

- PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.** Mileage adjustments by K. Alley (VTrans). Class 4 mileages rounded to nearest 0.01 mi.
- NEW HIGHWAYS:** Please attach Selectmen's "Certificate of Completion and Opening".
 - DISCONTINUED:** Please attach SIGNED copy of proceedings (minutes of meeting).
 0.16
 .162 mile of Class 4 section of TH #14 to correct termination point
 - RECLASSIFIED/REMEASURED:** Please attach SIGNED copy of proceedings (minutes of meeting).
 - SCENIC HIGHWAYS:** Please attach a copy of order designating/discontinuing Scenic Highways.

IF THERE ARE NO CHANGES IN MILEAGE: Place an X in the box and sign below.

PART III - SIGNATURES - PLEASE SIGN.

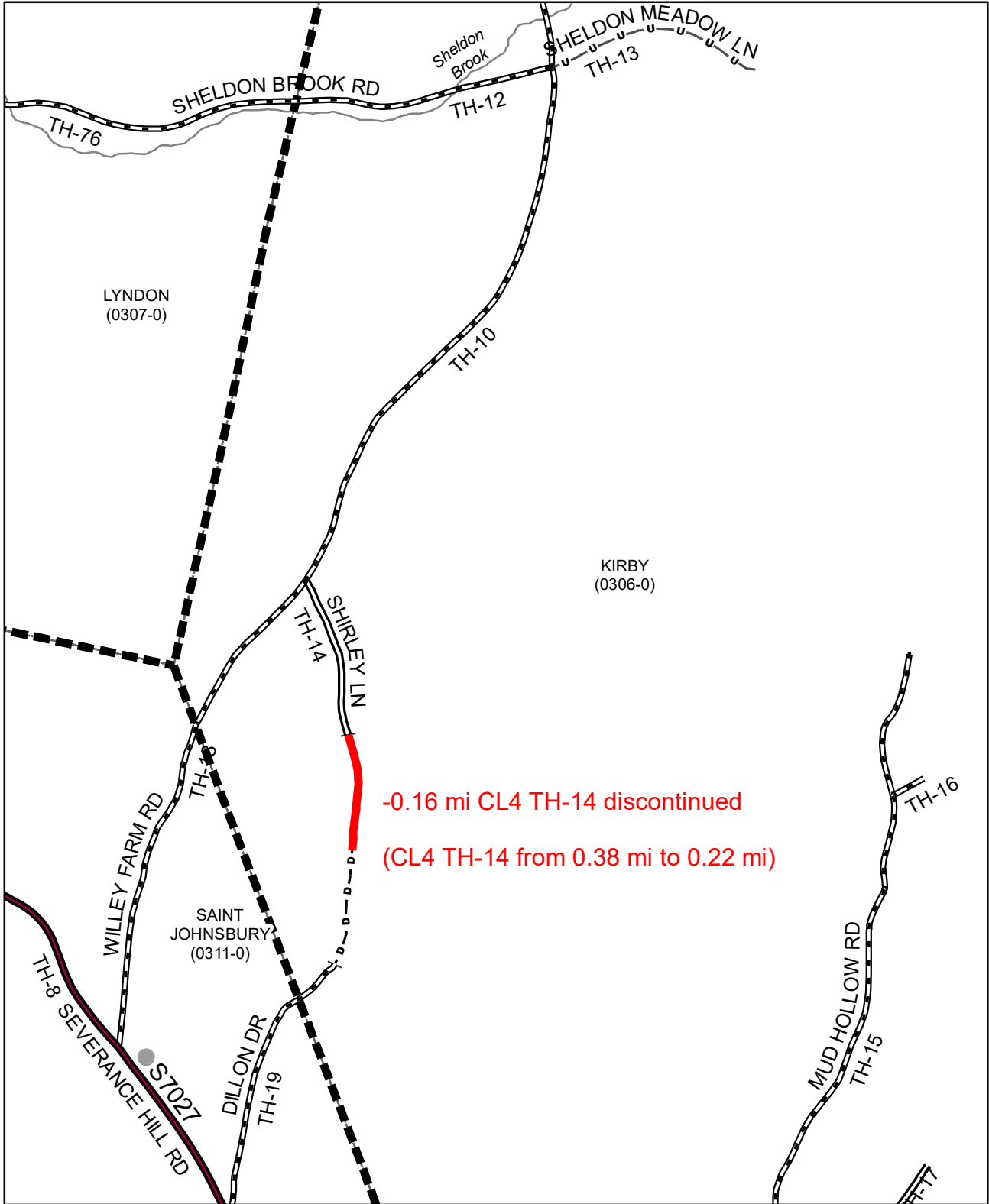
Signatures of Selectmen/ Aldermen/ Trustees:

Signature of T/C/V Clerk: Wade Date Filed: February 1, 2021

Please sign ORIGINAL and return it for Transportation signature.

