

D.R. Y

STATE OF VERMONT

DECLARATORY RULING

Re: Green Mountain Meadows, Inc.
of Vermont
Application #4C0061

Environmental Board
Montpelier, Vermont
July 5, 1972

WHEREAS, Green Mountain Meadows, Inc. of Vermont filed on May 22, 1972, a request for a ruling by the Environmental Board; and

WHEREAS, that request sought a change of venue so that the application would be heard by another District Commission, and in lieu thereof that provision be made for a third temporary member to be appointed to act in place of Commission Member Harry Montague; and

WHEREAS, Commission Chairman Harry Montague had disqualified himself because of involvement as a member of the School Board for the Town of Westford; and

WHEREAS, the Environmental Board considered this request at its meeting on June 9, 1972; and

WHEREAS, Rule 11 of the Rules and Regulations of the Vermont Environmental Board recognizes the viability of a two-member commission; and

WHEREAS, there appears to be no authority for the Board to designate a member of another commission to replace Mr. Montague;

NOW, THEREFORE, this request is denied in that a two-member commission is a viable commission in accordance with the Rules and Regulations of the Environmental Board, and the Board does not have the authority to arbitrarily designate a member of another commission to participate in this decision.

Dated at Montpelier, Vermont this 5th day of July, 1972.

FOR THE ENVIRONMENTAL BOARD

Kenneth E. Seminal
KENNETH E. SEMINAL
Executive Officer