

CHARLOTTE PLANNING COMMISSION

**FINDINGS OF FACT AND DECISION
IN RE APPLICATION OF**

HOLLY CALLERY-REQUEST FOR RECONSIDERATION

**Of the Written Decision for
HOWARD AND JACQUELINE HAIGHT**

And

SPRAGUE AND HOLLY CALLERY

For A

SUBDIVISION MODIFICATION

Application # PC-00-04

Background:

The applicant received approval for a Subdivision Modification (application PC-99-29) on December 16, 1999 (signed on January 6, 2000). The applicant requests reconsideration of Condition #3 of this Decision.

Application

The applicant submitted an application and \$100 fee on February 3, 2000.

Public Hearing

A Public Hearing was held for this application on March 2, 2000. Clark Hinsdale III was present at the hearing representing the applicant because of a sudden sickness in the applicant's family.

Regulations in Effect

Town Plan readopted March 1995
Zoning Bylaws as amended March 1997
Subdivision Bylaws as amended March 1995

Findings

1. The applicant requested that Condition #3 of the Decision for Application #PC-00-04 be amended to: "It is noted that if subdivision is sought for the 71.9 acre parcel in the future, resulting lots may likely be requested to use a shared curb-cut on East Thompson's Point Road."
2. The Town has a longstanding policy, as expressed in Chapter VII Section 6.C. of the Subdivision Bylaws and Section 6.5.D. of the Zoning Bylaws, of controlling vehicular access on U.S. Route 7.

Decision

Based on these Findings, the Planning Commission reconsidered Condition #3 of the Decision for Application PC-00-04 with the following conditions:

1. Condition #3 of the Decision for Application PC-00-04 shall be amended to “It is noted that if subdivision is sought for the 71.9 acre parcel in the future, resulting lots may likely be required to use a shared curb-cut on East Thompson’s Point Road.”
2. All other conditions of the original decision of 12/16/99 shall remain as written.

Additional Conditions: All plats, plans, drawings, testimony, evidence and conditions listed above or submitted at the hearing and used as the basis for the Decision to grant permit shall be binding on the applicant, and his/her successors, heirs and assigns. Projects shall be completed in accordance with such approved plans and conditions. Any deviation from the approved plans shall constitute a violation of permit and be subject to enforcement action by the Town.

You and any interested parties are entitled to appeal this decision to the Environmental Court within 30 days as per requirements of 24 VSA Chapter 117, Sections 4471 and 4475.

Members Present at the Public Hearing: Al Moraska, Ed Melby, Jim Donovan, David Woolf, Josie Leavitt

Vote of Members Present:

AYES: Unanimous

NAYS:

ABSTENTION:

Date Approved: March 16, 2000

Signed: _____ (Chair/Vice Chair)

Date Signed: _____