### TOWN OF CORNWALL DEVELOPMENT REVIEW BOARD

# APPLICATION FOR VARIANCE, CONDITIONAL USE APPROVAL, WAIVER, NON-CONFORMING STRUCTURES AND USES, ACTIVITIES IN FLOODPLAIN, APPEALS, AND SITE PLAN REVIEW

(Please type or print legibly)

1.	Applicant ANDREA LANDSBERG - CORA Committee Member
	Address 517 Snake Mtn Rd. CORNWALL, UT 05753
	Phone No. 202-462-2968 Email Address alands 4 cornwallegmail. Com
	If Corporation, name of Representative
	Is this a Corporation registered in Vermont?
2.	Name of Record Owner Town of CORNWALL
	Address 2629 RT 30, CORNWALL, VT 05753
	Phone No 802-462-2775 Email Address Cornwall vt @ Shoreham. met
	If Corporation, name of Representative
	Is this Corporation registered in Vermont?
3.	Location of Property OFF SCHOOL ROAD
4.	Tax Map Description: Map # 8 Block # 3 Lot # 07.1
5.	Type of Application (please check applicable application(s)):
	Application for a variance.
	Application for conditional use approval.
	Application for a waiver.
	Application involving non-conforming structure or use.
	Application involving activities in floodplain.
	Appeal from decision of the Zoning Administrator. (A copy of this appeal must
	be filed with the ZA.)
	Application for site plan review.
	Other. Please describe:
6	Provisions of the Zoning Regulations that are in question:
CEL.	301 4/1, 390
200	

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# APPLICATION FOR VARIANCE, CONDITIONAL USE APPROVAL, WAIVER, NON-CONFORMING STRUCTURES AND USES, ACTIVITIES IN FLOODPLAIN, APPEALS, AND SITE PLAN REVIEW

7. Please describe the reason and basis for your application or for your appeal (you may

attach additional pages if needed):

If your application is for conditional use approval, please specify the conditional use, and describe your plans for operation (you may attach additional pages if needed):
NA
Please explain how your application satisfies the "Review Criteria" prescribed by the applicable section(s) of the regulations (you may attach additional pages if needed):
See following typed page

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11. The size of the lot is approximately: 2 acres
12. The property is subject to the following rights-of-way and/or easements (please provide Book and Page Numbers where said easements may be located):
13. The property has the following road frontage:
14. The deed into the current landowner(s) is recorded at Book 24, Page 138-139 and must be attached hereto.
Signature of Applicant Andrea Loe  Date Feb 14, 2024
Date Feb 14, 2024
Please attach:
- Deed.
- A copy of any survey of the property.
- A copy of the Tax Map marking the subject parcel and the parcels of adjacent owners.
- A complete list of the names and addresses of adjacent landowners.
- All additional materials and information required by the applicable regulations.  (Reminder - Only complete applications will be forwarded to the DRB for scheduling.)
<u>Please note</u> : The DRB may ask for additional information.

Form updated June 2021

#### Site Plan review for CORA

#### Application question #7:

The CORA Committee is requesting a site plan review by the DRB to ensure the plans for the outdoor recreation area meet the zoning standards for the V1 District that are noted in Section 411 for an exempt use. CORA wants to provide the optimal public space for recreation by maximizing the use of the 2-acre town-owned plot without negatively impacting neighbors or violating any of the town's zoning regulations. We believe we have developed such a plan but would like the DRB to instruct us if any changes are needed.

#### Application question #9:

Please see pages 15-16 in complete submission regarding how the application satisfies the review criteria for the areas stated in section 411, specifically: location, size, height, building bulk, yards, courts, setbacks, density of buildings, off-road parking, loading facilities, traffic, noise, lighting, landscaping or screening requirements.

#### **CORA Site Plan Submission to the Development Review Board**

We are submitting a Site Plan Review Application for the Cornwall Outdoor Recreation Area (CORA).

