

District 5
Certcode 0407-0

**CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2019**

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2019 to:
Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section
One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of HINESBURG in CHITTENDEN 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	21.370			21.370	0.000
Class 3	33.17			33.17	0.000
State Highway	7.238			7.238	0.000
Total	61.778			61.778	0.000
* Class 1 Lane	0.000			—	
* Class 4	4.94			4.94	0.000
* Legal Trail	0.00			—	

* 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.

Totals by K. Alley
3/13/2019

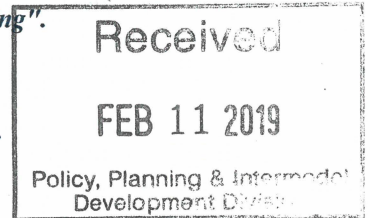
1. NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".

2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).

3. RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting).

0.10 mi CL3 TH-48 (Mulberry Ln) - Provisional Status from 2018 lifted. } Note by K. Alley (VTrans) 2/1/2019 as per email correspondence with Town 2/1/2019

4. SCENIC HIGHWAYS: Please attach a copy of order designating/discontinuing Scenic Highways.



IF THERE ARE NO CHANGES IN MILEAGE: Check box and sign below. (see note above)

PART III - SIGNATURES - PLEASE SIGN.

Selectmen/ Aldermen/ Trustees Signatures:

[Handwritten signatures]

T/C/V Clerk Signature:

[Handwritten signature]

Date Filed:

2/4/19

Please sign ORIGINAL and return it for Transportation signature.

AGENCY OF TRANSPORTATION APPROVAL:

Signed copy will be returned to T/C/V Clerk.

APPROVED:

[Handwritten signature]
Representative, Agency of Transportation

DATE:

2/11/2019

Vermont Statutes Annotated

19 V.S.A. § 305. Measurement and inspection

§ 305. Measurement and inspection

(a) After reasonable notice to the selectboard, a representative of the agency may measure and inspect the class 1, 2, and 3 town highways in each town to verify the accuracy of the records on file with the agency. Upon request, the selectboard or their designee shall be permitted to accompany the representative of the agency during the measurement and inspection. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.

(b) Annually, on or before February 10, the selectboard shall file with the town clerk a sworn statement of the description and measurements of all class 1, 2, 3, and 4 town highways and trails then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2, 3, or 4 town highways, trails, or unidentified corridors are accepted, discontinued, or reclassified, a copy of the proceedings shall be filed in the town clerk's office and a copy shall be forwarded to the agency.

(c) All class 1, 2, 3, and 4 town highways and trails shall appear on the town highway maps by July 1, 2015.

(d) At least 45 days prior to first including a town highway or trail that is not clearly observable by physical evidence of its use as a highway or trail and that is legally established prior to February 10, 2006 in the sworn statement required under subsection (b) of this section, the legislative body of the municipality shall provide written notice and an opportunity to be heard at a duly warned meeting of the legislative body to persons owning lands through which a highway or trail passes or abuts.