AGENCY OF TRANSPORTATION APPROVAL: Signed copy will be returned to T/C/V Clerk.

APPROVED: _____ DATE: _____
 Representative, Agency of Transportation



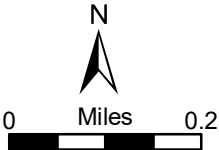
-0.16 mi CL4 TH-14 discontinued
 (CL4 TH-14 from 0.38 mi to 0.22 mi)

Mileage Certificate Changes

KIRBY

(CTUA:0306-0)
 (CERTCODE:0306-0)

Mapping Section
 Division of Policy and Planning
 Vermont Agency of Transportation -- March 15, 2021



Town of Kirby, Vermont
Selectboard
Findings of Fact

RE: Discontinuance of the Impassable section of Shirley Lane/Dillon Drive (TH #14)

Date of Site Visit: September 9, 2020

Date of Hearing: September 9, 2020

The Kirby Selectboard conducted a site visit on Shirley Lane/Dillon Drive (TH #14) on September 9, 2020. They met at 227 Shirley Lane at 3:30 p.m. with Selectpersons Keith Isham and John Morse and landowners Tim and Leslie Peters present.

The Kirby Selectboard held their hearing on September 9, 2020 at 6:44 p.m. at the Kirby Town Hall with Keith Isham, John Morse, Amber Sprouse, Kathy Ainsworth, and Wanda Grant present.

The following was discussed:

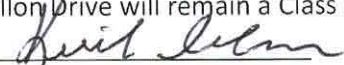
- Selectperson Keith Isham stated that Tim and Leslie Peters were present at the site visit. Mr. and Mrs. Peters just wanted to know where the new end of Shirley Lane would be. It was noted that nothing would actually change as Shirley Lane is a Class 4 road and the Town does not plow it and does little maintenance on it (grades once a year).
- The Board explained that the previous termination point of Shirley Lane that was stated in the July 2018 decision was incorrect as maps from the State showed that the road had been unofficially moved over the years and the new termination point was actually on a private drive not on the original TH #14 road. This hearing is to correct that error.

Keith Isham made the motion to terminate Shirley Lane at 1,152 feet (.218 mile) from the intersection with Willey Farm Road. Thus discontinuing the "impassable or untraveled" portion of Shirley Lane and Dillon Drive (TH #14) as shown on the Town's Highway Map. Motion seconded by John Morse. So voted.

Keith Isham made the motion to leave the Dillon Drive (Class 3 road - .11 mile) as decided at the July, 2018 hearing. Motion seconded by John Morse. So voted.

The Board adjourned the hearing at 6:49 p.m.

Decision of Board: To discontinue an additional .162 mile of the impassable portion (.23 mile was discontinued in 2018) of Shirley Lane/Dillon Drive (TH #14) located between the traveled sections of Shirley Lane and Dillon Drive. Shirley Lane will continue a Class 4 road from the intersection of Willey Farm Road for a distance of .218 mile. Dillon Drive will remain a Class 3 road (.11 mile).


Keith Isham, Chairman-Kirby Selectboard

KIRBY SELECTBOARD'S HEARING-DISCONTINUANCE OF A PORTION OF SHIRLEY
LANE/DILLON DRIVE (TH #14) SEPTEMBER 9, 2020

The hearing was called to order by Chair Keith Isham on September 9, 2020 at 6:44 p.m. at the Kirby Town Hall.

Those present were Keith Isham, John Morse, Kathy Ainsworth, Amber Sprouse, and Wanda Grant.