In accordance with Cornwall's Zoning Regulations, this project is a By Right Use in the Cornwall Village (V1) District per Section 230B "Exempt uses." Section 301 Exemptions includes, under 301.12, certain government and community facilities, as described in Section 411. Section 411.1 specifies state or community owned and operated institutions and facilities are a Special Public Use Exemption. The CORA property is owned by the Town of Cornwall and will be operated as a public (not commercial) facility, and hence meets these requirements. It is subject to Site Plan review with respect to specific aspects stated in Sec 411.

As per Sec 392 we are submitting the follow information to the DRB (listing in the order provided in this packet):

- 1. Property ID number and owner of record
- 2. Name and address of adjoining (and adjacent) landowners
- 3. A tax map of the above properties
- 4. Contour map of the property with existing features and one with lot dimensions
- 5. Property deed
- 6. Proposed plan of the recreation area
- 7. Sequence and time schedules for project phases
- 8. Additional information regarding parking, signs, lighting, etc. as required by Sec 392: Application for Site Plan or Other approvals for items specified to be reviewed per Sec 411.
- 9. Pollinator garden detailed information

Applicant: Town of Cornwall - CORA Committee

2629 Route 30 Cornwall, VT 05753 802-462-2775 Property Identification:

080307.1

Parcel Location: Off School Rd

Proposed Use: Public Outdoor Recreation Area

#### Abutting Neighbors of Cornwall Outdoor Recreation Area, off School Road

080307 Cornwall Elementary School ACSD 112 School Rd Cornwall, VT 05753

#### 080308

Brian and Kelly Gill Nicholas and Robert Gill 2155 South Bingham St Whiting, VT 05778

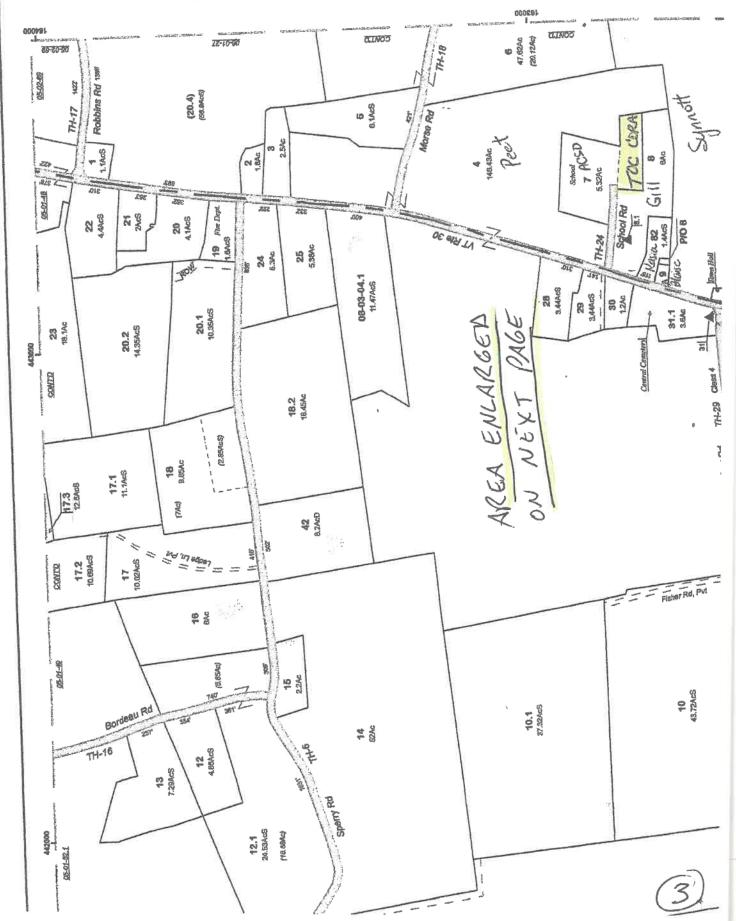
080304 Ed and Cindy Peet 2239 Route 30 Cornwall, VT 05753