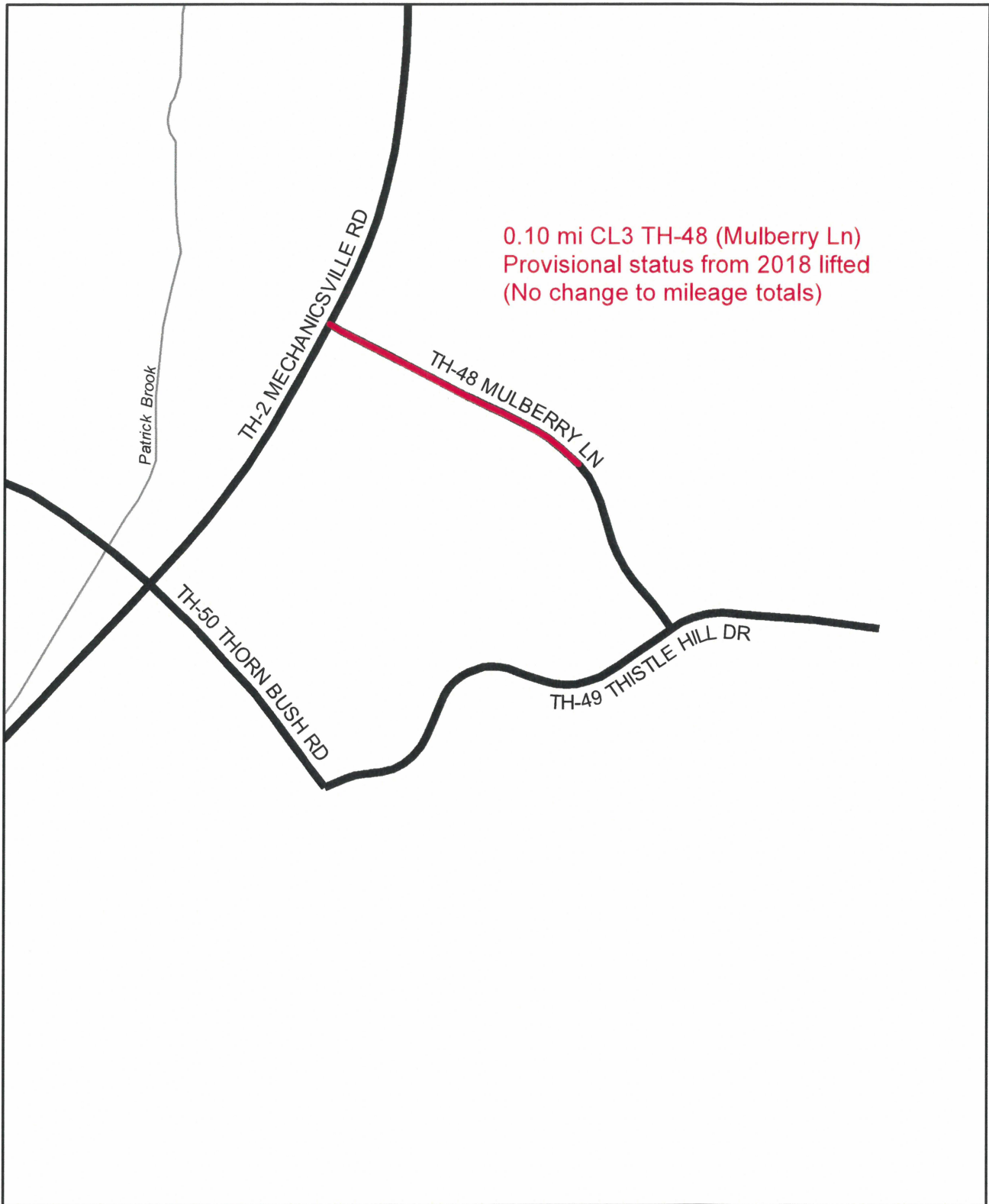
(e) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency. A request by a municipality to the agency for a change in mileage shall include a description of the affected highway or trail, a copy of any surveys of the affected highway or trail, minutes of meetings at which the legislative body took action with respect to the changes, and a current town highway map with the requested deletions and additions sketched on it. A survey shall not be required for class 4 town highways that are legally established prior to February 10, 2006. All records filed with the agency are subject to verification in accordance with subsection (a) of this section.

(f) The selectboard of any town who are aggrieved by a finding of the agency concerning the measurement, description, or classification of a town highway may appeal to the transportation board by filing a notice of appeal with the executive secretary of the transportation board.

(g) The agency shall provide each town with a map of all of the highways in that town together with the mileage of each class 1, 2, 3, and 4 highway, as well as each trail, and such other information as the agency deems appropriate.

Excerpt of 19 V.S.A. § 305 - *Measurement and inspection* from Vermont Statutes Online located at – <https://legislature.vermont.gov/statutes/section/19/003/00305>

December 2018



Mileage Certificate Changes 2019
HINESBURG

(0407-0)

Mapping Section
Division of Policy and Planning
Vermont Agency of Transportation -- March 19, 2019



Alley, Kerry

From: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Sent: Tuesday, March 26, 2019 11:44 AM
To: Alley, Kerry
Subject: RE: Town of Hinesburg adding roads for Highway Mileage
Attachments: SKM_Highway Mileage Provisional Status.pdf

Dear Kerry,

Please find the signed document releasing Provisional Status on the 2019 Highway Mileage Certificate.

Sincerely,
Joy

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Wednesday, February 20, 2019 3:44 PM
To: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hello Joy,

Thank you for calling to day to ask for clarification about my previous email below.

Could you ask the Selectboard Chair to confirm that he is aware that I am adding the notes (see below) to Hinesburg's 2019 Certificate of Highway Mileage? The notes are simply clarifying that the "Provisional" status that was placed on 0.10 mi of Mulberry Ln on the 2018 Certificate is no longer "Provisional". The Provisional status is what enabled us to process this segment of highway with the 2018 Certificate (so that the mileage was included in the 2018 annual mileage reports) before we had received the documentation demonstrating that it was legally established as a highway. My main reason for reaching out is so that the Town understands what the note means, has the opportunity to ask questions, and that I have correspondence to include in our records with the certificate that explains why the note was added. Essentially it's to help people digging through the records in the future understand what happened when.

