

# **TOWN OF HUDSON**



## **Planning Board**

Glenn Della-Monica, Chairman Marilyn McGrath, Selectmen Liaison

12 School Street · Hudson, New Hampshire 03051 · Tel: 603-886-6008 · Fax: 603-594-1142

#### PUBLIC MEETING TOWN OF HUDSON, NH JANUARY 10, 2018

The Town of Hudson Planning Board will hold a regularly scheduled meeting on Wednesday, January 10, 2018 at 7:00 p.m. in the "Buxton Community Development Conference Room" at Town Hall. The following items will be on the agenda:

- I. CALL TO ORDER BY CHAIRPERSON AT 7:00 P.M.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. SEATING OF ALTERNATES
- V. MINUTES OF PREVIOUS MEETING(S)
- VI. CASES REQUESTED FOR DEFERRAL
- VII. CORRESPONDENCE

VIII. PERFORMANCE SURETIES

A. Road Guarantee Estimate Forms for Laurel Landing (F.K.A. Brookview Subdivision & Breckenridge Estates), 50 Speare Road, Hudson, NH, Map 186/ Lot 013.

Reference Memo from Elvis Dhima, Town Engineer, to George Thebarge, Town Planner.

B. Nellie Court - Maintenance Bond Release, 63 Derry Road, Hudson, NH, Map 165/Lot 159.

Reference Memo from Kevin Burns, Town Road Agent, to George Thebarge, Town Planner.

- IX. ZBA INPUT ONLY
- X. PUBLIC HEARINGS
- XI. OLD BUSINESS/PUBLIC HEARINGS
- XII. DESIGN REVIEW PHASE
- XIII. CONCEPTUAL REVIEW ONLY
- XIV. NEW BUSINESS/PUBLIC HEARINGS
  - A.Autumn Circle Subdivision (Extension)300 Webster StreetSB# 01-18Map 128/Lots 007 & 008

Purpose of Plan: To request a one-year extension to the Planning Board approved Subdivision Plan on 12/10/14, which expired on 12/10/17. Application Acceptance & Hearing.

B. Eco-Site, Inc. Site Plan & Conditional Use SP# 01-18 & CU# 01-18 50 Griffin Road Map 126/ Lot 032

Purpose of Plan: To propose a 155-foot monopole wireless telecommunication tower with antennas, associated 50' x 50' fenced crushed stone or gravel compound with shelter, landscaping, and new driveway. Application Acceptance & Hearing.

XV.OTHER BUSINESSXVI.ADJOURNMENT

All plans and applications are available for review in the Planning Office. Comments may be submitted in writing until 10:00 a.m. on the Tuesday prior to the day of the meeting.

The public is invited to attend.

George Thebarge Town Planner

POSTED: Town Hall, Library & Post Office – 12-21-17

# Establish Surety for Laurel Landing Residential Subdivision – 50 Speare Rd.

Staff Report

January 10, 2018

SITE: 50 Speare Rd. - Map 186/Lot 13 - SB# 7-17

**PURPOSE OF PETITION:** To establish a surety for the Laurel Landing Subdivision, 50 Speare Rd, Map 186/Lots 13, in the amount of \$446,660.43 for subdivision infrastructure and \$29,789.74 for off-site improvements, per the written recommendation of Town Engineer Elvis Dhima and Road Agent Kevin Burns in emails dated 20 JUN 2017 and Road Guarantee Estimate Form, dated 20 JUN 2017.

**APPROVED SUBDIVISION PLAN ENTITLED**: Open Space Development "Laurel Landing" (F.K.A. Brookview & Breckenridge Estates), Tax Map 186, Lot 13, 50 Speare Road, Hudson, New Hampshire, prepared by Jones & Beach Engineers, Inc. 85 Portsmouth Ave., PO Box 219, Stratham, NH, dated 7 JUL 2016 and revised thru 13 JUN 2017.

#### **ATTACHMENTS**:

- 1) Emails from Elvis Dhima & Kevin Burns dated 20 JUN 17 Attachment "A".
- Road Guarantee Estimate Form Revised 20 JUN 17 Project Infrastructure Attachment "B".
- 3) Road Guarantee Estimate Form Revised 20 JUN 17 Off-site Improvements Attachment "C"

**EXPLANATION**: The developer is starting construction, which involves on-site infrastructure (roads, utilities, fire cistern, and drainage) and off-site road improvements. The developer is currently planning to build much of the project infrastructure and do the off-site road improvements before coming in with a development agreement and performance surety for the remaining improvements. Because the off-site improvements cannot be commenced until a performance guarantee is posted, the surety for those improvements is being set separately.