The following was discussed:

- Selectperson Keith Isham stated that Tim and Leslie Peters were present at the site visit. Mr. and Mrs. Peters just wanted to know where the new end of Shirley Lane would be. It was noted that nothing would actually change as Shirley Lane is a Class 4 road and the Town does not plow it.
- The Board explained that the previous termination point of Shirley Lane that was stated in the July 2018 decision was incorrect as maps from the State showed that the road had been unofficially moved over the years and the new termination point was actually on a private drive not on the original TH #14 road. This hearing is to correct that error.

Keith Isham made the motion to terminate Shirley Lane at 1,152 feet (.218 mile) from the intersection with Willey Farm Road thus discontinuing the "impassable or untraveled" portion of Shirley Lane and Dillon Drive (TH #14) as shown on the Town's Highway Map. Motion seconded by John Morse. So voted.

Keith Isham made the motion to leave the Dillon Drive (Class 3 road - .11 mile) as decided at the July, 2018 hearing. Motion seconded by John Morse. So voted.

Keith Isham made the motion to adjourn the hearing. Seconded by John Morse. So voted.

The hearing was adjourned at 6:49 p.m.

Respectfully submitted,  Wanda L. Grant, Secretary

TOWN OF KIRBY
Founded 1790
346 Town Hall Road
Lyndonville, VT 05851
802-626-9386

**NOTICE OF HEARING
ON DISCONTINUANCE OF A PORTION OF: SHIRLEY LANE / DILLON
DRIVE (TH#14).**

SELECTBOARD, KIRBY, VERMONT

The Selectboard of the Town of Kirby hereby give notice to the persons named below as owners or persons interested in lands and rights that may be affected by a decision of said Selectboard to discontinue the impassable section located between Shirley Lane and Dillon Drive.

The Selectboard will meet on Wednesday, September 9, 2020 at 227 Shirley Lane (proposed end of Shirley Lane) at 3:30 pm for a site inspection. The July 2, 2018 decision on the end of Dillon Drive will not be effected.

The Selectboard will meet at the Kirby Town Hall on Wednesday, September 9, 2020 at 6:30 p.m. to conduct a hearing on the question of discontinuance of a portion of this highway.

As required by law, notice of this site inspection and hearing is being provided by certified mail to each of the persons owning or interested in lands through which these highways pass, listed below, as well as the municipal planning commission and Commissioner of Forest, Parks and Recreation. A copy is to be posted in the office of the Town Clerk, and published in The Caledonian-Record (a local newspaper of general circulation in the area) not less than 10 days before the time set for the hearing.

Any other pertinent information relating to the proposed highways is available at the Kirby Town Clerk's office during business hours.

The following persons are hereby notified of the public hearing:

Victor & Tracy Sherbrook
Karen Moore & Heather Leavitt
Shawn & Jennifer McGarvin
Timothy Peters et al
Timothy & Leslie Peters
Benjamin Mirkin, Chairman Kirby Planning Commission
Commissioner of Forest, Parks and Recreation

Dated at Kirby, Vermont this 4th day of August, 2020.

 Kirby Town Clerk

**RTY FOR
EALD BID**
OF LAND
ad
of Land
00
MUST BE MOVED off
urchase!
ish or Bank Check
bon)
ir sealed bid to:

03585
nd bid will be open
electmen's Meeting.

IndyCar never threw the flag and Sato led Dixon across the finish line under yellow.
7.10, over the water to a hole in on the par-3 second, the ball settling 8 feet next to the pin for an eagle.



Dear Abby


NOTICE 8/24/20
TOWN OF KIRBY

The Kirby Selectboard will be holding a hearing on September 9, 2020 at 6:30 pm at the Kirby Town Hall to consider the discontinuance of the impassable section of Shirley Lane/Dillon Drive (TH #14). Site inspection will be held on September 9, 2020 at 3:30 pm at 227 Shirley Lane (proposed end of Shirley). All are welcome to attend both the site inspection and hearing.