Another example of a note added by me after receiving the Certificate can be seen on Hinesburg's 2018 Certificate, which can be viewed here:

ftp://vtransmaps.vermont.gov/Maps/Publications/MileageCertificates/ArchivedMileageCertificates/CHITTENDEN_Co/HINESBURG/HINESBURG_MILEAGECERT_2018_OCR.PDF

I apologize for not thinking to preload the note onto the Certificate before sending it to the town! Normally I would have informed Hinesburg by email before sending out the 2019 Certificates that I would be putting a preloaded note on the certificate, and to contact me if there were any questions.

Notes I will add to the 2019 Certificate of Highway Mileage:

I will write:

"0.10 mi Class 3 TH-48 (Mulberry Ln) Provisional status from 2018 lifted" In the reclassified/remeasured section of Part II of the Certificate (for lack of a better place to put it), with a note alongside it:

"Note by K. Alley (VTrans) 2/DD/2019 as per email correspondence with Town on 2/DD/2019" with my initials.

Please feel free to contact me if you or anyone else in Hinesburg has any more questions regarding this Certificate,

Kerry

From: Alley, Kerry
Sent: Friday, February 15, 2019 11:52 AM
To: 'Joy Dubin Grossman' <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hello Joy,

I just realized that I should have added a note to Hinesburg's 2019 Certificate of Highway Mileage before sending it to the Town! But I think there is an easy solution to adding it...

Last year I received all the documentation needed to remove the "Provisional" status in our records from the first 0.10 mi segment of Mulberry Lane (class 3 TH-48). This does not change any mileage totals, as this segments mileage was already included with the class 3 totals. Adding the note to the Certificate (and removing the "Class 3 Provisional" note from the Town Highway Map) ensures that the clarification is officially documented in the appropriate records.

If you can pass this message on to the Select Board, and I receive a response saying it is ok with them, I can add the note with an explanation to the Certificate myself. I would also initial the note and attach copies of all email correspondence regarding it. A copy of the updated Certificate would then be returned to the Town once the updated Town Highway Map is complete and ready to send to you this summer.

If you or the Selectboard has any questions or comments, please don't hesitate to contact me,

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>

From: Alley, Kerry
Sent: Friday, May 25, 2018 2:05 PM
To: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Oops! Thanks Joy!

And I apologize for not noticing your phone call earlier too...

Kerry

From: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Sent: Friday, May 25, 2018 1:38 PM

To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Dear Kerry,

The Executed Resolution can be found on Page 7 of 7 in the previous attachment "Mulberry Lane Signed".

Best
Joy

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Friday, May 25, 2018 1:07 PM
To: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Thanks Joy,

Cool, I never realized that it might be left unsigned. I was just looking for ***anything*** that unambiguously indicated acceptance and figured that would be easiest.

Out of curiosity, what is the executed Resolution? That probably was what I should have asked for! Could you send a copy of that too?

So many legal details make my head spin too! 😊

Kerry

Original Attachments of message below: <<SKM_Mulberry Lane Signed.pdf>>

From: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Sent: Friday, May 25, 2018 12:37 PM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Dear Kerry,

This should take care of it –Below I've inserted the conversation I had with the attorney about the unsigned Warranty Deed "Exhibit A"

Joy,

That's no problem. We knew that the Exhibit A Warranty Deed had not been previously filed or signed and recorded. Now that the Resolution has passed, simply file in the Town of Hinesburg Land Records the Irrevocable Offer of Dedication with the attached Exhibit A Warranty Deed, and a copy of the executed Resolution.

You should also attach the executed Resolution to the Selectboard minutes for last night's meeting.

By the way, the Exhibit A Warranty Deed is merely there as a description of the real estate being conveyed. It does not need to be signed, nor is it intended to be signed. It's not actually its own filing but actually goes along with the Irrevocable Offer of Dedication.

-Christian

please let me know if you have further questions.

Thanks Again Kerry.

Best,
Joy

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Friday, May 25, 2018 11:42 AM
To: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hi Joy,

Thank you very much! Hinesburg acted very quickly on this. 😊

Can you send me an executed copy of the warranty deed? That would adequately document “acceptance” by the town. The copy you sent me was only an unexecuted copy attached to the offer of dedication.

Once I have that document, I will make sure to pre-load the change from Class 3 Provisional to Class 3 on your 2019 Certificate of Highway Mileage. The 2018 Certificates were processed in April, so the first part of Mulberry Ln will still show up as “Provisional” on the 2018 Town Highway Map (which will be sent out in June once all of the 2018 Maps are finished). For funding purposes, that segment of Mullberry Ln was considered class 3 for 2018.

Thanks again for facilitating the rapid action on Mulberry Lane!