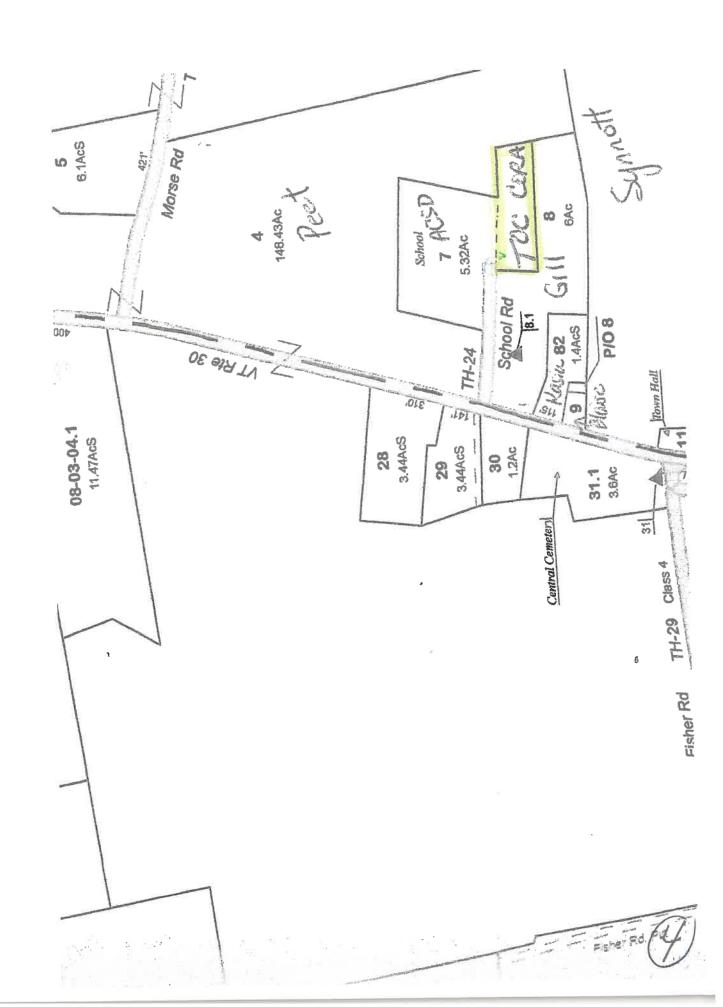
080382 Kasia, LLC 812 Wooster Rd Whiting, VT 05778

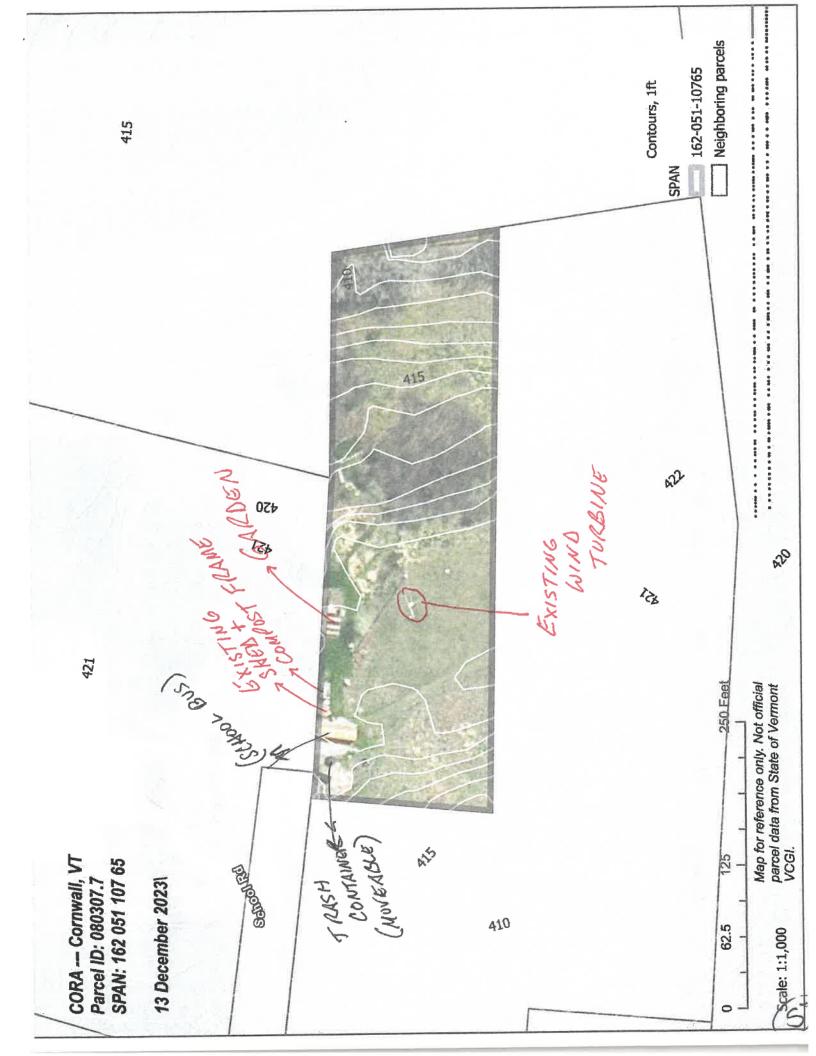
080309 Brian Blaise and Elsie Johnson 2529 Route 30 Cornwall, VT 05753

