

Scott Gustin

From: Debra Lopez <[REDACTED]>
Sent: Monday, November 19, 2018 11:32 AM
To: Scott Gustin
Subject: Conservation Board Questions

Hello Scott,
I just left you a voicemail re: the following:

I'm a Burlington resident with concerns about plans for substantial blasting at 65 Oakledge Drive in Burlington. I'm the co-owner of 49 Oakledge Drive (under the name Ferlev), which adjoins 65 Oakledge Drive.

Our main questions are:

1. We assume these plan at 65 Oakledge Drive will be reviewed by the Conservation Board at the next meeting. Is this correct?
2. Should concerned neighbors attend the upcoming Conservation Board Meeting to register/discuss concerns with the Board?
3. Date & time of next Board Meeting.

thank you,
Debra L. Gottesman
PH: [REDACTED]

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To: Burlington Development Review Board
FR: Scott and Fran Rathke
DT: December 12, 2018
RE: 65 Oakledge Drive – December 18, 2018 meeting

DEPARTMENT OF
PLANNING & ZONING

Dear Members of Development Review Board,

We are neighbors of 65 Oakledge Drive and live at 33 Oakledge Drive. We have followed the permit process by which 65 Oakledge Drive has presented draft plans to the Design Advisory Board and the Conservation Board (CB). We have had good communication and cooperation with the owners/developers of 65 Oakledge Drive (65 Oakledge Trust) and have entered into an agreement whereby if they blast the pre-blast and post-blast geo-technical survey will include the scoping of our sewage pipes located at 33 Oakledge Drive. Please see attached executed agreement. For this 12/18 meeting, we request your support in including the steps outlined in this agreement as part of the blasting procedure.

We attended the 12/3/18 CB Meeting. As part of this meeting, we heard that there will 250 truckloads of excavated rock. This will:

- Be loud- both from the blasting noise itself, noise of rocks being loaded in the metal truck beds and the rock crushing equipment.
- These heavy trucks will impact our private road, Oakledge Drive and the newly resurfaced local public roads.

To mitigate the volume of excavated rock we suggest 65 Oakledge Trust consider a slab foundation like the adjacent properties.

To minimize the amount of excavated rock that leaves the site in dump trucks we ask that 65 Oakledge Trust to use the excavated rock in the landscaping. Proposed landscaping shown at the Design Advisory Board and CB meetings indicates free standing concrete walls, concrete retaining walls, monolithic bluestone steps and bluestone pavers. Adjacent properties use the onsite rock to create these landscaping features.

We also ask that 65 Oakledge Trust agree to repair any damage to Oakledge Drive due the trucks removing the excavated rock and construction process in general.

We have discussed the possibility of eliminating the basement and using the excavated rock in the landscaping with 65 Oakledge Trust and they indicated they are reviewing these changes. 65 Oakledge Trust also seem agreeable to repairing Oakledge Drive.

We have given a copy of this memo to 65 Oakledge Trust to continue our good communication and cooperation.

Thanks for your review and consideration,
Scott and Fran Rathke

AGREEMENT BETWEEN SCOTT AND FRANCES RATHKE AND 65 OAKLEDGE TRUST

WHEREAS, 65 Oakledge Trust owns the property located at 65 Oakledge Drive, Burlington, VT 05401 and are referred to as the Developer ("Developer"). Scott and Frances Rathke own the property located at 33 Oakledge Drive, Burlington, VT 05401.

The parties agree that if the Developer will be blasting at 65 Oakledge Drive, Burlington, VT then the following will occur:

As per the City of Burlington, Department of Public Works, Drilling and Blasting Procedures Manual dated March 21, 2000 in Section 1. Blasting Procedure, paragraph b., the parties agree that the pre-blast and post-blast geo-technical survey will include the scoping of sewage pipes located at 33 Oakledge Drive where the blasting consultant will put a camera in the sewage pipes where the pipes drain to a sewage pump on the west side of the house and then run underneath the house and to where the pipes connect to the city line on the east side of Oakledge Drive. The parties agree that all costs incurred to perform these services will be paid by the Developer.

The Developer will provide Scott and Frances Rathke a copy of the pre and post sewage line scoping videos on a timely basis to allow inspection prior to blasting and after blasting.

All persons and Parties signing this Agreement have read the Agreement, and have signed this Agreement voluntarily and freely with the full understanding of its terms.

DATED at Burlington, VT this 5th day of December, 2018.

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DEPARTMENT OF
PLANNING & ZONING

65 OAKLEDGE TRUST

L. Astiller
Trustee/Representative Signature

Laura Shiller
Printed Name

DATED at Burlington, VT this 6th day of December, 2018.

[Signature]
Scott Rathke

[Signature]
Frances Rathke