

Scott Gustin

From: Debra Miller <[REDACTED]>
Sent: Monday, November 30, 2020 5:21 PM
To: Scott Gustin; Lori Olberg
Subject: 12/1 DRB Meeting - 21-0374CA 160 Bank Street

External Message

Hello Scott and Lori,

We own the property at 170 Bank Street neighboring this project. The deed to our property states that there is a 10 foot right of way on the our westerly side of our building, which also includes the air space. The deed also states that we have a right of way in the back parking lot area that grants us area to turn vehicles, trucks and teams.

Currently that turn around space is very limited, hence inserting another shed will become a problem. This lane is also a Fire Lane.

The current Farmhouse outdoor seating area facing Bank Street and on the side facing our building, is at max on the property. We would have issue with any expansion, on ground or air space in front of this property, or on the easterly side. If anything is past the property line, in the air, it would block the view heading towards our business, and the view of the Marketplace.

Our building is an Historic Building, not sure if 160 Bank Street is also.

We will attend the Zoom meeting tomorrow but wanted to give you the Deed information in advance.

Deb & Tom Miller
Miller Properties LLC

Scott Gustin

From: Jed Davis <[REDACTED]>
Sent: Monday, November 30, 2020 5:59 PM
To: Scott Gustin
Cc: Cleary Buckley
Subject: Re: FW: 12/1 DRB Meeting - 21-0374CA 160 Bank Street

External Message

Scott,

Yes, they always make a point of objecting to anything and everything that we try to do at Farmhouse. There is a right of way - it is essentially that paved driveway between their property and the Farmhouse property - which I am well aware of. The new proposed shed they refer to on the East side of the Farmhouse building does not impede on this right of way at all, so they must be confused as to the intended location. The shed is within the curb line, on our property, and certainly well out of the right of way. And the front canopy in no way impedes on the air space over the right of way, if this is even contemplated in any deed.

So thankfully for them, their comment **"We would have issue with any expansion, on ground or air space in front of this property, or on the easterly side."** is a moot point because none of our proposed plan would do so. There is no "expansion". It is all well within our property line(s) and it all avoids this right of way.

On Mon, Nov 30, 2020 at 5:23 PM Scott Gustin <SGustin@burlingtonvt.gov> wrote:

Jed,

FYI, see below.

Scott

Scott Gustin, AICP, CFM

Principal Planner & Asst. Administrative Officer

Dept. of Permitting & Inspections

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