

South Burlington School District
9/7/2012
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southburlington
PLANNING & ZONING

Application #AO - 12-02
(office use only)

NOTICE OF APPEAL

All information requested below must be completed in full. Failure to provide the requested information on this notice will result in rejection of your application and delay in the review of the appeal before the Development Review Board.

I understand:

- the presentation procedures required by State Law (Section 4468 of the Planning & Development Act);
- that the Development Review Board holds regular meetings twice a month;
- that a legal advertisement must appear a minimum of fifteen (15) days prior to the hearing on my appeal.
- I agree to pay the required fee to offset the cost of the hearing on my appeal.

1) NAME AND ADDRESS OF APPELLANT(S):

South Burlington School District

1a) EMAIL ADDRESS OF

APPELLANT(S) dyoung@sbschools.net

2) LOCATION AND BRIEF DESCRIPTION OF PROPERTY AT ISSUE IN THIS APPEAL:

The Frederick H. Tuttle Middle School and the South Burlington High School (500 to 550 Dorset Street) are located within 1000 feet of the proposed Methadone Clinic.

3) WHAT ACTION OF THE ADMINISTRATIVE OFFICER ARE YOU APPEALING?

Issuance of a permit for application number ZP-12-292. Appellant is concerned about a failure to recognize the proximity of the Methadone Clinic to South Burlington High School and Frederick H. Tuttle Middle School and the increased traffic volume in an already congested area.

4) WHAT PROVISIONS OF THE LAND DEVELOPMENT REGULATIONS ARE APPLICABLE TO THIS APPEAL, IF ANY?

The Clinic is located on Dorset Street to the north of I-189, which places it in Traffic Overlay Zone 2. See LDR 10.02 E (2). The Methadone Clinic is expected to serve an estimated 400

patients per day, with an additional 580 on a wait list, which will result in increased walking, car, and CCTA traffic which poses significant concerns. It does not appear the sufficient consideration of the traffic generated and impacts on City access management Goals has been given to this permit application as required by LDR 10.02 E, F and G.

In addition, the proposed location of the Methadone Clinic is within 1000 feet of the two schools with more than 1,400 students and 350 employees. Appellant is concerned that not enough analysis of potential safety concerns was done given the proximity of the Methadone Clinic to a vulnerable population. Individuals needing this service may likely need other supports which also increases Appellant's concern for student and staff safety.

5) WHAT RELIEF DO YOU WANT THE DEVELOPMENT REVIEW BOARD TO GRANT?

Appellant requests that the permit be denied.

6) WHY DO YOU BELIEVE THAT THE RELIEF REQUESTED IN NUMBER 5, ABOVE, IS PROPER UNDER THE CIRCUMSTANCES?

As noted above in paragraph 4, Appellant is concerned that a proper review of the requested permit did not include an analysis under LDR 10.02 concerning an influx of clinic patients and the attendant increase in automobile and foot traffic.

Additionally, due to the proposed location of the Methadone Clinic to the South Burlington High School and Frederick H. Tuttle Middle School campus, Appellant is concerned with the real potential for inappropriate interactions between patients and students, which may put the student at risk.

NOTE: NOTIFICATION of ADJOINING PROPERTY OWNERS: Notification of adjoining property owners, in accordance with 24 V.S.A. §4464(a) and Section 17.06(B) of the South Burlington Land Development Regulations, is the responsibility of the appellant. After deeming a request complete, the Administrative Officer will provide the appellant with a draft meeting agendas or public hearing notice and sample certificate of service. The sworn certificate of service shall be returned to the City prior to the start of any public hearing.

I hereby certify that all the information requested as part of this notice of appeal has been submitted and is accurate to the best of my knowledge.


SIGNATURE OF APPELLANT

9/7/12
DATE

Do not write below this line

DATE OF SUBMISSION: 9/7/12

I have reviewed this application and find it to be:

Complete Incomplete

[Signature] 9/10/12
Administrative Officer Date

The applicant or permittee retains the obligation to identify, apply for, and obtain relevant state permits for this project. Call (802) 879-5676 to speak with the regional Permit Specialist.