

Vermont Department of Environmental Conservation

Watershed Management Division
1 National Life Drive, Main 2
Montpelier VT 05620-3522
www.watershedmanagement.vt.gov

Agency of Natural Resources

[phone] 802-828-1535
[fax] 802-828-1544

March 11, 2014

Paul Perley
Citizens to Protect Berlin Pond
452 Brookfield Road
Berlin, VT 05602

*Re: Petition for Adoption of Rule Change to Prohibit Recreational Use of the
Surface Water of Berlin Pond*

Dear Paul:

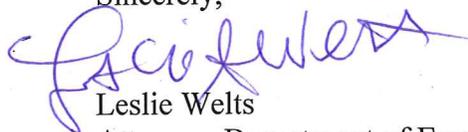
This letter acknowledges I have received the petition you filed on February 6, 2014 on behalf of the Citizens to Protect Berlin Pond to amend the Use of Public Lake-Specific Rules, Appendix A of the Vermont Use of Public Waters Rules to prohibit recreational use of the surface water of Berlin Pond.

I have reviewed the petition and determined that it has been filed in substantial compliance with the Secretary's Interim Procedure for Evaluating Petitions to Adopt, Amend or Repeal Water and Wetland Rules, the Water Resources Panel's applicable Rules of Procedure, and the Vermont Use of Public Waters Rules. The Agency will now begin conducting its technical and legal analysis of the petition and will schedule a public meeting on the matter shortly.

Please be advised that the Agency is consolidating your petition with the City of Montpelier's July 25, 2013 Petition for Adoption of Rule to Prohibit the Use or Presence of Combustion Motors, Petroleum and Ice Shanties on Berlin Pond. The Agency will conduct a separate public meeting to receive comments on your petition, but will consolidate the two petitions for the purposes of issuing a single decision regarding Berlin Pond.

Please do not hesitate to contact me if you have any questions or concerns. I can be reached at (802) 490-6103 or leslie.welts@state.vt.us.

Sincerely,



Leslie Welts
Attorney, Department of Environmental Conservation

Cc: Town of Berlin
Steve Reynes, Esq.
Bill Fraser
Red Dufresne
Judy Tartaglia
John Underhill
Central Vermont Regional Planning Commission
City of Montpelier Planning Commission
Catherine Gjessing, Esq., Department of Fish & Wildlife
Meghan Purvee, Esq., Department of Forests, Parks & Recreation