

District 5, 8
Certcode 0410-0

**CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2022**

Fill out form, make and file a copy with the Town Clerk, and submit the Mileage Certificate on or before February 20, 2022 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section via email to: aot.mileagecertificates@vermont.gov or if necessary via mail to: VTrans PPAID - Mapping Section, 219 North Main Street, Barre VT 05641.

We, the members of the legislative body of MILTON 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	0.000
Class 2	33.560			33.560	0.000
Class 3	67.63	+0.62	+0.63	68.26	0.000
State Highway	18.117			18.117	0.000
Total	119.307	0.63		119.937	0.000
* Class 1 Lane	0.000			0.000	
* Class 4	5.55			5.55	0.000
* Legal Trail	1.61			1.61	

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

DS
Po

Mileage corrected based on remeasurement of Kendra Drive from intersection of Lamoille Terrace to end of pavement. P. DeAndrea, VTrans 2/28/2022 see correspondence 2/28/2022

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

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

Overlake Subdivision phase IV accepted 2017: +0.16 mi CL3 TH-171 (Overlake Dr) +0.14 mi CL3 TH-175 (Shannon Way) +0.24 mi CL3 TH-168 (Highland Ave)
Kendra Rd Development accepted 2007: +0.08 mi CL3 (Kendra Rd) +0.09

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

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

4. 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:

[Handwritten signatures]
Brenda Steady

Signature of T/C/V Clerk: *Jammy Steady* Asst. Clerk Date Filed: 2/8/22

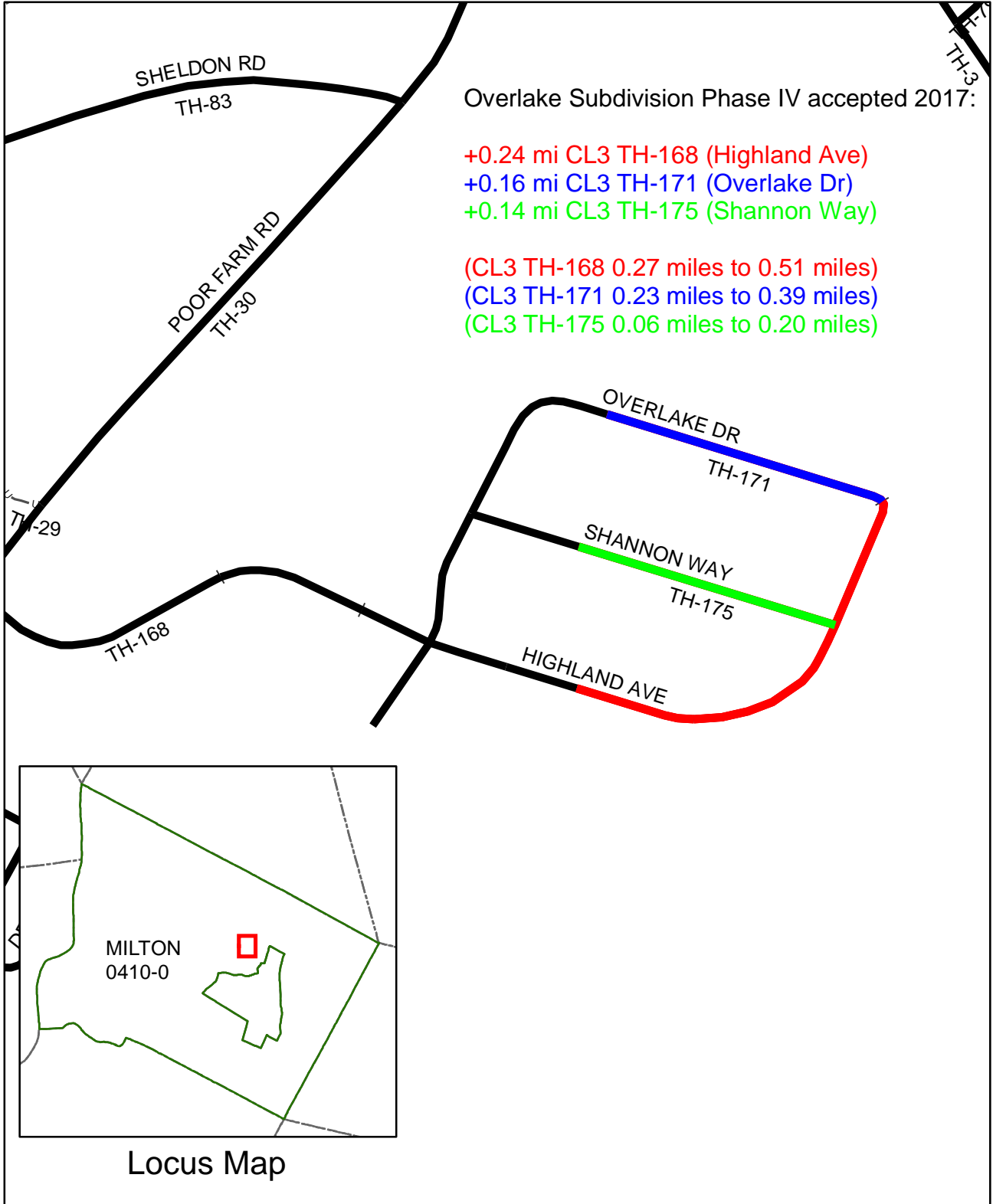
Please sign ORIGINAL and return it for Transportation signature.

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

APPROVED:

[Signature]
Johnathan Croft
8B1F350F309C4C9
Representative, Agency of Transportation

DATE: 3/31/2022

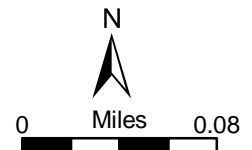


Mileage Certificate Changes

MILTON

(CTUA:0410-0)
(CERTCODE:-0410-0)

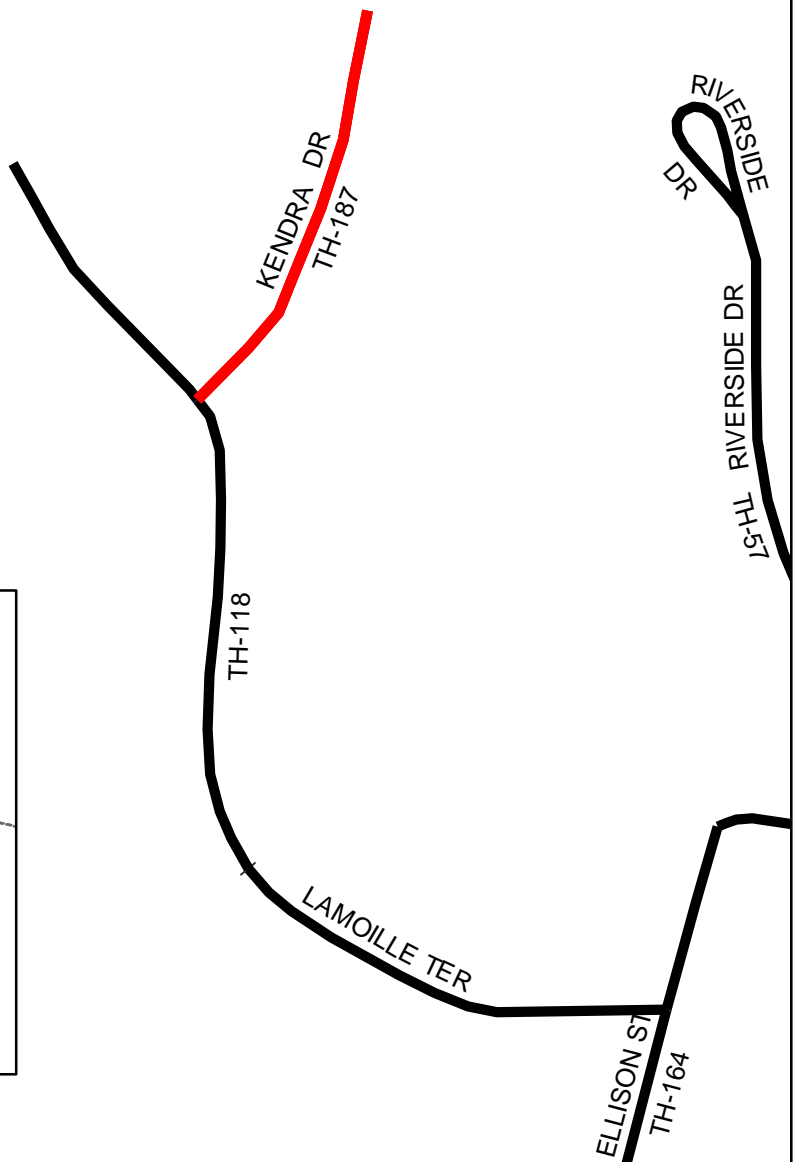
Mapping Section
Division of Policy and Planning
Vermont Agency of Transportation -- March 21, 2022



+0.09 mi CL3 TH-187 (Kendra Drive)
(CL3 TH-187 0 miles to 0.09 miles)



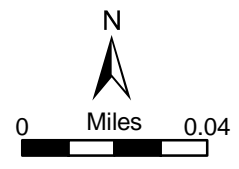
Locus Map



Mileage Certificate Changes
MILTON

(CTUA:0410-1)
(CERTCODE: 0410-0)

Mapping Section
Division of Policy and Planning
Vermont Agency of Transportation -- February 28, 2022



From: [AOT - Mileage Certificates](#)
To: [Kirsten Jensen](#); [AOT - Mileage Certificates](#)
Cc: [Dave Allerton](#)
Subject: RE: Town of Milton - Annual Mileage Certification with 2022 Additions
Date: Monday, February 28, 2022 3:41:00 PM

Thank you so much Kirsten!

Pam

Pamela DeAndrea (she/her) | AOT GIS Professional III, Mapping Section
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-793-7555 | pam.deandrea@vermont.gov



From: Kirsten Jensen <kjensen@miltonvt.gov>
Sent: Monday, February 28, 2022 3:00 PM
To: AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>
Cc: Dave Allerton <dallerton@miltonvt.gov>
Subject: RE: Town of Milton - Annual Mileage Certification with 2022 Additions

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

Hi Pam,

Thanks so much for your review of our mileage additions. Yes, the 0.09 miles of Kendra Road depicted in blue on the map reflects the length of the road maintained by the Town. Let me know if you have further questions.

Kirsten Jensen
(she/her/hers)
Public Works Engineer
Town of Milton, Vermont

From: AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>
Sent: Monday, February 28, 2022 1:24 PM
To: Kirsten Jensen <kjensen@miltonvt.gov>; AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>
Subject: RE: Town of Milton - Annual Mileage Certification with 2022 Additions

Hi Kirsten,

Thank you so much for all the documentation you provided for the 2022 Mileage Certificate for Milton. I am working on adding Kendra Drive and just wanted to clarify that the maintenance of the public road ends at the end of pavement as I have it mapped below. The length of the added road will result in 0.09 miles as opposed to 0.08 miles going from the intersection of Lamoille Terrace to the end of the pavement. We recognize that the Town has an easement beyond the pavement for access to the pump station, but we want to just map the Class 3 road where the Town will maintain for public use. The survey indicated the distances around the cul-de-sac but not the terminus of Kendra Road.

Can you let me know if what I have mapped below (highlighted in blue) for the length of Kendra Drive is accurate?



Thank you,

Pam

Pamela DeAndrea (she/her) | AOT GIS Professional III, Mapping Section
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-793-7555 | pam.deandrea@vermont.gov



From: Kirsten Jensen <kjensen@miltonvt.gov>

Sent: Friday, February 11, 2022 1:05 PM

To: AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>

Subject: Town of Milton - Annual Mileage Certification with 2022 Additions

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

Good afternoon,

Please find attached the Town of Milton's Mileage Certification form for 2022. Please note the requested addition with [supporting documents you can find here](#). Please confirm submission and let me know if you have any issues accessing the documents in the dropbox. Thank you.

Kirsten Jensen

(she/her/hers)

Public Works Engineer

Town of Milton, Vermont

Disclaimer, please be advised that your email communication to the Town may be considered public record and may be subject to disclosure under the Vermont Open Public Records Act.

Disclaimer, please be advised that your email communication to the Town may be considered public record and may be subject to disclosure under the Vermont Open Public Records Act.

Alley, Kerry

From: Kirsten Jensen <kjensen@miltonvt.gov>
Sent: Thursday, February 3, 2022 4:07 PM
To: Alley, Kerry
Subject: RE: Milton Mileage Addition Request
Attachments: Kendra Development Map.pdf; Kendra Rd Certificate of Completion and Opening.pdf; Kendra Selectboard Acceptance.pdf; Kendra Warranty Deed.pdf; Map of Kendra 1.pdf; Map of Kendra 2.pdf; Recommendation to SB to Accept Kendra.pdf; Milton UC Mileage with Kendra sketch.pdf

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

Hi Kerry,

Thank you so much for sending all this information! This is all so helpful. In addition to the Overlake development, we have a small road that was accepted in 2007 that seems to never have been sent to VTrans, as it is missing from the Mileage Map. The development is on Kendra Rd in Milton, and we believe we have all the supporting documents for the mileage addition. Based on the record drawings and lengths mentioned in the legal documents, we anticipate the addition being 0.08 miles. We would like to have this verified and reflected on our 2022 Mileage Certification in addition to the Overlake development, making the total addition 0.62 miles. I've attached all the legal documents for the acceptance of Kendra here for your review, and am happy to meet or call soon too if you'd like to discuss the addition further. We are hoping to take this to our selectboard soon, so please let me know if you think this looks good or needs edits.

Also, unfortunately, I haven't been able to find any more information about the PVT section, but will let you know if something comes up.

Thanks again!

Kirsten Jensen
(she/her/hers)
Public Works Engineer
Town of Milton, Vermont

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Tuesday, December 21, 2021 7:29 PM
To: Kirsten Jensen <kjensen@miltonvt.gov>
Cc: DeAndrea, Pam <Pam.DeAndrea@vermont.gov>
Subject: RE: Milton Mileage Addition Request

Attached:Milton_OverlakeSubdivision_AOTMILES_ARCMILES_Anno.pdf

Good afternoon Kirsten,

The Mapping Section will be preloading the Phase IV Overlake Subdivision additions onto Milton's 2022 Mileage Certificate. We calculated the miles to be added by ensuring that the new total mileage for each town highway is correct. The totals are based on the cumulative description of each phase in the subdivision, and includes all of the Overlake Subdivision roads shown in the attached diagram EXCEPT for the segment labeled as PVT. The new mileage totals also match the length of each town highway as calculated by our map software and rounded to the nearest 0.01 mi (the standard for class 3 town highways). The attached diagram shows the new mileages (AOTMILES in orange) for

each segment of highway between intersections and/or hatch marks. The hatch marks indicate the end of a segment if it does not coincide with a mapped intersection.

AOTMILES – the new official measures for each segment (rounded off to the nearest 0.01 mi)

ARCMILES – the length of each segment according to our mapping software (rounded off to the nearest 0.001 mi)

TH MAP ANNO – the pre-existing mileage associated with each segment that we were showing on the Town Highway Map prior to 2022 Mileage Certificate season.

The following table summarizes the mileages for each highway before and after the changes being processed this year. Note that the “New Total” for each road is the same as the sum of ARCMILES rounded to the nearest 0.01 mi, and reflects the values shown in the attached diagram.

Name	TH-#	Previous Total	New Total	To Be Added
Highland	TH-168	0.27	0.51	0.24
Overlake	TH-171	0.23	0.39	0.16
Shannon	TH-175	0.06	0.20	0.14
All		0.56	1.10	0.54

Unless we hear from you regarding potential issues with the mileages shown above, the additions will be preloaded onto the 2022 Mileage Certificate as follows:

New roads (accepted in 2017):

+0.24 mi CL3 TH-168 (Highland Ave)

+0.16 mi CL3 TH-171 (Overlake Dr)

+0.14 mi CL3 TH-175 (Shannon Way)

I also have a somewhat relevant question for you: Have you had a chance to look into the status of the segment of Highland Ave that we currently show as “PVT” on the Town Highway Map?

If you have any questions or concerns regarding the preloaded changes or the segment of Highland Ave that is not yet in our records, please don’t hesitate to reach out to me!

Kerry

Kerry Alley | GIS Professional III
 Vermont Agency of Transportation
 219 North Main Street | Barre, VT 05641
 802-917-2621 (cell) | Kerry.Alley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>
 (NOTE: new phone number and address)

From: Alley, Kerry
Sent: Wednesday, June 9, 2021 6:38 PM
To: 'Kirsten Jensen' <kjensen@miltonvt.gov>
Subject: RE: Milton Mileage Addition Request

Hi Kirsten,

Just in case, I thought I should clarify that I won’t be available tomorrow until after 2 pm.

Kerry

Original Attachments of message below:

--- <<Milton_2006_MileageCertificate.pdf>>

From: Alley, Kerry
Sent: Wednesday, June 9, 2021 6:03 PM
To: Kirsten Jensen <kjensen@miltonvt.gov>
Subject: RE: Milton Mileage Addition Request

Attached:Milton_2006_MileageCertificate.pdf

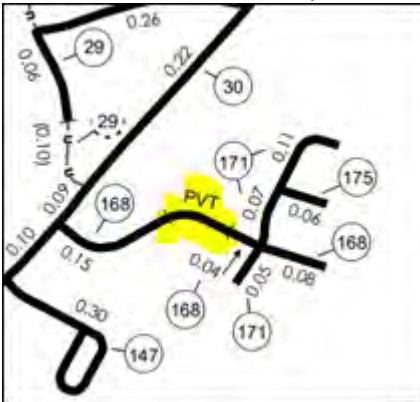
Hi Kirsten,

I received the message you left for me this morning, and I apologize for not getting back with you sooner!

I can use the Selectboard conditional acceptance (on April 10, 2017) of the Town Manager’s recommendation detailed in the “Item Brought to SB for Approval” document... And you are right! The Selectboard Minutes were in the original documentation Ashley Jackson sent to us in 2020, but it wasn’t clear whether that acceptance should apply to Phase III or Phase IV of the Overlake subdivision, given that the accompanying “Certificate of Completion and Opening” referred to documentation associated with the Phase III portions of the Overlake subdivision, which had already been added to VTrans records.

All of the documentation you sent to us was relevant and helpful! I haven’t yet mapped out the new segments as described in “Legal Description of Roadways” that you sent on April 12th, but if you could provide a copy of the Overlake Subdivision plans (Map Slide 432B revised in 2009 in the Milton Land Records), it would be easier for me to verify those details.

Have you been able to find any information regarding the segment of Highland Ave that has never been added to the Town Highway Map (shown in the map excerpt below)? I’ve attached a copy of Milton’s 2006 Mileage Certificate that includes a letter and a map describing the issue.



If you have questions, please give me a call! It is currently easiest to reach me by phone after 10 am, as I am on a reduced work schedule.

Thanks for your help keeping this ball rolling!

Kerry

Kerry Alley | GIS Professional III
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641 - Physical Address
2178 Airport Rd, Unit B | Berlin, VT 05641 - Mailing Address
802-917-2621 (cell) | Kerry.Alley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>
(NOTE: new phone number and address)

From: Kirsten Jensen <kjensen@miltonvt.gov>
Sent: Monday, May 17, 2021 12:08 PM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Milton Mileage Addition Request

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

I just wanted to follow up on the documents for the missing road segments in Milton I sent a couple weeks ago to see if you had had the chance to review them. If it helps, we also have a video recording of the select board meeting where the road was approved and accepted. The clip where this was discussed can be found here:

<https://drive.google.com/file/d/1lhDEU-mGMYuWwsDhgRKZmR1AWvXy5LwQ/view>

Please let me know if there's anything else I can provide that would be of aid. Thank you!

Kirsten Jensen
(she/her/hers)
Public Works Engineer
Town of Milton, Vermont

From: Kirsten Jensen
Sent: Wednesday, May 5, 2021 10:49 AM
To: 'Alley, Kerry' <Kerry.Alley@vermont.gov>
Subject: RE: Milton Mileage Addition Request

Hi Kerry,

Sorry it has taken me so long to get back to you – it's been a bit of a mystery tracking old select board records down. We are hoping the two items included here will be enough to accept the three segments (Overlake, Highland, and Shannon Dr). As you can see in the highlighted section of the select board minutes, the board voted to accept the "recommendation" and approved it unanimously. I believe Ashley Jackson had sent this document, but had not included any documentation of what the recommendation was. I have attached a document detailing the recommendation to accept the infrastructure, detailing the conditions. Please let me know if this qualifies to confirm select board acceptance of the roads, and if there's anything else we would need. Thank you!

Kirsten Jensen
(she/her/hers)
Public Works Engineer
Town of Milton, Vermont

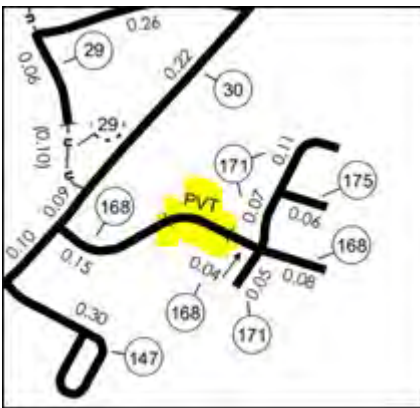
From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Monday, April 12, 2021 11:52 AM
To: Kirsten Jensen <kjensen@miltonvt.gov>
Cc: Moulton, Sara <Sara.Moulton@vermont.gov>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Blouin, James <James.Blouin@vermont.gov>
Subject: RE: Milton Mileage Addition Request

Thank you too Kirsten!

The document of dedication and warranty deed with the attached description are key to demonstrating the dedication of these roads to the Town. Do you also have a visual plan clearly indicating the Phase IV roadways? It isn't required, but we find it helpful to have in our records.

The only additional information we need in order to process the Phase IV roadways is documentation indicating that the Selectboard has officially accepting the roads as Town Highways. Examples of acceptance documentation include Selectboard Minutes, town-specific documents (e.g. decisions, orders, certificates), or a Certificate of Completion and Opening. The Certificate of Completion and Opening provided by Ashley Johnson last year referred to documents and descriptions of road segments previously added to our records.