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>

Original Attachments of message below: <<SKM_Mulberry Lane.pdf>>

From: Joy Dubin Grossman <jdubingrossman@hinesburg.org>
Sent: Friday, May 25, 2018 11:16 AM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Dear Kerry,

Attached you will find the documents needed for the additional Town of Hinesburg Highway Mileage. I suspect there’s more that I need to do – can you please advise?

Sincerely,
Joy Dubin Grossman

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Monday, March 19, 2018 3:02 PM
To: Joy <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hi Joy,

I never did get back with you again regarding your preparation to speak with the Town Lawyer about the original portion of Mulberry Lane. Having looked back at what I wrote previously (below), I don't think there's much more I can say about it that would be useful.

Is the town still pursuing the formal process of making the original portion of Mulberry Lane a class 3 Town Highway? If so, does the Selectboard want to officially request that this be a Provisional Class 3 highway on this year's Certificate? I want to be very sure of this before I process the Certificate.

Thanks!
Kerry

From: Alley, Kerry
Sent: Friday, March 02, 2018 4:37 PM
To: 'Joy' <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hi Joy,

I am just stepping out of the office right now, but I will get back with you on Monday about this. The short answer is to determine who owns the land, and whether they're willing to dedicate it, and then follow a process similar to how the other portions were dedicated. Then the Selectboard needs to accept it as a town highway, and it is good practice for the town to notify adjacent landowners in advance. If the current ownership is ambiguous, then that's above my pay grade, and I'm sure lawyers can help with that too. 😊

Have a great weekend!
Kerry

From: Joy [<mailto:jdubingrossman@hinesburg.org>]
Sent: Friday, March 02, 2018 4:32 PM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Dear Kerry,

After a complete search for documentation, it would appear that the Town of Hinesburg does not have the proper documentation for the ownership of the original portion of Mulberry Lane. Therefore it would be helpful if we could learn from you what is required to make the this occur.

We will be in touch with our town attorney; however, if you could help with a short explanation in advance so we can avoid a long and expensive process on a parcel that we already maintain.

Thank You,

Joy

Joy Dubin Grossman
Assistant Town Administrator
Town of Hinesburg
10632 VT Route 116
Hinesburg, VT 05461
JoyDubinGrossman@hinesburg.org
(802)482-2281 ext. 221



Notice - Under Vermont's Open Records law, all e-mail and e-mail attachments received or prepared for use in matters concerning Town business or containing information relating to Town business are likely to be regarded as public records which may be inspected by any person upon request, unless otherwise made confidential by law. If you have received this message in error, please notify us immediately by return email. Thank you for your cooperation.

From: Alley, Kerry [<mailto:Kerry.Alley@vermont.gov>]
Sent: Friday, February 16, 2018 3:21 PM
To: Joy <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hi Joy,

It's enough to make us dizzy! 😊

Do you mean that the first part of Mulberry Ln was sold to the second developer? If that's the case, is there a reason the developer didn't dedicate that portion to Hinesburg along with the other highways and the rest of Mulberry Ln? The minutes clearly indicate Selectboard Acceptance, but it's the dedication aspect that I'm trying to nail down. The Irrevocable offer and easement deeds that you've sent me only cover the Mulberry Lane extension. Maybe I'm missing some details about other irrevocable offers?

Kerry

From: Joy [<mailto:jdubingrossman@hinesburg.org>]
Sent: Friday, February 16, 2018 2:55 PM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Dear Kerry,

After further discussions, I have confirmed that Mulberry Lane was first developed by Russell Barrone, DBA Mechanicsville LLC and sold to Bartlett Frisbie who further developed the addition of Mulberry Lane, Thorn Bush Road and Thistle Hill Road. All three roads (in totality) were turned over to the Town of Hinesburg on December 15, 2014 as was defined in the Selectboard Meeting Minutes. Furthermore there is no warranty deed for the Barrone portion of Mulberry Lane, so it appears we are at an end with this scavenger hunt.

I hope this helps and we can officially add the .46 miles to the Town of Hinesburg Highway mileage.

We are still working on discerning more information for the .56 miles of class 3 roads and .65 of class 4 road you asked about in your email yesterday along with continuing to work on the status of the NOTS.

If you have more questions please let me know.

Thank you
Joy

Joy Dubin Grossman
Assistant Town Administrator
Town of Hinesburg
10632 VT Route 116
Hinesburg, VT 05461
JoyDubinGrossman@hinesburg.org
(802)482-2281 ext. 221



Notice - Under Vermont's Open Records law, all e-mail and e-mail attachments received or prepared for use in matters concerning Town business or containing information relating to Town business are likely to be regarded as public records which may be inspected by any person upon request, unless otherwise made confidential by law. If you have received this message in error, please notify us immediately by return email. Thank you for your cooperation.

