

# **TOWN OF PEACHAM**

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## **Development Review Board Hearing Results for**

### **Moore Zoning Application 21-21, 771 Old Cemetery Road**

#### **INTRODUCTION AND PROCEDURAL HISTORY**

1. The hearing was to review an application for a change of use and to interpret zoning map boundaries.
2. The application was received at Town Office on October 4, The Hearing was initially held on Wednesday, January 5, 2022, and was continued until February 15, 2022. A copy of the application and site information was available at Peacham Town
3. On December 16, 2021, the notice of a public hearing was posted at the following places:
  - a. Peacham municipal clerk's office,
  - b. Peacham Library,
  - c. Peacham Elementary School,
  - d. Peacham town website.
4. Notice of a public hearing was published in the *Caledonian Record* on December 17, 2021
5. A copy of the notice of a public hearing was mailed to the applicant, to the adjoining property owners, and other Peacham village residents on December 20, 2021.
6. The application was considered at a public hearing on January 5, 2022. The hearing was continued to February 15, 2022.
7. Present at the continued hearing were members of the Peacham Development Review Board (Morris McCain, Rick Scholes, and Rusty Barber), and Bob Hansen, the Peacham Zoning Administrator.
8. Others wishing to achieve status as an interested person were given the opportunity, under 24 V.S.A. § 4465(b), to demonstrate that they met the criteria set forth in the statute. Interested persons were:  
Donald Moore  
Heather Smires  
John Smires

#### **FINDINGS**

The Application was reviewed in accordance with provisions of the *Town of Peacham, Vermont Zoning and Flood Hazard Regulations*, adopted February 28, 2017.:

1. The applicant seeks a permit to construct a 53' x 80' pond to water horses/animals and for fire protection.

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2. The parcel is in Rural District and according to the town Zoning Map is in an Agricultural Overlay District.
3. Supporting documents include:
  - a. The application.
  - b. A segment of the town parcel map showing the property.
  - c. A hand drawn site plan showing the pond's location.
  - d. Information on state requirements for construction of a pond and dam

### **DECISION AND CONDITIONS**

**At the conclusion of the hearing, and based on the application, findings, testimony, and other evidence, Development Review Board grants Application 21-21.**

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Decision Dated March 9, 2022  
Peacham, Vermont  
James (Rusty) Barber, Chair

**NOTICE:** This decision may be appealed to the Vermont Environmental Court by an interested person who participated in the proceeding(s). Such appeal must be taken within 30 days of the date of this decision pursuant to 24 V.S.A. § 4471 and Rule 5(b) of the Vermont Rules for Environmental Court Proceedings.