I haven't mapped out the Phase IV roadways yet, so I apologize if the answer to my next question is there, but I wanted to check with you to find out if Phase IV included the "skipped" section of that is shown on the Town Highway Map as "PVT"? (see image below) It was my understanding, from our records and my conversations with Ashley Johnson, that this section might never have been formally dedicated to the town. If that is the case, then we should discuss the options for including this segment on the 2022 Certificate of Highway Mileage as well.



Thank you again for the documents,

Kerry

Original Attachments of message below:

--- <<Irrevocable Offer of Dedication.pdf>>
--- <<Legal Description of Roadways.pdf>>
--- <<Road Mileage Addition Map Clips.docx>>
--- <<Warranty Deed (Overlake Shannon Highland).pdf>>

From: Kirsten Jensen <kjensen@miltonvt.gov>
Sent: Friday, April 9, 2021 4:47 PM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Milton Mileage Addition Request

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

Hi Kerry,

Thanks so much for your help! I've attached the documents I mentioned in my previous email. I hope these are sufficient, but please let me know if there's anything else we should provide. Thanks again!

Kirsten Jensen
(she/her/hers)
Public Works Engineer
Town of Milton, Vermont

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Thursday, April 8, 2021 2:42 PM
To: Kirsten Jensen <kjensen@miltonvt.gov>
Cc: Croft, Johnathan <Johnathan.Croft@vermont.gov>
Subject: Re: Milton Mileage Addition Request

Thanks for reaching out Kirsten!

The documentation you mention in your email below might be sufficient. If you send me copies of these documents, I would be happy to review them and let you know if we need any additional documentation.

Just in case, here is a link to Milton's 2020 Mileage Certificate and all of its associated documents:

https://maps.vtrans.vermont.gov/Maps/Publications/MileageCertificates/ArchivedMileageCertificates/CHITTE_NDEN_Co/MILTON/MILTON_MILEAGECERT_2020_C_OCR.PDF

And let me know if you would like copies of Milton's 2006, 2004, and 2003 Mileage Certificate packets that are mentioned in the scan of the 2020 Certificate.

Thanks again for reaching out to us, and please don't hesitate to reach out if you have additional questions or concerns!

Kerry

Kerry Alley | GIS Professional III
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641 - Physical Address
2178 Airport Rd, Unit B | Berlin, VT 05641 - Mailing Address
802-917-2621 (cell) | Kerry.Alley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>
(NOTE: new phone number and address)

We recently found the Irrevocable offer of Dedication for Shannon Way, Overlake Drive, and Highland Avenue. We have compiled the following according to the VTrans Mileage Cert website information:

- Irrevocable Offer of Dedication
- Warranty Deed
- Descriptions and Maps of the segments to be added

We also can obtain approval from our Selectboard for the application as needed, but I wanted to check if there was anything else necessary for the process. Please let me know how we can continue to move this forward. Thanks in advance for your time and help!

Best,
Kirsten Jensen
Public Works Engineer
Department of Public Works
Town of Milton

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State of Vermont
Division of Policy, Planning and Intermodal Development
Mapping Section
219 North Main Street
Barre, VT 05641
<http://vtrans.vermont.gov/planning/maps>

Agency of Transportation

Telephone: 802-917-2621
Email: kerry.alley@vermont.gov

October 16, 2020

Darren Adams
Chair, Selectboard
Milton, c/o Town Clerk
PO Box 18
Milton, VT 05468

Dear Mr. Adams,

Please find the enclosed copy of the 2020 Certificate of Highway Mileage for the Town of Milton. We have placed the original certificate in the VTrans Mapping records, but we were unable to process the mileage changes to the Overlake Subdivision due to not having documentation demonstrating that the new highway segments have been legally established as town highways through the statutory process or “dedication and acceptance”.

The Certificate of Completion and Opening provided with the 2020 mileage certificate refers to Book 328, page 216, which describes portions of highways submitted with the 2006 mileage certificate. Additionally, the warranty deeds provided on request in April 2020 all correspond to portions of Overlake Subdivision highways previously submitted on the mileage certificates processed in 2003, 2004, and 2006. We would also like to bring it to the Town’s attention that a section of Highland Ave (marked ‘PVT’ on the Town Highway Map) is also not listed in our records, and therefore not included in the mileage totals used to allocate class 3 town highway funding. A letter from Mapping Section member Sara Moulton dated February 15, 2006 describes this “gap” in more detail and can be found on page 8 of the attached 2006 Mileage Certificate packet.

In order to add the remaining Overlake Subdivision highway segments to VTrans records and show them on the Milton Town Highway Map, VTrans needs copies of documentation demonstrating that the new portions of highways have been legally established through the statutory laying out process defined in 19 V.S.A. Chapter 7 or through “dedication and acceptance”, where the right of way is dedicated to the Town (warranty deeds) and have been formally accepted by the Selectboard (Certificates of Completion and Opening or Meeting Minutes).

If you have any questions regarding my comments above or the required documentation, please don’t hesitate to reach out to me or someone else in the Mapping Section, and we would be glad to work through what is needed and the processes for adding town highways to the Mileage Certificates and Town Highway Maps.

Sincerely,

Kerry Alley
Mapping & GIS Specialist

Enclosures

cc: David Blackmore, District Transportation Administrator
Amy Bell, VTrans Planning Coordinator

Certificate of Highway Mileage Instructions

Towns use this certificate to update mileage of town highways and trails, incorporating any changes made before February 10, 2020. Changes in highway classification, additions of new highways or trails, alterations, or discontinuances must include documentation of Selectboard action, such as minutes of meetings when action was taken.

PART I

Previous Mileage – This shows mileage as of completion of last year's certificate.

Added Mileage – Enter the total mileage of any new legally accepted Class 3 or 4 highways or trails, and any highways reclassified from Class 3 to 4 or vice versa, or highways reclassified to or from trails.

Subtracted Mileage – Enter the total mileage of discontinued highways or trails, and the total mileage of any highways reclassified from Class 3 to 4 or vice versa, or highways reclassified to or from trails.

Total – Enter total, same as last year if no changes. Enter a new total if there were changes reported.

Scenic Highways – Use this only if town has designated highways as official 'Scenic Highways' in accordance with 19 VSA 2502.

PART II

Enter details needed for identification of New, Discontinued, Reclassified, or Scenic Highways.

If there are no changes in Town Highway or Trail mileage, simply mark the check box on the last line in PART II.

PART III

Board members and Town Clerk sign here.

A sample certificate with an example on how to fill it out is available online at:
https://vtransmaps.vermont.gov/Maps/Publications/MileageCertificates/Cert_Sample.pdf

Additional guidance is provided in the enclosed document "Vermont Agency of Transportation Guidelines - Certificate of Highway Mileage".

Return completed certificate, using enclosed envelope. If needed, use a larger envelope with same address as on the enclosed envelope.

Certificates must be postmarked on or before February 20, 2020. Certificates that are postmarked after February 20, 2020 may not be processed.

Alley, Kerry

From: Alley, Kerry
Sent: Tuesday, April 7, 2020 10:29 AM
To: Ashley Jackson
Cc: Dave Allerton; Moulton, Sara
Subject: RE: Milton Town Roads Certificate

Hi Ashley,

I was a little confused when I sent my last response... I spaced out and thought it was the deed to another road in another town!

Thanks again for the deeds, and glad you found them! I know they can be challenging to dig up, especially if the dates are unknown. Unfortunately, the 2020 mileage totals have already been "frozen" for preparing the annual mileage reports, but I will look at this documentation sooner rather than later (probably next week) and let you know what else we might need to add the changes to next year's Certificate. If you don't hear back from me after next week, feel free to reach out and find out what's up.

Thanks again,

Kerry

From: Alley, Kerry
Sent: Tuesday, April 7, 2020 9:34 AM
To: Ashley Jackson <AJackson@miltonvt.gov>
Cc: Dave Allerton <dallerton@miltonvt.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Subject: RE: Milton Town Roads Certificate

Thanks Ashley!

This will probably do it...

Kerry

Original Attachment(s) of message below:
- - - <<[doc13980320200406151431.pdf](#)>>

From: Ashley Jackson <AJackson@miltonvt.gov>
Sent: Monday, April 6, 2020 8:11 PM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Cc: Dave Allerton <dallerton@miltonvt.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Subject: RE: Milton Town Roads Certificate

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

Good Afternoon Kerry,

Attached you will find three warranty deeds for this development containing TH-168. I'm positive that within Phase I or Phase II that the PVT portion of TH-168 (Highland Ave) is covered. Let me know if you need anything else.

Thanks,

Ashley Jackson

Public Works Engineer



Town of Milton

43 Bombardier Road

Milton, VT 05468

PH 802-891-8043

AJackson@miltonvt.gov

From: Alley, Kerry <Kerry.Alley@vermont.gov>

Sent: Tuesday, March 31, 2020 2:39 PM

To: Ashley Jackson <AJackson@miltonvt.gov>

Cc: Dave Allerton <dallerton@miltonvt.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>

Subject: RE: Milton Town Roads Certificate

Hi Ashley,

Thanks for the update! If you can also look into the section of TH-168 labeled as PVT on the map excerpt in my first email below, I suspect it has a similar history/owner. If you are able to send in all the documentation once this is resolved, and we don't need any additional information, I can preload the change onto next year's Mileage Certificate.

Thanks again,

Kerry

From: Ashley Jackson <AJackson@miltonvt.gov>

Sent: Tuesday, March 31, 2020 1:49 PM

To: Alley, Kerry <Kerry.Alley@vermont.gov>

Cc: Dave Allerton <dallerton@miltonvt.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>

Subject: RE: Milton Town Roads Certificate

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

Hi Kerry,

After looking into this further, it looks like the developer never submitted the warranty deed for this area. We can push this off until next year as I'll have to do some digging and get this warranty deed from the developers attorney, which might take some time.

Thank you,

Ashley Jackson
Public Works Engineer



Town of Milton
43 Bombardier Road
Milton, VT 05468
PH 802-891-8043
AJackson@miltonvt.gov

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Tuesday, March 31, 2020 9:41 AM
To: Ashley Jackson <AJackson@miltonvt.gov>
Cc: Dave Allerton <dallerton@miltonvt.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Subject: RE: Milton Town Roads Certificate

Good morning Ashley,

I just wanted to touch base to find out if you were able to find the additional documentation I described in my email below. If the Town needs more time to get everything together, these changes can be added to next year's Certificate if I receive all the documentation by then.

Please let me know if you have any questions, (and note that my phone number has changed again)

Kerry

Kerry Alley | GIS Professional III
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-917-2621 | Kerry.Alley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>
(NOTE: new phone number and address)

Original Attachment(s) of message below:
--- <<[Milton_2006_Cert_DocsAndCorrespondance.pdf](#)>>

From: Alley, Kerry
Sent: Thursday, March 12, 2020 1:03 PM
To: Ashley Jackson <AJackson@miltonvt.gov>
Cc: Dave Allerton <dallerton@miltonvt.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Subject: RE: Milton Town Roads Certificate

Attached:Milton_2006_Cert_DocsAndCorrespondance.pdf

Good afternoon Ashley,

Thank you for returning my call earlier today! Below is a recap of my questions, and one additional question regarding a segment labeled as private on the Town Highway Map (see image below). I've also attached the 2006 documentation I mentioned.

I'm assuming that these roads have become public highways via dedication and acceptance, so there are two things that I need to be able to process these changes:

1. Documentation of dedication (e.g. deed)
2. Clarification of exactly which portions of the listed highways were accepted in 2017 (likely included in a deed). This helps us understand what is and isn't included, and allows us to verify measures based on landmarks (or surveys).

I've attached documentation associated with the 2006 Mileage certificate. It reveals the process involved and is a good example of documentation that allows us to accurately document and map the changes.

The last three pages of the attachment are correspondence from that time regarding the short segment of Highland Ave (highlighted in the map excerpt below) that we haven't yet received any documentation indicating whether it is private or public. That segment is therefore still shown as private on the Town Highway Map, and the mileage is not included in the class 3 mileage totals. I assume it is functioning as a class 3 highway, so I want to encourage the Town to submit documentation indicating that it is legally class 3, or to formally accept it as a class 3 highway if the town has not done so previously.



Thanks for your help!

Kerry

Kerry Alley | GIS Professional III
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-622-1289 | Kerry.Alley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>
(NOTE: new phone number and address)

Original Attachment(s) of message below:
--- <<2020 Certificate of Highway Mileage Signed.pdf>>

From: Ashley Jackson <AJackson@miltonvt.gov>
Sent: Thursday, February 20, 2020 9:05 AM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Cc: Dave Allerton <dallerton@miltonvt.gov>
Subject: RE: Milton Town Roads Certificate

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

Please find attached Town of Milton's Highway Certification signed by the Selectboard and Town Clerk. I did find that there are three roads that are shown as private on the 2016 maps. These three roads were accepted by the Selectboard in April 2017, a Selectboard memo is attached with the application.

Thank you and have a great day,

Ashley Jackson
Public Works Engineer



Town of Milton
43 Bombardier Road
Milton, VT 05468
PH 802-891-8043
AJackson@miltonvt.gov

From: Dave Allerton <dallerton@miltonvt.gov>
Sent: Tuesday, February 11, 2020 9:30 AM
To: Ashley Jackson <AJackson@miltonvt.gov>
Subject: FW: Milton Town Roads Certificate

fyi

David K. Allerton, P.E.
Director, Department of Public Works
43 Bombardier Road
Milton, VT 05468
802-893-6655 Office
802-893-1005 Fax

From: Dave Allerton
Sent: Wednesday, January 30, 2019 2:46 PM
To: 'Alley, Kerry' <Kerry.Alley@vermont.gov>
Subject: RE: Milton Town Roads Certificate

Hi Kerry,

I will get this to the SB for them to sign. I did review the online maps, and verified there has been no changes.

David K. Allerton, P.E.
Director, Department of Public Works
43 Bombardier Road
Milton, VT 05468
802-893-6030 Office
802-893-1005 Fax

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Wednesday, January 30, 2019 2:41 PM
To: Dave Allerton <dallerton@miltonvt.gov>
Subject: RE: Milton Town Roads Certificate

Hi David,

If there are no changes, then just have the Selectboard sign it, Town Clerk sign and date it, and be sure to check the box indicating that there are no changes. The State Statutes driving the Mileage Certificate process are on the back of the certificate, if you're curious.

Were you able to review the current Town Highway Map to verify that it agrees with what the Town has on record? No worries if not. When you get around to it, even knowing that everything checks out is helpful to us! We can investigate any discrepancies you might find on our end too.

Kerry

From: Dave Allerton <dallerton@miltonvt.gov>
Sent: Wednesday, January 30, 2019 10:13 AM
To: Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Milton Town Roads Certificate

Hi Kerry,

I received a copy of the "Certificate of Highway Mileage Year Ending February 10, 2018" for the Town of Milton from you on November 14, 2018. We have not added any roads. Do I need to have the Select Board sign this certificate and return it to you? It appears the Town did not submit one of these last year. I am not sure what to do with this, so any direction would be appreciated. Thank you!

David K. Allerton, P.E.
Director, Department of Public Works
43 Bombardier Road
Milton, VT 05468
802-893-6030 Office
802-893-1005 Fax

From: Alley, Kerry <Kerry.Alley@vermont.gov>
Sent: Wednesday, January 16, 2019 11:43 AM
To: Dave Allerton <dallerton@miltonvt.gov>
Subject: RE: Milton Town Roads Certificate

Hi Dave,

Thank you for reaching out to us! The Town Highway Maps online can be viewed online. The current (most recent) can be looked up here:

<http://vtransmaps.vermont.gov/mapsftp/current.asp>

And older maps (including the “current” map) available here:

<http://vtransmaps.vermont.gov/mapsftp/default.asp>

We’re in the process of scanning documents in our Town folders, and here’s a temporary ftp link (available for a few days at least) to three documents that are current up to this year.

<http://vtransmap01.aot.state.vt.us/Maps/tempstor/MILTON/>

Those documents, along with the historical maps, are helpful for tracking down when particular changes occurred (or were submitted to us), and occasionally some context. These and other records (including pre-2016 Mileage Certificates) will all be available online eventually.

Record of Mileage Changes – reverse chronological record of changes and running mileage totals

Act63 Mileage Listing – List of class 3 and class 4 highways defined when the current highway classification system was established (~1973) and updated annually since then

Act178 Legal Trail Listing – Similar to above, but for legal trails

Additional general information is available on our website:

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

Let me know if you have any questions or comments regarding the Milton Town Highway Map or the information shown!

Kerry

Kerry Alley | GIS Professional III
Vermont Agency of Transportation
1 National Life Dr | Montpelier, VT 05633
802-828-3666 | Kerry.Aleley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>

From: Dave Allerton <dallerton@miltonvt.gov>
Sent: Wednesday, January 16, 2019 10:55 AM
To: Alley, Kerry <Kerry.Aleley@vermont.gov>
Subject: Milton Town Roads Certificate

Hi Kerry,

I am the new Director of Public Works in Milton, and have a Certificate of Highway Mileage Form in front of me. Milton has not added or decreased any roads this past year that I am aware of. I was wondering if VTrans had a map showing all of Milton’s approved roads, which make up the 33.56 miles of Class 2, the 67.63 miles of Class 3, the 18.117 miles of State Highway, the 5/55 miles of Class 4, and 1.61 miles of Legal Trails. If so, I would like to get a copy, and compare the information on file with you, with what we know here in Milton.

Thanks for your assistance!

David K. Allerton, P.E.
Director, Department of Public Works
43 Bombardier Road
Milton, VT 05468
802-893-6030 Office
802-893-1005 Fax

Disclaimer, please be advised that your email communication to the Town may be considered public record and may be subject to disclosure under the Vermont Open Public Records Act.

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TOWN OF MILTON, VERMONT 05468

Department of Public Works:
Admin, Public Works, Highway Operations, Water and Wastewater

To: Milton Selectboard

Date: February 11, 2020

From: Ashley Jackson, Public Works Engineer *Ashley Jackson*

CC: David K. Allerton, P.E., Director of Public Works
Don Turner, Town Manager

Re: 2020 Certificate of Highway Mileage

Attached is the annual Certificate of Highway Mileage that is due no later than February 20, 2020. Upon reviewing the 2016 VTrans General Highway Map, portions of Overlake Drive, Shannon Way and Highland Ave are not shown on the maps. The missing road segments were approved by the Selectboard on April 10, 2017, a copy of the approved meeting minutes is attached.

We respectfully request the Selectboard and Town Clerk to sign the certificate of Highway Mileage with the added sections of Class 3 roads:

<u>Town Highway No.</u>	<u>Length (miles)</u>
168 (Highland Ave)	0.14 miles
171 (Overlake Drive)	0.20 miles
175 (Shannon Way)	0.14 miles
<i>Total 0.48 miles</i>	

Thank you,

Ashley N. Jackson



MILEAGE SUMMARY		TOWN LENGTH IN MILES		LEGAL LENGTH IN MILES	
HWY CLASS	MI	HWY CLASS	MI	HWY CLASS	MI
1	0.00	1	0.00	1	0.00
2	0.00	2	0.00	2	0.00
3	0.00	3	0.00	3	0.00
4	0.00	4	0.00	4	0.00
5	0.00	5	0.00	5	0.00
6	0.00	6	0.00	6	0.00
7	0.00	7	0.00	7	0.00
8	0.00	8	0.00	8	0.00
9	0.00	9	0.00	9	0.00
10	0.00	10	0.00	10	0.00
11	0.00	11	0.00	11	0.00
12	0.00	12	0.00	12	0.00
13	0.00	13	0.00	13	0.00
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16	0.00	16	0.00	16	0.00
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98	0.00	98	0.00	98	0.00
99	0.00	99	0.00	99	0.00
100	0.00	100	0.00	100	0.00
TOTAL	0.00	TOTAL	0.00	TOTAL	0.00

LEGEND

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State of Vermont
Division of Policy, Planning and Intermodal Development - Mapping Section
219 North Main Street
Barre, VT 05641
<http://vtrans.vermont.gov>

Agency of Transportation

Telephone: 802-622-1289
Email: Kerry.Alley@vermont.gov

Chair, Selectboard
Milton, c/o Town Clerk
PO Box 18
Milton, VT 05468

January 2020

TO: TOWN / CITY / VILLAGE CLERK AND SELECTBOARD / ALDERMEN / TRUSTEES

Enclosed is your 2020 **Certificate of Highway Mileage**. This Certificate must be completed in order to determine your town's share of state aid for town highways for Fiscal Year 2021, and to ensure that your Town Highway Map remains current. Please note there will be no additional opportunities to submit town highway changes before the 2020 statutory deadline for mapping all Class 1, 2, 3 and 4 Town Highways and Legal Trails, as specified in 19 V.S.A. § 305(c).

Changes in mileage or highway classification, including any additions, alterations, or discontinuances made by your selectboard this past year, should be entered on this certificate. If there are changes that occurred before this past year that we have not shown on the Town Highway Map, please let us know so we can update our maps.

In filling out the Mileage Certificate, it is important to:

- >> Enter mileage and classification changes on PART I and PART II of the Certificate.
- >> Provide supporting documentation sufficient for the Mapping Section to:
 - Map the change
 - Verify the mileage
 - Demonstrate the change was made according to State statute
- >> If you have no changes, you may simply check the box in PART II of the Certificate.
- >> Always sign Part III - Town Clerk, Selectmen, etc.

Please refer to the enclosed instructions, checklist, and guidelines as needed. We have also included a reduced size copy of your current Town Highway Map and a Certificate of Completion and Opening should you need it to document new town roads. Additional information and copies of these enclosures can be found at: <https://vtrans.vermont.gov/planning/maps/mileage-certificates>.

To effectively process all the mileage certificates in a timely manner and to assure the completion of the mileage summaries, it is important that towns submit the certificates on time. **Certificates must be postmarked on or before February 20, 2020. Certificates that are postmarked after February 20, 2020 may not be processed.**

After the Agency has approved and signed the certificate, we will send you a copy. Please contact me if you have any questions.