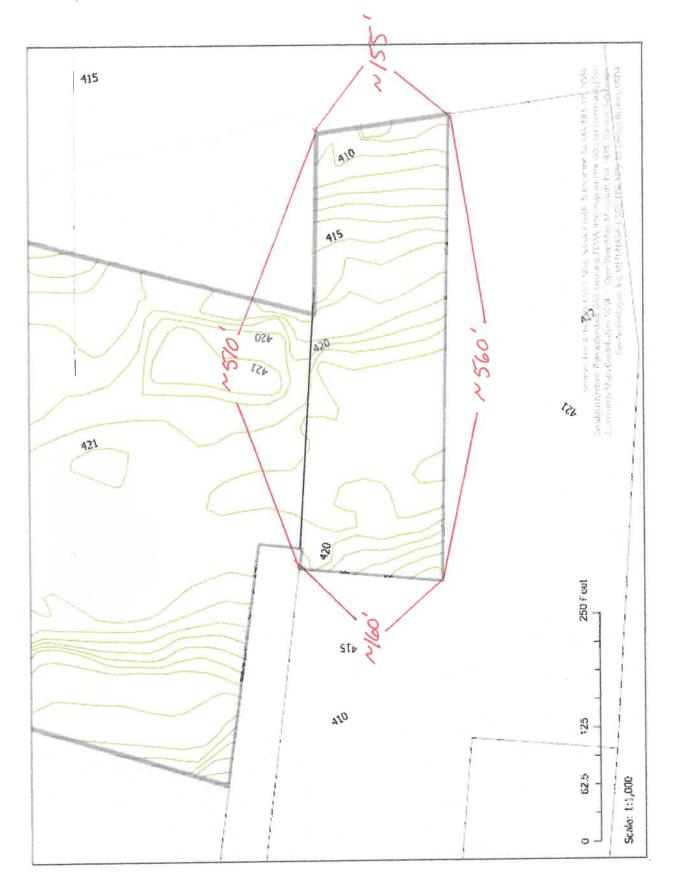
080310 Thomas and Gale Synnott 238 Baltic St. Brooklyn, NY 11201











# That we, HUGH P. LONGEY and MILDRED I. LONGEY

of Cornwall. and State of our full satisfaction by THE TOWN OF CORNWALL

in the County of n the County of Addison Grantse , by these presents, do Confirm unto the said Grantse Cornwall Vermont and State of Gine, Count, Gell, Conneg And Confirm freely The Town of Cornwall

its heirs and assigns forever, a and . Cornwall certain piece of land in. and State of Vermont, described as Addison County of ... follows, viz:

A parcel of land containing 2.0 acres, more or less, situated to the south of and at the end of School Road in Cornwall, and being a portion of the lands conveyed to the herein Grantros by Warranty Deed of Everett C. Mitchell and Helen C. Mitchell dated October 22, 1959 and recorded in Book 20, Page 255 of the Cornwall Land Records.

