

STATE OF VERMONT

DECLARATORY RULING

X

Re: Stanmar, Inc.)	Environmental Board
Ludlow, Vermont)	June 19, 1972

WHEREAS, Attorney Richard V. Zug filed, on behalf of Stanmar, Inc., a request for a ruling on whether a permit would be needed for the construction of 6 condominium units on less than one acre of land in the Town of Ludlow; and,

WHEREAS, Mr. Zug appeared before the Environmental Board on June 9, 1972; and,

WHEREAS, Stanmar, Inc. owns less than one acre of land in fee, but in addition thereto, has easements for roads, parking areas, sewage facilities and water facilities; and,

WHEREAS, Attorney Zug stated that the total of lands owned or controlled by Stanmar, Inc. exceeded one acre; and,

WHEREAS, the Town of Ludlow does not have both permanent zoning and subdivision regulations; and,

WHEREAS, 10 VSA, § 6001 (3) definition two states: "'Development' shall also mean the construction of improvements for commercial or industrial purposes on more than one acre of land within a municipality which has not adopted permanent zoning and subdivision bylaws."; and,

WHEREAS, the duly adopted Rules and Regulations of the Environmental Board in Rule 2, (a) (2) state that: "'Commercial or industrial purposes' shall mean any use, for profit or not for profit, except for a family residence.";

NOW, THEREFORE, the Environmental Board rules that Stanmar, Inc. is subject to the provisions of 10 VSA, Chapter 151 in that it involves the construction of improvements for commercial or industrial purposes on more than one acre of land in a municipality which has not adopted permanent

Handwritten notes:
 10-10-72
 see office

zoning and subdivision regulations.

Dated at Montpelier, Vermont this 19th day of June, 1972.

FOR THE ENVIRONMENTAL BOARD

Kenneth E. Senecal

KENNETH E. SENECALE

Executive Officer