Sincerely,

Kerry Alley

Kerry Alley
Mileage Certificate Specialist

Enclosures



IRREVOCABLE OFFER OF DEDICATION

AGREEMENT by and between **DREAM BUILDERS, INC.**, a Vermont corporation with principal place of business in Milton, County of Chittenden and State of Vermont, and **William R. Sawyer-Overlake II, LLC**, a Vermont limited liability company with principal place of business in the Town of Milton, County of Chittenden and State of Vermont, and **PFWRS, INC.**, a Vermont corporation with principal place of business in the Town of Milton, County of Chittenden and State of Vermont, [hereinafter referred to as "Owners"] and **THE TOWN OF MILTON**, a municipal corporation existing under and by virtue of the Laws of the State of Vermont, of Milton, County of Chittenden and State of Vermont, [hereinafter referred to as "Municipality"].

WITNESSETH:

WHEREAS, the Municipality's Planning Commission has approved a final subdivision plat entitled "Overlake Subdivision, William Sawyer - Developer, Milton," by J. H. Stuart Assoc., P.O. Box 367, Essex Center, VT 05451 dated December 17, 1989, last revised April 18, 2009, which plan appears of record at Map Slide 432B of the Town of Milton Land Records; and

WHEREAS, the final approval of the Planning Commission (n/k/a Development Review Board "DRB") contains a condition that roadways, rights-of-way, easements and licenses which may be needed for public improvements, including public roads, storm drainage discharge, water, or future utilities in said subdivision be offered to the Municipality; and

WHEREAS, the above-described proposed roadways are to be dedicated to the Municipality free and clear of all encumbrances, pursuant to said final approval and plat; and

TOWN CLERK'S OFFICE
Received Jul 05, 2017 11:30A
Document Number: 74252
Recorded in VOL: 478 PG: 516
OF Milton Land Records
Attest:
Sheryl M Prince
Town Clerk

WHEREAS, the Owners have delivered to the Municipality an appropriate deed of conveyance for the above-described proposed Town highway;

NOW, THEREFORE, in consideration the final approval of the Town of Milton Planning Commission (n/k/a Development Review Board "DRB") and for other good and valuable consideration, it is covenanted and agreed as follows:

1. The Owners herewith deliver to the Municipality a warranty deed for the proposed roadways and related infrastructure attached as Exhibit A hereto, said delivery constituting a formal offer of dedication to the Municipality to be held by the Municipality until the acceptance or rejection of such offer of dedication by the legislative body of the Municipality.

2. The Owners agree that said formal offer of dedication is irrevocable and cannot be withdrawn, amended, conditioned, or modified whatsoever and can be accepted by the Municipality in whole or in part at any time, only by formal acceptance by the Town of Milton Selectboard and recordation of the warranty deed in the Town of Milton land records.


3. This irrevocable offer of dedication shall run with the land and shall be binding upon all assigns, grantees, successors and/or heirs of the Owners, and may be released only by a written release signed by the Municipality and recorded in said Land Records.

4. Nothing herein or in the Planning Commission, n/k/a Development Review Board approval shall obligate the Municipality to accept said Offer or to assume any responsibility or liability as Owner or otherwise of said roadway.

5. By its execution and recording of this Irrevocable Offer of Dedication, the Town agrees that an Irrevocable Offer of Dedication dated August 16, 2011 and recorded in Volume 408, Page 429 of the Town of Milton land records is hereby released and of no further force and effect.

Dated this 30 day of JUNE, 2017.

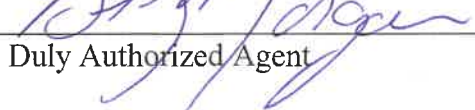
IN THE PRESENCE OF:




Witness
Sammy J. Hubault

Witness

DREAM BUILDERS, INC.

By: 

Duly Authorized Agent



Witness
Sammy J. Hubault

Witness

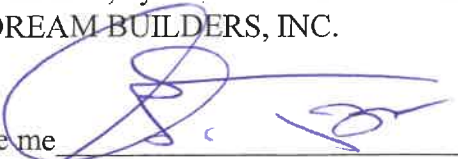
WILLIAM R. SAWYER-OVERLAKE II, Inc.

By: 

William R. Sawyer, Duly Authorized Agent

**STATE OF VERMONT,
CHITTENDEN COUNTY, SS.**

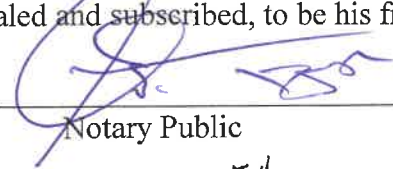
At MILTON, this 30 day of JUNE, A.D. 2017, BRIAN MORGAN, Duly Authorized Agent for Dream Builders, Inc., personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed and the free act and deed of DREAM BUILDERS, INC.

Before me 

Notary Public

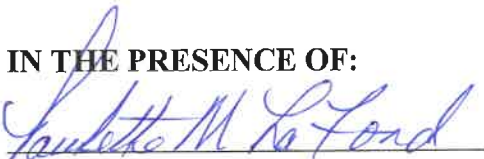
STATE OF VERMONT,
CHITTENDEN COUNTY, SS.

At MILTON, this 30 day of JUNE, A.D. 2017, WILLIAM R. SAWYER, Duly Authorized Agent of PFWRS, INC., personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed.

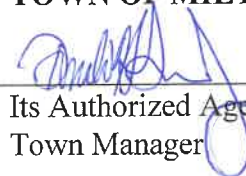
Before me 
Notary Public

Dated at Milton, Vermont, this 5 day of ^{July}~~June~~, 2017.

IN THE PRESENCE OF:


Witness

TOWN OF MILTON

By: 
Its Authorized Agent, Donald H. Turner, Jr.,
Town Manager


Witness

STATE OF VERMONT,
CHITTENDEN COUNTY, SS.

At Milton, this 5 day of July, A.D. 2017, DONALD H. TURNER, JR., Town Manager and Duly Authorized Agent for THE TOWN OF MILTON, personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed and the free act and deed of THE TOWN OF MILTON.


Notary Public Comm. exp. 2/10/19



VERMONT WARRANTY DEED

KNOW ALL PERSONS BY THESE PRESENTS THAT WILLIAM R. SAWYER-OVERLAKE, II, LLC, a Vermont Limited Liability Company with its principal offices in the Town of Milton, in the County of Chittenden and State of Vermont, DREAM BUILDERS, INC., a Vermont corporation with principal place of business in the Town of Milton, Chittenden County and State of Vermont, and PFWRS, INC., a Vermont corporation with principal place of business in the Town of Milton, in the County of Chittenden and State of Vermont, Grantors, in the consideration of -----Ten and More-----Dollars, paid to its full satisfaction by, TOWN OF MILTON, a municipality and existing under the laws of the State of Vermont, with its principal offices located in the Town of Milton, County of Chittenden and State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, TOWN OF MILTON, its successors and assigns forever, a certain piece of land in the Town of Milton in the County of Chittenden and State of Vermont, described as follows, viz:

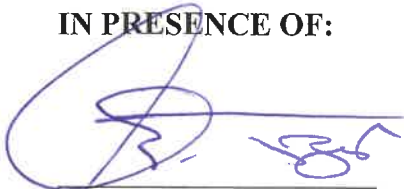
See Property Description Attached as Exhibit A.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, TOWN OF MILTON, its successors and assigns, to its own use and behoof forever; And the said Grantors, WILLIAM R. SAWYER-OVERLAKE, II, LLC, DREAM BUILDERS, INC. and PFWRS, INC., for its successors and assigns, do covenant with the said Grantee, William R. Sawyer Overlake, II LLC, its successors and assigns, that until the ensembling of these presents it is the sole owner 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 above stated, and it and I hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever, except as above stated.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 30 day of June, 2017.

IN PRESENCE OF:

WILLIAM R. SAWYER-OVERLAKE, II, LLC

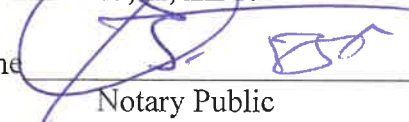


Witness

By: 
William R. Sawyer, Duly Authorized Agent

STATE OF VERMONT,
FRANKLIN COUNTY, SS.

At GEORGIA, this 30 day of June, A.D. 2017, William R. Sawyer, Duly Authorized Agent for William R. Sawyer-Overlake, II, LLC, personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed and the free act and deed of WILLIAM R. SAWYER-OVERLAKE, II, LLC.

Before me 

Notary Public

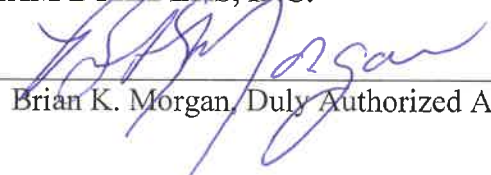
IN WITNESS WHEREOF, I hereunto set my hand and seal this 30 day of June, 2017.

IN PRESENCE OF:

DREAM BUILDERS, INC.



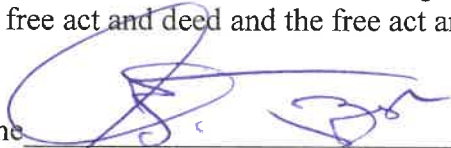
Witness

By: 

Brian K. Morgan, Duly Authorized Agent

STATE OF VERMONT,
FRANKLIN COUNTY, SS.


At GEORGIA, this 30 day of June, A.D. 2017, Brian K. Morgan, Duly Authorized Agent for Dream Builders, Inc. personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed and the free act and deed of **DREAM BUILDERS, INC.**


Before me 
Notary Public

IN WITNESS WHEREOF, I hereunto set my hand and seal this 30 day of June, 2017.

IN PRESENCE OF:

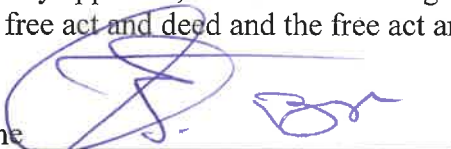
PFWRS, INC.


Witness

By: 
William R. Sawyer, Duly Authorized Agent

STATE OF VERMONT,
FRANKLIN COUNTY, SS.

At GEORGIA, this 30 day of June, A.D. 2017, William R. Sawyer, Duly Authorized Agent for PRWRS, INC. personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed and the free act and deed of **PFWRS, INC.**

Before me 
Notary Public

TOWN CLERK'S OFFICE
Received Jul 05, 2017 11:30A
Document Number: 74253
Recorded in VOL: 478 PG: 525
OF Milton Land Records
Attest:
Sheryl M Prince
Town Clerk

Vermont Property Transfer Tax
32 V.S.A. Chap 231
-ACKNOWLEDGEMENT-
RETURN REC'D-TAX PAID BOARD
OF HEALTH CERT. REC'D.
VT LAND USE & DEVELOPMENT
PLANS ACT. CERT. REC'D
Return No. M117-198
Sheryl M Prince, Town Clerk
Date Jul 05, 2017

EXHIBIT A: Legal Description for Phase IV Roadways

Overlake Subdivision

(Portion of Overlake Drive)

A strip of land sixty (60') feet in width and being a portion of the roadway known as Overlake Drive as shown on a plan entitled, "Overlake Subdivision, William Sawyer - Developer, Milton," by J.H. Stuart Assoc., P.O. Box 367, Essex Center, VT 05451 dated December 17, 1989, last revised April 18 2009, which plan appears of record at Map Slide 432B of the Town of Milton Land Records.

Said strip of land begins at a point forming the southeast corner of Lot 5; thence proceeding in a northwesterly direction on a bearing N 73°06'30" W along the southerly line of Lot 5 a distance of 110 feet to the southeast corner of Lot 6; thence proceeding on the same bearing a distance of 110 feet to the southwest corner of Lot 6; thence proceeding on the same bearing a distance of 60 feet to the southeast corner of Lot 14; thence proceeding on the same bearing along a southerly line of Lot 14 a distance of 110 feet to southeast corner of Lot 15; thence proceeding on the same bearing along the southerly line of Lot 15 a distance of 110 feet to the southeast corner of Lot 16; thence proceeding on the same bearing along the southerly line of Lot 16 a distance of 110 feet to the southwest corner of Lot 16; thence continuing on the same bearing a distance of 53 feet to the southeast corner of Lot 17; thence turning to the left at an approximate right angle and proceeding in a generally southerly direction a distance of 60 feet to the northwest corner of Lot 71; thence turning to the left and proceeding on a bearing of S 73° 06'30"E a distance of 110 feet along the north line of Lot 71 to the northeast corner of Lot 71; thence proceeding on the same bearing a distance of 110 feet to the northeast corner of Lot 72; thence proceeding on the same bearing along the northerly line of Lot 73 a distance of 110 feet to the northeast corner of Lot 73; thence proceeding on the same bearing along the northerly line of Lot 74 a distance of 110 feet to the northeast corner of Lot 74; thence proceeding on the same bearing a distance of 220 feet to the northeast corner of Lot 75; thence turning to the left at approximate right angle and proceeding in a generally northerly direction a distance of 60 feet to a point in the southerly sideline of Lot 4, said point being approximately 40 feet from the southeast corner of Lot 5; thence proceeding on a bearing of N 73°6'30"W a distance of approximately 40 feet to the southeast corner of Lot 5 being the point or place of beginning.

Said strip of land continues at a point forming the northeast corner of Lot 75; thence proceeding on a bearing S 73°06'30" E along the northerly line of Lot 76 a distance of 110 feet to northwest corner of Lot 77; thence proceeding on the same bearing a distance of 120 feet to the northeast corner of Lot 77; thence turning to the left at an approximate right angle and proceeding in a generally northerly direction a distance of 60 feet to the southeast corner of Lot 3; thence turning to the left and proceeding on a bearing N 73 degrees 06' 30" W a distance of 155 feet to the southeast corner of Lot 4; thence proceeding on the same bearing a distance of 90 feet to a point in the southerly line of Lot 4; thence turning to the left at an approximate right angle and proceeding in a generally southerly direction a distance of 60 feet to the northeast corner of Lot 75 being the point or place of beginning.

Reserved from this conveyance is a 20' wide force main sewage easement for the benefit of Overlake Subdivision Sewer System, System "A" Association, Inc. to access the community sewage disposal lot across, under and through the land herein conveyed in the area adjacent to Lot 15 and Lot 73 as depicted on the above-referenced plan of lands. The Grantee assumes no liability or responsibility for servicing, maintenance or repair of the force main. If it becomes necessary to dig up the force main for maintenance or repair, the users of the shared septic system accessed by the force main sewage easement shall provide advanced notice to Grantee and be responsible for restoring the ground within the roadways to its condition prior to the maintenance or repair.

Meaning and intending to convey the aforesaid roadway to the Town of Milton for the purpose of becoming a public street.

Being a portion of the same land and premises conveyed to William R. Sawyer and Dream Builders, Inc. by warranty deed of Dream Builders, Inc. dated December 2, 1988 and of record in Book 117, Page 556 of the Town of Milton Land Records.

(Portion of Shannon Way)

A strip of land sixty (60') feet in width and being a portion of the roadway known as Overlake Drive as shown on a plan entitled, "Overlake Subdivision, William Sawyer - Developer, Milton,"

by J.H. Stuart Assoc., P.O. Box 367, Essex Center, VT 05451 dated December 17, 1989, last revised April 18, 2009, which plan appears of record at Map Slide 432B of the Town of Milton Land Records.

Said strip of land begins at a point forming the northeast corner of Lot 46; thence proceeding on a bearing N 73°06'30" W a distance along the northerly line of Lot 46 a distance of 260 feet to the northeast corner of Lot 47; thence proceeding on the same bearing along the northerly sideline of Lot 47 a distance of 100 feet to the northeast corner of Lot 48; thence turning along the same bearing along the northerly sideline of Lot 48 a distance of 110 feet to the northeast corner of Lot 49; thence proceeding on the same bearing a distance along the northerly sideline of Lot 49 a distance of 110 feet to the northeast corner of Lot 50; thence proceeding on the same bearing along the northerly sideline of Lot 50 a distance of 110 feet to the northeast corner of Lot 51; thence turning to the right and proceeding 60 feet to the point in the southerly sideline of Lot 67; thence turning to the right and proceeding approximately 20 feet, more or less, in a generally southerly direction to the southwest corner of Lot 66. Thence proceeding on a bearing S73°06'30"E along the southerly sideline of Lot 66 a distance of 110 feet to the southwest corner of Lot 65; thence proceeding on the same bearing along the southerly sideline of Lot 65 a distance of 110 feet to the southwest corner of Lot 45A; thence proceeding along the southerly sideline of Lot 45A a distance of 110 feet to the southwest corner of Lot 64; thence proceeding along the southerly line of Lot 64 a distance of 110 feet to the southwest corner of Lot 63; thence proceeding along the southerly sideline of Lot 63 a distance of 110 feet to the southwest corner of Lot 62; thence proceeding along the southerly sideline of Lot 62 a distance of 120 feet to the southwest corner of Lot 62; thence turning to the right and proceeding in a generally southerly direction 60 feet to the southeast corner of Lot 46 to the point or place of beginning.

Meaning and intending to convey the aforesaid roadway to the Town of Milton for the purpose of becoming a public street.

Being a portion of the same land and premises conveyed to William R. Sawyer and Dream Builders, Inc. by Warranty Deed of Dream Builders, Inc. dated December 2, 1988 and of record in Book 117, Page 556 of the Town of Milton Land Records.

(Portion of Highland Avenue)

A strip of land sixty (60') feet in width and being a portion of the roadway known as Overlake Drive as shown on a plan entitled, "Overlake Subdivision, William Sawyer - Developer, Milton," by J.H. Stuart Assoc., P.O. Box 367, Essex Center, VT 05451 dated December 17, 1989, last revised April 18, 2009, which plan appears of record at Map Slide 432B of the Town of Milton Land Records.

Said strip of land begins at a point forming the northeast corner of Lot 33; thence proceeding on a bearing S 73°06'30" E along the northerly line of Lot 21 a distance of 223.9 feet to the northwest corner of Lot 35; thence proceeding on the same bearing along the northerly line of Lot 35 a distance of 30 feet to a point in the northerly sideline of Lot 35; thence turning to the left at an approximate right angle and proceeding in a generally northerly direction a distance of 60 feet to the southeast corner of Lot 59; thence turning to the left and proceeding on a bearing of N 73° 06'30"W along the southerly sideline of Lot 59 a distance of 102 feet to the southeast corner of Lot 58; thence proceeding on the same bearing along the southerly line of Lot 58 a distance of 110 feet to the southeast corner of Lot 57; thence proceeding on the same bearing along the southerly line of Lot 57 a distance of about 30 feet to a point; thence turning to the left at an approximate right angle and proceeding in a generally southerly direction a distance of 60 feet to the northeast corner of Lot 33 being the point or place of beginning.

Also included in this conveyance is an easement and right of way to maintain the slope areas located on both sides of the above described strip of land as depicted on the above-referenced Plan of Land.

Said description continues as beginning at a point in the northerly line of Lot 35 being 30 feet easterly of the northwest corner of Lot 35; thence proceeding on a bearing S 85°48' 30" E along the northerly line of Lot 35 a distance of 87.87 feet to a point; thence continuing on the same bearing along the northerly line of Lot 8 a distance of 60 feet to the northwest corner of Lot 36;

thence proceeding on a bearing N 79° 23' 30" E a distance of 89.4 feet to the northwest corner of Lot 36; thence proceeding on the same bearing a distance of 29.9 feet along the northerly line of Lot 9 to the northwest corner of Lot 10A; thence proceeding on a bearing of N 70 ° 23' 30" E a distance of 30.7 feet to the northwest corner of Lot 37; thence proceeding on the same bearing a distance of 98.4 feet to the northwest corner of Lot 38; thence proceeding on a bearing of N 51 degrees 23' 30" E a distance of 128.4 feet to the northwest corner of Lot 39; thence proceeding on a bearing N 28° 23' 30" E a distance of 28.6 feet to the northwest corner of Lot 13; thence proceeding on the same bearing a distance of 29.5 feet to the northwest corner of Lot 11; thence proceeding on the same bearing a distance of 112.59 in two segments of 38.3 feet and of 74.36 feet to the northwest corner of a Lot identified as "Common Land"; thence proceeding on a bearing N 22 °53' 30" E a distance of 112 feet to the southwest corner of Lot 42; thence proceeding on the same bearing a distance of 205 feet to the northwest corner of Lot 42; thence proceeding on the same bearing a distance of 60.32 feet to a point in the southerly sideline of Lot 2; thence turning to the left and proceeding in a westerly direction on a bearing N 73° 06' 30" W a distance of 42.77 feet, more or less, to the southeast corner of Lot 7; thence proceeding on the same bearing a distance of 30 feet to the southeast corner of Lot 3; thence turning to the left at an approximate right angle and proceeding on a bearing S 22°53' 30 " W a distance of 60 feet to the northeast corner of Lot 77; thence proceeding on the same bearing along the easterly sideline of Lot 77 a distance of 165 feet to the northeast corner of Lot 62; thence proceeding on the same bearing along the easterly sideline of Lot 62 a distance of 160 feet to the southeast corner of Lot 62; thence proceeding on the same bearing a distance of 60 feet to the northeast corner of Lot 46; thence proceeding on a bearing S 28° 23' 30" W a distance of 110 feet to the northeast corner of Lot 61; thence proceeding on a bearing S 51° 23' 30"W a distance of 100 feet to a point in the southerly line of Lot 61; thence proceeding on a bearing S 70° 23' 30"W a distance of 112 feet to the southeast corner of Lot 60; thence proceeding on a bearing S 79° 23' 30" W a distance of 100 feet to a point; thence proceeding on a bearing N 85°48' 30" W a distance of 103.36 feet to the southeast corner of Lot 59; thence turning to the left at an approximate right angle and proceeding in a southerly direction a distance of 60 feet to a point in the northerly line of Lot 35 being 30 feet easterly of the northwest corner of Lot 35 and being the point or place of beginning.

Meaning and intending to convey the aforesaid roadways to the Town of Milton for the purpose of becoming public streets.