**RECOMMENDATION**: Per the recommendation of the Town Engineer Elvis Dhima, the board should vote to establish a maximum for the surety for this subdivision in the recommended amount of \$446,660.43 for subdivision infrastructure and \$29,789.74 for off-site improvements. Staff further recommends that a lesser amount for the on-site infrastructure be accepted by the Town upon certification of the on-site improvements and submittal of a revised Road Guarantee Estimate Form in an amount approved by the Town Engineer. This will allow the developer flexibility to proceed with construction as weather permits while protecting the Town's interests.

**DRAFT MOTION:** I move to establish the performance surety for the Laurel Landing Subdivision, 50 Speare Road in the amount of \$446,660.43 for project infrastructure and \$29,789.74 for off-site improvements. The amount to be posted for on-site project infrastructure may be reduced with approval of the Town Engineer based upon certification of completed improvements and submission of a revised Road Guarantee Estimate Form.

Motion by: \_\_\_\_\_\_Second: \_\_\_\_\_Carried/Failed: \_\_\_\_\_

#### Dhima, Elvis

From: Sent: To: Cc:

Subject:

Burns, Kevin Tuesday, June 20, 2017 3:18 PM Dhima, Elvis; Bradford Jones Mike Garrepy; Dana Finn; Joseph Coronati; Katelyn Joyal; Cashell, John; Dubowik, Brooke; Paige Libbey Re: Hudson Brookview Subdivision JBE 15031

I'm good.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message ------From: "Dhima, Elvis" <edhima@hudsonnh.gov> Date: 6/20/17 1:09 PM (GMT-05:00) To: Bradford Jones <bjones@jonesandbeach.com> Cc: Mike Garrepy <mgarrepy@gmail.com>, "Burns, Kevin" <kburns@hudsonnh.gov>, Dana Finn <dfinn@lbimail.com>, Joseph Coronati <jcoronati@Jonesandbeach.com>, Katelyn Joyal <kjoyal@jonesandbeach.com>, "Cashell, John" <jcashell@hudsonnh.gov>, "Dubowik, Brooke" <bdubowik@hudsonnh.gov>, Paige Libbey <plibbey@jonesandbeach.com> Subject: RE: Hudson Brookview Subdivision JBE 15031

Brad

Please add your additional items to the total number for the bond, that's all I got

Kevin, let us know if you are good with it

Thank you

E

Elvis Dhima, P.E.

Town Engineer

Town of Hudson, NH

12 School Street

Hudson, NH 03051

Phone: (603) 886-6008

Mobile: (603) 318-8286

From: Bradford Jones [mailto:bjones@jonesandbeach.com]
Sent: Tuesday, June 20, 2017 12:04 PM
To: Dhima, Elvis <edhima@hudsonnh.gov>
Cc: Mike Garrepy <mgarrepy@gmail.com>; Burns, Kevin <kburns@hudsonnh.gov>; Dana Finn
<dfinn@lbimail.com>; Joseph Coronati <jcoronati@Jonesandbeach.com>; Katelyn Joyal
<kjoyal@jonesandbeach.com>; Cashell, John <jcashell@hudsonnh.gov>; Dubowik, Brooke
<bubowik@hudsonnh.gov>; Paige Libbey <plibbey@jonesandbeach.com>
Subject: RE: Hudson Brookview Subdivision JBE 15031

Elvis,

See attached revised onsite and new offsite construction estimates for the Brookview Subdivision.

Please let me know if you have any comments or questions.