Beginning at a point which is the northeast corner of the lands described in the above deed and being the northeast corner of the lands herein conveyed, said corner being a fence corner;

thence south 6°31' W 166.86 feet to a point marked by an iron pin!

thence north 75°07° W 550.57 feet to a point marked by an iron pin;

thence north 17°25' E 168.30 feet to a point marked by an iron pin in the south line of the Cornwall School Land, so-called;

thence south 72°00' E 145.84 feet to a point;

thence wouth 75°36' E 190.55 feet to a point marked by an iron pipe, said pipe it being the southeast corner of the Cornwall School Land, so-called;

- thence south 76°13' E 183.04 feet to the point and place of beginning.

Reference is made to the above mentioned deed and to deeds therein mentioned and their record for a more particular description of the lands and premises hereby conveyed.

Recolal at 11: H.M. nov. 19, 1923 that : Ramora D'arigion

> Vermiont Property Transfer Tex 32 V.S.A. Chap. 231

Warranty Deed film Hugh and Muldreg Pages 138-139

1. 14.55

purtenances thereof, to the said Grantes The Town of Cornwall its heirs and assigns, to their own use and behoof forever; And we the said Grantor s Hugh P. Longey and Mildred I. Longey for ourselves and covenant with the said Grantee heirs, our executors and administrators, do Town of Cornwall, its heirs and assigns, that until the ensealing of these presents we are the sole owner s of the premises, and have good right and title to convey the same in manner aforesaid, that they are — Erse Brom Every Encumbrance: except, in order to comply with State of Vermont Health Regulations on the subdivision of lands and disposal of waste including sewage, the Grantee shall not construct or erect a structure or building on the parcel of land conveyed herein, the useful occupancy of which will require the installation of plumbing and sewage treatment facilities without first appropriate with the State resulting ment facilities, without first complying with the State regulations. the same against all lawful claims Marrant And Befend hereby engage to whatever, except as aforesaid. hands and seal s hereunto set A. D. 19 73 In Mithreas Whereof, day of October In Presence of 🐇 Mildred IC Longey Stute Of Bermout. Middlebury doy of in October 4. D. 1873 County Addison Hugh P. Longey and Mildred I. Longey eared, and they acknowledged this instrument, by sealed and subscribed, to be their free act and deed. personally appeared, and

On My C Sponer Before me NOTARY PUBLIC





CONTRACTOR CONTRACTOR

#### **VOREC Community Grant Program**

**Workplan Template** 

The Workplan must describe the activities to be accomplished, the expected time frame for accomplishment, the projected outputs (activities and deliverables), and the projected outcomes (projected results, effects, improvements). Add as many activity charts as needed to describe the project. Refer to the Application Guidance document for examples.

Activity 1 Project Permits	Anticipated Outcomes (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Research Permits	Confirm mandatory permits	Dec 2023	Jan 2024
Acquire permits	Purchase/acquire mandatory permits	Jan 2024	April 2024
Activity 2 Engineering	Anticipated Outcomes (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Prepare RFA for Engineering quotes	Final RFA for Engineering quotes	Dec 2023	Jan 2024
Announce RFA and open for submissions	Obtain multiple quotes from RFA	Jan 2024	Feb 2024
Activity 3 Initial Survey/Grading	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Initial survey of site	Site surveyed and needed grading/fill identified	March 2024	April 2024
Grading/fill according to site plan	Grading/fill applied to site	April 2024	May 2024
Activity 4 Overall prep work and Parking Lot	Anticipated Outcomes	Anticipated Start Date	Anticipated End Date

ACTIVITY 4 (Cont.)	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
(0011)	(projected results, effects, improvements)	(Month/Year)	(Month/Year)
Prepare Tennis/Pickleball Courts	Area ready for construction	June 2024	Oct 2024
Build walking trail	Completed walking trail, user ready	June 2024	Oct 2024
Build parking lot	Completed parking lot, user ready	June 2024	Oct 2024
Site prep work for pavilion area	Site ready for pavilion construction	June 2024	Oct 2024
Activity 5 Electrical Trenching	Anticipated Outcomes	Anticipated Start	Anticipated End
and bases		Date	Date
ana pases	(projected results, effects, improvements)	(Month/Year)	(Month/Year)
Trenching	Prepped area for installation of concrete bases	June 2024	Oct 2024
Concrete bases	Installation of 6 concrete bases completed	June 2024	Oct 2024
Stone and labor	Overall area ready for installation of 6 lamp posts	June 2024	Oct 2024
Activity 6 Electrical Installation	Anticipated Outcomes	Anticipated Start	Anticipated End
ACTIVITY O ELECTRICAL		Date	Date
	(projected results, effects, improvements)	(Month/Year)	(Month/Year)
150-Amp service	Complete installation of 150- amp service for lamps	June 2024	Oct 2024
2 lamp posts installed	Complete installation of 2 15'x4" lamp posts	June 2024	Oct 2024
4 lamp posts installed	Complete installation of 2 20'x4" lamp posts	June 2024	Oct 2024