From: Alley, Kerry [<mailto:Kerry.Alley@vermont.gov>]
Sent: Friday, February 16, 2018 12:17 PM
To: Joy <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Yes, a warrantee deed and some documentation of acceptance of that portion of Mulberry Ln by the selectboard. If there wasn't a separate acceptance for the initial portion, the minutes from Dec. 15, 2014 might be sufficient for us to process it here at VTrans (I'll look into that too).

Kerry

Original Attachments of message below: <<image002.jpg>>

From: Joy [<mailto:jdubingrossman@hinesburg.org>]
Sent: Friday, February 16, 2018 11:52 AM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Dear Kerry,

In italics and bold is the answer to your first question and I'm still researching the 2nd question:

Question 1- The Mulberry Lane deed suggests that a portion of it has already been accepted as a public highway. Is this the case? If so, we don't show it on the Town Highway Map, and it would be good to include it on the Certificate at this time as well.

It would appear the first part of Mulberry Lane was not added as a public highway, possibly because there was intention of the continuation of the development. The mileage I gave you includes the entire road. Would you need another warranty deed for the original section Mulberry Lane?

Question 2 - This also reminds me... In 2015, the Heinsburg Mileage Certificate was submitted with 0.56 class 3 miles and 0.65 class 4 miles, but no description of which highways this pertained to was provided. Melissa Ross, in the Town Office, said the changes would be submitted at a later time, so I'm guessing that's what you've submitted this year? However, if this year's changes are unrelated to the 2015 Certificate, there might be other Hinesburg town highways that we are unaware of and that should be added to the map. I know that's not much to go on, but I figured it was worth mentioning just in case!

Joy Dubin Grossman
Assistant Town Administrator
Town of Hinesburg
10632 VT Route 116
Hinesburg, VT 05461
JoyDubinGrossman@hinesburg.org
(802)482-2281 ext. 221



Notice - Under Vermont's Open Records law, all e-mail and e-mail attachments received or prepared for use in matters concerning Town business or containing information relating to Town business are likely to be regarded as public records which may be inspected by any person upon request, unless otherwise made confidential by law. If you have received this message in error, please notify us immediately by return email. Thank you for your cooperation.

From: Alley, Kerry [<mailto:Kerry.Alley@vermont.gov>]
Sent: Thursday, February 15, 2018 10:16 AM
To: Joy <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hi Joy,

I have two other questions:

The Mulberry Lane deed suggests that a portion of it has already been accepted as a public highway. Is this the case? If so, we don't show it on the Town Highway Map, and it would be good to include it on the Certificate at this time as well.

This also reminds me... In 2015, the Heinsburg Mileage Certificate was submitted with 0.56 class 3 miles and 0.65 class 4 miles, but no description of which highways this pertained to was provided. Melissa Ross, in the Town Office, said the changes would be submitted at a later time, so I'm guessing that's what you've submitted this year? However, if this year's changes are unrelated to the 2015 Certificate, there might be other Hinesburg town highways that we are unaware of and that should be added to the map. I know that's not much to go on, but I figured it was worth mentioning just in case!

Thanks again for providing us with this information!
Kerry

From: Alley, Kerry
Sent: Thursday, February 15, 2018 9:53 AM
To: 'Joy' <jdubingrossman@hinesburg.org>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hello Joy,

Do you also have scan of the survey plat referenced in the deeds you sent? That will help me verify that the lot boundaries are where I think they are based on our imagery and other data.

All three highways refer to the same sheet (PL2) of the final subdivision plat "Lands of Mechanicsville, LLC ... 7 Lot Subdivision Plat". If it's too big to scan as a whole, it is ok to make several smaller scans that center on relevant areas.

Thanks!
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://vttrans.vermont.gov/planning/maps>

From: Joy [<mailto:jdubingrossman@hinesburg.org>]
Sent: Thursday, February 15, 2018 9:09 AM
To: Croft, Johnathan <Johnathan.Croft@vermont.gov>
Cc: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Thank you Johnathan and I look forward to hearing from you Kerry.

Best,
Joy

From: Croft, Johnathan [<mailto:Johnathan.Croft@vermont.gov>]
Sent: Wednesday, February 14, 2018 3:35 PM

To: Joy <jdubingrossman@hinesburg.org>
Cc: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Good afternoon Joy,

I have passed the baton on this project to Kerry Alley, who processes the Mileage Certificates for your area. She will be reviewing this, if she hasn't already and will be getting back to you if she has any questions. I would expect that she will be able to provide insight on length of these changes in the next day or so, and before you meeting on Monday the 19th.

