

## Vermont DEC responses to comments received on the *Jay Peak Resort: 2018 Water Quality Remediation Plan Amendment-Construction and Operational Phase Sediment Offset Calculations*

The ***Jay Peak Resort: 2018 Water Quality Remediation Plan Amendment-Construction and Operational Phase Sediment Offset*** was received by the VTDEC Watershed Management Division from the Jay Peak Resort on January 30, 2018. As per the *Procedure for Water Quality Remediation Plans*, the Division posted it to its website and opened a 30-day public comment period. The comment period closed on March 2<sup>nd</sup>, 2018 with a one-week extension granted to Vermont Natural Resources Council (VNRC). Comments were received from one party – VNRC. Comments identified below are taken directly from VNRC's comment submittal and followed by VTDEC responses.

### Comment #1 (VNRC)

The Vermont Natural Resources Council (VNRC) has reviewed the Jay Peak Resort: 2018 Water Quality Remediation Plan Amendment-Construction and Operational Phase Sediment Offset Calculations. In addition, representatives from Jay Peak met with VNRC to discuss the project and, in particular, the proposed stormwater offsets, which are required pursuant to the Settlement Agreement dated February 12, 2015 between Jay Peak Resort ("Jay Peak" or "Resort"), VNRC", and the Vermont Department of Environmental Conservation ("DEC").

At our meeting with Jay Peak, VNRC was able to ask questions about Jay Peak's calculations for sediment loading associated with the project, the calculations for the proposed offset and practices that Jay Peak will implement to control stormwater. Based on our meeting with Jay Peak, and review of the materials Jay Peak prepared for the meeting, VNRC concluded that Jay Peak's loading calculations are accurate, and the project complies with applicable laws and the terms of the Settlement Agreement. The materials submitted to DEC by Jay Peak are consistent with the information provided to DEC. Accordingly, VNRC has no adverse comments on the proposed project.

VNRC does note, however, that for future projects, it will facilitate the process if Jay Peak identifies any proposed projects at the annual meeting in May that require offsets, and present offset proposals and calculations at that time. This will provide more time to analyze and provide feedback on a proposed project.

### VTDEC RESPONSE

We appreciate VNRC's thorough review of the offset calculations and also agree that receiving any proposed projects and offset calculations as soon as possible will allow for a more considered review.