something you cannot. Take a moment to rethink your strategy and the best way to keep the peace with someone who has a different opinion. 3 stars
TAURUS (April 20-May 20): Don't let someone's flirting or poor judgment lead to a wrong decision. The more hands-on you are when making decisions, the easier it will be to control the outcome. Reassess a partnership that is not living up to its expectations. 3 stars
GEMINI (May 21-June 20): Don't let your personal life interfere with your work responsibilities. Recognize when someone is taking advantage of you. Your most significant effort and contribution will lead to advancement and a better future. Focus on getting ahead, not pleasing someone who doesn't deserve you. 3 stars
CANCER (June 21-July 22): A hobby or self-improvement project will push you to pursue a unique and exciting path. Reconnect with old friends, and plan a virtual reunion. Bridge the gap between your past and the present. A forgive-and-forget attitude is favored. 5 stars
LEO (July 23-Aug. 22): Finish what you start, and honor promises you make. A lifestyle change will improve a relationship you have with someone special. If you have doubts, say what's on your mind and find out where you stand. 2 stars

find a way to get them to see things your way. A change is likely to happen quickly. Go with the flow, and the result will be better than anticipated. 3 stars
SAGITTARIUS (Nov. 22-Dec. 21): Helping someone who has assisted you in the past will make you feel good. A sales pitch may entice you, but before you decide to dole out cash, consider if your budget can handle the pressure. Stick to what you can afford. 3 stars
CAPRICORN (Dec. 22-Jan. 19): Listen, but don't buy into someone's plan. Concentrate on personal health and emotional well-being. The ideas you come up with will far exceed what someone is prompting you to do. Don't hesitate to do your own thing. 4 stars
AQUARIUS (Jan. 20-Feb. 18): Being observant will keep you out of trouble and allow you to make a wise decision. Distance yourself from a situation that is causing confusion or making you feel bad. Protect your heart and your possessions. 2 stars
PISCES (Feb. 19-March 20): You can repair a partnership that experienced troubled times if you are willing to accept half the blame. An exciting new interpretation on something you've always wanted to do will encourage you to take a chance. Love and romance are favored. 4 stars
BirthDay Baby: You are practical, reliable and helpful. You are independent and insightful.

MONEY!
RD
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S SIZE
ne column inch.
nters use our Yard Sale
road map to the deals!
AYS PRIOR
8-8121 • 800-523-6397


NOTICE OF TAX SALE

The resident and non-resident owners, lien holders and mortgagees of lands in the Town of Lyndon, in the County of Caledonia are hereby notified that the taxes assessed by such town for the year 2019, remains either in whole or in part, unpaid on the following premises in said town, to wit:

Being all of the same land and premises as conveyed to Clayton and Thelma Rowell by Warranty Deed of Randall Lacourse Estate dated November 26, 1980, located at 2192 So. Wheelock Rd., and recorded in Book 76 at Pages 112-114 of the Lyndon Land Records.

"A taxpayer may be able to receive an abatement of their taxes in the event that any of the criteria of 24 VSA, Sec. 1535 are met (copy enclosed)."

"A taxpayer may also be able to request in writing that a portion only of their property may be sold at tax sale according to the provisions of 32 VSA, Sec 5254 (copy enclosed)."

So much of said lands will be sold at public auction at LYNDON TOWN CLERKS OFFICE, a public place in such town, on the 9th day of September 2020, at 11 o'clock in the fore noon, as shall be requisite to discharge such taxes with costs, unless previously paid.

Dated at Lyndon, Vermont, this 26th day of June 2020.
Town of Lyndon, Collector of Delinquent Accounts

TOWN OF KIRBY
Founded 1790
346 Town Hall Road
Lyndonville, VT 05851
802-626-9386

August 4, 2020

Dear Property Owners and Interested Persons:

Due to notification from the State Mapping Section, Division of Policy and Planning, the designated end point of Shirley Lane located near Timothy and Leslie Peter's house and approved by us on July 2, 2018 was actually on a private road. According to State maps the physical location of Shirley Lane/Dillon Drive was changed over the years and we did not realize that until the State sent us a copy of their map. (Please see maps enclosed.) The approved end point of Dillon Drive was not affected as that section of the road was not changed.

Due to this error we will be holding another hearing (see attached notice) to correct this error.

Kirby Selectboard

Alley, Kerry

From: Wanda Grant <townclerk.kirbyvermont@gmail.com>
Sent: Tuesday, January 7, 2020 2:11 PM
To: Alley, Kerry
Subject: Re: FW: Questions regarding the discontinuance of class 4 town highways #4 and #11

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Hi Kerry,

The Selectboard and Road Foreman met last night and discussed the questions you had. Here is what they came up with:

TH-14

They feel that the correct alignment of TH-14 is as shown on Map B (red outlines). When they held the original hearing to discontinue a section of this road they were under the impression that the road being used today was the actual road. However, several on the Board remember the road being as shown by the red outlines. They also remember that one of the owners of the property located on this road took it upon himself to put in the road that is used today. The Town did not take any steps to relocate the road as shown by the black lines. After looking at this information and determining that the area that they discontinued is not officially a town road the Board decided that this summer they will hold a hearing on discontinuing the section of this road starting at the northern point where the black outline and red outline intersect and continuing to where the untraveled portion (-u-) ends. Please let me know if you have any questions concerning this.