Thanks,

Brad

Bradford A. Jones Vice President Jones & Beach Engineers, Inc. 85 Portsmouth Ave. P. O. Box 219 Stratham, N.H. 03885 Phone: (603) 772-4747 Fax: (603) 772-0227

www.jonesandbeach.com bjones@jonesandbeach.com I hereby certify that, in addition to any work already completed, the following itemized statement and estimate unit costs will complete all improvements required by the Hudson, NH Planning Board for the following Streets:

Owner/Developer Name: Tuck Realty C	Corp.							Date: 4/3/17 Revised 6/20/17	
Project Name: "Brookview Subdivision"					Ма	ap: 1	186	Lot: 13	
Street Name: Speare Road		Stree	et Le	ength: 707	L.F	<del>.</del>			
						Т	otal	Bond Remaining	Date
Clearing, 50' width Excavation Ledge Removal Mass Trench Ledge	2 A.C. 6606 C.Y. 1600 C.Y. 100 C.Y.	000	\$\$ \$ <del>\$</del> \$ <del>\$</del>	7,500.00 5.00 25.00 50.00	11 11 11	\$ \$ \$	15,000.00 33,030.00 40,000.00 5,000.00		
Drainage Swales Drainage Swale w/Riprap Hay Bale Dike Silt Fence	100 L.F. 0 L.F. 0 EA 706 L.F.	000	\$\$\$\$	5.00 7.00 4.00 4.00		\$\$\$	500.00  2,824.00		
Storm Drains Size/Type 12" RCP 15" RCP 21" RCP 24" RCP 30" RCP 36" RCP 6" PVC	0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F.	000000000	\$\$ \$\$ \$\$ \$\$ \$\$	30.00 34.00 38.00 42.00 46.00 54.00 66.00 \$20.00		\$ \$ \$ \$ \$ \$ \$ \$ \$			
6" Underdrain 8" Underdrain	1031 L.F. 0 L.F.	@ @	\$ \$	15.00 16.00	=	\$ \$	15,465.00 -	<u>.</u>	
Additional Excavation for Structures	0 C.Y.	@	\$	6.00	=	\$	w		
4' Catch Basins 5' Catch Basins 4' Drain Manholes 5' Drain Manholes	34.29 V.F. 0 V.F. 16.45 V.F. 0 V.F.	000	\$ \$ \$	250.00 275.00 275.00 310.00		\$ \$ \$ \$	8,572.50 - 4,523.75 -		
Headwalls Rip-Rap	2 EA. 40.5 S.Y.	@	\$ \$	1,300.00 36.00	II II	\$ \$	2,600.00 1,458.00		

Subdivision Name: "Brookview Subdivision"

Subdivision Name: "Brookview Subdivisio	11					т	otal	Bond Remaining	Date
Sanitary Sewer Size 6" PVC Service Connection 8" PVC	0 L.F.	@	\$	20.00	=	\$	-		
0' - 12' Depth 12' - 18' Depth 10'' PVC Other	0 L.F. 0 L.F. 0 L.F. 0 L.F.	000	\$ \$ \$	50.00 75.00 75.00	11 11	\$ \$ \$ \$	-		
Sanitary Sewer Manholes 4' dia. Sanitary Sewer Manholes 5' dia. Service Cleanout	0 V.F. 0 V.F. 0 EA.	000	\$ \$ \$	300.00 325.00 110.00	0 0	\$ \$ \$	-		
Water Main Size (valves included) 4" DIP Class 52 6" DIP Class 52 8" DIP Class 52 10" DIP Class 52 12" DIP Class 52 12" DIP Class 52 T/S&V	0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F.	000000	\$ <del>\$ \$ \$</del> \$ \$			\$ <del>\$</del> \$ \$ \$	- - - -		
Hydrants	0 EA	@	\$	3,000.00	=	\$	**		
1" Copper Service (stops included)	0 EA.	@	\$	400.00	=	\$	-		. <u></u>
Bank Run Gravel Crushed Bank Run Gravel Sand Cushion	680 C.Y. 340 C.Y. 0 C.Y.	000	\$ \$	14.00 18.00 \$12.00		\$ \$ \$	9,520.00 6,120.00 -		
Hot Bituminous Pavement 28' width 2 1/2" Base Course Type C 1 1/2" Wearing Course Type F Other Tack Coat	212 TONS 106 TONS 0 1882 S.Y.	000	\$ \$	85.00 85.00 0.20	11 11 11	\$ <del>\$</del> \$ <del>\$</del> \$	18,020.00 9,010.00 - 376.40		
Curbing Granite Cape Cod	1342 L.F. 0 L.F.	@	\$ \$	22.00 6.00			29,524.00 -		
Sidewalks 5' Wide bituminous	0 S.Y.	@	\$	30.00	11	\$	-		
Loam and Seed Easement areas R.O.W. areas	0 L.F. 707 L.F.	00	\$	6.00 5.00		\$ \$	- 3,535.00		