Johnathan

Johnathan Croft | Mapping Section Chief
Vermont Agency of Transportation
1 National Life Dr | Montpelier, VT 05633
802-828-2600 | johnathan.croft@vermont.gov



From: Joy [<mailto:jdubingrossman@hinesburg.org>]
Sent: Wednesday, February 14, 2018 3:34 PM
To: Croft, Johnathan <Johnathan.Croft@vermont.gov>
Subject: RE: Town of Hinesburg adding roads for Highway Mileage

Hi Jonathan

Good afternoon – I'm wondering if you've had an opportunity to review the exhibits that I sent earlier in the week (see below) in respect to the certificate of highway mileage? The selectboard will be meeting on Monday February, 19 and we were hoping to give them an update if possible. Thanks for your help and I look forward to hearing from you.

Thank you
Joy Dubin Grossman

From: Joy [<mailto:jdubingrossman@hinesburg.org>]
Sent: Monday, February 12, 2018 3:03 PM
To: 'johnathan.croft@vermont.gov' <>
Subject: Town of Hinesburg adding roads for Highway Mileage

Dear Jonathan,

Thank you for your help this morning. Attached you will find documents for your review, as the Town of Hinesburg is working to add the three roads: Thorn Bush Road, Mulberry Lane and Thistle Hill to the highway mileage count.

Exhibit 1 – E-911 Map which shows the three roads the Town of Hinesburg has added. The total mileage: Thorn Bush Road, 0.09, Mulberry Lane 0.16, and Thistle Hill Road 0.21 = 0.46

Exhibit 2 – Certificate of Completion and Opening of a Highway for Public Travel – partially complete

Exhibit 3 – Selectboard Minutes, December 15, 2014

Exhibit 4 – Cover letter Hinesburg Hillside LLC

Exhibit 5 – Hinesburg Irrevocable Offers of Dedication

Exhibit 6 – Email Correspondence – Developer and Town Administrator

Please let me know what else we'll need to expediate this process.

Thank You very much for your help on this matter.

Sincerely,
Joy Dubin Grossman

SKM_Highway Mileage Provisional Status .pdf



March 15, 2019

"The provisional status placed on the 0.10 miles of Class 3 TH-48 (Mulberry Ln) in the 2018 Certificate of Highway Mileage has been lifted and noted by Kerry Alley on the 2019 Certificate of Highway Mileage"

A handwritten signature in black ink, appearing to read "Phillip Pouech", is written over a horizontal line.

Phillip Pouech, Selectboard Chair

258 538

Hinesburg, VT Town Clerk's Office
Received for record 5/23/18
at 4 o'clock 45 minutes PM
recorded in Book 458 Page 538-545
Attest: Cheryl S. Woodard Town Clerk

IRREVOCABLE OFFER OF DEDICATION

This Irrevocable Offer of Dedication is made this 7th day of May, 2018, by and among Mechanicsville, LLC, and Hinesburg Hillside, LLC, (together, "Owners") to the Town of Hinesburg ("Town"). Mechanicsville, LLC, is a Vermont limited liability company with its principal place of business in the Town of Williston in Chittenden County, Vermont. Hinesburg Hillside, LLC, is a Vermont limited liability company with its principal place of business in the City of South Burlington in Chittenden County, Vermont. The Town of Hinesburg is a Vermont municipality located in Chittenden County, Vermont.

SKM_Mulberry Lane Signed.pdf

WITNESSETH

WHEREAS, the Town's Development Review Board on August 30, 2002, issued final plat approval, and approval for development of a subdivision entitled "Ernest & Theresa Giroux 6-Lot Subdivision Mechanicsville Road—Mulberry Lane" consisting of a six-lot single family Planned Residential Development with two common areas of a 65-acre parcel located on the east side of the Mechanicsville Road;

WHEREAS, Mechanicsville, LLC, obtained title to Mulberry Lane by Warranty Deed of Ernest P. Giroux and Theresa D. Giroux dated October 18, 2002, and recorded on October 22, 2002, in Book 147 at Page 358 of the Town of Hinesburg Land Records. Hinesburg Hillside, LLC, obtained easements and rights of way over Mulberry Lane by Warranty Deed of Mechanicsville, LLC, dated December 21, 2007, and recorded on January 14, 2008, in Book 196 at Page 127 of the Town of Hinesburg Land Records;

WHEREAS, access to the Development is over a certain roadway designated as Mulberry Lane as shown on a final property survey entitled "Property Plat 7-Lot Subdivision" by George Bedard dated October 3, 2002, and recorded in Map Slide #46A of the Town of Hinesburg Land Records;

