

STATE OF VERMONT

SUPERIOR COURT

ENVIRONMENTAL DIVISION

Docket No. 21-ENV-00121

VERMONT PERMANENCY
INITIATIVE, INC. DENIAL

FINAL JUDGMENT ORDER

This Court's October 18, 2022 decision granted summary judgment in Appellants' favor, holding that the Project is eligible for consideration as a single-family residential use as provided by 24 V.S.A. § 4412(1)(G), and gave the parties ten days to file regarding any dispute that the Project satisfies all dimensional standards in the Town's Zoning Regulations. No such filing was made. Accordingly, the Project satisfies all dimensional standards in the Town's Zoning Regulations and judgment is granted in Appellants' favor as to Question 2 of the Statement of Questions.

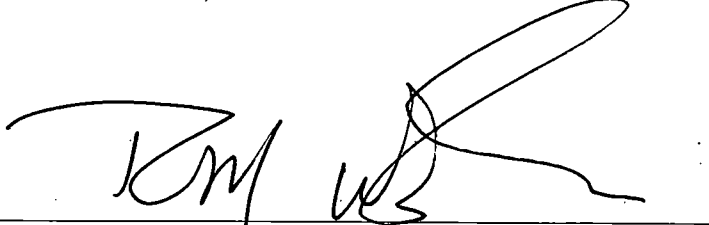
For all the reasons stated in the Court's October 18, 2022 decision, we conclude that the Project is considered "by right to constitute a permitted single family residential use of property" pursuant to 24 V.S.A. § 4412(1)(G), that satisfies all dimensional standards set forth in the Town's Zoning Regulations.

This matter is remanded to the Town of Newbury Zoning Administrator, solely to perform the ministerial act of issuing a permit consistent with the October 18, 2022 Decision and this Final Judgment Order.

This completes the current proceedings before this Court.

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SO ORDERED, and ENTERED as FINAL JUDGMENT.

A handwritten signature in black ink, appearing to be 'TGM' followed by a stylized flourish.

The Hon. Thomas G. Walsh
Superior Court Judge, Environmental Division

11/4/2022