



Office of the Town Administrator  
Town of Hinesburg  
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July 7, 2015

Hinesburg Center, LLC  
Mr. Brett Grabowski  
32 Seymour Street, #101  
Williston, VT 05495

Mr. Grabowski,

The Hinesburg Selectboard voted July 2, 2015 to deny your request for a wastewater allocation of 25,763 gallons per day. The reasons for the denial are as follows:

1. Corresponding or equivalent water capacity is not available. In addition to the State's moratorium on new water connections, the new wells will not provide the allocable capacity necessary. The wastewater capacity allocation ordinance, in Section 4.C.1, considers a wastewater allocation as "used" only after a water meter is installed. Water meters, per the adopted water use ordinance, cannot be installed unless a connection is approved (and connection requires capacity).
2. The Town's ability to meet phosphorous discharge limits as required by the State and Federal governments is tied to wastewater flow. The Town does not currently know what its State permit will specify for phosphorous discharge limits, only that they will be significantly lower than current discharge limits. A substantial increase in flow impairs the Town's ability to meet the new limits. Section 4.C allows allocation requests to be denied due to the adverse impact of proposed wastewater flow.
3. Awarding allocation contradicts the Selectboard's enactment of an allocation moratorium.
4. The application has the following technical deficiencies:
  - a) It does not include the information required in Section 6.B of the ordinance, as it relates to volume, flow, and strength.
  - b) The Selectboard has not waived Section 6.C, which requires an applicant requesting more than 1,000 gpd to provide wastewater capacity numbers certified by an engineer.
  - c) The Selectboard has not waived Section 6.D, which requires an applicant to provide plans and specifications for the wastewater components of the project. Plans and specifications were not submitted.

The Town's moratorium on new wastewater allocation is currently in effect. A new application may be submitted and considered once the moratorium has been lifted or otherwise expires.

Regards,

Trevor M. Lashua  
Town Administrator

Cc: Bud Allen, Town Attorney

Rocky Martin, Director of Buildings and Facilities  
Alex Weinhagen, Director of Planning and Zoning