

Department of Permitting & Inspections

Zoning Division
645 Pine Street
Burlington, VT 05401
Telephone: (802) 865-7188
(802) 865-7195 (FAX)

*William Ward, Director
Scott Gustin, AICP, CFM, Principal Planner
Mary O'Neil, AICP, Principal Planner
Ryan Morrison, Associate Planner
Layne Darfler, Planning Technician
Ted Miles, Zoning Specialist
Charlene Orton, Permitting & Inspections Administrator*



TO: Development Review Board
FROM: Scott Gustin
DATE: June 2, 2020
RE: 20-0362DT; 86 North Union Street

=====
Note: These are staff comments only; decisions on projects are made by the Development Review Board, which may approve, deny, table or modify any project. THE APPLICANT OR REPRESENTATIVE MUST ATTEND THE MEETING.

Zone: RM Ward: 2C

Owner/Appellant: Diemer Apartments, LLC

Request: Appeal of administrative zoning determination as to 15-year determination of occupancy of dwelling by 6 unrelated adults.

Overview:

The Development Review Board considered this appeal at their January 22, 2020 meeting. Following several failed motions in deliberation, the DRB ultimately decided to re-open the public hearing. The public hearing reconvened on March 4, 2020; however, the appellants requested deferral for a fuller Board. The DRB agreed to defer until March 17, 2020.

The purpose of the re-opened public hearing is to obtain additional information as to discontinuance from the appellants and from the City Attorney's Office. Specifically, the DRB sought information relative to the following:

- What do you think discontinuance is? The DRB is looking for an opinion from the City Attorney's Office as well.
- What occurred during the times of discontinuance at the property?
- What efforts were taken to rent the dwelling unit?

No additional information has been provided.