WHEREAS, said final approval from the Development Review Board obligates the Owners to make an Irrevocable Offer of Dedication of Mulberry Lane to the Town. When the Town of Hinesburg's Development Review Board approved the subdivision in 2002, it conditioned the approval on the Owners transferring Mulberry Lane to the Town; according to the August 22, 2002 minutes of the Development Review Board regarding the subdivision, "An Irrevocable Offer of Dedication shall be made to the Town of Hinesburg for the road serving this subdivision and included as part of this approval";

WHEREAS, the two owners intended to execute an Irrevocable Offer of Dedication several years ago but did not formally do so;

WHEREAS, the above described roadway right of way is hereby dedicated to the Town free and clear of all encumbrances pursuant to said final approval and as depicted on the Plan, except utility easements of record and access easements described in the attached Exhibit A.

NOW, THEREFORE, in consideration of the final approval of the Town's Development Review Board and for good and valuable consideration, the receipt of which is hereby acknowledged, it is covenanted and agreed as follows:

- 1. The Owners herewith deliver to the Town a deed of conveyance, an unexecuted copy of which is attached hereto as Exhibit A, said delivery constituting formal offer of dedication to the Town, to be held by the Town until the acceptance or rejection of such offer of dedication by the legislative body of the Town.
- 2. The Owners agree that said formal Offer of Dedication is irrevocable and can be accepted by the Town at any time.
- 3. The Owners agree that the maintenance of Mulberry Lane described herein shall be their responsibility prior to acceptance of ownership by the Town.
- 4. This Irrevocable Offer of Dedication shall run with the land and shall be binding upon the Owners and all assigns, grantees, successors, transferees and/or heirs of the Owners.

MECHANICSVILLE, LLC

By: _____
Duly Authorized Agent

STATE OF VERMONT
COUNTY OF CHITTENDEN

At Williston, Vermont, in said County, this 7th day of May, 2018, personally appeared RUSSELL BARONE, duly authorized agent of Mechanicsville, LLC, and acknowledged this instrument, by him/her sealed and subscribed, to be his/her free act and deed and the free act and deed of Mechanicsville, LLC.

Before me, [Signature]
NOTARY PUBLIC,
My Commission Expires 2/10/2019

ADDITIONAL SIGNATURE PAGE TO FOLLOW.

HINESBURG HILLSIDE, LLC

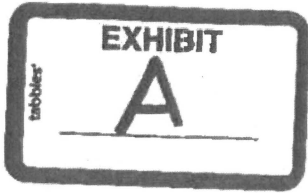
258 540

By: Bartlett H. Frisbie
Duly Authorized Agent

STATE OF VERMONT
COUNTY OF CHITTENDEN

At So. Burlington, Vermont, in said County, this 2 day of May, 2018, personally appeared Bartlett H. Frisbie, duly authorized agent of Hinesburg Hillside, LLC, and acknowledged this instrument, by him/her sealed and subscribed, to be his/her free act and deed and the free act and deed of Hinesburg Hillside, LLC.

Before me, Nancy M. Daudelin
NOTARY PUBLIC,
My Commission Expires 2-10-19



WARRANTY DEED

258 541

KNOW ALL PERSONS BY THESE PRESENTS that **MECHANICSVILLE, LLC**, a Vermont limited liability company with its principal place of business in Williston, in the County of Chittenden and State of Vermont, and **HINESBURG HILLSIDE, LLC**, a Vermont limited liability company with its principal place of business in South Burlington, in the County of Chittenden and State of Vermont, Grantors, in consideration of **TEN AND MORE** Dollars, paid to their full satisfaction by **THE TOWN OF HINESBURG**, a Vermont municipality located in the County of Chittenden and State of Vermont, Grantee, by these presents, do freely **GIVE, GRANT, SELL, CONVEY AND CONFIRM** unto the said Grantee, **THE TOWN OF HINESBURG**, and its successors and assigns forever, certain real property in the Town of Hinesburg, in the County of Chittenden and State of Vermont, described as follows, viz:

A certain roadway right of way designated as Mulberry Lane as shown on a final property survey entitled "Property Plat 7-Lot Subdivision" by George Bedard dated October 3, 2002, and recorded in Map Slide #46A of the Town of Hinesburg Land Records.

Being a portion of the lands and premises conveyed to Mechanicsville, LLC, by Warranty Deed of Ernest P. Giroux and Theresa D. Giroux to Mechanicsville, LLC, dated October 18, 2002, and recorded on October 22, 2002, in Book 147 at Page 358 of the Town of Hinesburg Land Records. Also being a portion of the rights and easements conveyed by Mechanicsville, LLC, to Hinesburg Hillside, LLC, dated December 21, 2007, and recorded on January 14, 2008, in Book 196 at Page 127 of the Town of Hinesburg Land Records.

