

**Selectboard Agenda
Johnson**

Date: Monday, July 6, 2020

Electronic Meeting via Zoom and Phone Call-In

<https://zoom.us/> and joining Meeting ID: 344 652 2544.

You can also join by phone by calling:

+1 646 558 8656 US (New York)

+1 253 215 8782 US

+1 301 715 8592 US

Meeting ID: 344 652 2544

Agenda:

CALL TO ORDER

REVIEW OF AGENDA AND ANY ADJUSTMENTS, CHANGES AND ADDITIONS

7:00 p.m. Review and approve minutes of meetings past June 15th 2020

7:05 p.m. Treasurer's Report and review and approve bills, warrants, licenses and any action items.

7:15 p.m. Administrator's Report, Action items, signature required items.

Members of the Public:

None Scheduled

ADMINISTRATOR'S REPORT: (D) Discussion (I) Information (A) Action

1. (D, I) Johnson SkatePark Update
2. (D, A) Discussion and Adoption of Resolution Regarding the Formation of Lamoille FiberNet Communications Union District
3. (D, A) Review Draft Building Permit Ordinance
4. (D, A) Update on Light Industrial Park
5. (D, I) Lamoille County Sheriff's Dept Monthly Report for May 2020. Sent via e-mail.

Selectboard issues/concerns, Executive Session (if needed) Adjourn

Town Administrator's Report

Date: Monday, July 20, 2020

Agenda:

CALL TO ORDER

REVIEW OF AGENDA AND ANY ADJUSTMENTS, CHANGES AND ADDITIONS

7:00 p.m. Review and approve minutes of meetings past June 15th 2020

7:05 p.m. Treasurer's Report and review and approve bills, warrants, licenses and any action items.

7:15 p.m. Administrator's Report, Action items, signature required items.

Members of the Public:

None Scheduled

ADMINISTRATOR'S REPORT: (D) Discussion (I) Information (A) Action

1. (D, I) Johnson SkatePark Update

Review and discussion of illegal and concerning incidents at the Johnson SkatePark and our ongoing response and monitoring.

2. (D, A) Discussion and Adoption of Resolution Regarding the Formation of Lamoille FiberNet Communications Union District

New legislation has been passed that allows for the rapid formation of a communications union district (CUD). That enables Johnson to join with its neighbors and form a CUD to bring high speed internet to all residents. We will review our options and the board may pass a resolution to join the formation of Lamoille FiberNet Communications and appoint a representative and alternates to the governing body.

3. (D, A) Review Draft Building Permit Ordinance

Another update of the Building Permit Ordinance has been drafted and is available for review.

4. (D, A) Update on Light Industrial Park

We need to review the financing of the infrastructure development at the light industrial park. The advice of the representative from the Economic Development Authority is for us to have more cash on hand than we had previously anticipated.

5. (D, I) Lamoille County Sheriff's Dept Monthly Report for May 2020. Sent via e-mail.

GENERAL INFORMATION ITEMS

Information Items:

1. ICMA: Membership Renewal Notice
2. Kevin Lendway: Town #44 Materials
3. Sheehey Furlong & Behm: Petition of GMP for CPG
4. Application for Fireworks Permit: David Lefevre

5. Facility Use Agreement: Mini Library
6. Application for Fireworks Permit: Peter Dodge

Budget Items:

Legal Issues:

VLCT: PACIF

State/Federal Issues:

Administrator's Correspondence:

Workshops:

Newsletters: VLCT News July-August 2020

Brochures & Ads: Green Lantern: Solar Savings

Selectboard issues/concerns:

Executive Session:

Other Business:

Adjourn

A RESOLUTION APPROVING THE FORMATION OF THE LAMOILLE FIBERNET COMMUNICATIONS UNION DISTRICT AND APPOINTING A REPRESENTATIVE TO THE GOVERNING BOARD THEREOF

WHEREAS, the Selectboard of the Town of Johnson, acting pursuant to authority granted by Section 1 of No. 119 of the Acts of 2020, hereby approves the formation of the Lamoille FiberNet Communications Union District (“District”, “LF CUD”) under the provisions of 30 V.S.A. chapter 82 and

WHEREAS, the Town of Johnson Selectboard has good reason to believe that one or more other towns intend to form the Lamoille FiberNet Communications Union District (“District”, “LF CUD”) and

WHEREAS, as provided in Section 3059 of said chapter, initial appointments to the Governing Board of the District shall be made within 60 days of the vote to form a district under subsection 3051(b) and,

WHEREAS, as provided in Section 3060 of said chapter, the Governing Board’s initial organizational meeting shall be held within 90 days of the vote following the appointments contemplated in section 3059

NOW, THEREFORE, BE IT RESOLVED THAT:

(1) The Selectboard of the Town of Johnson hereby approves the creation of the Lamoille FiberNet Communications Union District, and its qualification as a communications union district under the provisions of 30 V.S.A. chapter 82.

(2) The Selectboard of the Town of Johnson hereby appoints the following representative and one or more alternates to the Governing Board of the Lamoille FiberNet Communications Union District for the initial term ending on or before the last Monday in April 2021:

Representative: _____

Alternate: _____

Alternate: _____

Adopted at a regular meeting of the Selectboard of the Town of Johnson duly held on the 6th day of July 2020.

