

**LINCOLN ZONING BOARD OF ADJUSTMENT
ENTRY RULING RE: REGISTERED VOTER PETITION
SUBMITTED MAY 23, 2022**

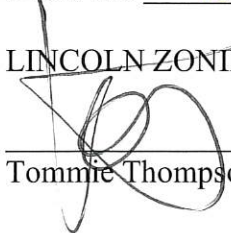
On or about May 23, 2022, Kristi LaFayette hand delivered a Voter Petition (attached hereto as Exhibit A) at a hearing being held by the Lincoln Zoning Board of Adjustment (“ZBA”). The hearing was being held in connection with an appeal of the issuance of a zoning permit to Kyle Clark for a restricted landing area on property located at 432 Orchard Road, Lincoln, Vermont. The hearing has been continued and will resume on June 15, 2022 at 6 p.m. at Burnham Hall in Lincoln, to be preceded by a site visit at 4:30 p.m. on June 15th.

The ZBA notes that the Petition is addressed “[t]o the Honorable Members of the ZBA of Lincoln, Vermont” and it appears to bear the signatures of 67 persons with Lincoln, Vermont addresses. The Petition, as framed, requests that the “ZBA cancel any and all applications directly relating to the use of our public airspace; to grant the planning commission time needed to create bylaws to reflect the will of its people.”

The ZBA hereby rules that it has no statutory or regulatory authority to simply and unilaterally “cancel” applications which have been submitted and approved and are now pending on appeal initiated by someone claiming interested party status. Accordingly, the ZBA hereby rules that the appeal hearing process will proceed to completion or resolution given the ZBA’s lack of any authority to entertain voter petitions in the first instance, *see* 17 V.S.A. §2643 and 24 V.S.A. §4441(b), or to take the action requested in the Voter Petition of cancelling “any and all applications directly relating to the use of our public airspace.”

Dated this 13th day of June, 2022.

LINCOLN ZONING BOARD OF ADJUSTMENT MEMBERS



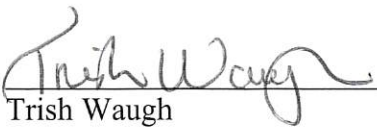
Tommie Thompson, Chair

Serena Fox

Barry Olson



James Warnock



Trish Waugh



Josiah Jackson



Nicole E. Lee

RECUSED

Harry Reynolds

Stephen Halnon, as alternate

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