Subdivision Name: "Brookview Subdivision"

							Total	Bond Remaining	Date
Bounds and Pins Property Pins Road Bounds	27 EA. 15 EA.	@	\$ \$	175.00 325.00	11 11	\$ \$	4,725.00 4,875.00		
Stop Signs Street Signs As-Built Plans	1 EA. 2 EA. 707 L.F.	000	\$ \$ \$	75.00 85.00 4.00	-	\$ \$ \$	75.00 170.00 2,828.00		
Landscaping Trees Bushes	0 EA. 40 EA.	@	\$ \$	375.00 200.00	H H	\$ \$	_ 8,000.00		
Guard Rails	0 L.F.	@	\$	50.00	=	\$	-		
Utility Trench (Elec/Tel/TV)	665 L.F.	@		\$35.00	=	\$	23,275.00	<u></u>	<u></u>
Other required improvements (itemized on sheet 4)					=	\$	110,314.00		
	Subtotal: 3% Mobilization Engineering & Co (10% subtotal):	S			359,340.65 10,780.22 35,934.07 406,054.93				
	10% Maintenance	e Leve	el:				40,605.49	<u> </u>	
	Total Estimate:						446,660.43		

Preparers Name: Paige Libbey

Date: 6/20/17

rev 3/21/16 rev 7/9/10 excel bond form

Subdivision Name: "Brookview Subdivision"

						•	l otal	Bond Remaining	Date
Additional Items Not Included in Towr	of Hudson Sprea	dshee	et						
Striping	1 LS	@	\$	1,000.00	=	\$	1,000.00		
12" ADS N-12 Culvert	40 LF	@	\$	30.00	H	\$	1,200.00	44	
15" ADS N-12 Culvert	551 LF	@	\$	34.00	=	\$	18,734.00		
5" End CAP w/ Orifice	1 EA.		\$	350.00		\$	350.00	· · · · · · · · · · · · · · · · · · ·	
15" Flared End Section	3 EA.	@	\$	400.00	=	\$	1,200.00	·	
Detention Pond	1 LS	@	\$	10,000.00	Ξ	\$	10,000.00		
Erosion Control Blanket	132 SY	@		\$2.50	=	\$	330.00		
6" Steel Bollards	5 EA.	@	\$	500.00	=	\$	2,500.00		<u></u>
30,000 Gallon Fire Cistern	1 EA.	@	\$7	75,000.00	=	\$	75,000.00		

Other Required Items Subtotal:

110,314.00

\_\_\_\_

#### TOWN OF HUDSON, NH ROAD GUARANTEE ESTIMATE FORM

I hereby certify that, in addition to any work already completed, the following itemized statement and estimate unit costs will complete all improvements required by the Hudson, NH Planning Board for the following Streets:

.

Owner/Developer Name: Tuck Realty Corp.							Date: 6/20/17	
Project Name: "Brookview Subdivision"					Ма	ap: 186	Lot: 13	
Street Name: Speare Road		Offsi	ite I	mprovem	ents	3		
						Total	Bond Remaining	Date
Clearing, 50' width Excavation Ledge Removal Mass Trench Ledge	0.06 A.C. 0 C.Y. 0 C.Y. 0 C.Y.	000	\$ \$ \$ \$ \$	7,500.00 5.00 25.00 50.00		\$    450.00		
Drainage Swales Drainage Swale w/Riprap Hay Bale Dike Silt Fence	175 L.F. 0 L.F. 0 EA 0 L.F.	000	\$\$\$	5.00 7.00 4.00 4.00		\$    875.00 		
Storm Drains Size/Type 12" RCP 15" RCP 18" RCP 21" RCP 24" RCP 30" RCP 36" RCP 6" PVC	0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F. 0 L.F.	00000000	\$\$ \$\$ \$\$ \$\$ \$\$ \$\$	30.00 34.00 38.00 42.00 46.00 54.00 66.00 \$20.00				
6" Underdrain 8" Underdrain	0 L.F. 0 L.F.	0	\$ <del>\$</del>	15.00 16.00	=			
Additional Excavation for Structures	0 C.Y.	@	\$	6.00	Ħ			
4' Catch Basins 5' Catch Basins 4' Drain Manholes 5' Drain Manholes	0 V.F. 0 V.F. 0 V.F. 0 V.F.	000	\$ \$ \$	250.00 275.00 275.00 310.00				
Headwalls Rip-Rap	0 EA. 0 S.Y.	@ @	\$ \$	1,300.00 36.00	H			