ATTEST: _____
Selectboard Chair

Town Clerk

Date

Town of Johnson Building Permit Ordinance DRAFT 7/6

I. PURPOSE

The Town of Johnson (Town) seeks to increase equity and fairness of property tax assessments and payments. To accomplish these tasks the Town needs to be aware of building and renovations in the Town. Requiring the Town to find all changes in assessment without any assistance from property owners is inefficient and inequitable. It results in increased assessments punishing residents with visible buildings.

II. AUTHORITY

This Ordinance is promulgated pursuant to 19 V.S.A. § 1111; 24 V.S.A. §§ 2291(3), (6), (15), (19), (22); 24 V.S.A. § 3315, 30 V.S.A. § 7056; 10 V.S.A., Chapter 32, and 24 V.S.A. § 4410 of the Vermont Planning and Development Act. This Ordinance is designated as a civil ordinance pursuant to 24 V.S.A. § 1971(b).

Comment [TA1]: I don't think that 24 VSA 4413 applies here because this ordinance it only records, it does not grant or deny permission. This and 24VSA 4410 will be questions for legal review.

III. DEFINITIONS

- A. "Town" is the Town of Johnson.
- B. "Applicant" is the individual applying for a building permit.
- C. "Building" means any assembly of materials for occupancy or use; including, but not limited to: an enclosure for shelter of persons, animals, equipment, or personal property; a mobile home or trailer; a swimming pool; or a deck or patio.
- D. "Informational Permit" means a written statement, issued by the Selectboard of the Town or Permit Officer that establishes that the proposed construction project has obtained the necessary municipal permits and approvals.
- E. "Permit Officer" means the municipal official designated by the Selectboard to issue permits.
- F. "Person" means an individual, corporation, government, governmental subdivision or agency, business trust, estate, trust, partnership or association, or any other legal entity.

IV. PERMIT REQUIRED

- A. Before constructing any building or structure of any kind, including but not limited to houses, garages, sheds, outbuildings, retail and/or commercial structures, as well as an enlargement or addition that increases the footprint of an existing building or structure, within the limits of the Town of Johnson the owner of the property must obtain an informational permit from the Town Permit Officer.
- B. An informational permit is required for the alteration of an existing building that results in an increase in the number of bedrooms.

V. EXEMPTIONS FROM PERMIT

- A. Freestanding buildings of less than 100 square feet.
- B. Replacement of a building with a similar building of equal area and number of bedrooms.

VI. PERMIT ADMINISTRATION AND APPLICATION

- A. The Town shall provide application forms approved by the Selectboard to be completed by the owners of all prospective construction projects, or their authorized agents, requesting informational permit approval.
- B. The application forms shall contain questions pertaining to the name, address and contact information of the owner(s); and a description of the project.
- C. The application shall be the form in Appendix A. including a general description of the project.
- D. If the applicant is not the property owner, then the applicant shall obtain and certify permission of the property owner.
- E. Once the application is received the Selectboard of the Town of Johnson, or Permit Officer, shall review the project and issue a notice to proceed once the information contained therein is verified.
- F. Within 1 year the Selectboard of the Town of Johnson, or Permit Officer, shall confirm that the project is complete and issue an informational permit.
- G. If the project is not complete 1 year from the date of the notice to proceed, then the project may be granted an extension of another year.

VII. ENFORCEMENT

- A. This Ordinance shall be enforced as provided by 24 V.S.A. § 1974a.
- B. A civil penalty of not more than \$500 may be imposed for a violation of this Ordinance.
- C. The Permit Officer or other issuing municipal official is authorized to recover by the issuance of a municipal complaint, civil penalties in the following amounts for each violation of this Ordinance: First Violation \$200 Second Violation \$300 Third Violation \$400 Fourth and Subsequent Violations \$500.
- D. In lieu of the civil penalties provided in subsection B of this section, an issuing municipal official is authorized to recover a waiver fee in the following amount, from any person to whom a municipal complaint is issued, who declines to contest the municipal traffic complaint and pays the waiver fee: First Violation \$100 Second Violation \$150 Third Violation \$200 Fourth and Subsequent Violations \$250.
- E. No penalty or injunction, except those described here is permitted for noncompliance.

Appendix A. Building Permit Application

Date: _____

Applicant Name: _____

Applicant Contact: _____

Property Location: _____

Property Owner: _____

Additional Contacts: _____

Property Description:

Does the project contain new construction? _____

Does the project contain a renovation? _____

Does the project contain an addition? _____

What is the size of the project? _____

Please describe the project: (attach an additional sheet if necessary)

Office Use Only --- Permit Number:

Appendix B.

Building Permit - Notice to Proceed

Applicant (name): _____

has permission of the Town of Johnson Selectboard, or Permit Officer, to proceed with construction of the project applied for on (application date): _____ with permit number _____.

This permission is granted as of (start date): _____ and effective until (1 year) _____.

Signed: _____

Appendix C. Informational Building Permit

Applicant (name): _____

completed the project applied for on (application date): _____ with permit number
_____.

Signed: _____