Activity 1 Project remins	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start*  Date  (Month/Year)	Anticipated End Date (Month/Year)
Activity 7 Benches	Anticipated Outcomes  (projected results,	Anticipated Start Date	Anticipated End Date
	effects, improvements)	(Month/Year)	(Month/Year)
Purchase 5 Benches	Delivery of 5 ready to install park benches	June 2025	Oct 2025
Install 5 Benches	Volunteer led installation of 5 park benches ready for use	June 2025	Oct 2025
Activity 8 Informational Kiosk	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Purchase kiosk	Delivery of one double sided kiosk	June 2025	Oct 2025
Install kiosk	Volunteer led installation of kiosk ready for use	June 2025	Oc† 2025
Activity 9 Tennis/Pickleball courts	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Construct courts	Fully functioning Tennis and pickleball courts completed	June 2024	Oc† 2024
Activity 10 Pollinator Garden	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Excavation of area for pollinator garden	Pollinator garden ready to receive trees, shrubs, etc	June 2025	Oct 2025
Order materials for pollinator garden	Delivery of materials to complete pollinator garden	June 2025	Oct 2025
Build pollinator garden	Volunteer led effort to complete pollinator garden	June 2025	Oct 2025

Activity & Project Permits	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start  Date  (Month/Year)	Articipated End Date (Month/Year)
Activity 11 Bocce Court	Anticipated Outcomes  (projected results,	Anticipated Start Date	Anticipated End Date
	effects, improvements)	(Month/Year)	(Month/Year)
Construct bocce area	Volunteer led effort to complete bocce are ready to use	June 2025	Oct 2025
Purchase bocce equipment	Delivery of bocce equipment	June 2025	Oct 2025
Activity 12 Horseshoes and	Anticipated Outcomes	Anticipated Start	Anticipated End  Date
Cornhole	(projected results,	Date	
	effects, improvements)	(Month/Year)	(Month/Year)
Construct horseshoe/cornhole area	Volunteer let effort to complete horseshoe/cornhole area ready for use	June 2025	Oct 2025
Purchase horseshoe equipment	Delivery of horseshoe equipment	June 2025	Oct 2025
Build cornhole boards	Volunteer effort to build ready to use cornhole boards including bean bags	June 2025	Oct 2025
Activity 13 Fitness Stations	Anticipated Outcomes	Anticipated Start	Anticipated End
	(projected results,	Date	Date
	effects, improvements)	(Month/Year)	(Month/Year)
Prepare fitness station areas	Fitness areas ready to receive fitness equipment	June 2025	Oct 2025
Order fitness equipment	Delivery of sit up, chin up, push up and balance beam stations	June 2025	Oct 2025

Antibility & Project Potentity	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Install fitness equipment	Volunteer effort to install equipment ready for use	June 2025	Oct 2025
Activity 14 Pavilion	Anticipated Outcomes  (projected results, effects, improvements)	Anticipated Start Date (Month/Year)	Anticipated End Date (Month/Year)
Order pavilion materials	Delivery of pavilion materials	June 2025	Oct 2025
Construct pavilion	Partial Volunteer effort to construct pavilion ready for use	June 2025	Oct 2025

## <u>Application Question 9: Description of how the application satisfies the Site Plan Review Criteria of the</u> regulations

- Location, size, height, building bulk, yards, courts, density of buildings
  - The project includes only one open structure a picnic pavilion that will measure 30'x40' and have open sides. It will not exceed height regulations (will be less than 35' in height). It will be simple in design and will likely not be very visible from Rt 30. It will be located ~30' from the south border of the property and from the east side of the parking lot, the two closest borders to the structure.
  - Most of the area will be open space 'not occupied by a building or structure' and therefore may be consider yard as defined by the regulations. "Court" is not a defined term in the regulations but we do not believe it is intended to refer to tennis or pickleball courts as in our plan.

