
RE: 6116-9050.1 Southview Subdivision

From Purcell, Terry <Terry.Purcell@vermont.gov>

Date Thu 7/24/2025 2:06 PM

To Josh Arneson <jarneson@richmondvt.gov>; McIntyre, Megan <Megan.McIntyre@vermont.gov>

Cc Andres Torizzo <andres@watershedca.com>; anna <anna@watershedca.com>

Hi Josh,

If the Town will not be taking full legal responsibility for the stormwater management system as a single entity the owners need to be a co-applicant, and formally apply for permit coverage as such, because they own impervious surfaces on their private lands that are subject to the permit coverage. If the private lot owners do not wish to form an owner's association, they could apply as another type of legal entity accepting responsibility for the stormwater system. We cannot rely on reference to a Town letter stating that the Town should not be considered the sole permittee when no other entity representative of the privately-owned impervious surfaces would be on the Notice of Intent and signing on as applying for permit coverage, resulting in the permit authorization having only the Town listed as the sole applicant subject to permit conditions.

Thanks,

Terry

Terry Purcell (he, him) | Operational Section Supervisor
Watershed Management Division, Stormwater Program
Vermont Department of Environmental Conservation
Davis 3, 1 National Life Drive | Montpelier, VT 05620-3522
802-490-6166 | terry.purcell@vermont.gov
<https://dec.vermont.gov/watershed>

There are times when I may be working from another office location. Contact me by phone or email to schedule an in-person meeting.

Written communications to and from state officials regarding state business are considered public records and may be subject to public scrutiny.

From: Josh Arneson <jarneson@richmondvt.gov>

Sent: Wednesday, July 23, 2025 11:19 AM

To: McIntyre, Megan <Megan.McIntyre@vermont.gov>; Purcell, Terry <Terry.Purcell@vermont.gov>

Cc: Andres Torizzo <andres@watershedca.com>; anna <anna@watershedca.com>

Subject: 6116-9050.1 Southview Subdivision

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Megan and Terry,

The Town of Richmond is working toward submitting an administratively complete NOI by September in order to meet the deadline for the grant funding for engineering and permit fees.

As we did in December, we will be submitting the attached letter with the NOI. Can the NOI be considered administratively complete without the Town as the sole permittee or without the Town and a Homeowners Association as co-permittees? You may recall that there are 48 parcels in this permit area, but a Homeowners Association does not exist.

Thanks,

Josh Arneson (he/him)

Town Manager
Town of Richmond
P.O. Box 285
Richmond, VT 05477
(802) 434-5170



TOWN OF RICHMOND

RICHMOND TOWN CENTER

203 Bridge Street, P.O. Box 285
Richmond, Vermont 05477



December 18, 2024

Terry Purcell
Operational Section Supervisor (he, him)
Vermont Department of Environmental Conservation
Watershed Management Division, Stormwater Program
Davis 3, 1 National Life Drive
Montpelier, VT 05620-3522
terry.purcell@vermont.gov

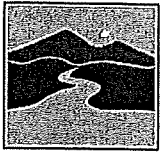
Dear Mr. Purcell,

We write to clarify the Town of Richmond's intent in filing the attached Notice of Intent under Permit #6116-9050. The Agency should know that the Town only owns a minority of the impervious surface area covered by the permit. The Town has not taken full legal responsibility for the stormwater system covered by this permit, nor does it have the ability to do so since it lacks sufficient property rights, like easements, to access, much less to improve, maintain, or repair, stormwater treatment practices that would be required by this permit. In other words, the Town does not have full legal responsibility for the stormwater treatment infrastructure covered by the permit, and roughly half, or more, of the impervious surface area covered by the permit is privately owned. As a result, the Town should not be considered the sole permittee. There are roughly 48 separate, privately owned parcels of land with impervious surface area subject to coverage under the permit.

Sincerely,

A handwritten signature in black ink, appearing to read "Josh Arneson".

Josh Arneson
Richmond Town Manager
802-434-5170
jarneson@richmondvt.gov



VERMONT DEPARTMENT OF
ENVIRONMENTAL CONSERVATION
WATERSHED
MANAGEMENT DIVISION
STORMWATER PROGRAM

Applicant Certification
For Notice of Intent (NOIs) to Discharge Stormwater pursuant to
General Permit 3-9050

A signed Applicant Certification is required for each applicant named on the Notice of Intent (NOI).

If the applicant is a business, the signature must be provided by one of the following:

- i) the person listed as the registered agent with the Secretary of State;
- ii) an executive figure such as the president, chairperson or superintendent, or;
- iii) an individual whose status as an authorized representative is verified in writing by the registered agent or executive figure. If the applicant is an individual, but the application is being signed by an authorized representative, a letter from the applicant stating that that person is the authorized representative must accompany

Business or Association Name (if applicable): Town of Richmond

Applicant Name: Josh Arneson

Mailing Address of Applicant:

Street Address: 203 Bridge St.

City: Richmond

State: VT

Zip: 05477

Telephone Number: (802) 434 - 5170
Extension (optional) _____

Secondary Telephone Number: (____) ____ - ____
Extension (optional) _____

Email: jarneson@richmondvt.gov

Secondary email: _____

By signing this statement I certify that I have read General Permit 3-9050 and agree to abide by its terms. I understand that there will be annual reporting requirements ~~and annual operating fees based on the amount of~~ impervious permitted herein. DP

Signature of Applicant: Josh Arneson

Print/Type Name: Josh Arneson

Date: 12/18/24

A completed copy of this form must be submitted for each applicant listed on the NOI and submitted with the application. Failure to submit an 'Application Certification' for each applicant on the NOI will mean the application is incomplete and will not be reviewed/processed.