Project Name: "Brookview Subdivision" Offsite Improvements

, Sanitary Sewer Size								
6" PVC Service Connection	0 L.F.	@	\$	20.00	=			
8" PVC		<u> </u>					Factor and the second se	
0' - 12' Depth	0 L.F.	@	\$	50.00	Ξ			
12' - 18' Depth	0 L.F.	@	\$	75.00	Ξ			<u></u>
10" PVC	0 L.F.	@	\$	75.00			<u> </u>	<u></u>
Other	0 L.F.	@						
Sanitary Sewer Manholes 4' dia.	0 V.F.	0	\$	300.00	1			
Santary Sewer Manholes 4 dia.	0 V.F.	@ @	\$	325.00	=			
Service Cleanout	0 EA.	@		110.00	=			
Service Cleanout	ULA.	w	φ	110.00	_	<u></u>	Participant and an and a second s	
Water Main Size (valves included)								
4" DIP Class 52	0 L.F.	@	\$	53.00	Ξ			
6" DIP Class 52	0 L.F.	ā	\$	40.00	Ξ			
8" DIP Class 52	0 L.F.	@	\$	47.00	Ħ			
10" DIP Class 52	0 L.F.	@	\$	52.00	Ξ			
12" DIP Class 52	0 L.F.	@	\$	55.00	Ħ			<u></u>
T/S&V	0 L.F.	@	\$3	3,500.00	Ξ		<u>.</u>	<u></u>
	0 54	~	<i>~</i> (	000.00				
Hydrants	0 EA	@	\$ 3	3,000.00	Ξ	. <u> </u>		
1" Copper Service (stops included)	0 EA.	@	\$	400.00	<u></u>	<u></u>		
Bank Run Gravel	236 C.Y.	@	\$	14.00	=	\$ 3,304.00	I	
Crushed Bank Run Gravel	118 C.Y.	@	\$	18.00				
Sand Cushion	C.Y.	0		\$12.00	=			
Hot Bituminous Pavement 28' width	100 TONS	a	ተ	85.00	_	\$ 8,500.00	ł	
2 1/2" Base Course Type C		@	\$ \$	85.00 85.00	=			
1 1/2" Wearing Course Type F	60 TONS	@	Φ	00.00	=	\$ 5,100.00		
Other Tack Coat	710 S.Y.	@	\$	0.20	=	\$ 142.00		
Tack Coat	710 5.1.	@	Φ	0.20	-	φ 142.0U	·	
Curbing								
Granite	0 L.F.	@	\$	22.00	=			
Cape Cod	0 L.F.	@	\$	6.00	=			<u></u>
Sidewalks								
5' Wide bituminous	0 S.Y.	@	\$	30.00	=			
	0 0.1.		*	00.00				
Loam and Seed								
Easement areas	0 L.F.	@	\$	6.00				
R.O.W. areas	160 L.F.	@	\$	5.00	=	\$ 800.00		

Page 2

Date

**Bond Remaining** 

Total

Project Name: "Brookview Subdivision" Offsite Improvements

						Total	Bond Remaining	Date
Bounds and Pins Property Pins Road Bounds	0 EA. 0 EA.	0	\$	175.00 325.00	=			
Stop Signs Street Signs As-Built Plans	0 EA. 0 EA. 0 L.F.	00	\$ \$ \$	75.00 85.00 4.00	11 11			
Landscaping Trees Bushes	0 EA. 0 EA.	@	\$ \$	375.00 200.00	-		<u> </u>	
Guard Rails	0 L.F.	@	\$	50.00	-			
Utility Trench (Elec/Tel/TV)	0 L.F.	@		\$35.00	=			
Other required improvements (itemized on sheet 4)					=	\$ 2,671.00		
	Subtotal: 3% Mobilization Engineering & Co (10% subtotal):	onting	encie	es	23,966.00 718.98 2,396.60 27,081.58			
	10% Maintenance	e Leve	el:			2,708.16		
	Total Estimate:					29,789.74		<u> </u>