TH-20

I think we have already cleared this up - endpoint should be at A.

TH-21

Our Road Foreman verified that the endpoint of TH-21 is at the stone wall turnaround point. This might be a little lower than the endpoint you are showing on your map.

Legal Trail

Both the Selectboard and Road Foreman agree that the correct alignment of TH-3 should be the red pending alignment. Most of them remember using this road in years past. I have not been able to find the original documentation of the laying out of TH-3. Please let me know if you have more questions about this.

I hope this information will help you. We have tried to do some research on the laying out of these roads but in most cases it is hard to determine just what roads are being mentioned in the old records.

Wanda Grant
Kirby Town Clerk

On Fri, Dec 27, 2019 at 12:23 PM Alley, Kerry <Kerry.Alley@vermont.gov> wrote:

Hello Wanda,

Right after I emailed you earlier this morning, I realized I hadn't followed up with you regarding some of the questions I had last year (see email from last year below and the attached maps that accompanied that email), though I believe some are already resolved (as described here).

You already confirmed that location A is the correct terminus for CL4 TH-20, so the mileage should be adjusted from 0.16 mi (location C) to 0.10 mi (location A), which I will also preload onto the Certificate.

Last year I went ahead and updated the alignment of LT-1 to reflect the pending alignment as shown on the attached maps because it was most consistent with the information available, but if there is an obvious problem with my interpretation, let me know!

I suspect that mileage and how TH-14 is mapped will need to be adjusted as well, but I would need more information to be sure.

Thanks again for your help

From: Alley, Kerry
Sent: Thursday, March 28, 2019 6:29 PM
To: 'Wanda Grant' <townclerk.kirbyvermont@gmail.com>
Subject: RE: Questions regarding the discontinuance of class 4 town highways #4 and #11

Attachments: Kirby_TH14.pdf
Kirby_TH14_B.pdf

Hello Wanda,

Thanks for returning my call earlier today! I've made some rough maps that I hope will help illustrate my questions below:

TH-14

Is the alignment of TH-14 as shown by the VTrans data (black and white lines/symbology, as on the Town Highway Map) or the parcel data (red outlines)? Two of the attached maps show this area. Aerial imagery from 1962 suggests

that TH-14 predates the existence of a drive to the property north of the pond (that the VTrans data follows). Are there surveys of this area that clarify the as-laid-out alignment of TH-14?

TH-20

The attached map showing TH-20 highlights the segment between two drives ("A" and "B") that might reflect the new endpoint of TH-20. However, neither location corresponds to 0.16 mi (shown as location "C") as described in the documentation. The mileages as measured by our mapping software is shown for clarification. Depending on where TH-20 ends, it's new measure might be something other than 0.16 mi.

TH-21

I just want to confirm that I've mapped the new endpoint of TH-21 correctly, as shown in the attached map. The new total length of TH-21 would be 0.15 mi, as shown in the map and specified in the documentation you provided.

Legal Trail

I've attached several maps showing the area around the Kirby-Burke boundary. Map A shows the VTrans alignment of what was TH-3 (now LT-1), the E911 alignment of Bennett Rd, and a third alternative "Pending" alignment that I thought might be closest to the original laid out highway. This "Pending" alignment matches what looks like the oldest (most eroded) roadway of the multiple options in the area, and continues all the way to the State Forest Road in Burke (unlike some of the others). It also most closely resembles a path drawn on the 1951 USGS Topo Map. Only the original documentation of laying out of TH-3 would be definitive, so if you have a copy of that, it would help clarify the proper way to map this Legal Trail!

Could you have someone look at my maps, and take a stab at answering my questions? The questions regarding TH-14 and TH-3 might be best answered with copies of the original laying out, if available. I've done my best to articulate my questions, but I would like to encourage whoever is answering the questions to contact me directly (phone or email) for clarification if necessary. Sometimes it's easier to discuss such things when both people have the same maps in hand. The attached maps might be best viewed on a computer screen (as opposed to printed) so that the viewer can zoom in close.

