Town of Charlotte
ESTABLISHED 1762

WASTEWATER SYSTEM AND POTABLE WATER SUPPLY PERMIT

LAWS/REGULATIONS INVOLVED
Environmental Protection Rules
Chapter 1, Wastewater System and Potable Water Supply Rules,
Effective September 29, 2007
Chapter 21, Water Supply Rules, Effective April 25, 2005

Case Number: WW-138-1317 PIN: EJ13-0337

Landowner: Chris and Diana Borie
3488 Ethan Allen Highway
Charlotte, VT 05445

This permit affects property identified as Town Tax Parcel ID# 00100-3488 and referenced in deeds recorded in Book 156, Page 72 of the Land Records in Charlotte, Vermont.

This project, consisting of a mound style wastewater disposal system and a public transient non-community water system to accommodate a proposed 41 seat restaurant on an existing 5.13 acre lot located on Ethan Allen Highway in Charlotte, Vermont, is hereby approved under the requirements of the regulations named above, subject to the following conditions.

GENERAL

1. This permit does not relieve the permittee from obtaining all other approvals and permits as may be required from the Act 250 District Environmental Commission, the Department of Environmental Conservation, Water Supply Division-telephone (802)241-3400, Water Quality Division-telephone (802)241-3770, the Department Public Safety, Division of Fire Safety-telephone Williston Regional Office (802)879-2300, the Department of Health-telephone (802)863-7221, and local officials **prior** to proceeding with this project.

2. The project shall be completed as shown on the following plans which have been stamped "approved" by the Wastewater Management Division:

   Dwg. 1 of 4, "C3-01 Wastewater Site Plan" dated 10/18/2013; Dwg. 2 of 4, "C8-01 Sanitary Details" dated 10/18/2013; Dwg. 3 of 4 "C8-02 Site Details and Notes" dated 10/18/2013; Dwg. 4 of 4 "C8-03 Sanitary and Water notes" dated 10/18/2013 prepared by John P. Pitrowiski, P.E., Designer #8104.

The project shall not deviate from the approved plans in a manner that would change or affect the exterior water supply or wastewater disposal system, building location or the approved use of the building without prior written approval from the Wastewater Management Division.

3. The conditions of this permit shall run with the land and will be binding upon and enforceable against the permittee and all assigns and successors in interest. The permittee shall be responsible for the recording of this permit in the Charlotte Land Records within thirty, (30) days of issuance of this permit and prior to the conveyance of any lot subject to the jurisdiction of this permit.

4. Each prospective purchaser of the lot/unit shall be shown copies of the Wastewater System and Potable Water Supply Permit and the approved plans prior to conveyance of the lot.

5. This project has been reviewed and approved for the future conversion of an existing retail business structure into a 41 seat full service restaurant. The permittee shall not construct any other type of structure requiring plumbing, including public buildings, duplexes, condominium units, or commercial buildings, without prior review and approval by the Wastewater Management Division. Such approvals will not be granted unless the proposal conforms to the applicable laws and regulations.

6. All conditions set forth in Permit #WW-138-1317 shall remain in effect except as modified or amended herein.

7. The Wastewater Management Division now reviews the water supply and wastewater disposal systems for all buildings under 10 V.S.A., Chapter 64-Potable Water Supply and Wastewater System Permit.

8. This permit shall in no way relieve you of the obligations of Title 10, Chapter 48, Subchapter 4, for the protection of groundwater.

9. A copy of the approved plans and this permit shall remain on the project during all phases of construction and, upon request, shall be made available for inspection by State or local personnel.

10. Any lot depicted on the plans and not specifically referenced as being approved for a use requiring a potable water supply and wastewater disposal system shall comply with the Environmental Protection Rules, Chapter 1, Wastewater System and Potable Water Supply Rules, Effective January 1, 2005, Section 1-403 (a)(5) for the creation of unimproved lots.

WATER SUPPLY & WASTEWATER DISPOSAL

11. No permit issued by the Secretary shall be valid for a substantially completed potable water supply and wastewater system until the Secretary receives a certification from a designer or the installer, signed and dated, that states:

    > "I herby certify that, in the exercise of my reasonable professional judgment, the installation-related information submitted is true and correct and the potable water supply and wastewater system were installed in accordance with the permitted design and all permit conditions, were inspected, were properly tested, and have successfully met those performance tests."

    This shall include the water supply and wastewater disposal systems, and, water service and sanitary sewer lines to each structure.

12. The project is approved for a proposed public transient non-community water system, permitted under S-3063-13.0, from an on-site drilled well provided that the well is located as shown on the approved plan. The Wastewater Management Division shall allow no other method, or location of obtaining potable water without prior review and approval.

13. The well location shall meet all minimum separation distances required by the Environmental Protection Rules, Chapter 21, Water Supply Rule, Appendix A, Part 11-Small Scale Water Systems, Section 11.4. The well(s) shall be constructed in accordance with the Appendix A, Part 12.

14. The project developer is required to have the drilled well water supply system designed by a licensed wastewater and water supply designer and water quality testing of the well shall be completed and test results submitted to the Water Supply Division prior to use of the water supply.

15. The project is approved for a wastewater disposal by construction and utilization of the site-specific wastewater disposal system depicted on the approved plans. The Wastewater Management Division shall allow no other method, or location of wastewater disposal without prior review and approval.

16. The project is approved for a mound wastewater disposal system provided the mound is constructed in strict accordance with the following conditions:

    A. The mound system is to be located and constructed as depicted on the plans that have been stamped "approved" by the Wastewater Management Division.

B. A licensed designer, who has been determined acceptable by the Wastewater Management Division, shall inspect the mound system during critical stages of construction. This shall include the staking of the location of the mound, ensuring the site has been properly plowed prior to placement of the appropriate sand fill, the installation and testing of the distribution piping, final grading of the mound including side slopes, and pump station installation

C. The construction of the mound shall adhere to the guidelines set forth in Section 1-517 (f) of the Wastewater System and Potable Water Supply Rules.

D. The qualified consultant shall inspect the construction of the curtain drain if required.

E. Upon completion of construction, and prior to occupancy of any structure being served by the mound system, the licensed designer, who has been determined acceptable by the Wastewater Management Division, shall submit a written certification stating the construction has been completed in accordance with the stamped plans and the permit.

F. An existing on site wastewater system shall be abandoned. The discharge line to the septic tank shall be severed, the tank pumped and filled with sand or crushed in place.

17. The approved wastewater disposal system has been designed to serve a 41 seat full service restaurant. Prior to any increase in seating capacity, the landowner shall submit an application, fee, and engineering plans for review and approval by the Wastewater Management Division.

18. The Wastewater Management Division is to be notified, if at any time the wastewater disposal system fails to function properly and/or creates a health hazard.

19. No buildings, roads, water lines, or other construction that might interfere with the installation or operation of the wastewater disposal system is allowed on or near the site-specific wastewater disposal system or replacement area depicted on the approved plans. All isolation distances, which are set forth in the Wastewater System and Potable Water Supply Rules, will be incorporated into the construction and installation of the wastewater disposal field. Compliance with these isolation distances is required.

Dated at Charlotte, Vermont on December 12, 2013
David K. Mears, Commissioner
Department of Environmental Conservation

By_____
Thomas Mansfield
Sewage Control Officer, Town of Charlotte, Vermont

Cc: For the Record
Spencer Harris
John Pitrowiski