#### Setbacks

The site is not adjacent to a roadway which would determine how setback would be determined. Only paths and gardens will abut the school parking lot and fields on the north side of the recreation area and are approximately 15' from the lot edge. On the west and south borders, the parking lot and paths will be set back ~15' from the abutting fields. In order to meet State wetland setback requirements, any development (ie: path and benches) will be moved west by ~30 additional feet from the position on the current plan (in which they are set back ~35').

#### Off-Road Parking

- The Zoning regulations only specifically speak to parking for buildings/businesses in Sec 611. It is difficult to adapt the minimums to a space that has no inside areas (open picnic pavilion only) and much area that will not ever be 'occupied' (e.g.: pollinator garden area, other gardens along path edges).
- The plan includes 10 parking spaces with two of these being ADA compliant.
- We believe that the current plans will provide adequate parking space for anticipated use of the recreation area.
- Loading facilities NA

#### Traffic

 No significant increase in traffic is anticipated for Rt 30. CORA will likely generate less traffic than the Saturday trash drop-offs.

#### Noise

No excessive noise is anticipated from the site.

#### Lighting

- There are 6 proposed solar powered pole lights in the plan; 2 in the parking area and 4 at the corners of the tennis/pickle court area. These will be solar powered lights that point down on the lot and courts to minimize impact on neighboring properties.
- The parking lot lights will automatically turn on as light dims (similar to streetlights) and be set to go off at 11pm at the latest (earlier in the winter). The court lights will either operate

similarly or may be designed to be 'on demand' so that power usage is not wasted if courts are not in use. This point is currently still being debated.

- Hours of operation though not specified in Sec 411, including as it relates to noise and lighting
  - The area will not be physically closed off at any time, however the majority of use is expected to be in daylight hours and into evening when lights are installed.
- Landscaping or screening
  - A main component of the CORA plan will greatly enhance the current vegetation of the site. A significant portion is currently covered in invasive buckthorn with a few immature red cedar, elm, and ash. The rest of the property is mainly mowed field.
  - Every effort will be made to keep any native, healthy trees or shrubs in place. All new plantings will be native or non-invasive species.
  - The only area that has a fully designed landscape plan is under the wind turbine as we
    want to prevent visitors from going into that area. The pollinator garden plans for this area
    are included in the document.
  - The other vegetative areas will be used for various "education gardens" that will highlight various landscaping techniques, garden designs, or plant types such as:
    - Low, no mow ground covers
    - Native shrubs
    - Fruit bushes, trees
    - Planting for birds
    - Deer resistant plants
    - Season long native flower garden
    - Herb garden
    - Tree trellising
    - Companion planting to reduce pests
- Signs not specified in Sec 411, but included for completeness and DRB feedback
  - The project plans include a welcome sign (or kiosk with information on both sides) at the entrance to the area that will not exceed 20 sq ft. The sign needs to be large enough to contain important information in both English and Spanish in a pleasing format that will likely include graphics and/or photographed images. The sign would not be more than 20 ft high as per Sec 750 (likely far less).
    - This welcome sign is currently noted on the plan as being placed at the entrance to the parking lot. It will be moved to the entrance of the path, so that persons reading the sign will not be in the path of vehicles.
  - Additional modest signage (likely no larger than 1'x2') will be installed to provide education about the plantings/landscaping and potentially near the exercise stations for displaying 'rules of use' information. These will be posted well below eye level and angled for ease of reading.
- Access not specified in Sec 411, but included for completeness and DRB feedback
  - If required, a formal right of way/easement from the school parking lot to the CORA parking lot entrance will be obtained.
  - An alternative option for entry to parking lot from School Rd and through the Gill property is being evaluated.