The herein conveyed lands and premises also include certain stormwater easements and slope rights depicted on the plan entitled, "Overlake Subdivision, William Sawyer - Developer, Milton," by J. H. Stuart Assoc., P.O. Box 367, Essex Center, VT 05451 dated December 17, 1989 last revised April 18, 2009, which plan appears of record at Map Slide 432B of the Town of Milton Land Records.

- a. Slope rights located on the south side of Highland Avenue, so-called, and extending over the northerly portions of Lots 35, 8, 9, 36, 10 and 37 and the westerly portion of Lots 38, 39, 11, 40 the "Common Land", so-called, and Lot 42.
- b. Slope rights located on the north side of Highland Avenue, so-called, and extending on the southerly portions of Lot 60 and 61.
- c. A storm easement depicted as "Storm Easement" located on the west side of Lot 62, so-called.

The following easements and rights of way are hereby excepted and reserved from this conveyance:

- A. A 20' wide force main sewage easement for the benefit of Overlake Subdivision Sewer System, System "A" Association, Inc. To access the community sewage disposal lot across, under and through the land herein conveyed in the area adjacent to Lot 15 and Lot 70 as depicted in the above referenced plan of lands. The Grantee assumes no liability or responsibility for servicing, maintenance or repair of the force main. If it becomes necessary to dig up the force main for maintenance or repair, the users of the shared septic system accessed by the force main sewage easement shall provide advanced notice to Grantee and be responsible for restoring the ground within the roadways to its

condition prior to the maintenance or repair.

B. An easement and right of way for access in favor of the lots and other property depicted on the above referenced plan to pass over the herein conveyed lands and premises by vehicles and on foot in order to provide ingress and egress to the lots and other property depicted on the above referenced plan.

C. An easement and right of way in favor of the lots and other property depicted on the above referenced plan for utilities, including, but not limited to municipal water lines, municipal and/or private sewer lines, telephone lines, electric lines, cable television and natural gas lines serving the lots and other property depicted on the above referenced plan. The herein reserved easement and right of way includes the right to construct, install, repair, replace and maintain utility lines, including, but not limited to, water lines, municipal and or private sewer lines, electric lines, telephone lines, cable television lines, natural gas lines and other utilities.

D. Certain sewer easements, sewage disposal easements and other rights in favor of the homeowner associations', its successors and assigns, and in favor of certain individual lots and depicted on the above referenced plan.

Said lands and premises are subject to power line easements given to Central Vermont Public Service Corporation and New England Telephone and Telegraph Company, all as more particularly set forth in the land records of the Town of Milton.

Said lands and premises are subject to the terms and conditions of the following:

- a. State of Vermont Land Use Permit No. 4C-0964-1 dated October 1, 1998 and of record in Book 194, Page 378 of the Town of Milton Land Records;
- b. Vermont Land Use Permit 4C-0964-1 ALTERED dated October 23, 1998 and of record in Book 195, Page 95 of said land records and all amendments thereto;
- c. Vermont Subdivision Permit No. EC-4-1427-1 dated October 5, 1992 and of record in Book ____, Pages ____ of said land records; and
- d. Vermont State of Subdivision Permit No. EC-4-1427-2 dated May 8, 1998 and of record in Book 191, Page 558 and amendments thereto.

Meaning and intending to convey the aforesaid roadway to the Town of Milton for the purpose of becoming a public street.

Being a portion of the same land and premises conveyed to William R. Sawyer and Dream Builders, Inc. by warranty deed of Dream Builders, Inc. dated December 2, 1988 and of record in Book 117, Page 556 of the Town of Milton Land Records.

Portion of Highland Avenue (Highland Woods)

A strip of land 60.60 feet in width and depicted as "Future R.O.W. to Overlake Subdivision" and being a portion of the roadway known as Highland Avenue as shown on a Plan entitled "Subdivision Plan-Highland Woods, Poor Farm Road, Milton, Vermont" prepared by Frank O'Brien, P.E., dated April 8, 1994, last revised February 23, 1995 and recorded at Map Slide 259B of the Town of Milton Land Records.

Said strip of land begins at a point in the northerly sideline of Lot 7 of the Highland Woods Subdivision; thence turning slightly to the left and continuing along the northerly sideline of Lot 7 N 181°42'12"W in two (2) segments along the cul-de-sac; one of 21.68 feet and one of 85.98 feet to a point in the northwest corner of Lot 7; thence turning to the left and proceeding in a northerly direction in two (2) segments, one of 260.02 feet and one of 234.60 feet to a point in the northwest corner of Lot 25 of the Overlake Subdivision; thence turning to the right and proceeding 60 feet, more or less, to the northeast corner of Lot 26 of the Overlake Subdivision;

thence turning to the right and proceeding in a southerly direction in two (2) segments, one of 226.08 feet and one of 205.83 feet; thence turning to the right 32.65 feet along the cul-de-sac to a point in the southwesterly sideline of Lot 6 of the Highland Woods Subdivision; thence proceeding S 106°48'12"E a distance of 46.17 feet along the southerly sideline of Lot 6; thence proceeding S 163°11'48" E a distance of 21.68 feet to a point in the southerly sideline of Lot 6; thence turning to the right and proceeding 60 feet to a point in the northerly sideline of Lot 7 and being the point or place of beginning.

Said land and premises are subject to a drainage easement as depicted on the above-referenced plan.

Meaning and intending to convey the aforesaid roadway to the Town of Milton for the purpose of becoming a public street.

Being a portion of the land and premises conveyed to PFWRS, Inc. by Quit Claim Deed of William R. Sawyer dated August 17, 1995 and of record in Volume 168, Page 367 of the Town of Milton Land Records.

Request to bring an item to the Selectboard

Date of Meeting Requested: 04/10/17

Department: TM

Department Head: Don Turner

Item/Issue: Acceptance of Overlake Public Infrastructure Cost: N/A

Summary (300 words or less):

Resolve this ongoing issue by accepting the remaining public infrastructure. Conditions of acceptance with deadlines for completion shall be included to insure that all parties complete in a timely manner.

Any points of concern?

- The time and expense occurred by the Town to resolve this issue
- Insure that the Town is not assuming any potential liabilities

Item/Issue History: (Bullet pointed timeline)

- Information included by both the Town and Bill Sawyer
- Project changes, field modifications, errors both in legal documents and design have contributed to the issues being faced today
- A long time has lapsed since the project began and staff turnover have contributed to the most recent Town expenditures

Town Policy Reference: (Provide copy of policy)

Pursuant to Administrative 24VSA4463(c), 19VSA704, Town of Milton Subdivision Regulations Section 960, Town of Milton Public Works Specifications 110, and the Town of Milton Zoning Regulations Section 591, the SelectBoard has the ultimate authority on acceptance of public roads and infrastructure.

Department Head Recommendation:

- Accept with conditions

Do you need to meet to with TM to discuss this item prior to scheduling the meeting?
Yes/No If so, why? No

Town Manager Recommendation:

Town Manager recommends that the Town accept the remaining portions of the Overlake Subdivision infrastructure with the following conditions:

1. Town staff conducts an inspection of the items outlined in a previous inspection to insure that all defects were repaired;
2. Any remaining defects be cured by Bill on or before May 30, 2017

3. Bill to submit revised Warrantee deeds, having Town attorney conduct a review and approval prior to recording on or before May 30, 2017;
4. Bill indemnifies the Town from any liability pertaining to stormwater, by entering into a stormwater agreement drafted by Town attorney on or before May 30, 2017;
5. Bill's engineer to provide as-built plans on or before May 30, 2017;
6. Bill covers the cost of Town attorney and engineer(reviewing as-built plans) not to exceed \$3500 by depositing these funds in the Due to Developer account within 10 days of SB action;
7. This acceptance shall become null and void if Bill doesn't complete all aspects as outlined above on or before July 31, 2017.

**** You must provide all support documentation with this request in order to be included in an upcoming Selectboard meeting agenda. NO EXCEPTIONS**

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Milton Selectboard Meeting Minutes

April 10, 2017 at 6:00 PM

Municipal Building Community Room

43 Bombardier Rd. Milton, VT 05468

Selectboard Member Present: Darren Adams, Chair; Ken Nolan, Vice Chair; John Palasik, Clerk; John Cushing, Member; Chris Taylor, Member

Staff Members Present: Don Turner Jr, Acting Town Manager; Sarah Macy, Director of Finance and Administration; Dustin Keelty, PW Supervisor; Jacob Hemmerick, Planning and Zoning Director

Others Present: Spence Lane, Michael Lane, Courtney Lamdin, Milton Independent

- I. Call To Order** – D. Adams called the meeting to order 6:00pm
- II. Flag Salute** – D. Adams led the Attendees in a Salute to the Flag
- III. Agenda Review** – Swapped Item F and D
- IV. Public Forum** – No Public addressed the Selectboard

V. Business

A. Acceptance of Gift – Eagle Scout Project

Spencer Lane presented to Selectboard(SB) his Eagle Scout Project to bring 4 walk able bridges to the Lamoille River Trail and a bench to the lookout over the river. S. Lane explained existing bridges are in poor condition – one being unsafe, and the others sunken in the mud. Expect to begin project in May 2017 with some independent fundraising and material donations. S. Lane has attended 2 or 3 Conservation Commission (CC) meetings. Compliments from the SB to S. Lane. J. Cushing moved to accept as presented, J. Palasik second. Approved Unanimously

B. Southerberry Road Acceptance

J. Hemmerick updated the SB that we last left off looking for a legal opinion from Amanda Laferty , attorney of Stitzel, Page & Fletcher. Recommendation was **to not be accept** as a public road. D. Adams asked for background. J. Hemmerick confirmed that Southerberry was never approved as a public road and therefore has not undergone the process that a road proposed as public would have undergone according to the public works specifications. The Development Review Board (DRB) would have analyzed the project differently if it had been presented as a pre-planned public road. Mention of the agreement recorded in the land records saying that they would not request that the road ever be brought back to the town to be requested as a public road. D. Turner has talked with Bill Sawyer, Developer, informing him of this recommendation. Discussion also included that the Town desires to work together with developers and continues to support a clear path going forward. Further discussion on timing, timelines and mutual

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understanding needed. D. Adams asked if it was clear to B. Sawyer what he has to do to achieve Phase III. D. Turner says he has tried a number of ways to achieve Phase III, ultimately he needs a second entrance to continue. Through coordinated efforts we may be able to assist but we, the Town, have a standard we must maintain as to how processes must happen. K. Nolan moved to accept the TM recommendation as stated J. Cushing seconded. D. Adams asked for clarification – K. Nolan denying taking over the road and instructing staff to continue working on this issue. Approved Unanimously

C. Update on Overlake Issue

Turner and J. Hemmerick have reviewed and discussed this issue. D. Turner has talked at length with B. Sawyer and he knows what will be recommended to the board. D. Turner recommends we accept with specific conditions. Time-frames have now been applied to this process to attain completion and straighten out inconsistencies in the land records. B. Sawyer will indemnify the town on all storm water issues. Overall, develop realistic and timely requirements to get this done. Based on conversation with B. Sawyer as of this morning, he is in agreement. D. Turner outlined a reasonable way forward, which does not expose the taxpayer to unnecessary liability but gives us a path forward. B. Sawyer has to get the HOA up and running so that they can take care of the storm water component. J. Cushing moved to approve the recommendation of the TM, K. Nolan second; approved unanimously.

D. Overview of Town Capital Projects

Quarry Lane Culvert, Highway Grant and MS4 – D. Turner proposed moving forward. J. Cushing moved that selectboard approve the Hamlin Engineering proposal of the Class II, the MS4 coming out of Contingency Budget, and the Quarry Lane Culvert. J. Palasik second; approved unanimously.

E. Compensation

D. turner reviewed the proposal for additional compensation for Don and Sarah – noting the concern about making S. Macy compensation based on actual additional hours worked. D. Adams has questions – which expense account will Don’s increase come out of, Managers. Is there any needed increase in fire and rescue to make up his absence there? D. Turner has utilized additional duties to assistant chiefs and administrative components but D. Turner is still doing the fundamentals of his job.

Conversation about hiring through Weststaff an Executive Assistant, D. Turner and S. Macy are still working on the best structure for this need. Ideas include temporary, part time/full time - still working on structure, having someone who can keep the flow going in the office.

**CERTIFICATE of COMPLETION and OPENING
of a HIGHWAY for PUBLIC TRAVEL**

VTrans Use Only
Certificate Year: _____
Highway Class: _____
Town Highway #: _____
Mileage: _____

Sheryl Prince Clerk of the Town of Town of
(Clerk's Name) (City/Town/Village) (City/Town/Village)
Milton, Vermont.
(City/Town/Village Name)

Pursuant to Title 19, V.S.A., Chapter 7, this is to certify that the following described section of Class 3
(1,2,3 or 4)
Highway in the Town of Milton was COMPLETED AND OPENED
(City/Town/Village) (City/Town/Village Name)
FOR PUBLIC TRAVEL on April 7, 2003.
(Month - Day) (Year)

DESCRIPTION OF RIGHT OF WAY:
(Include road name and intersecting town highway numbers)

168 (Highland Ave.)
171 (Overlake Dr.)
175 (Shannon Way)

and as shown on a Highway Map of the Town of Milton
(City/Town/Village) (City/Town/Village Name)
dated July 21, 2010, and filed in Book 328 on page 216 of the Records of
(Month - Day) (Year) (Book #) (Page #)
the Town of Milton by the Town Clerk of said Milton
(City/Town/Village) (City/Town/Village Name) (City/Town/Village) (City/Town/Village)
incorporated herein by reference and attested to on said map by said Town Clerk.
(City/Town/Village)

Dated at Town of Milton, County of Chittenden and State of Vermont,
(City/Town/Village Name) (County Name)
this 20 day of February, A.D., 2020.
(Date - Day) (Date - Month) (Date - Year)

[Signature]
(Selectman/Alderman/Trustee Signature)
[Signature]
(Selectman/Alderman/Trustee Signature)
[Signature]
(Selectman/Alderman/Trustee Signature)
[Signature]
(Manager/Mayor Signature)

[Signature]
(Selectman/Alderman/Trustee Signature)
[Signature]
(Selectman/Alderman/Trustee Signature)
[Signature]
(Selectman/Alderman/Trustee Signature)

BOARD
OF
SELECTMEN,
ALDERMAN,
or TRUSTEES

and the Manager/Mayor of the City/Town/Village of Milton
(City/Town/Village Name)

Milton, VERMONT February 18, 2020
(City/Town/Village Name) (Month - Day) (Year)

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED
(1,2,3 or 4)
FOR PUBLIC TRAVEL, RECORDED IN BOOK 328 ON PAGE 216 OF THE Land RECORDS
(Book #) (Page #)
OF THE Town OF Milton ON THE 7 DAY OF April,
(City/Town/Village) (City/Town/Village Name) (Date - Day) (Date - Month)
2003, AT 5 O'CLOCK, P.M.
(Date - Year) (Time) (A or P)

ATTEST: [Signature]
(Clerk's Name)
Town CLERK OF Milton, VERMONT
(City/Town/Village) (City/Town/Village Name)



TOWN OF MILTON, VERMONT 05468-3205

PLANNING/ZONING OFFICE • 43 BOMBARDIER ROAD • 802-893-1186 • FAX: 893-1005

MEMO

To: Andy Legg, Town Engineer

From: Regina Mahony, Town Planner

Date: February 1, 2005

Re: New Public Roads

The following road segments were accepted by the Town of Milton's Select Board last year, which should be added to the 2005 Certificate of Highway Mileage:

1. A 0.04 mile portion of Highland Avenue (Phase III of the Overlake Subdivision);
2. A 0.06 mile portion of Shannon Way (Phase III of the Overlake Subdivision).

I expect that these Overlake Phase III roads will be accepted by the Select Board on February 6, 2006.

TOWN OF MILTON

CERTIFICATE OF COMPLETION and OPENING OF A HIGHWAY FOR PUBLIC TRAVEL

WHEREAS, Title 19 Section 305 of the Vermont Statutes Annotated requires the Select Board to make a certificate of completion and acceptance; and

WHEREAS, the following Warranty Deed has been presented to the Select Board for acceptance; and

WHEREAS, it appears that it is for the public good to accept these documents and accept the highways as public highways; and

WHEREAS, the Town Attorney has reviewed the Warranty Deed and determined that it is in acceptable form; and

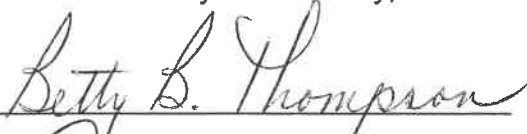
WHEREAS, the Town Engineer has reviewed the infrastructure and found it to be in acceptable condition at the end of the two year warranty period as required by the Milton Public Works Specifications, provided that the Developer completes the item noted in the Town Engineer memo dated May 20, 2005.

THEREFORE, BE IT RESOLVED, that on the 6th day of February, 2006, at a duly warned Select Board meeting, we officially accept this Certificate of Completion and Opening of a Highway for Public Travel effective February 13, 2006 for the following highway:

1. Warranty Deed dated April 17, 2002 from Dream Builders, Inc. and William R. Sawyer to the Town of Milton for a Town Highway to be known as a portion of Highland Avenue and Shannon Way.

BE IT FURTHER RESOLVED, that this certificate will be recorded in the Land Records of the Town of Milton along with the Warranty Deed.

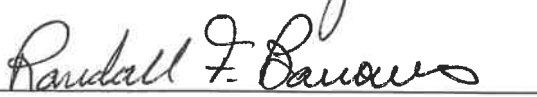
Signed this 6th day of February, 2006.

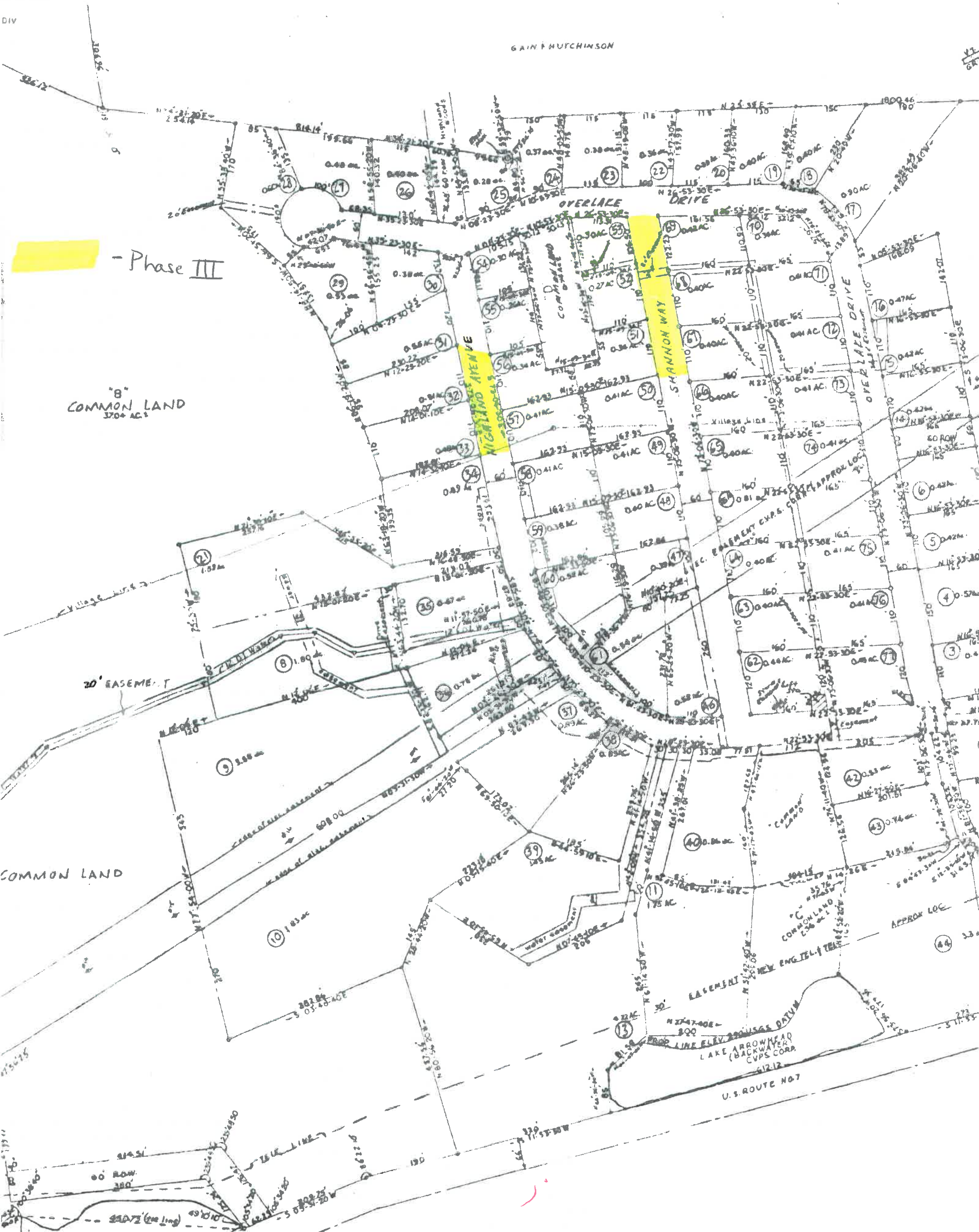












- Phase III

8' COMMON LAND 3704 AC

COMMON LAND

LEGEND

- GRAVITY SEWER (6")
- WATER MAIN (8"/12")
- SHUT-OFF VALVE
- HYDRANT
- CONTUR. LINE
- TEST PIT
- DISPOSAL FIELD (300 USE.)
- LIT CORNER
- CONC. MAIN
- CULVERT
- CATCH BASIN
- LOT NUMBER
- C.V.P.S. POLE
- STREET LIGHT
- 4" FORCE MAIN
- WATER SERVICE
- Urban Survey

- WETLANDS SPECIAL NOTES**
1. LOTS 3-8 MAINTAIN 50' BUFFER IN WHICH NO DISTURBANCE OR TRUCKING OR CONSTRUCTION IS PERMITTED
 2. NO CUTTING OR DISTURBANCE ON ANY BANKS ADJACENT TO IDENTIFIED WETLANDS

Se
m



State of Vermont
Agency of Transportation
National Life Building
Drawer 33
Montpelier, VT
05633-5001

VTrans *Working to Get You There*

February 15, 2006

John Cushing, Town Clerk
Town of Milton
PO Box 18
Milton, VT 05568

Dear Mr. Cushing,

In starting to map the changes prompted by your 2006 Mileage Certificate, we have uncovered a question about TH-168, Highland Avenue.

