

#2018-620: 65 Oakledge Drive, Burlington Wetland Classification Report

Monday, October 8, 2018 1:04 PM

[Please add this document to your land records for reference](#)

Wetland is Class III: Please be advised that I have confirmed that you have one or more Class III wetlands on your property. Class III wetlands are not protected under the Vermont Wetland Rules (VWR). No State Wetland permit is required for activities occurring in Class III wetlands. This report outlines the reasons for this decision. Because wetland character, size, and function can change over time, the Wetlands Program recommends seeking a reevaluation of wetland status every 5 years, to avoid a potential violation of the VWR. If you disagree with this decision you can petition for a formal wetland classification determination of Class II as outlined under the petition section of this report. The following table(s) document the reasons for this decision.

Wetland Name:	A
Wetland Location:	65 Oakledge Drive
Desktop Review Only?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Site Visit Date:	9/25/2018
People Present:	Tina Heath, Brad Wheeler
Wetland is Mapped:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Wetland is contiguous to mapped wetland:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Wetland was found to meet the following presumption(s) of significance:	<input type="checkbox"/> Presumptions have not been assessed. Wetland meets classification by other means. <input type="checkbox"/> §4.6(a) over half an acre in size; <input type="checkbox"/> §4.6(b) contains woody vegetation and is adjacent to a stream, river, or open body of water; <input type="checkbox"/> §4.6(c) contains dense, persistent non-woody vegetation and is adjacent to a stream, river, or open body of water; <input type="checkbox"/> §4.6(d) is a vernal pool that provides amphibian breeding habitat; <input type="checkbox"/> §4.6(e) is a headwater wetland; <input type="checkbox"/> §4.6(f) adjacent to impaired waters and the impairment is related to wetland water quality functions; <input type="checkbox"/> §4.6(g) the wetland contains a species that appears in the NNHP database as rare, threatened, endangered or uncommon; or is a natural community type that is rare or uncommon; <input type="checkbox"/> §4.6(h) has been previously designated as a significant wetland.
Presumption Description:	
Sketch Map of general wetland area (not a delineation):	

[Mapped wetland in teal, hydric soils in orange, advisory wetlands in green, wetland sketch in light blue, area reviewed in yellow]

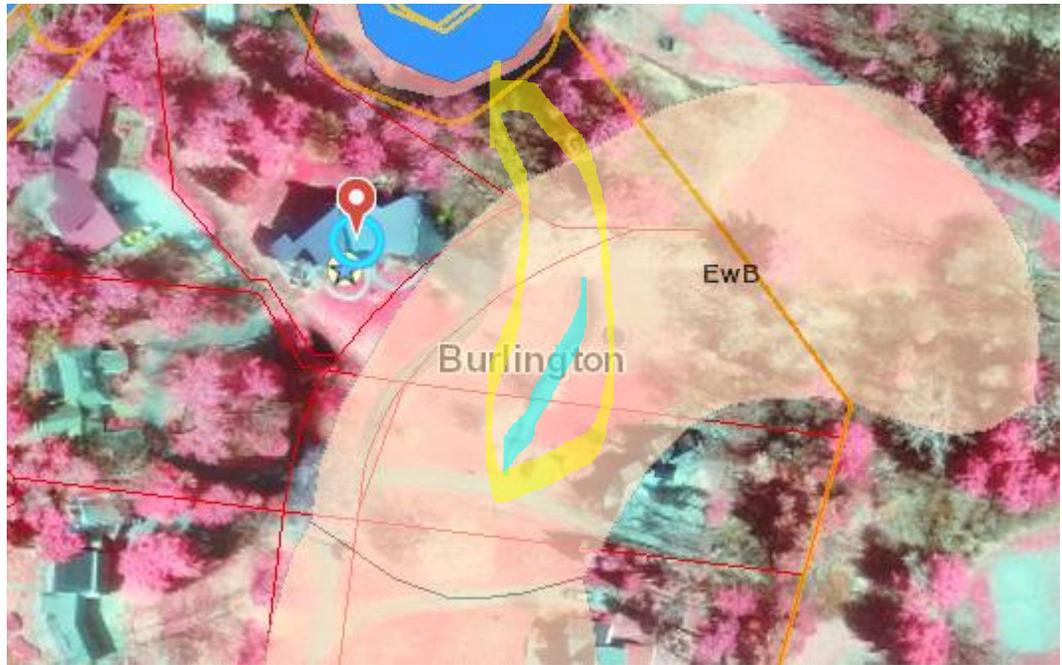


Photo:

Preliminary Classification:

- Class II
- Class III

Class III justification:

Wetland is under 0.5 acres in size. Appears to be mostly a created stormwater feature/ conveyance surrounded by upland.

Wetlands Determination Petition Process

If you disagree with this report, you may request a formal determination of wetland classification, pursuant to Section 8 of the VWR. To request a §8 formal determination of wetland classification, please fill out and submit the petition form located on the Vermont Wetlands Program’s website “Permit Information” page. Formal determinations are appealable pursuant to 10 V.S.A. § 917.

Pursuant to 10 V.S.A. chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Division of the Superior Court within 30 days of the date of the decision. The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Division; and must be signed by the appellant or their attorney.

In addition, the appeal must give the address or location and description of the property, project, or facility with which the appeal is concerned; the name of the permittee; and any permit involved in the appeal. The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings. For further information, see the Vermont Rules for Environmental Court Proceedings, available on line at www.vermontjudiciary.org. The address for the Environmental Division is: 32 Cherry Street, 2nd Floor, Suite 303, Burlington, VT 05401 (Tel. # 802-951-1740).



More Information is Available on the Wetlands Program Website

For more on state wetland permitting and how to apply for a permit visit the [Wetlands Permit Information Page](http://dec.vermont.gov/watershed/wetlands/jurisdictional/permit-info), at <http://dec.vermont.gov/watershed/wetlands/jurisdictional/permit-info>

For more on wetland classifications visit the [Jurisdictional Wetland Page](http://dec.vermont.gov/watershed/wetlands/jurisdictional) at <http://dec.vermont.gov/watershed/wetlands/jurisdictional>

For more about Allowed Uses visit the [Allowed Uses Page](http://dec.vermont.gov/watershed/wetlands/bmps) at <http://dec.vermont.gov/watershed/wetlands/bmps>

For more on wetland classification petitions and forms visit the [Wetlands Permit Information Page](http://dec.vermont.gov/watershed/wetlands/jurisdictional/permit-info), at <http://dec.vermont.gov/watershed/wetlands/jurisdictional/permit-info>

To find a wetland consultant to help with applying for a permit or petitioning see our [Wetland Consultant List Page](http://dec.vermont.gov/watershed/wetlands/what/id/wetland-consultant-list) at <http://dec.vermont.gov/watershed/wetlands/what/id/wetland-consultant-list>

Other Wetland Permit Obligations

In addition, the U.S. Army Corps of Engineers ([Corps](#)) regulates the discharge of dredged and/or fill material, including mechanized land clearing and grading, in all waters of the United States, including inland rivers, lakes, streams and wetlands. For detailed information on Corps permits and regulations call (802) 872-2893. It is the applicants responsibility to determine if your project also requires an Corps permit. In addition, your town may have local regulations regarding wetland protection. Please call your town clerk to verify any local regulations.

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