December 2, 2023

CORA -- Cornwall Outdoor Recreation Area

**RE: Wind Turbine area planting recommendations** 

After visiting the site with Liz Marino on Tuesday, 11/28, and studying the proposed design layout, I have listed my recommendations. See below: I have also attached a rough budget estimate for installation.

- The area within the walking paths around the wind turbine is approximately 10,000 square ft. As a cost saving
  measure, I recommend prepping the entire area and broadcasting a selected NE Wildflower Pollinator seed mix.
  This mix is a combination of annuals and perennials. It is advisable to also add a "nurse" crop of annual rye seed
  or buckwheat to the mix as well. I would recommend a late summer/fall seed sowing. See attached for
  recommended seed mix.
- The wind turbine will require access for service. Therefore, I would mow a "natural" curved path within the meadow once established (year 2).
- Maintenance The new meadow will need to be weeded of noxious invasives to include poison parsnip and burdock during the growing season. In late fall I recommend that the area be brush hogged – allowing the cut material to lay in place.
- A yearly spring application of annual seeds (if desired) will help to keep the meadow fresh with all summer long blooming flowers such as cosmos and poppies.

Respectively,

Joan Lynch

#### What's in this Mix?

The Northeast Pollinator Mix is carefully formulated with annual and perennial varieties to help a wide variety of pollinators in the Northeast region, including Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont and West Virginia. This mixture is also great for the Province of Quebec, Newfoundland, Labrador, PEI, New Brunswick and Nova Scotia. The colorful, easy-to-grow wildflowers bloom from spring until frost, when many pollinators are on their migration journey and need nectar most.

This mixture contains 19 wildflowers, 8 annuals for first-year color, plus 11 perennials for second and successive years' bloom.

Botanical Name	Common Name	Life Cycle	Color	Height	Bloom Season
Asclepias tuberosa	Butterfly Weed	Perennial	Orange	36"	Summer
Aster novae- angliae	New England Aster	Perennial	Purple	60"	Fall
Cheiranthus allionii	Siberian Wallflower	Perennial	Orange	18"	Spring

	Botanical Name	Common Name	Life Cycle	Color	Height	Bloom Season
	Centaurea cyanus	Cornflower	Annual	Blue	35"	Spring, Summer
	Coreopsis lanceolata	Lance-Leaf Coreopsis	Perennial	Yellow	48"	Summer, Fall
estrancerer transi	Coreopsis tinctoria	Plains Coreopsis	Annual	Yellow, Red	30"	Summer, Fall
	Cosmos bipinnatus	Wild Cosmos Sensation Mix	Annual	Red, White, Pink	47"	Summer, Fall
	Cosmos sulphureus	Sulphur Cosmos	Annual	Mixed	33"	Summer, Fall

	Botanical Name	Common Name	Life Cycle	Color	Height	Bloom Season
	<u>Dianthus</u> <u>barbatus</u>	Sweet William	Biennial	Red, White	20"	Spring, Summer
Eventurie of efforts	Eschscholzia californica	California Poppy	Annual	Orange	18"	Spring, Summer
	Echinacea purpurea	Purple Coneflower	Perennial	Purple	36"	Summer, Fall
	Gaillardia pulchella	Indian Blanket	Annual	Red, Yellow	24"	Summer
	<u>Lupinus</u> perennis	Wild Lupine	Perennia	l Blue	36"	Spring, Summer

	Botanical Name	Common Name	Life Cycle	Color	Height	Bloom Season
Boarrel Payo	Linum perenne lewisii	Blue Flax	Perennial	Blue	24"	Summer, Fall
	<u>Mirabilis</u> jalapa	Four O'Clock	Perennial	Mix	30"	Summer, Fall
	Oenothera lamarckiana	Evening Primrose	Biennial	Yellow	48"	Summer
	Papaver rhoeas	Red Poppy	Annual	Mixed	36"	Spring, Summer
continuo spinis	Rudbeckia hirta	Black-eyed Susan	Perennial	Yellow, Orange	30"	Summer, Fall

	Botanical Name	Common Name	Life Cycle	Color	Height	Bloom Season
ninent thee	Silene armeria	Dwarf Catchfly or None So Pretty	Annual	Pink	24"	Summer