I've enclosed two photocopied excerpts from the documentation submitted with the 2001 and 2003 Mileage Certificates. One copy covers the original 2001 section of Highland Avenue (0.15 mile) from its intersection with Poor Farm Road (TH-30). The second copy covers the 0.08 mile 2003 addition around Highland Avenue's intersection with Overlake Drive (TH-171).

There seems to be a 0.08-mile gap (labeled Section D on the enclosed map). The gap occurs between the end of the 2001 section (labeled Section A) and the beginning of the 2003 section (labeled Section B).

I am wondering if you can provide any clarification about this gap. Thank you for any assistance you can provide.

Sincerely,

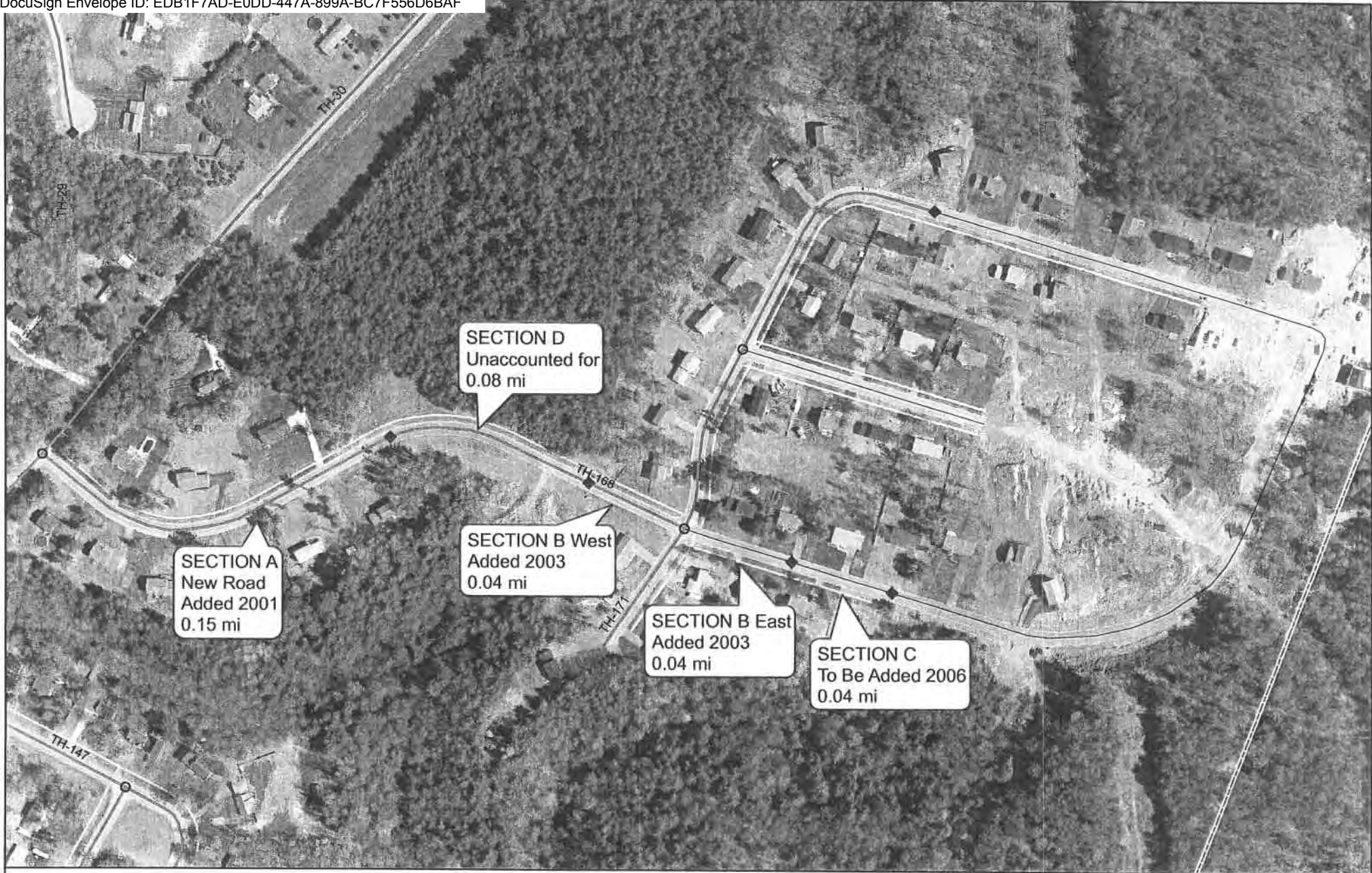
Sara Moulton

Sara Moulton
Mapping & GIS Specialist
Policy & Planning Division - Mapping Unit
Agency of Transportation
Tel: 802-828-2109
Email: sara.moulton@state.vt.us







Enclosures

www.aot.state.vt.us
Telecommunications Relay Service 1-800-253-0191

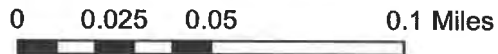
Vermont is an Equal Opportunity Employer



AOTCLASS

-  Class 2
-  Class 3
-  Class 4
-  Private (not drawn on VTrans map)
-  Private
-  Discontinued

**Milton, TH- 168, Highland Ave
Review of History**



Agency of Transportation
Mapping Unit
February 2006

N/E C. WADLEIGH
VOL. 66 PAGE 340

SECTION A
2001 Highland Ave
0.15 mi

HIGHLAND AVENUE
E CURVE DATA:
PC = 4+33.02
PT = 4+99.16
Δ = 71°02'00"
R = 280.00'
T = 199.85'
L = 347.14'

POOR FARM ROAD

Restroom Zone
(See Lot 1)

PROVIDE FILL TO MAINTAIN
MAX. 20% SLOPE 25' DOWN
SLOPE OF DISPOSAL AREA

CURB CUT TO ALLOW RUNOFF
FLOW TO EXIST. ROADSIDE
SWALE ALONG POOR FARM RD.

TYPE A HAY BALE CHECK DAM
(TYPICAL SEE DETAIL)

REPAIR AT LOT 1
CUT OUTLET
(TYP. SEE DETAIL)

HANDICAP COMP 73
MEET CURRENT TOWN STANDARDS

PROPOSED BUILDING ENVELOPE
(TYPICAL)

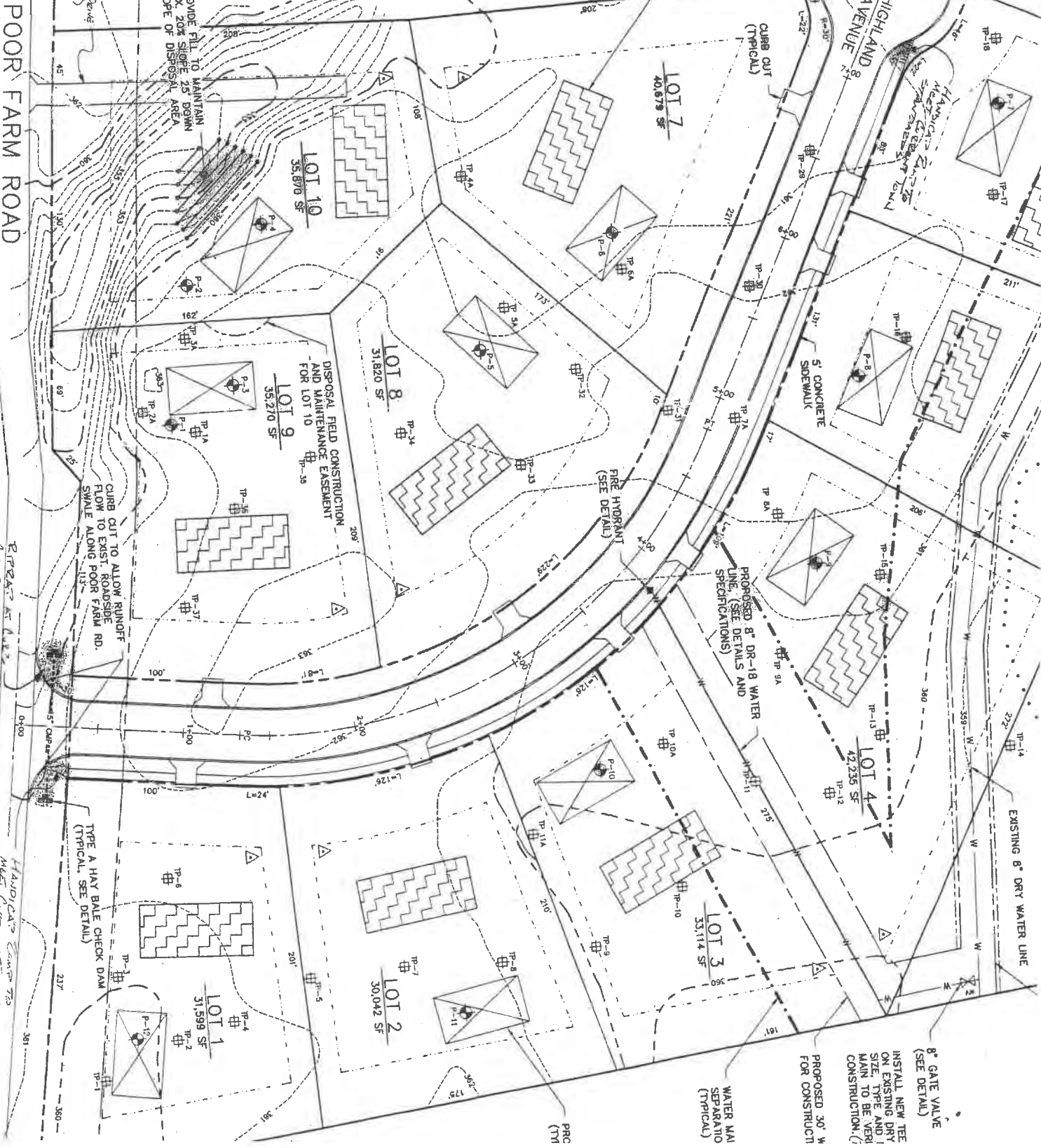
CURB CUT
(TYPICAL)

FIRE HYDRANT
(SEE DETAIL)

PROPOSED 8" DR-18 WATER
LINE (SEE DETAILS AND
SPECIFICATIONS)

8" GATE VALVE
(SEE DETAIL)
INSTALL NEW TEE
ON EXISTING DRY
SIZE, TYPE AND
MAIN TO BE VERY
CONSTRUCTION.
PROPOSED 30' W
FOR CONSTRUCT

WATER MAIN
SEPARATIO
(TYPICAL)

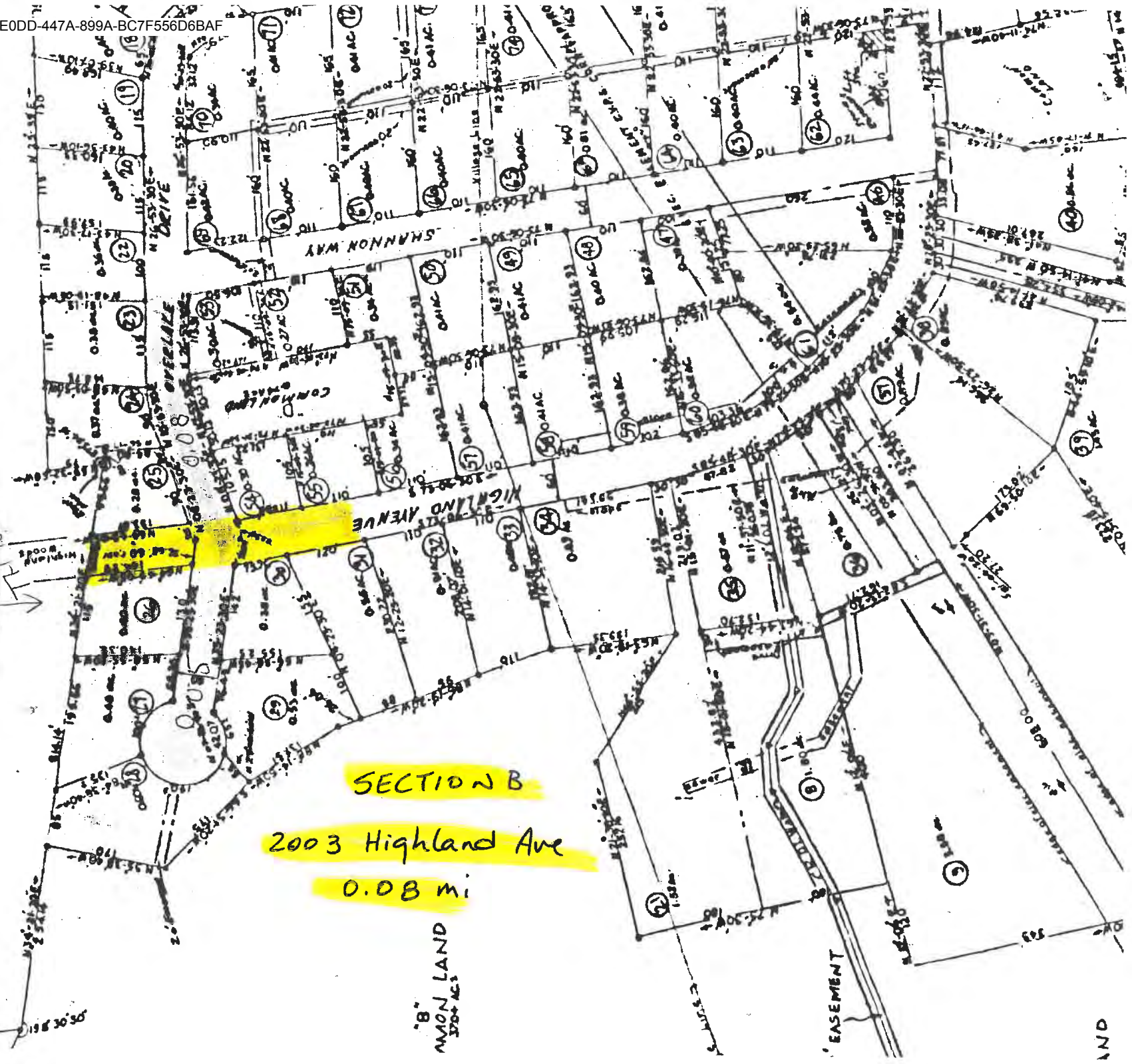


B 2, STA 7+98.6, 14.7' RT.
BM ELEV. = 380.8
NM IN ELEV. = 386.45
NY OUT ELEV. = 386.35
15" ADS N-12, HDPE
DRAINAGE PIPE
+00.3, 10.2' LT.
360.8
EV. = 356.55

EXISTING 8" DRY WATER LINE



OVERLAKE DR.
HIGHLAND AVENUE & MUECHAMSON



SECTION 2 B

2003 Highland Ave

0.08 mi

WAGON LAND
3704 AC'S

EASEMENT

IND

From: [Kirsten Jensen](#)
To: [AOT - Mileage Certificates](#)
Cc: [Dave Allerton](#)
Subject: RE: Town of Milton - Annual Mileage Certification with 2022 Additions
Date: Monday, February 28, 2022 3:00:17 PM

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

Hi Pam,

Thanks so much for your review of our mileage additions. Yes, the 0.09 miles of Kendra Road depicted in blue on the map reflects the length of the road maintained by the Town. Let me know if you have further questions.

Kirsten Jensen
(she/her/hers)
Public Works Engineer
Town of Milton, Vermont

From: AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>
Sent: Monday, February 28, 2022 1:24 PM
To: Kirsten Jensen <kjensen@miltonvt.gov>; AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>
Subject: RE: Town of Milton - Annual Mileage Certification with 2022 Additions

Hi Kirsten,

Thank you so much for all the documentation you provided for the 2022 Mileage Certificate for Milton. I am working on adding Kendra Drive and just wanted to clarify that the maintenance of the public road ends at the end of pavement as I have it mapped below. The length of the added road will result in 0.09 miles as opposed to 0.08 miles going from the intersection of Lamoille Terrace to the end of the pavement. We recognize that the Town has an easement beyond the pavement for access to the pump station, but we want to just map the Class 3 road where the Town will maintain for public use. The survey indicated the distances around the cul-de-sac but not the terminus of Kendra Road.

Can you let me know if what I have mapped below (highlighted in blue) for the length of Kendra Drive is accurate?



Thank you,

Pam

Pamela DeAndrea (she/her) | AOT GIS Professional III, Mapping Section
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-793-7555 | pam.deandrea@vermont.gov



From: Kirsten Jensen <kjensen@miltonvt.gov>
Sent: Friday, February 11, 2022 1:05 PM
To: AOT - Mileage Certificates <AOT.MileageCertificates@vermont.gov>
Subject: Town of Milton - Annual Mileage Certification with 2022 Additions

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

Good afternoon,

Please find attached the Town of Milton's Mileage Certification form for 2022. Please note the requested addition with [supporting documents you can find here](#). Please confirm submission and let me know if you have any issues accessing the documents in the dropbox. Thank you.

Kirsten Jensen

(she/her/hers)
Public Works Engineer
Town of Milton, Vermont

Disclaimer, please be advised that your email communication to the Town may be considered public record and may be subject to disclosure under the Vermont Open Public Records Act.

Disclaimer, please be advised that your email communication to the Town may be considered public record and may be subject to disclosure under the Vermont Open Public Records Act.

THIS PLAT SHOWS AND CERTIFIES ONLY A PORTION OF THE HURKES CORPORATION LANDS. NO SURVEY WAS PERFORMED ON THE PORTION OF LOT #8 NOT SHOWN ON THIS SUBDIVISION PLAT AND NO CERTIFICATION IS MADE TO THE LOCATION OF THE PROPERTY LINES OF THIS PORTION OF LOT #8 OR TO THE SIZE OF THIS LAND.

B) ALL ANGLES SHOWN FOR THE PROPOSED EASEMENT TO LOTS 1-8 FOR CONSTRUCTION, ACCESS AND MAINTENANCE OF THE PROPOSED PUMP STATION, VALVE PIT, DETENTION POND AND ACCESS ROAD ARE INTERNAL ANGLES AND IF NO ANGLES ARE SHOWN ASSUME AN ANGLE OF 90° OR 270°.

C) THE AREAS OF LOTS 2-6 ARE CALCULATED TO THE CENTERLINE OF THE BROOK.

D) PROVIDE A 20' WIDE EASEMENT FROM HURKES CORPORATION TO THE TOWN OF MILTON FOR THE CONSTRUCTION AND MAINTENANCE OF A NON-MOTORIZED TRAIL OVER THE NORTHEAST SECTION OF LOT #8. THE EASEMENT IS TO BE CENTERED ON THE TRAIL.