Thanks again for helping me figure out how to map these changes!!

Kerry

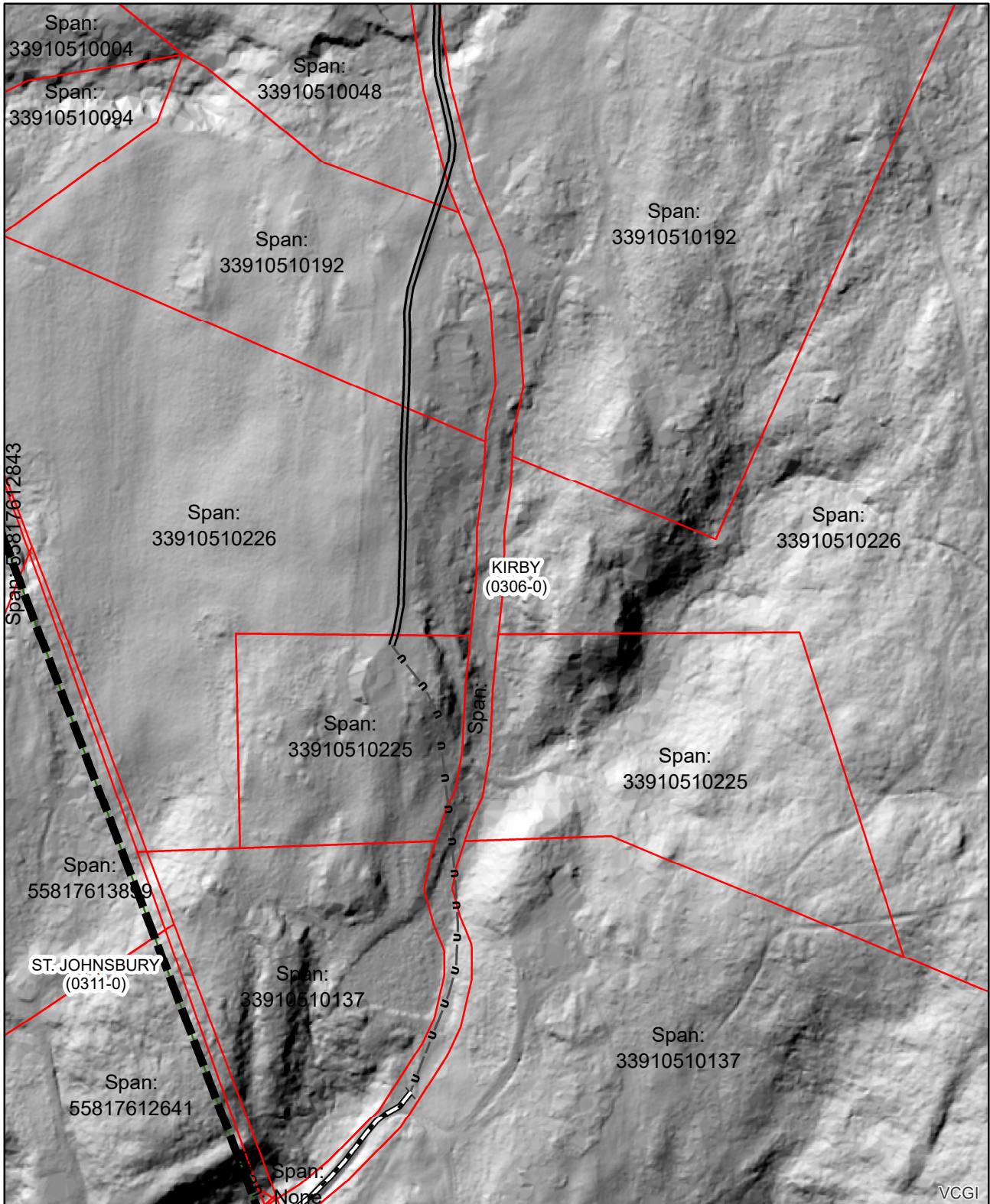
Kerry Alley | GIS Professional III

Vermont Agency of Transportation

1 National Life Dr | Montpelier, VT 05633

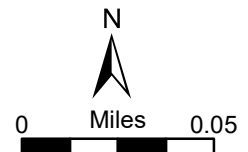
802-828-3666 | Kerry.Alley@vermont.gov

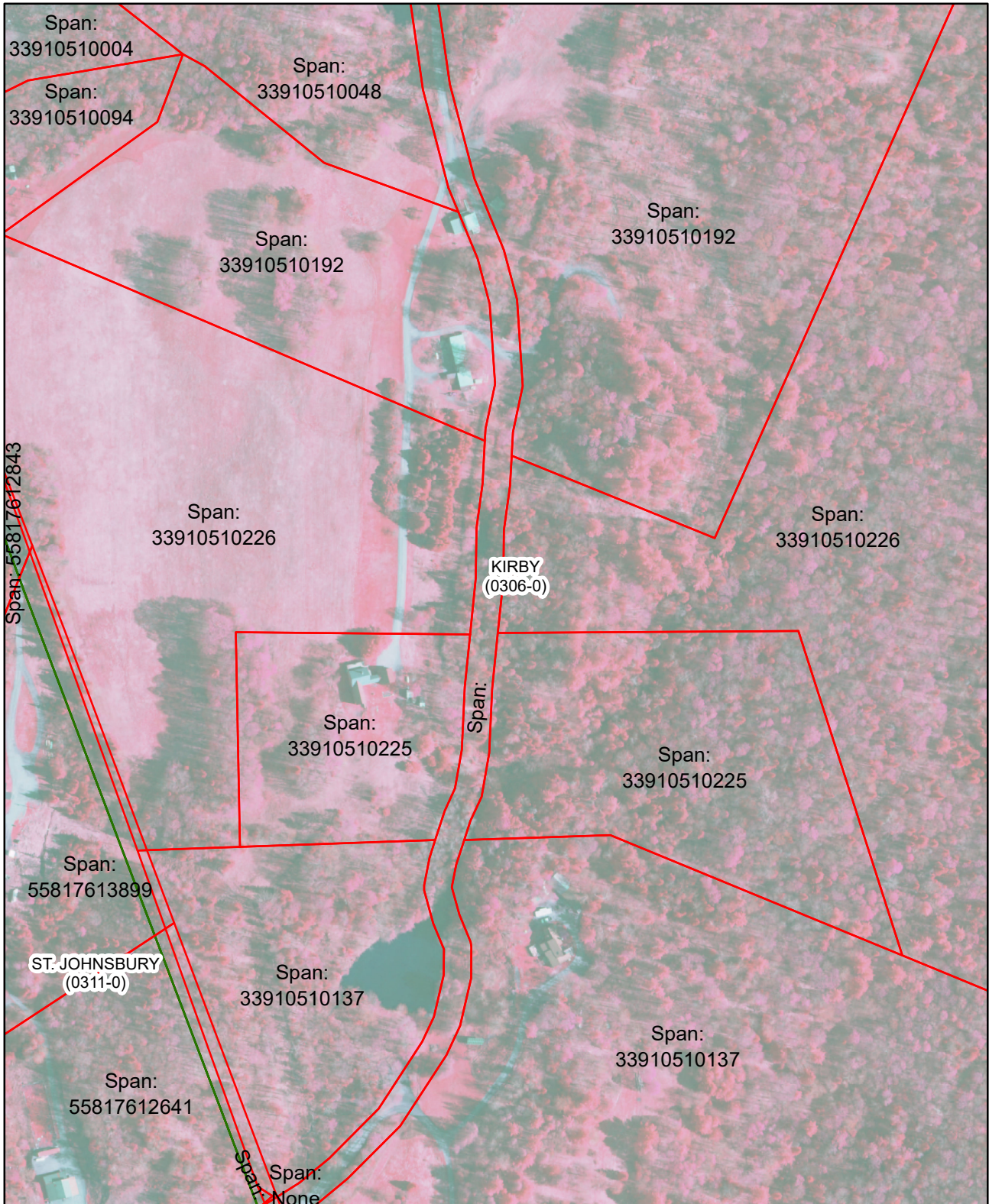
<http://vtrans.vermont.gov/planning/maps>



**TH-14 Alignment?
KIRBY
(0306-0)**

Mapping Section
Division of Policy and Planning
Vermont Agency of Transportation -- March 28, 2019





TH-14 Alignment? (Map B)

KIRBY
(0306-0)

Mapping Section
Division of Policy and Planning
Vermont Agency of Transportation -- March 28, 2019

