

Memorandum

To: Distribution List [Sent via Email]
From: Craig S. Keller, P.E., Chief of Permitting Services (CSK)
Via Theresa Gilman, Permitting Services Supervisor (TGA)
Date: April 13, 2015
Re: Request for Break in Limited Access – AGENCY REVIEW
West Rutland, US4 / Boardman Hill Road (TH5)

Distribution List:

Richard Tetreault, Director of Highway Division
Kevin Marshia, Assistant Director of Highway Division
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Matthew Hake, Division Administrator, Federal Highway Administration

The Agency of Transportation has received a formal request from the Town of West Rutland to construct a break in the US4 limited access highway right-of-way adjacent to the Exit 6 eastbound off-ramp in West Rutland. This access request is not directly connected to US4 or the ramp but rather the intersecting town highway, Boardman Hill Road (TH5).

Under Vermont law, once a limited access facility has been established, “[n]o highway or other public way may be opened into or connected with any limited access facility without prior written consent and approval of the [transportation] board.” However, because 19 V.S.A. §1708(b) requires the Board to “give due consideration to the technical recommendations of the agency,” it has been the Board’s practice to defer the actual hearing until the agency has had reasonable opportunity to review the applicant’s plans and supporting documentation.

Please find enclosed for your review the applicant’s cover letter and traffic analysis, existing and proposed plan, the Town of West Rutland’s Recreation Area Master Plan and the State highway right-of-way plan and town highway map.

In order to fulfill the requirements of 19 V.S. A. §1708(b), it is requested that you provide your Bureau and/or Division’s position pertaining to this request on or before **May 6, 2015**; if applicable, please include any comments, concerns or specific items for consideration related to the break in limited access request. After all responses have been received they will be compiled and forwarded to the Secretary for her determination on the Agency’s recommendation to the Transportation Board.

If you have any questions or need additional information, please contact Theresa Gilman.

April 13, 2015

Cc: Rajnish Gupta, Development Review & Permitting Services
Sommer Buscossi, Policy and Planning
Rob Faley, District Transportation Administrator
Rob White, Chief of Right-Of-Way, Utilities & Survey
Andrea Wright, Environmental Services
John Dunleavy, Assistant Attorney General
Sue Minter, Secretary, Agency of Transportation
Chris Cole, Deputy Secretary, Agency of Transportation