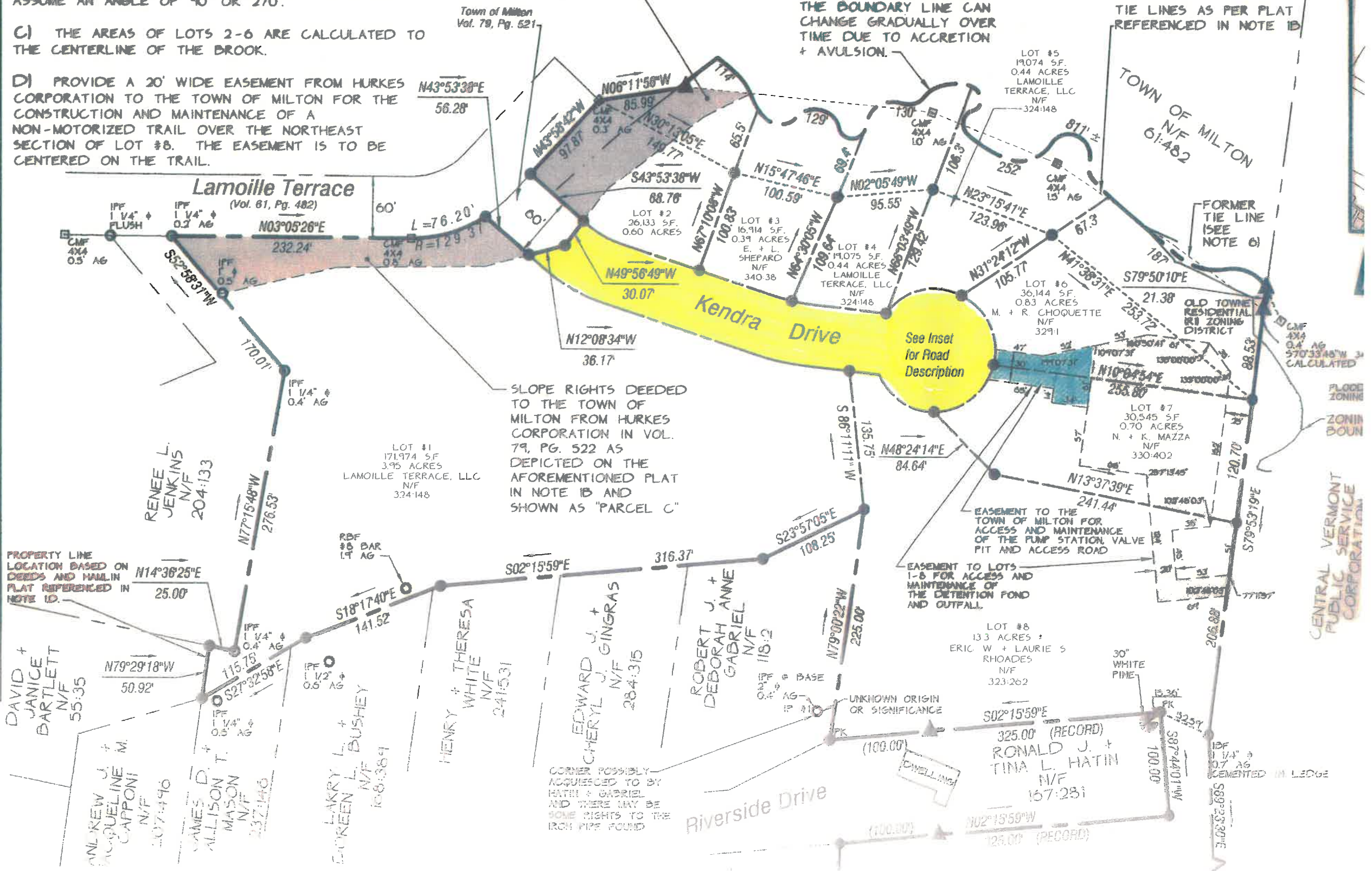
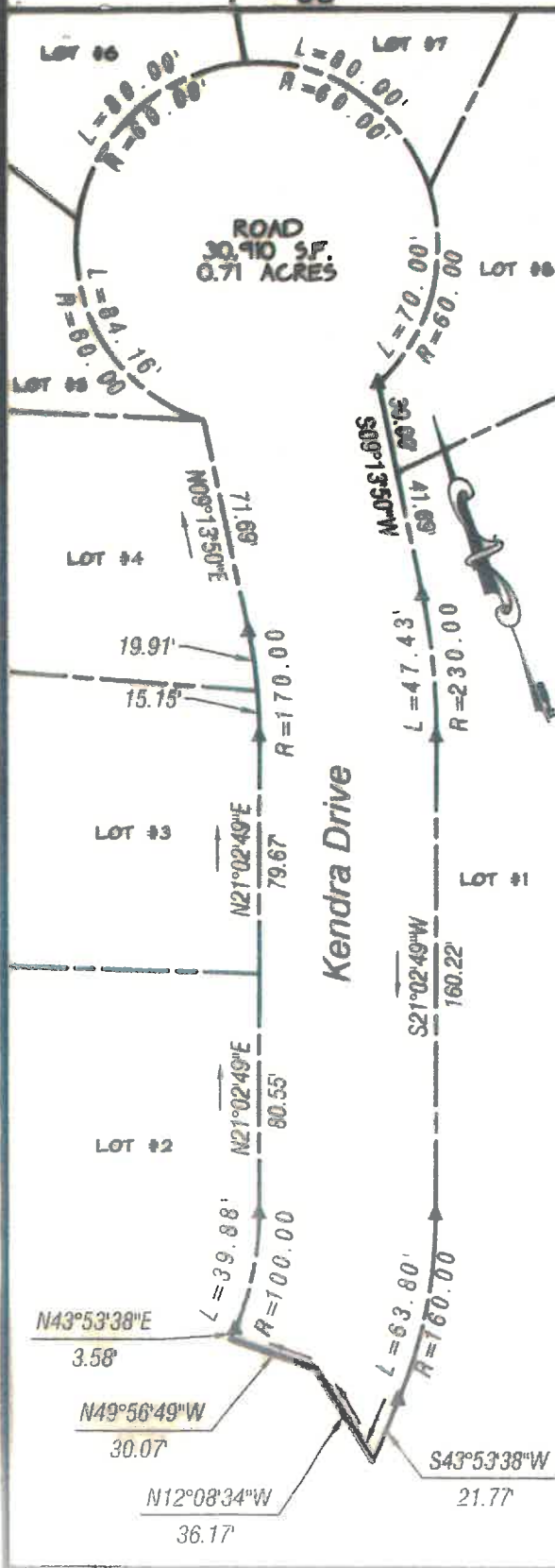
77-GRID

ROADWAY
EASEMENT for Pump Station

TOWN OF MILTON
N/F
61:482

BOUNDARY LINE FOLLOWS THE C OF THE BROOK. THE BOUNDARY LINE CAN CHANGE GRADUALLY OVER TIME DUE TO ACCRETION + AVULSION.

TIE LINES AS PER PLAT REFERENCED IN NOTE B



SLOPE RIGHTS DEEDED TO THE TOWN OF MILTON FROM HURKES CORPORATION IN VOL. 79, PG. 522 AS DEPICTED AND SHOWN AS 'PARCEL C' ON THE AFOREMENTIONED PLAT IN NOTE B

Town of Milton
Vol. 79, Pg. 521

SLOPE RIGHTS DEEDED TO THE TOWN OF MILTON FROM HURKES CORPORATION IN VOL. 79, PG. 522 AS DEPICTED ON THE AFOREMENTIONED PLAT IN NOTE B AND SHOWN AS 'PARCEL C'

EASEMENT TO THE TOWN OF MILTON FOR ACCESS AND MAINTENANCE OF THE DETENTION POND AND OUTFALL

EASEMENT TO LOTS 1-8 FOR ACCESS AND MAINTENANCE OF THE DETENTION POND AND OUTFALL

CORNER POSSIBLY ACQUIRED TO BY HATHI + GABRIEL AND THERE MAY BE SOME RIGHTS TO THE IRON PIPE FOUND

CENTRAL VERMONT PUBLIC SERVICE CORPORATION

This is an Original Mylar

TOWN OF MILTON

CERTIFICATE OF COMPLETION and OPENING OF A HIGHWAY FOR PUBLIC TRAVEL

WHEREAS, Title 19 Section 305 of the Vermont Statutes Annotated requires the Select Board to make a certificate of completion and acceptance; and

WHEREAS, the following Warranty Deed has been presented to the Select Board for acceptance; and

WHEREAS, it appears that it is for the public good to accept these documents and accept the highways as public highways; and

WHEREAS, the Town Attorney has reviewed the Warranty Deed and determined that it is in acceptable form; and

WHEREAS, the Town Engineer has reviewed the infrastructure and found it to be in acceptable condition at the end of the two year warranty period as required by the Milton Public Works Specifications, noted in the Town Engineer memo dated July 9, 2007.

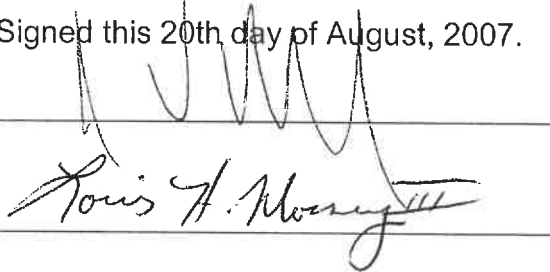
WHEREAS, Kendra Drive will be a Class III Road; and


THEREFORE, BE IT RESOLVED, that on the 20th day of August, 2007, at a duly warned Select Board meeting, we officially accept this Certificate of Completion and Opening of a Highway for Public Travel effective August 20, 2007 for the following highway:

- 1: Warranty Deed from Hurkes Corporation to the Town of Milton for a Town Highway to be known as Kendra Drive (approximately 440' long).

BE IT FURTHER RESOLVED, that this certificate will be recorded in the Land Records of the Town of Milton along with the Warranty Deed.

Signed this 20th day of August, 2007.





MILTON SELECTBOARD MEETING
August 20, 2007
5:00 p.m.
Municipal Complex, Community Room
AGENDA

- 5:00 I. Call to order
- 5:00 II. Flag Salute
- 5:01 III. Anticipated Executive Session per VSA, Title 1, Section 313
- 6:30 IV. Agenda Review
- 6:35 V. Public Forum
- 6:45 VI. Presentation
- (A) Recognition and plaque presentation by Donald Turner Jr. Milton Fire Chief
- 7:00 VII. Department Items
- * Milton Rescue- Donald Turner Jr. Administrative Supervisor
- (B) ZOLL Automatic External Defibrillator (AED) donation (Action- to authorize the Town Manager to execute the necessary documents to trade in a 2003 model ZOLL (AED) and accept the donation of a 16E Series ZOLL AED, from ZOLL).
- * Andrew Legg- Town Engineer, Public Works Department
- (C) Bridge # 5- East Road bid award (Action- to authorize the Town Manager to execute the necessary documents to award the Repair of the East Road Bridge, # 5 to Vermont Custom Concrete with a total project cost not to exceed \$9,755, with 90 % from the Town Highway Structures Grant with the remainder from the FY 08 Capital Budget (10%), presented).
- 7:15 VIII. New Business
- (D) Kendra Drive- acceptance of public infrastructure and release of surety
(Action- to authorize the Town Manager to execute the necessary documents to accept 440' of roadway named Kendra Drive, sign the Certificate of Completion and Opening of Highway for Public Travel, accept the Warranty and Easement Deeds and release the surety, letter of credit or certificate of deposit, in the amount of \$33,687., as presented).
- (E) Precast Road-accept surety for the public infrastructure (roadway) (Action- to accept surety in the amount of \$ 23,950 for Precast Road public infrastructure).
- (F) Resignation-Chittenden County Metropolitan Planning Organization: Kenneth Nolan (Action- to accept the resignation from Kenneth Nolan from the CCMPO, as presented).
- 7:40 IX. Interviews and possible appointments
- (G) Recreation Commission application Douglas Cavett, to expire 6-30-09.
- (H) Development Review Board Alternate application Ronald Harding, to expire 6-30-08.
- X. Old Business (nothing at this time)

Page 2 Selectboard Meeting 8-20-07

8:05 Reconsideration

XI. **(I) Vermont League of Cities and Towns (VLCT) Labor Report Agreement and Budget Amendment** (Action- to authorize the Town Manager to execute the necessary documents to process the budget amendment and Contract Agreement with VLCT, as presented).

XII. Minutes (Action- approve with or without corrections)
(J) Minutes of August 6, 2007.

8:10 XIII Warrant (Action- approve with or without amendments)
(K) **Warrant # 4**

8:20 XIV. Anticipated Executive Session per VSA, Title 1, Section 313

9:00 XV. Adjournment

Posted this 17th of August, 2007 on the official bulletin board in the lobby of the Municipal Office Building, emailed to the Burlington Free Press, Milton Independent and Lake Champlain Access Television, filed with the Town Clerk and posted in two other places within the Town

Signed: _____


Sanford I. Miller, Town Manager

MILTON SELECTBOARD MEETING

August 20, 2007

5:00 PM

**Milton Municipal Building
Community Room**

MINUTES

Those present:

Selectboard: James V. Manley – Chairperson, Diana L. Palm – Vice Chairperson, Louis H. Mossey III – Clerk and Mary D. Godin

Absent: Jeffrey Turner

Staff Members: Sanford I. Miller - Town Manager, Don Turner, Jr. - Fire Chief and Rescue Administrative Supervisor, Andrew Legg - Town Engineer and Dencie L. Mitchell, Administrative Assistant to the Town Manager *and* Human Resources Coordinator

Others: See attached sheet

Call to order

James V. Manley - Chairperson called the meeting to order at 5:00 PM.

Anticipated Executive Session per VSA, Title 1, Section 313

Motion by Diana L. Palm to enter executive session at 5:05 PM with the Selectboard, Town Manager, Town Engineer, Planning Director, Ernie Pomerleau and Steve Ploesser of the Pomerleau Agency and Roger Dickinson of Lamoureux and Dickinson to discuss property and contract negotiations, second by Mary D. Godin. Vote: All yes. **MOTION CARRIED.**

Mary Godin left at 6:00 PM.

Motion by Louis H. Mossey III to close executive session at 6:30 PM, second by Diana L. Palm. Vote: All yes. **MOTION CARRIED.**

There was no action taken as a result of this executive session.

Open session begin at 6:32 PM

Milton Selectboard Minutes

August 20, 2007

Flag Salute

James V. Manley asked those present to rise for the flag salute.

Agenda Review

Diana L. Palm asked to table the Vermont League of Cities and Towns Labor Report Agreement until a full Board is present.

The consensus of the Board was to table this item.

Public Forum

No comments from those present.

Citizen Recognition and Plaque Presentation by Fire Chief Don H. Turner, Jr.

The Town of Milton and the Milton Fire Department recognized David Nicosia and Jacob Tardiff for their role in assisting with life saving efforts at the residential structure fire at 542 North Road on August 1st.

Fire Chief Turner stated the circumstances of the fire call and presented David and Jacob with plaques and thanked them for their heroic efforts in saving the lives of these people.

James V. Manley – Selectboard Chairperson also thanked David and Jacob for their efforts.

Department Items

ZOLL Automatic External Defibrillator Donation – Rescue Administrative Supervisor

Don Turner, Jr. – Rescue Administrative Supervisor spoke to the donation

Motion by Louis H. Mossey III to authorize the Town Manager to execute the necessary documents to trade in an older model ZOLL Automatic External Defibrillator (AED) as noted herein, and accept a donation from ZOLL of a 16E Series model of the ZOLL AED for Milton Rescue with an approximate dollar value of \$ 16,500, second by Diana L. Palm. Vote: All yes. **MOTION CARRIED.**

East Road Bridge Repair Bid Award – Town Engineer

Andrew Legg - Town Engineer spoke to the bid award.

Motion by Diana L. Palm to authorize the Town Manager to execute the necessary documents to award the repair of the East Road Bridge # 5 to Vermont Custom Concrete with a total project cost not to exceed \$ 9,755, with 90% from the Town Highway Structures Grant with the remainder (10%) from the FY 08 Capital Budget as presented, second by Louis H. Mossey III. Vote: All yes. **MOTION CARRIED.**

New Business

Acceptance of Public Road, Opening of a Highway for Public Travel and Surety Release – Kendra Drive

Sanford I. Miller - Town Manager spoke to the acceptance.

Motion by Louis H. Mossey III to accept the Certificate of Completion and Opening of a Highway for Public Travel known as Kendra Drive and this certificate will be recorded in the Land Records of the Town of Milton along with the Warranty Deed and execute the necessary documents, second by Diana L. Palm. Vote: All yes. **MOTION CARRIED.**

Public Infrastructure Extension/Improvement – Surety Amount Acceptance – Precast Road

Sanford I. Miller - Town Manager spoke to the acceptance.

Motion by Diana L. Palm to the accept surety in the amount of \$ 23,950 for Precast Road public infrastructure, second by Louis H. Mossey III. Vote: All yes. **MOTION CARRIED.**

Town of Milton Representative to the Chittenden County Metropolitan Planning Organization Resignation

The resignation of Kenneth A. Nolan as Town of Milton Representative to the Chittenden County Metropolitan Planning Organization has been received.

Louis H. Mossey III said it is imperative we appointment someone to represent the Town of Milton at the Chittenden County Metropolitan Planning Organization. Whether it be someone from this Board, Planning Commission or Staff it is imperative we act on this quickly so we do not lose a seat and influence that we may have.

Motion by Diana L. Palm to accept the resignation of Ken Nolan from the Chittenden County Metropolitan Planning Organization as presented in his letter and send a letter of thanks, second by Louis H. Mossey III. Vote: All yes. **MOTION CARRIED.**

Reconsideration

Vermont League of Cities and Towns Labor Report Contract Agreement

This matter is to be tabled until a full Board can be present.

Interview and Possible Appointments

Development Review Board Alternate – Ronald Harding

Motion by Diana L. Palm to appoint Ronald Harding as an alternate to the Development Review Board with a term to expire June 30, 2008, second by Louis H. Mossey III. Vote: All yes. **MOTION CARRIED.**

Old Business

There is nothing to discuss at this time.

Minutes

Motion by Louis H. Mossey III to approve the August 6, 2007 Minutes as presented, second by Diana L. Palm. Vote: All yes. **MOTION CARRIED.**

Orders

Motion by Diana L. Palm to approve Warrant/Invoice Report # 4, in the amount of \$ 175, 26.86, second by Louis H. Mossey III. Vote: All yes. **MOTION CARRIED.**

Recreation Commission – Douglas Cavett

Motion by Diana L. Palm to appoint Douglas Cavett to the Recreation Commission with a term to expire June 30, 2009, second by Louis H. Mossey III. Vote: All yes. **MOTION CARRIED.**

Adjournment

Motion by Diana L. Palm to adjourn at 7:22 PM, second by Louis H. Mossey III. Vote: All yes. **MOTION CARRIED.**

Respectfully submitted,
Louis H. Mossey III, Clerk

Louis H. Mossey III Date: September 7, 2007

File with Milton Town Clerk's Office on this 5th day of Sept 2007.

ATTEST: Loretta R. Deunne
Milton Assistant Town Clerk

Selectboard Meeting

August 20, 2007

Please sign in!

NAME	REPRESENTING	TITLE
DUSTIN KEELY	FIRE DEPT	2523
Corey Lombardi	FIRE DEPARTMENT	FF21
Roberto Lombardi	MFD	FF12
Arthur LaFontaine	M.F.D	
Stephen Champney	MFD	
Dylan Dascroten	MFD	FF25
Alex Burns	MFD	
Jeremy Corillard	MFD	
Kim Wilson	David Nicasio - Mom	
David Nicasio	(son) David Nicasio	
David Nicasio		
Vake Tardiff		
EV HOWARD		
Thomas Berard	MFD	25K3
Bonnie Howard	JACOB TARDIFF (SON)	
Greyson Howard	" " (BROTHER)	
Ril + Sherry Cagnier-Camus	" "	
Morgan Wallace	" "	
Kimberly A. Nicasio	David Nicasio	
Don Martin	" "	
Angela Nicasio	" "	
Antunez	Fire Dept + Rescue	
James Daphone	Milton Fire	
Nathan Lamb	Milton Tidy	
Roll P. Henshaw	DRB	
Doug Cavett	Rec. Commissioner	

heretta



**TOWN OF MILTON
CERTIFICATE OF POSTING/PUBLICATION/FILING/NOTICE**

Document: Selectboard Agenda- August 20, 2007

Posted (Town Manager requires posting at the Municipal Building, Hannaford Shopping Center and Rene's Discount Beverage)

- Municipal Building *DM* Official Bulletin Board
- Hannaford Shopping Center Outside Bulletin Board
- Rene's Discount Beverage Bulletin Board, inside
- The Dam Store Bulletin Board
- Middle Road Market Inside
- Other

Posted as noted above:

Signature: *David M. [Signature]*, completed: *8/17/07*

Filed/Noticed/Published/Faxed

- Office of the Town Clerk
- Milton Independent
- Lake Champlain Access Television
- Burlington Free Press
- Website

Name: *Elizabeth Coakley* Date: *8-17-07*
If different than above

Posted on the official bulletin board, faxed to the media and Department Heads
Caused to be published in the local newspaper, posted on the Website and filed with the
Town Clerk.

If the Milton Independent publication does not meet the time frame, the document may
will be published in the Burlington Free Press.

Regina Mahony

From: Andrew Legg
Sent: Monday, July 09, 2007 10:50 AM
To: Regina Mahony
Subject: Waterwalk Subdivision Warranty Inspection

Regina,

The punch list items for the Waterwalk Subdivision are complete. I recommend that the surety be released and the infrastructure be accepted by the Town.

Andrew Legg, P.E.
Milton Town Engineer
802-893-6030
Office Hours: T 8-5, W 8-12, TH 8-5

7/9/2007



TOWN OF MILTON, VERMONT 05468-3205

PLANNING/ZONING OFFICE • 43 BOMBARDIER ROAD • 802-893-1186 • FAX: 893-1005

TO: John Cushing
FROM: Regina Mahony (RM)
RE: Hurkes Corporation Release of Escrow Funds
DATE: August 22, 2007
CC: Norma Hurteau, Hurkes Corporation

As part of the Water Walk Subdivision the Hurkes Corporation built a new public road (Kendra Drive) and a sewer pump station. The public infrastructure is complete and the Selectboard accepted the warranty deed and easement deed, and approved the release of the remaining surety funds on August 20, 2007.

Therefore, I respectfully request the release of the Hurkes Corporation – Water Walk Subdivision Escrow Funds as approved by the Town of Milton Select Board on August 20, 2007.

The amount to be released is **\$33,687.00**.

Please let me know if you have any questions.

WARRANTY DEED

*recorded
8-21-07*

KNOW ALL PERSONS BY THESE PRESENTS THAT HURKES

CORPORATION, a Vermont corporation with principal place of business in Milton, in the County of Chittenden and State of Vermont, Grantor, in the consideration of -----Ten and More-----Dollars, paid to its full satisfaction by THE TOWN OF MILTON, a municipal corporation existing under and by virtue of the Laws of the State of Vermont, of Milton, County of Chittenden and State of Vermont Grantee, by these presents does freely **GIVE, GRANT, SELL CONVEY and CONFIRM** unto the said Grantee, THE TOWN OF MILTON, its successors and assigns forever, a certain piece of land in the Town of Milton in the County of Chittenden and State of Vermont, described as follows, viz:

See Exhibit A - Property Description

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, THE TOWN OF MILTON, a municipal corporation existing under and by virtue of the Laws of the State of Vermont, its successors and assigns, to its own use and behoof forever; And we the said Grantor, HURKES CORPORATION, for its successors and assigns, does covenant with the said Grantee, THE TOWN OF MILTON, its successors and assigns, that until the ensembling of these presents it is the sole owner of the premises, and has good right and title to convey the same in manner aforesaid, that they are **FREE FROM EVERY ENCUMBRANCE**; except as above stated, and it hereby engages to **WARRANT AND DEFEND** the same against all lawful claims whatever, except as above stated.

IN WITNESS WHEREOF, It hereunto sets its hand and seal this 16 day of August, 2007.

IN PRESENCE OF:

HURKES CORPORATION
By: Norma C. Hurteau
Norma Hurteau, Duly Authorized Agent

Regina Mahony
Witness

Rhonda Sme
Witness

**STATE OF VERMONT,
CHITTENDEN COUNTY, SS.**

At Milton, this 16th day of Aug, 2007, Norma Hurteau, Duly Authorized Agent for HURKES CORPORATION, personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed and the free act and deed of HURKES CORPORATION.

