

Town of Pomfret
5218 Pomfret Road
North Pomfret, VT 05053
Special Meeting Agenda for August 18, 2017
5:00pm at the Pomfret Town Offices

Agenda Item	Presiding Officer	Timeframe
1. Call to order	Select Board Chair	5:00-7:05pm
2. Public comment (2 min./person limit)	Select Board Chair	5:05-5:15pm
3. Consideration of ROW Permit for EC Fiber installation at Barber Hill Rd. & Galaxy Hill Rd.	Select Board Chair	5:15-5:30pm
4. Closing public comments & adjournment	Chair or alternate	5:30-5:35pm

**Town of Pomfret
5218 Pomfret Road
North Pomfret, VT 05053**

August 18, 2017

EC Fiber

Attn: Carole Monroe
415 Waterman Rd.
South Royalton, VT 05068

Dear Carole,

Pursuant to 19 V.S.A. § 1111, this letter serves as a permit granting approval to EC Fiber to commence installation of fiber optic cable along the Right-of-Way (ROW) in Pomfret in the locations specified below. EC Fiber is required to adhere to the conditions listed in paragraph three below. Approval of this permit is consistent with the Pomfret Town Plan, specifically, Chapter 7, Town Services & Facilities, Recommended Action #1, Chapter 8, Housing, Policy Goal #7, and Chapter 10, Economic Development, Policy Goal #1. Specific attention should be paid to the aesthetic value along Barber Hill Rd., particularly as it relates to tree trimming or cutting activities.

1.) Affected E911 Locations

EC Fiber intends to perform installation work at two locations in Pomfret – along Barber Hill Rd. and along Galaxy Hill Rd. at the intersection of Cloudland Rd. Property owners impacted by the installation work are:

Property Owner	E911 Address	Location/Project
Kathleen & Robert B Davis	1075 Barber Hill	Barber Hill
Richard & Gail Gardener	1178 Barber Hill	Barber Hill
John & Glenn Morley	1268 Barber Hill	Barber Hill
Richard Laster	1091 Barber Hill	Barber Hill
Cyrus Benoit	3224 Cloudland Rd	Barber Hill
Margery Fields	2763 Cloudland Rd	Barber Hill
Lydia Spitzer	734 Galaxy Hill Rd.	Galaxy Hill & Cloudland
Sarah Saul	261 Cloudland Rd.	Galaxy Hill & Cloudland

2.) Description of Work to be Performed and Duration

Barber Hill Rd. – The Barber Hill Rd. installation starts from the Davis property to the intersection of Cloudland Rd. The work involves setting 8 poles in the ROW alternating between north and south sides of the road, terminating at a pole on the east side of Cloudland Road. Work will commence as soon as practicable and will be completed no later than 30 days after commencement.

Galaxy Hill & Cloudland Road – The Galaxy Hill Rd. underground installation involves digging in the ROW to put in an ECFiber conduit adjacent to the Fairpoint and GMP conduits, following the path of power and phone utilities from Pole 9/3 on the east side of Galaxy Hill Road to Pole 18/12 on the west side of Cloudland Road (just after 261 Cloudland Rd). The conduit will contain fiber. Work will commence as soon as practicable and will be completed no later than 30 days after commencement.

The work plan does not impact the traveled portion of the highway. If necessary, traffic control will be provided by Eustis Communications.

3.) Permit Conditions

- 1) Installation of new poles may not commence until all affected property owners have been notified of planned installation and have approved of the plan. If a property owner cannot be contacted for approval, EC Fiber must make reasonable attempts to gain approval, e.g., telephone, email, or letter sent by certified mail. Failure to obtain approval after reasonable attempts have been made shall not prevent commencement of installation activities.
- 2) Trimming brush in the ROW requires prior approval of the Road Commissioner(s). Tree removal, in whole or in part, must be coordinated with the Tree Warden. Removal of shade trees (as deemed by the Tree Warden) must adhere to state law and shall be accomplished to preserve the aesthetic value as best as possible. 24 V.S.A. §§ 2508, 2509.
- 3) Any part of the work affecting the traveled portion of the ROW shall be completed within eight (8) hours unless otherwise approved by the Road Commissioner(s). Once completed, the Road Commissioner(s) must inspect work in the traveled portion of the ROW.
- 4) EC Fiber is responsible for ensuring that all work performed within the ROW is done in accordance with signage, traffic control, and safety according to the current versions of: the Manual on Uniform Traffic Control Devices (MUTCD); VOSHA; any other applicable Federal, State, or local rule(s) or regulation(s).
- 5) EC Fiber shall provide a current certificate of insurance before work commences naming the Town of Pomfret as an additional insured during the period of the project. EC Fiber shall have proof of general liability coverage in a minimum amount of \$1,000,000.00. This insurance shall include coverage for owned, non-owned and hired vehicles. The Road Commissioner(s) will accept satisfactory evidence of self-insurance in lieu of the above coverage.

- 6) EC Fiber shall provide proof of a Dig Safe number and provide all traffic control.
- 7) Generally, a permit shall cover only contiguous construction and work performed as on continuous operation, except as otherwise determined by the Road Commissioner.
 1. A diagram shall include the following information:
 - a. Road name and number
 - b. Location of proposed work measured from the nearest intersection or landmark with due point north.
 - c. A drawing of proposed work.
 2. The Road Commissioner shall review and monitor the project and submit findings to the Select Board as necessary.
- 8) Wherever possible, any utilities or structures placed under the travel portion of a road shall be installed without open cutting or trenching of the road. Open trenching of a road will not be allowed unless, in the sole judgment of the Select Board, there is no other reasonable alternative or the open trenching would not adversely impact the condition of the existing road/pavement.
- 9) Wherever open trenching **in the traveled portion of the highway is required**, all work must be reviewed and approved by the Road Commissioner(s) throughout the entire process. All work to be performed must meet the following standards:
 - a. Dig a trench not less than **36 inches deep**.
 - b. Replace roadway back to original condition.
 - e. EC Fiber is responsible for its own traffic control.

Sheila Hopkins
Chair, Pomfret Select Board