

From: Michael Wesko <mjwconst@gmail.com>
Sent: Thursday, September 2, 2021 11:49 AM
To: Stickney, Michaela <Michaela.Stickney@vermont.gov>
Cc: Stone, Alison <Alison.Stone@vermont.gov>
Subject: RobLee Blasting Citation

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Good Morning Michaela,

I appreciate the timely action on the blasting and hours of operation violations of the RobLee pits. I have a couple of comments. First is that in the blasting permit conditions, the list of "neighbors to be notified " is incomplete as represented by Ceglowski. My property, formerly the Zonzetta Whaley Estate, is not listed. It may be the closest property to the Feed Lot actual blasting site location. It is listed in multiple other areas of Act 250 information. I would like this to be addressed, corrected and be added to the notification list . Second item with the blasting is that I have not been successful in obtaining the name & license number of the blaster. Supposedly a subcontractor was hired by Woods Drilling and Blasting to do the blast as reported by McLellan at a town meeting. The permit calls out for not more than 125 pounds of explosives to be used per blast. I believe the actual blaster has to record with the appropriate authorities the details of each blast. As mentioned before they may have used more pounds than allowed in the permit. Maybe you can get that information through RobLee/McLellan or their attorneys. Third item has to do with hours of operations. In the Act 250 files at the Rutland office is a copy of a complaint from Kevin Mason, a resident of Kelly Hill Road. It was received by Act 250 on July, 24, 2008 and has over 60 entries of hours of operations violations with dates and times. RobLee & McLellan have been doing this for years. I have made mention in emails & phone conversations with Aaron Brondyke going back to 2017 of this violation as well.. On another front I have made the Town of Pawlet Zoning Administrator and Select Board aware of 2006 conditional use permit violations by RobLee and requested an inquiry into the 2008 conditional use permit (blasting) and if it exists, as it was signed (ultra vires) by the then zoning officer without it being properly warned or approved by the Zoning Board of Adjustment as required at the time and never published in the towns annual report with other permits issued that year. It is the same permit turned into Act 250 and is listed as Exhibit 10 in the #1R0932-2 permit application. As I receive more information from the Town and it's attorney I will let you know.

Thank you,
Mike Wesko