Before me Loretta R. Demer
Notary Public

Legal Description for
Kendra Drive, Water Walk Subdivision
Milton, Vermont
Exhibit A:

A strip of land sixty (60) feet in width and the cul-de-sac area as shown as shown on a plat of land entitled, "Hurkes Corporation, Milton, Vermont, Property Plat, dated February 26, 2003, last revised July 26, 2007 by O'Leary-Burke Civil Associates, PLC, which plat appears of record at Map Slide _____, Map _____ of the Town of Milton land records. Reference is also hereby made to the Site Plan for Water Walk Subdivision dated November 12, 2002, last revised April 1, 2005, by O'Leary-Burke Civil Associates, PLC, which site plan appears at Map Slide ____, Map of said land records.

Said strip of land begins at a point marked by an iron pin forming the southeast corner of Lot No. 2 as shown on the aforementioned plat of land; thence proceeding in a northerly direction on a bearing of N 21 degrees 02' 49" E a distance of 39.88 feet on a radius of 100.00 to a point; thence continuing on the same bearing a distance of 80.55 feet to the southeast corner of Lot No. 3; thence proceeding on the same bearing a distance of 79.67 feet to a point; thence proceeding on the same bearing a distance of 15.15 feet to the southeast corner of Lot No. 4; thence proceeding on the same bearing a distance of 19.91 feet to a point; thence proceeding on a bearing of N 09 degrees 13' 50" E a distance of 71.69 feet to the southeast corner of Lot No. 5; thence proceeding along the front line of Lot No. 5 a distance of 84.16 feet on a radius of 60.00 to the southeast corner of Lot No. 6; thence proceeding along the front line of Lot No. 6 a distance of 80.00 feet on a radius 60.00 to the southwest corner of Lot No. 7; thence proceeding a distance of 80.00 feet on a radius 60.00 to the southeast corner of Lot No. 7; thence proceeding in a southwesterly direction along the front line of Lot No. 8 a distance of 70.00 feet on a radius of 60.00 to a point located thirty (30') feet northerly of the northerly extension of the front or westerly line of Lot No. 1; thence proceeding in a southerly direction a distance of thirty (30') feet to the northwest corner of Lot No. 1; thence proceeding on a bearing S 09 degrees 13' 50" W a distance of 41.69 feet to a point; thence proceeding on the same bearing a distance of 47.43 feet on a radius 230.00 to a point; thence proceeding on a bearing of S 21 degrees 02' 49" W a distance of 160.22 feet to a point; thence proceeding in a southerly direction a distance of 63.80 feet on a radius 160.00 to a point; thence proceeding on a bearing S 43 degrees 53' 38" W a distance of 21.77 feet to a point in the northerly boundary of Lamoille Terrace; thence proceeding on a bearing N 12 degrees 08' 34" W a distance of 36.17 feet to a point; thence proceeding on a bearing N 49 degrees 56' 49" W a distance of 30.07 feet to a point; thence proceeding on a bearing N 43 degrees 53' 38" E a distance of 3.58 feet to the point or place of beginning.

Meaning and intending to convey the aforesaid roadway to the Town of Milton for the purpose of becoming a public street.

Being a portion of the all and the same land and premises conveyed to Hurkes Corporation by Warranty Deed of Henry S. Pratt, Pauline M. Pratt, Harold E. Pratt and Viola M. Pratt, Clarence Hurteau and George P. Stokes dated June 20, 1973 and of record in Book 50, Page 152 of the said land records.

VERMONT PROPERTY TRANSFER TAX RETURN

Vermont Department of Taxes

Montpelier, Vermont 05609-1401

(Please type or print clearly)

A Seller (Transferor's) Name(s) Complete Mailing Address Following Transfer Social Security No. Or Taxpayer Ident. No. Hurkes Corporation c/o Norma Hurteau 5022 Stonebridge Road Georgia, VT 05468 03-0231895 B Buyer's (Transferee's) Name(s) Complete Mailing Address Following Transfer Social Security No. Or Taxpayer Ident. No. Town of Milton P. O. Box 18, 43 Bombardier Road Milton, VT 05468

C. Property Location (Address in Full) Strip of Land 60 feet in width, and cul-de-sac Kendra Drive, Milton, Vermont D. Date of Closing 2007 E Interest In Property 1. X Fee Simple 3. Undivided 1/2 Interest 5. Time-Share Estate 7. Easement 2. Life Estate 4. Undivided % Interest 6. Lease 8. Other

F. LAND SIZE (Acres or fraction thereof) G. SPECIAL FACTORS: Have development rights been conveyed x NO YES Was sale between family members? x NO YES State Relationship Financing: Conventional/Bank Owner Financing Other

H. Buildings on Property at Time of Transfer (Check all that apply). 1. X None 5. Barn Dwelling Units 9. Store 2. Factory 6. Multi-Family with (insert number) Transferred 10. Other Pump station & valve pit Describe 3. Single Family Dwelling 7. Mobile Home 4. Camp/Vacation Home 8. Condominium with (insert number) Units Transferred

I. Check whether the buildings were ever Occupied Rented Will be Rented After Sale I. Primary Use of Property Before Transfer (check one) 1. Primary Residence 3. Camp/Vacation 5. Operating Farm 7. Commercial - 2. X Open land 4. Timberland 6. Government Use 8. Other describe

J. Primary Use of Property After Transfer (check one): 1. Primary Residence 3. Camp/Vacation 5. Operating Farm 7. Commercial Describe 2. Open Land 4. Timberland 6. X Government Use 8. Other Describe

Was property purchased by Tenant x NO YES Does Buyer hold title to any adjoining property x NO YES 12 K. IS ANY PORTION OF THE LAND BEING CONVEYED SUBJECT TO A LIEN OR OTHER RESTRICTIONS UNDER CHAPTER 4 OF 32 V.S.A. (Agricultural, Forest, Farmland or Working Farmland Tax Abatement Use Value Appraisal Programs?) YES NO

L. IF TRANSFER IS EXEMPT FROM PROPERTY TRANSFER TAX, CITE EXEMPTION FROM INSTRUCTIONS AND COMPLETE SELECTIONS M, N, AND O BELOW. EXEMPTION NO. 2 -

M. TOTAL PRICE PAID \$ 00.00 N. PRICE PAID FOR PERSONAL PROPERTY \$ O. PRICE PAID FOR REAL PROPERTY \$ 00.00

State Type of Personal Property IF PRICE PAID FOR REAL PROPERTY IS LESS THAN FAIR MARKET VALUE, PLEASE DESCRIBE: PROPERTY TRANSFER TAX Make Checks Payable to: Vermont Department of Taxes P. TAX DUE: Enter Amount from rate schedule on reverse side. COMPLETE RATE SCHEDULE FOR ALL TRANSFERS \$00.00

Q. DATE SELLER ACQUIRED: 6/20/73

R. IF A VERMONT LAND GAINS TAX RETURN IS NOT BEING FILED, CITE EXEMPTION FROM INSTRUCTIONS ON PAGE 4 OF THIS BOOKLET #1

THIS SECTION TO BE COMPLETED BY TOWN OR CITY CLERK TOWN/CITY DATE OF REC BOOK NUMBER PAGE NO. LISTED VALUE \$ /GRAND LIST YEAR OF PARCEL ID OR MAP NO. Acknowledgment RETURN RECEIVED (including certificates and if required, ACT 250 Disclosure Statement) and Tax Paid. Signed clerk Date: Town Number

GRAND LIST CATEGORY _____

RATE SCHEDULE

1. Tax on Special Rate Property:		
a. Value of purchaser's principal residence (not to exceed \$100,000) (see instructions).....		1. A. \$000.00
b. Value of property enrolled in current use program.....		B. \$ _____
c. Value of qualified working farm.....		C. \$ _____
d. Add lines 1(a), (b) and (c).....		D. \$00.00
e. Tax Rate		E. _____ 0.005 _____
f. Tax Due on Special Rate Property: Multiply Line 1(d) by Line 1(e).....		F. \$00.00
2. Tax on General Rate Property:		
a. Enter amount from Line O on front of Return		2. A. \$ 00.00
b. Enter amount from Line 1(d) of Rate Schedule above.....		B. \$ _____
c. Subtract Line 2(b) from Line 2(a)		C. \$ 00.00
d. Tax rate		D. _____ 0.0125 _____
e. Tax due on General Rate Property: Multiply Line 2(c) by Line 2(d)		E. \$ 00.00
3. Total Tax Due:		
Add lines 1(f) and 2(e) and enter here and on Line P on front of return		3. \$ 00.00

FLOOD AND SUBDIVISION REGULATIONS AND ACT 250 CERTIFICATES

Buyer(s) and Seller(s) certify as follows:

- A. That they have investigated and disclosed to every party to this transaction all of their knowledge relating to flood regulations, if any, affecting the property.
- B. That they seller(s) advised the buyer(s) that local and state building regulations, zoning regulations and subdivision regulations and wastewater system and potable water supply rules under Chapter 64 of Title 10, pertaining to the property may limit significantly the use of the property.
- C. That this transfer is in compliance with or is exempt from the subdivision regulations of the Agency of natural resources for the following reasons:
 - 1. This property is the subject of Subdivision Permit No. EC4-2057 _____ and is in compliance with said permit, or
 - 2. This property and any retained parcel is exempt from the subdivision regulations of the Agency of Natural Resources for the following reasons:
 - a. Parcel to be sold: Exemption Number _____ Number of Acres _____
 - b. Parcel retained: Exemption Number _____ Number of Acres _____

Please contact the district office in your area to determine compliance with Act 250. (See Map on Page 26)

Seller(s) further certifies as follows:

- D. That this transfer of real property and any development thereon is in compliance with or exempt from 10 V.S.A. Chapter 151, Vermont's Land Use and Development Law (Act 250) for the following reason:
 - 1. This property is the subject of Act 250 Permit 4C1009 and is in compliance with said permit, or
 - 2. This property is exempt from Act 250 because: (list exemption number from instructions) _____
- E. That this transfer **does** result in a partition or division of land. Note: If it does, an Act 250 Disclosure Statement must be attached to this return before filing with the Town Clerk.

WITHHOLDING CERTIFICATION

- 1. Buyer(s) certifies that Vermont Income tax has been withheld from the purchase price and will be remitted to the Commissioner of Taxes with Form REW-1 within 30 days from the transfer, OR that the transfer is exempt from income tax withholding for the following reason (check one):
- 2. Under penalties of perjury, Seller(s) certifies that at the time of transfer, each seller was a resident of Vermont or an estate.
- 3. Buyer(s) certifies that the parties obtained withholding certificate no. _____ from the Commissioner of Taxes in advance of this sale.
- 4. Buyer(s) certifies that this is a transfer without consideration. (See Instructions for Form REW-1.)
- 5. Seller(s) is a mortgagor conveying the mortgaged property to a mortgagee in a foreclosure or transfer in lieu of foreclosure, with no additional consideration.

WE HEREBY SWEAR AND AFFIRM THAT THIS RETURN, INCLUDING ALL CERTIFICATES, IS TRUE, CORRECT AND COMPLETE TO THE BEST OF OUR KNOWLEDGE.

SELLER(S) SIGNATURE(S)	DATE	BUYER(S) SIGNATURE(S)	DATE
Hurkes Corporation <i>Norma E. Hurteau</i>		<i>D. Triggs</i>	8-21-07

PREPARER'S SIGNATURE _____

PREPARED BY : Daniel S. Triggs, Esq.

PREPARER'S ADDRESS: 796 Ethan Allen Highway, Milton, VT 05468

Buyer's Representative _____ Tel. _____

VERMONT EASEMENT DEED

KNOW ALL PERSONS BY THESE PRESENTS that **HURKES CORPORATION**, a Vermont corporation with principal place of business in the Town of Milton, in the County of Chittenden and State of Vermont, Grantor, in the consideration of -----**ONE DOLLAR**----- paid to its full satisfaction by the **TOWN OF MILTON**, a Municipal Corporation, in the Town of Milton, County of Chittenden and State of Vermont, Grantee, by these presents, do freely **GIVE, GRANT, SELL, CONVEY AND CONFIRM** unto Grantee, the **TOWN OF MILTON**, and its successors and assigns forever, certain easements in the Town of Milton, in the County of Chittenden and State of Vermont, described as follows, viz:

Being an easement and right of way over, across and through the land of the Grantor for the purpose of maintenance and repair of a pump station and storage tank.

The area subject to the easement and right of way runs in a northerly direction leading from the terminus of Kendra Drive and running along the easterly sideline of Lot No. 6 and the westerly sideline of Lot No. 7 to the stormwater detention pond . Said easement and right of way extends over an area of land thirty (30') feet in width at the beginning of the right of way, ninety-nine (99') feet in depth and sixty-one (61') feet at its widest portion as shown on a plan of land entitled, "Hurkes Corporation, Milton, Vermont, Property Plat, dated February 26, 2003, last revised July 26, 2007 by O'Leary-Burke Civil Associates, PLC, which plat appears of record at Map Slide ___ Map _____ of the Town of Milton land records. Reference is also hereby made to the Site Plan for Water Walk Subdivision dated November 12, 2002, last revised April 1, 2005, by O'Leary-Burke Civil Associates, PLC, which site plan appears at Map Slide ___, Map of said land records.

The within conveyed easement and right of way affects a portion of the same land and premises to Hurkes Corporation by Warranty Deed of Henry S. Pratt, Pauline M. Pratt, Harold E. Pratt and Viola M. Pratt, Clarence Hurteau and George P. Stokes dated June 20, 1973 and of record in Book 50, Page 152 of the said land records.

This deed shall also operate as a Bill of Sale for the pump station and valve pit.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the **TOWN OF MILTON**, its successors ,and assigns, to their own use and behoof forever; And the said Grantor, **HURKES CORPORATION**, its successors and assigns, do covenant with the said Grantee, the **TOWN OF MILTON**, its successors and assigns, that until the ensealing of these presents it is the sole owner of the premises, and has good right and title to convey the same in manner aforesaid, that they are **FREE FROM EVERY ENCUMBRANCE**; except as above stated, and hereby engage to **WARRANT AND DEFEND** the same against all lawful claims whatever, except as above stated.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 16 day of August, A.D. 2007.

IN PRESENCE OF:

Regina Mahony
Witness

HURKES CORPORATION

By: Norma C. Hurteau L.S.
Norma C. Hurteau

STATE OF VERMONT,
Chittenden COUNTY, SS.

At Milton, this 16th day of August, A.D. 2007, Norma C. Hurteau, Duly Authorized Agent of Hurkes Corporation, personally appeared, and she acknowledged this instrument, by her sealed and subscribed, to be her free act and deed and the free act and deed of Hurkes Corporation.

Before me Joceta L. Devereaux
Notary Public

VERMONT PROPERTY TRANSFER TAX RETURN

Vermont Department of Taxes

Montpelier, Vermont 05609-1401

(Please type or print clearly)

A. Seller (Transferor's) Name(s) Complete Mailing Address Following Transfer Social Security No. Or Taxpayer Ident. No. Hurkes Corporation c/o Norma Hurteau 5022 Stonebridge Road Georgia, VT 05468 03-0231895

B Buyer's (Transferee's) Name(s) Complete Mailing Address Following Transfer Social Security No. Or Taxpayer Ident. No. Town of Milton P. O. Box 18, 43 Bombardier Road Milton, VT 05468

C. Property Location (Address in Full) D. Date of Closing Kendra Drive, Milton, Vermont, 2007 E Interest In Property 1. Fee Simple 2. Life Estate 3. Undivided 1/2 Interest 4. Undivided % Interest 5. Time-Share Estate 6. Lease 7. Easement 8. Other

F. LAND SIZE (Acres or fraction thereof) G. SPECIAL FACTORS: Have development rights been conveyed? Was sale between family members? Financing: Conventional/Bank, Owner Financing, Other

H. Buildings on Property at Time of Transfer (Check all that apply). 1. None 2. Factory 3. Single Family Dwelling 4. Camp/Vacation Home 5. Barn 6. Multi-Family with (insert number) Transferred 7. Mobile Home 8. Condominium with (insert number) Units Transferred 9. Dwelling Units 10. Store 11. Other Pump station & valve pit Describe

I. Check whether the buildings were ever Occupied, Rented, Will be Rented After Sale

I. Primary Use of Property Before Transfer (check one) 1. Primary Residence 2. Open land 3. Camp/Vacation 4. Timberland 5. Operating Farm 6. Government Use 7. Commercial 8. Other describe

J. Primary Use of Property After Transfer (check one): 1. Primary Residence 2. Open Land 3. Camp/Vacation 4. Timberland 5. Operating Farm 6. Government Use 7. Commercial 8. Other Describe

Was property purchased by Tenant? Does Buyer hold title to any adjoining property?

K. IS ANY PORTION OF THE LAND BEING CONVEYED SUBJECT TO A LIEN OR OTHER RESTRICTIONS UNDER CHAPTER 4 OF 32 V.S.A. (Agricultural, Forest, Farmland or Working Farmland Tax Abatement Use Value Appraisal Programs?)

L. IF TRANSFER IS EXEMPT FROM PROPERTY TRANSFER TAX, CITE EXEMPTION FROM INSTRUCTIONS AND COMPLETE SELECTIONS M, N, AND O BELOW. EXEMPTION NO. 2 -

M. TOTAL PRICE PAID \$ 00.00 N. PRICE PAID FOR PERSONAL PROPERTY \$ O. PRICE PAID FOR REAL PROPERTY \$ 00.00

State Type of Personal Property IF PRICE PAID FOR REAL PROPERTY IS LESS THAN FAIR MARKET VALUE, PLEASE DESCRIBE:

PROPERTY TRANSFER TAX Make Checks Payable to: Vermont Department of Taxes P. TAX DUE: Enter Amount from rate schedule on reverse side. COMPLETE RATE SCHEDULE FOR ALL TRANSFERS \$00.00

Q. DATE SELLER ACQUIRED: 6/20/73

R. IF A VERMONT LAND GAINS TAX RETURN IS NOT BEING FILED, CITE EXEMPTION FROM INSTRUCTIONS ON PAGE 4 OF THIS BOOKLET #1

THIS SECTION TO BE COMPLETED BY TOWN OR CITY CLERK TOWN/CITY DATE OF REC BOOK NUMBER PAGE NO. LISTED VALUE \$ /GRAND LIST YEAR OF PARCEL ID OR MAP NO. GRAND LIST CATEGORY Acknowledgment RETURN RECEIVED (including certificates and if required, ACT 250 Disclosure Statement) and Tax Paid. Signed clerk Date: Town Number

RATE SCHEDULE

1. Tax on Special Rate Property:	
a. Value of purchaser's principal residence (not to exceed \$100,000) (see instructions).....	1. A. \$000.00
b. Value of property enrolled in current use program.....	B. \$ _____
c. Value of qualified working farm.....	C. \$ _____
d. Add lines 1(a), (b) and (c).....	D. \$00.00
e. Tax Rate	E. _____ 0.005 _____
f. Tax Due on Special Rate Property: Multiply Line 1(d) by Line 1(e).....	F. \$00.00
2. Tax on General Rate Property:	
a. Enter amount from Line O on front of Return	2. A. \$ 00.00
b. Enter amount from Line 1(d) of Rate Schedule above.....	B. \$ _____
c. Subtract Line 2(b) from Line 2(a)	C. \$ 00.00
d. Tax rate	D. _____ 0.0125 _____
e. Tax due on General Rate Property: Multiply Line 2(c) by Line 2(d)	E. \$ 00.00
3. Total Tax Due:	
Add lines 1(f) and 2(e) and enter here and on Line P on front of return	3. \$ 00.00

FLOOD AND SUBDIVISION REGULATIONS AND ACT 250 CERTIFICATES

Buyer(s) and Seller(s) certify as follows:

- A. That they have investigated and disclosed to every party to this transaction all of their knowledge relating to flood regulations, if any, affecting the property.
- B. That they seller(s) advised the buyer(s) that local and state building regulations, zoning regulations and subdivision regulations and wastewater system and potable water supply rules under Chapter 64 of Title 10, pertaining to the property may limit significantly the use of the property.
- C. That this transfer is in compliance with or is exempt from the subdivision regulations of the Agency of natural resources for the following reasons:
 - 1. This property is the subject of Subdivision Permit No. EC4-2057 _____ and is in compliance with said permit, or
 - 2. This property and any retained parcel is exempt from the subdivision regulations of the Agency of Natural Resources for the following reasons:
 - a. Parcel to be sold: Exemption Number _____ Number of Acres _____
 - b. Parcel retained: Exemption Number _____ Number of Acres _____

Please contact the district office in your area to determine compliance with Act 250. (See Map on Page 26)

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- D. That this transfer of real property and any development thereon is in compliance with or exempt from 10 V.S.A. Chapter 151, Vermont's Land Use and Development Law (Act 250) for the following reason:
 - 1. This property is the subject of Act 250 Permit 4C1009 and is in compliance with said permit, or
 - 2. This property is exempt from Act 250 because: (list exemption number from instructions) _____
- E. That this transfer does result in a partition or division of land. Note: If it does, an Act 250 Disclosure Statement must be attached to this return before filing with the Town Clerk.

WITHHOLDING CERTIFICATION

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- 2. Under penalties of perjury, Seller(s) certifies that at the time of transfer, each seller was a resident of Vermont or an estate.
- 3. Buyer(s) certifies that the parties obtained withholding certificate no. _____ from the Commissioner of Taxes in advance of this sale.
- 4. Buyer(s) certifies that this is a transfer without consideration. (See Instructions for Form REW-1.)
- 5. Seller(s) is a mortgagor conveying the mortgaged property to a mortgagee in a foreclosure or transfer in lieu of foreclosure, with no additional consideration.

WE HEREBY SWEAR AND AFFIRM THAT THIS RETURN, INCLUDING ALL CERTIFICATES, IS TRUE, CORRECT AND COMPLETE TO THE BEST OF OUR KNOWLEDGE.