Reference is hereby made to the above mentioned instruments, the deeds and records thereof and the references therein contained, in further aid of this description.

TO HAVE AND TO HOLD the said granted premises, with all the privileges and

appurtenances thereof, to the said Grantee, **THE TOWN OF HINESBURG**, and its successors and assigns, to their own use and behoof forever, and **HINESBURG HILLSIDE, LLC**, and **MECHANICSVILLE, LLC**, the said Grantors, for themselves and their successors and assigns, do covenant with the said Grantee, **THE TOWN OF HINESBURG**, and its successors and assigns, that until the ensealing of these presents they are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are **FREE FROM EVERY ENCUMBRANCE**, except as aforesaid, and they hereby engage to **WARRANT AND DEFEND** the same against all lawful claims forever.

IN WITNESS WHEREOF, **MECHANICSVILLE, LLC**, has caused its name to be hereunto subscribed, by its duly authorized agent this ____ day of _____, 2018.

MECHANICSVILLE, LLC

By: _____
Duly Authorized Agent

STATE OF VERMONT
COUNTY OF CHITTENDEN

At _____, Vermont, in said County, this ____ day of _____, 2018, personally appeared _____, duly authorized agent of Mechanicsville, LLC, and acknowledged this instrument, by him/her sealed and subscribed, to be his/her free act and deed and the free act and deed of Mechanicsville, LLC.

Before me, _____
NOTARY PUBLIC,
My Commission Expires 2/10/19

ADDITIONAL SIGNATURE PAGE TO FOLLOW.

258 543

IN WITNESS WHEREOF, HINESBURG HILLSIDE, LLC, has caused its name to be hereunto subscribed, by its duly authorized agent this ____ day of _____, 2018.

HINESBURG HILLSIDE, LLC

By: _____
Duly Authorized Agent

**STATE OF VERMONT
COUNTY OF CHITTENDEN**

At _____, Vermont, in said County, this ____ day of _____, 2018, personally appeared _____, duly authorized agent of Hinesburg Hillside, LLC, and acknowledged this instrument, by him/her sealed and subscribed, to be his/her free act and deed and the free act and deed of Hinesburg Hillside, LLC.

Before me, _____
NOTARY PUBLIC,
My Commission Expires 2/10/19

258 544

Hinesburg, VT Town Clerk's Office
Received for record 5/23/18
at 9 o'clock 50 minutes A M
recorded in Book 258 Page 544
Attest: Cheryl S. Hubbard AMH
Town Clerk

RESOLUTION

WHEREAS, at a meeting of the Selectboard of the Town of Hinesburg at which all or a majority of the members were present and voting, which meeting was duly noticed, called, and held, as appears of record, it was agreed that the Town should accept a certain Irrevocable Offer of Dedication of Mulberry Lane from Mechanicsville, LLC, and Hinesburg Hillside, LLC;

WHEREAS, such conveyance of the Irrevocable Offer of Dedication was required by a final plat approval and approval for a subdivision issued by the Town's Development Review Board on August 30, 2002, for "Ernest & Theresa Giroux 6-Lot Subdivision Mechanicsville Road—Mulberry Lane." When the Development Review Board approved the subdivision in 2002, it conditioned the approval on Mechanicsville, LLC, and Hinesburg Hillside, LLC, transferring title to Mulberry Lane to the Town. According to the August 22, 2002 minutes of the Development Review Board regarding the subdivision, "An Irrevocable Offer of Dedication shall be made to the Town of Hinesburg for the road serving this subdivision and included as part of this approval";

WHEREAS, in accordance with that requirement, Mr. Russell Barone, duly authorized agent of Mechanicsville, LLC, and Mr. Bartlett Frisbie, duly authorized agent of Hinesburg Hillside, LLC, executed the Irrevocable Offer of Dedication. Mr. Barone executed the Irrevocable Offer of Dedication on May 7, 2018, and Mr. Frisbie executed the Irrevocable Offer of Dedication on May 2, 2018; and

WHEREAS, attached to the Irrevocable Offer of Dedication is an Exhibit A, an unexecuted Warranty Deed in which the conveyed property is more particularly described.

NOW, THEREFORE, be it resolved that the Selectboard accept the Irrevocable Offer of Dedication and its attached Exhibit A and proceed forthwith to cause both to be duly recorded in the Town of Hinesburg Land Records.

Dated: May 21, 2018

TOWN OF HINESBURG SELECTBOARD


Phil Pouech


Merrily Lovell


Aaron Kimball


Tom Ayer


Andrea Morgante