

Seymour Lake Association

Board of Directors meeting via teleconference - 10/20/15 at noon

Attending: Chuck Nichols, Linda Buzzell, Jean McKenney, Tim Buzzell. Erik Lessing, Bruce Barter, Peggy Barter

Not Present: Lyman McWain, Ted Jewett, Frank Antonelli, Alan Franklin, Dave Anderson, Charles Woods

Guest: David Kelley

Agenda: Lawsuit; SLA's role is any, in the solar farm application

Lawsuit: Chuck Nichols summarized a meeting in Montpelier he attended with Tim Buzzell and David Kelley with Gerald Tarrant, an attorney, after David had asked him to review our case. The results were that Gerry did not think it was best to continue our appeal to the VT Supreme Court, same as Jim Dumont. However, he felt we could go back to ANR at a further date if the springtime lake levels continued to be excessively high with a request that they allow the gate to be utilized to help mitigate the problem. Assuming the Agency would again refuse our request, we could then appeal that refusal decision in the state Environmental Court assuming SLA would not be precluded due to the Superior Court Decision. The preclusion issue was then researched by Tarrant, and he issued an opinion that SLA would not be precluded. Included in this report is Gerry Tarrant's opinion letter on this matter. Therefore, Chuck suggested that we withdraw from the Supreme Court case and observe the lake again in the spring. A **Motion** was made by Bruce Barter to follow Chuck's suggestion. **Seconded** by Tim Buzzell. Approved unanimously.

Chuck thanked David Kelley for all his help.

Discussion of wind farm application: Several SLA members helped the Town file their application against the wind farm in Morgan. Should we send a survey to SLA members to see what their opinions of industrial solar and wind power in Morgan are? Erik feels we should prepare a survey and Tim agreed. Bruce and Peggy said that since wind is not proposed in the present application, we should proceed with caution in a survey. There was considerable discussion about the Town Plan, not wanting to alienate SLA members who might be for the proposal, and including wind just in case something happens quickly and we need to get involved if SLA members are against it.

A **Motion** was made by Peggy that we direct the Board to draft a survey, circulate to the BOD, and decide then if we want to send it out now or in the future. **Seconded** by Erik. After some discussion, the Motion was approved unanimously. Chuck and Erik will proceed right away.

Chuck mentioned Annette Smith, Exec. Director, Vermonters for a Clean Environment, who did a tremendous amount of work helping the town prepare their application. She has a 501-c3 and is struggling for funds if anyone wishes to donate. Their address is 789 Baker Brook Rd., Danby, VT 05739.

Adjourned 12:40 pm