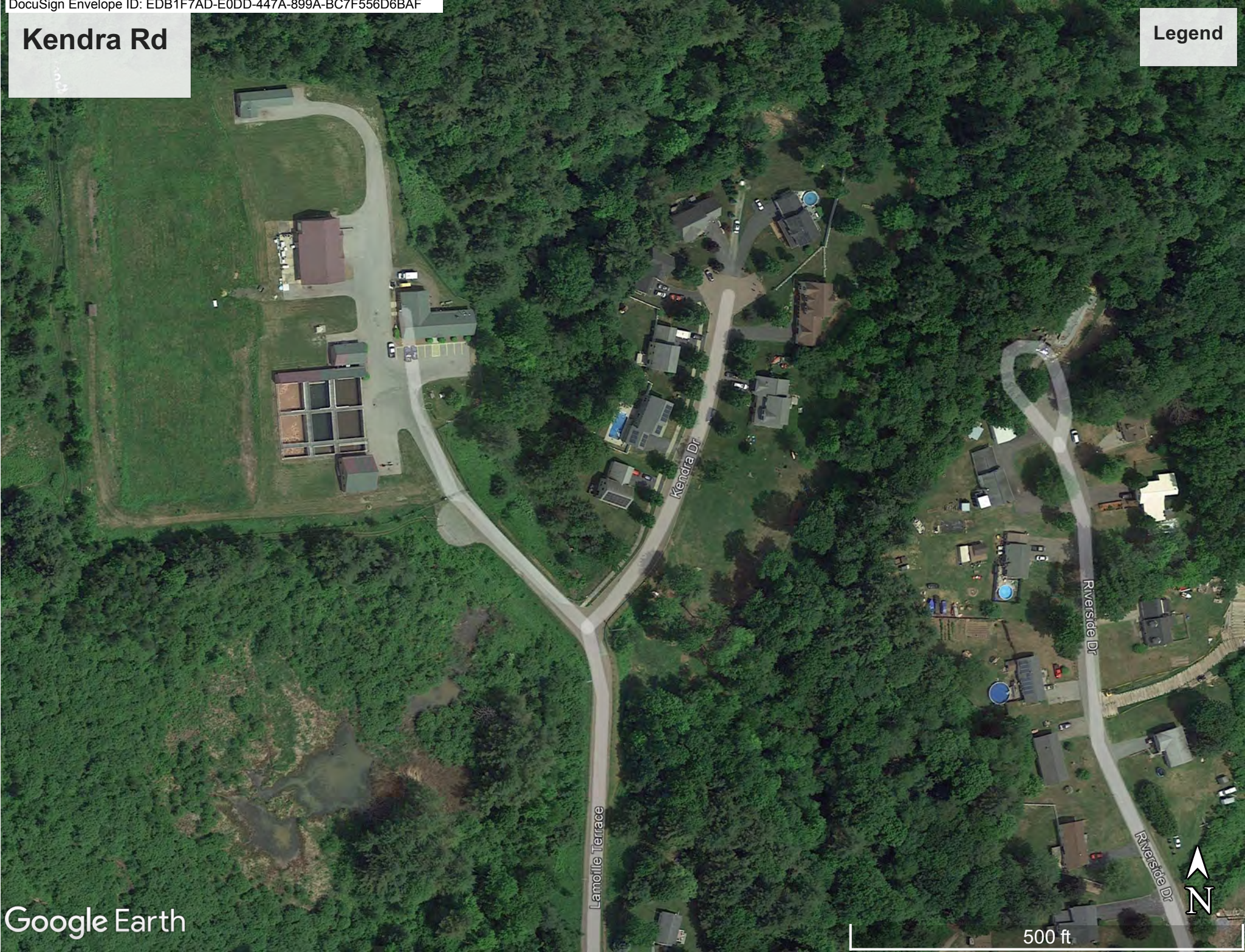
SELLER(S) SIGNATURE(S)	DATE	BUYER(S) SIGNATURE(S)	DATE
Hurkes Corporation Norma Hurtean <i>Norma C. Hurtean</i>		<i>[Signature]</i>	8-21-07
PREPARER'S SIGNATURE <i>[Signature]</i>		PREPARED BY: Daniel S. Triggs, Esq.	

PREPARER'S ADDRESS: 796 Ethan Allen Highway, Milton, VT 05468

Buyer's Representative _____ Tel. _____

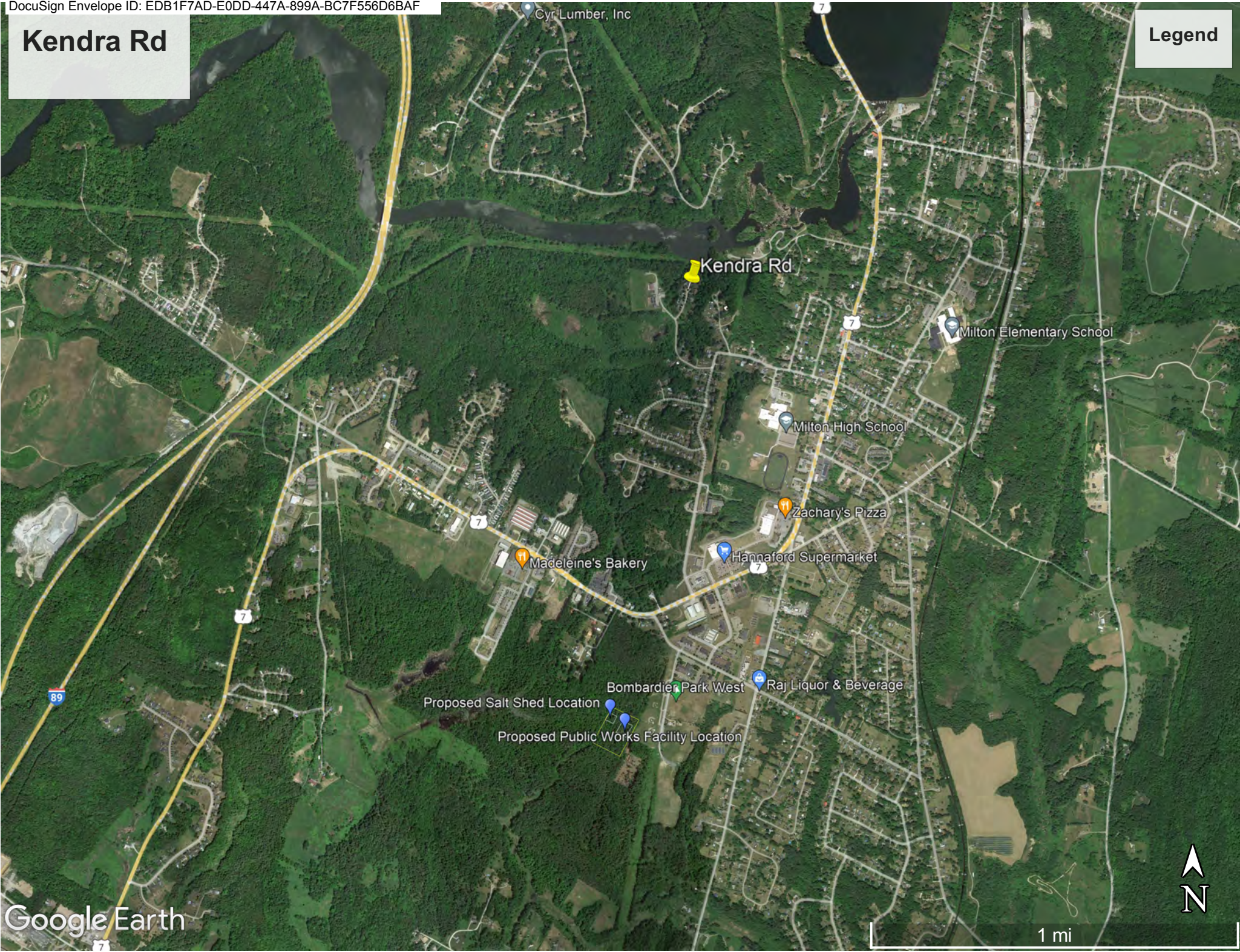
Kendra Rd

Legend



Kendra Rd

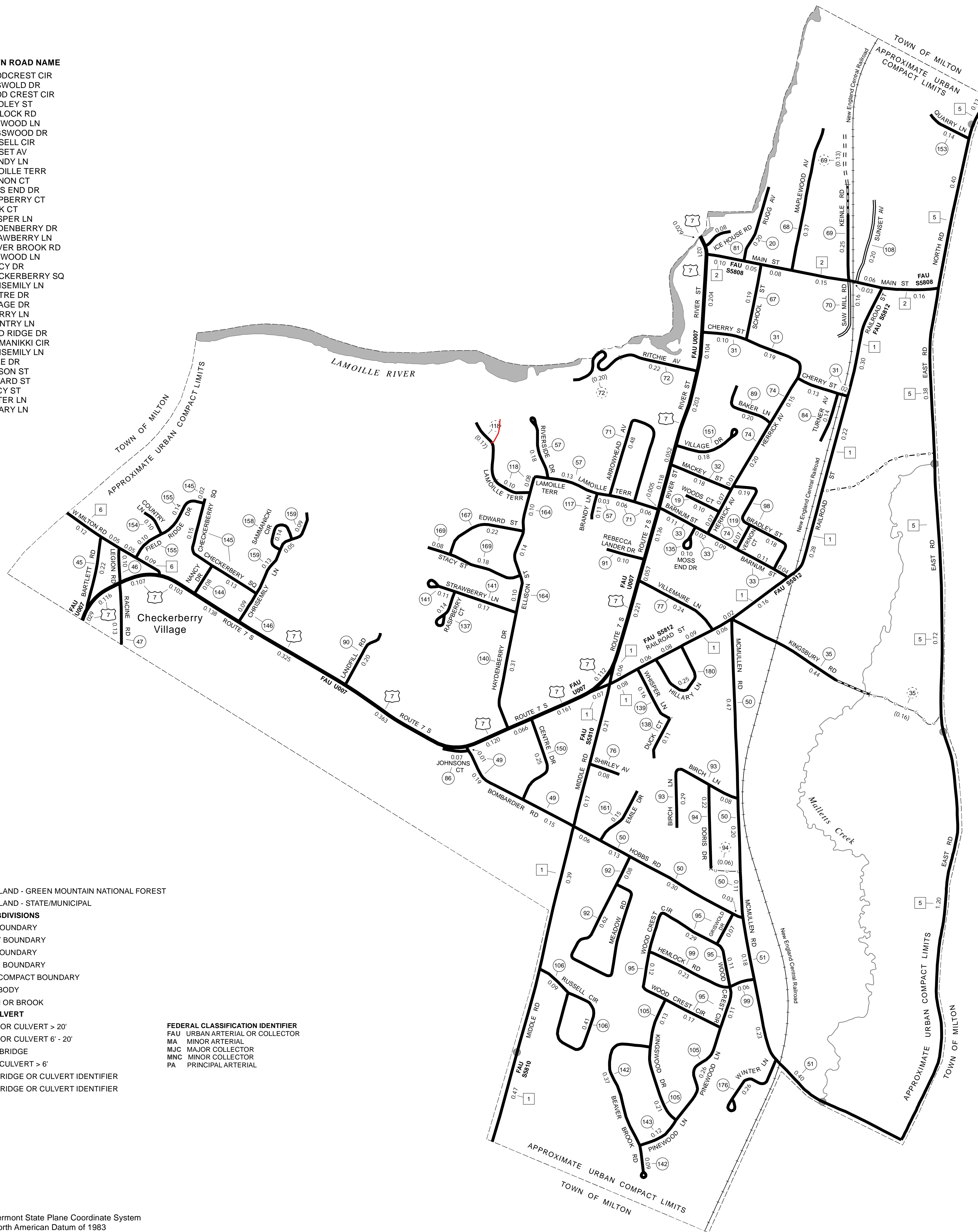
Legend



TOWN HWY. No.	LENGTH IN MILES CLASS 3	LENGTH IN MILES CLASS 4	TOWN ROAD NAME	TOWN HWY. No.	LENGTH IN MILES CLASS 3	LENGTH IN MILES CLASS 4	TOWN ROAD NAME
19	0.10		WOODS CT	95	0.40		WOODCREST CIR
20	0.20		RUGG AV	95	0.07		GRISWOLD DR
31	0.44		CHERRY ST	95	0.40		WOOD CREST CIR
32	0.18		MACKEY ST	98	0.37		BRADLEY ST
33	0.37		BARNUM ST	99	0.29		HEMLOCK RD
35	0.10		KINGSBURY RD	105	0.26		PINEWOOD LN
35	0.34		KINGSBURY CRSG	105	0.34		KINGSWOOD DR
45	0.22		BARTLETT RD	106	0.50		RUSSELL CIR
46	0.10		LEGION RD	108	0.20		SUNSET AV
47	0.13		RACINE RD	117	0.11		BRANDY LN
49	0.35		BOMBARDIER RD	118	0.18		LAMOILLE TERR
50	0.78		MC MULLEN RD	119	0.07		VERNON CT
50	0.52		HOBBS RD	135	0.10		MOSS END DR
51	0.81		MC MULLEN RD	137	0.14		RASPBERRY CT
57	0.16		LAMOILLE TERR	138	0.11		DUCK CT
57	0.18		RIVERSIDE DR	139	0.16		WHISPER LN
67	0.19		SCHOOL ST	140	0.31		HAYDENBERRY DR
68	0.37		MAPLEWOOD AV	141	0.28		STRAWBERRY LN
69	0.25		KIENLE RD	142	0.46		BEAVER BROOK RD
69	0.16	(0.13)	KEINLE RD	143	0.12		PINEWOOD LN
70	0.16		SAWMILL RD	144	0.08		NANCY DR
71	0.48		ARROWHEAD AV	145	0.30		CHECKERBERRY SQ
71	0.12		LAMOILLE TERR	146	0.09		CHRISEMILY LN
72	0.22		RITCHIE AV	150	0.25		CENTRE DR
74	0.50		HERRICK AV	151	0.18		VILLAGE DR
76	0.08		SHIRLEY AV	153	0.14		QUARRY LN
77	0.24		VILLEMARE LN	154	0.10		COUNTRY LN
81	0.08		ICE HOUSE RD	155	0.24		FIELD RIDGE DR
84	0.14		TURNER AV	158	0.14		SAMMANIKKI CIR
86	0.07		JOHNSONS CT	159	0.27		CHRISEMILY LN
89	0.20		BAKER LN	161	0.15		EMILE DR
90	0.20		LANDFILL RD	164	0.34		ELLISON ST
91	0.10		REBECCA LANDER DR	167	0.22		EDWARD ST
92	0.70		MEADOW RD	169	0.26		STACY ST
93	0.37		BIRCH LN	175	0.26		WINTER LN
94	0.22		DORIS DR	180	0.25		HILLARY LN
			TOTAL	17.81	0.13		

TOWN HWY. No.	LENGTH IN MILES "NOT UP TO STANDARD"
35	(0.16)
72	(0.20)
94	(0.06)
118	(0.17)
TOTAL	0.59

* The sections of the town highways listed above are legally Class 3, but have been deemed "Not Up To Standard" and are functionally Class 4 Town Highways



MILEAGE SUMMARY

CLASS 2		
TH-1	2.720	
TH-2	0.630	
TH-5	2.830	
TH-6	0.310	
TOTAL CLASS 2	6.490	
CLASS 3		
TOTAL CLASS 3	17.81	
TOTAL TOWN	24.300	
US HIGHWAY		
US-7	2.790	
TOTAL US HIGHWAY	2.790	
TOTAL STATE	2.79	
TOTAL, TRAVELED HIGHWAYS, FEB. 10, 2014:	27.090	

(Excludes Class 4, Legal Trail, and Unidentified Corridor Mileage)

HIGHWAYS

- INTERSTATE OR DIVIDED HIGHWAY
- STATE - HARD SURFACE OR PAVED
- TOWN - HARD SURFACE OR PAVED
- GRAVEL
- SOIL OR GRADED AND DRAINED EARTH
- UNIMPROVED OR PRIMITIVE
- IMPASSABLE OR UNTRAVELED
- LEGAL TRAIL
- DISCONTINUED
- HIGHWAY CLASS CHANGE
- RAILROAD
- INACTIVE RAILROAD
- NFR NATIONAL FOREST ROAD
- SFH STATE FOREST HIGHWAY
- P PARK AND RIDE

POLITICAL SUBDIVISIONS

- STATE BOUNDARY
- COUNTY BOUNDARY
- TOWN BOUNDARY
- VILLAGE BOUNDARY
- URBAN COMPACT BOUNDARY
- WATER BODY
- STREAM OR BROOK

BRIDGE OR CULVERT

- BRIDGE OR CULVERT > 20'
- BRIDGE OR CULVERT 6' - 20'
- VOBCIT BRIDGE
- VOBCIT CULVERT > 6'

FEDERAL CLASSIFICATION IDENTIFIER

- FAU URBAN ARTERIAL OR COLLECTOR
- MA MINOR ARTERIAL
- MJC MAJOR COLLECTOR
- MNC MINOR COLLECTOR
- PA PRINCIPAL ARTERIAL

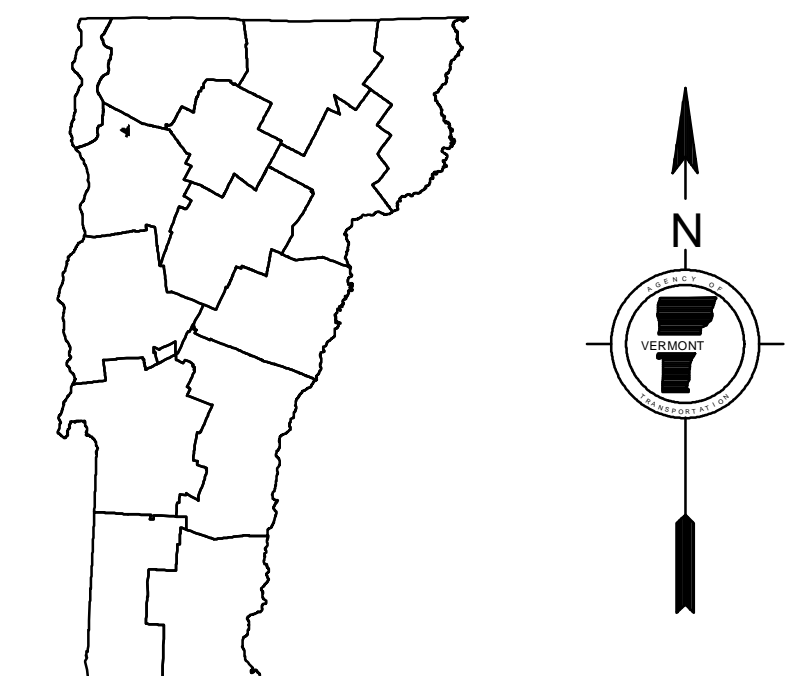
B34 / C34 STATE BRIDGE OR CULVERT IDENTIFIER

B34 / C34 TOWN BRIDGE OR CULVERT IDENTIFIER

DISCLAIMER:
The untraveled highways (laid-out town highways), discontinued highways, and legal trails hereon are those of which the Agency of Transportation has record; others may exist.

Highway and bridge data by the Agency of Transportation. Town short structures are drawn from the Vermont Online Bridge & Culvert Inventory Tool (VOBCIT) database. All other data from the Vermont Center for Geographic Information. Only named streams are shown.

Vermont State Plane Coordinate System
North American Datum of 1983
SPCS_Zone_Identifier: 4400
Geodetic Reference System 80
2,000-meter grid, Easting - Northing



VERMONT
GENERAL HIGHWAY MAP
Urban Compact of Milton

CHITTENDEN COUNTY

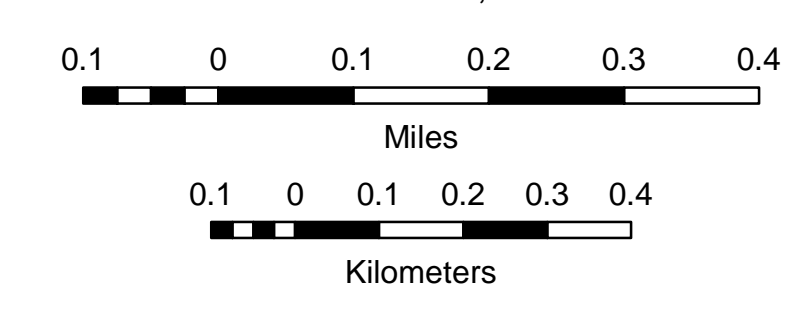
Transportation District #5

Prepared by the
Vermont Agency of Transportation
Division of Policy, Planning and Intermodal Development
in cooperation with

U.S. Department of Transportation
Federal Highway Administration

Mileage as of February 10, 2014
Map prepared October 03, 2014

SCALE 1:9,000



*Accepted
8-20-07
c - Ben -
P.W.*



TOWN OF MILTON, VERMONT 05468-3205

PLANNING & ECONOMIC DEVELOPMENT OFFICE • 43 BOMBARDIER ROAD • 802-893-1186 • FAX: 893-1005

TO: Sandy Miller, Town Manager

FROM: Regina Mahony, Planning Director *(RM)*

RE: Kendra Drive - Acceptance of Public Road, Opening of a Highway for Public Travel and Surety Release

DATE: August 16, 2007

CC: Hurkes Corporation – Norma Hurteau

I respectfully request the following item be placed on the Selectboard Agenda for August 20, 2007 for consideration and approval.

On March 21, 2005, the Select Board began the two year warranty period for the public infrastructure associated with the Hurkes Corporation's Water Walk Subdivision. The public infrastructure includes a road of approximately 440', called Kendra Drive. It also includes a sewer pump station beyond the Kendra Drive cul-de-sac. The land where the pump station lies will not be owned by the Town; therefore there is a separate easement and bill of sale for the hardware associated with this pump station. This is common practice for water and sewer infrastructure for which the Town will maintain on private property. The surety amount held during the two year warranty period is \$33,687.00. The Town Engineer inspected the public infrastructure and found all of the punch list items to be complete and he has recommended that the surety be released and the public infrastructure accepted by the Town (memo attached). Kendra Drive will be a Class III Road. In addition, the Town Attorney has reviewed the easement and warranty deeds and has found them to be acceptable.

Therefore Staff recommends that the Selectboard accept this 440' new road, called Kendra Drive, sign the Certificate of Completion and Opening of a Highway for Public Travel, accept the Warranty Deed and Easement Deed and release the \$33,687.00 that has been held during the warranty period for the road.