Prepares Name: Paige Libbey Date: 6/20/17

rev 3/21/16 rev 7/9/10 excel bond form

Project Name: "Brookview Subdivision" Offsite Improvements

						Т	otal	Bond Remaining	Date
Additional Items Not Included in Town of Hud Striping	1 LS	@					1,000.00		<del></del>
Pavement Removal	557 S.Y.	@	\$	3.00	Ξ	\$	1,671.00		
Othe	r Required Ite	ems S	ubtota	1:			2,671.00	<u> </u>	

# **Nellie Court Surety Release**

Staff Report 10 January 2018

SITE: Nellie Court, Map 165/Lot 159

**PURPOSE OF PETITION:** To release the established two-year road maintenance surety of \$19,384.42.

#### ATTACHMENTS:

- 1) Memo from Road Agent Kevin Burns dated 18 DEC 17 Attachment "A".
- 2) Newburyport Bank Letter of Credit Attachment "B".
- 3) Road Guarantee Estimate Form Attachment "C".

**RECOMMENDATION**: Per the written recommendation of the Road Agent, staff recommends release of said road maintenance surety for this road.

#### **DRAFT MOTION:**

I move to release the established road maintenance surety of \$19,384.42 for Nellie Court, Map 165/Lot 159; this surety release is in accordance with the written recommendation of Road Agent Kevin Burns dated 18 DEC 2017.

Motion by: \_\_\_\_\_\_Second: Carried/Failed: .

# **TOWN OF HUDSON**

**Highway Department** 

"All



2 Constitution Drive Hudson, New Hampshire 03051 603/886-6018 Fax 603/594-1143





- To: George Thebarge, Planner
- From: Kevin Burns, Road Agent
- Date: December 18, 2017
- Re: Nellie Court Bond release

I do not oppose the release of the two maintenance bond being held for Nellie Court.



uB"

Credit No. 110215 Irrevocable Standby Letter of Credit Expiration – October 31, 2017

November 3, 2015

Planning Board Town of Hudson 12 School Street Hudson, NH 03051

Account Party The Derry St Realty Trust

<u>Amount</u> \$19,384.42 USD

Dear Planning Board:

Beneficiary Town of Hudson Hudson, NH 03051

RE: Two-Year Maintenance of Nellie Court, Hudson, NH

By this document, Newburyport Five Cents Savings Bank hereby issues an irrevocable Letter of Credit in the amount of \$19,384.42 USD to the Town of Hudson on behalf of The Derry St Realty Trust. This irrevocable Letter of Credit is issued as a two-year maintenance surety for Nellie Court, Hudson, NH 03051.

It is agreed and understood that this Letter of Credit is issued with an expiration date of October 31, 2017.

Should this letter of credit be called at the request of the Town of Hudson or its Planning Board the Newburyport Five Cents Savings Bank shall forthwith forward a check in the amount of \$19,384.42 USD to the Treasurer of the Town of Hudson, the funds shall be used exclusively for the purpose of maintenance as is guaranteed by this Letter of Credit. Any funds not needed by the Town to complete the necessary maintenance shall be returned to Newburyport Five Cents Savings Bank.

Sincerely.

Scott Eaton Senior Vice President Newburyport Five Cents Savings Bank

I have read this Letter of Credit and agree to its terms:

The Derry St Realty Trust

NEWBURYPORT, MA | NEWBURY, MA | AMESBURY, MA | SALISBURY, MA | PORTSMOUTH, NH

#### TOWN OF HUDSON, NH ROAD GUARANTEE ESTIMATE FORM

I hereby certify that, in addition to any work already completed, the following itemized statement and estimate unit costs will complete all improvements required by the Hudson, NH Planning Board for the following Streets:

Clearing, 50' width       1.25 A.C.       (2) \$7,500.00 $=$ \$9,375.00 $$0.00$ Excavation       440 C.Y.       (2) \$5.00 $=$ \$2,200.00 $$0.00$ Ledge Removal Mass       0 C.Y.       (2) \$25.00 $$0.00$ $$0.00$ Trench Ledge       0 C.Y.       (2) \$25.00 $$0.00$ $$0.00$ Drainage Swales       0 L.F.       (2) \$5.00 $$0.00$ $$0.00$ Drainage Swales       0 L.F.       (2) \$5.00 $$0.00$ $$0.00$ Drainage Swales       0 L.F.       (2) \$5.00 $$0.00$ $$0.00$ Drainage Swales       0 L.F.       (2) \$7.00 $$0.00$ $$0.00$ Drainage Swales       0 L.F.       (2) \$7.00 $$0.00$ $$0.00$ Hay Bale Dike       0 EA       (2) \$7.00 $$0.00$ $$0.00$ Storm Drains Size/Type       46 L.F.       (2) \$3.000       \$1,600.00       \$0.00         12" RCP       46 L.F.       (2) \$3.400       \$13,906.00       \$0.00       \$0.00         15" RCP       0 L.F.       (2) \$3.800       \$0.00       \$0.00       \$0.00       \$0.00         18" RCP       0 L.F.       (2) \$4.200       \$0.00	Owner/Developer Name: 63 Derry Road Realty T	Frust					Date: Septemb	er 1, 2013	
Clearing, 50' width       1.25 A.C.       @ \$7,500.00 =       \$9,375.00       \$0.00	Project Name: Nellie Court		Mapt	165	i		Lot: 159		
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Cleaning, 50 width1.20 K.0. $(20 \ \text{K}, 60.0)$ $(1,20 \ \text{K}, 60.0)$ $(1,20$							Total	Bond Remaining	Date
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Subdivision Name: Nellie Court						Total	Bond Remaining	Date
							-	
Sanitary Sewer Size	000 I F	~	•	00.00		<b>\$E 900 00</b>	\$0.00	
6" PVC Service Connection	290 L.F.	0	\$	20.00	-	\$5,800.00 \$0.00		
8" PVC	0 L.F. 266 L.F.	0	æ	50.00	_	\$13,300.00		
0' - 12' Depth	200 L.F. 0 L.F.	0	\$ \$	75.00	=	\$13,300.00		
12' - 18' Depth	0 L.F.	@	φ \$	75.00	-	\$0.00		
10" PVC	0 L.F.	@ @	φ	10.00		\$0.00		<u></u>
Other	V LLC	W				<i>\</i> 0.00	40.00	, ,
Sanitary Sewer Manholes 4' dia.	17 V.F.	0	\$	300.00	-	\$5,100.00		
Sanitary Sewer Manholes 5' dia.	0 V.F.	0	\$	325.00	=	\$0.00		
Service Cleanout	0 EA.	@	\$	110.00	H	\$0.00	\$0.00	Hereine and the state of the second
Water Main Size (valves included)								
4" DIP Class 52	0 L.F.	0	\$	53.00	H	\$0.00	\$0.00	
6" DIP Class 52	305 L.F.	ĕ	\$	40.00	÷	\$12,200.00	\$0.00	No. 2010 10 10 10 10 10 10 10 10 10 10 10 10
8" DIP Class 52	0 L.F.	õ	\$	47.00	<b>**</b>	\$0.00	\$0.00	
10" DIP Class 52	0 L.F.	õ	\$	52.00		\$0.00	\$0.00	
12" DIP Class 52	0 L.F.	@	\$	55.00	×	\$0.00	\$0.00	
T/S&V	0 L.F.	0	\$	3,500.00	Ħ.	\$0.00	\$0.00	····
Hydrants	1 EA	@	\$ 3	3,000.00	11	\$3,000.00	\$0.00	
1" Copper Service (stops included)	6 EA.	0	\$	400.00	=	\$2,400.00	\$0.00	<del>,</del>
Bank Run Gravel	520 C.Y.	@	\$	14.00	=	\$7,280.00	\$0.00	
Crushed Bank Run Gravel	278 C.Y.	õ	\$	18.00	=	\$5,004.00	\$0.00	·
Sand Cushion	0 C.Y.	<u>@</u>		\$12.00	=	\$0.00	) \$0.00	
Hot Bituminous Pavement 28' width								
2 1/2" Base Course Type C	195 TONS	@	\$	85.00	=	\$16,575.00	\$0.00	
1 1/2" Wearing Course Type F	115 TONS	õ	\$	85.00	=	\$9,775.00	) \$0.00	
Cold Planing	60 S.Y.	0	\$	4.00	=	\$240.00		<u></u>
Tack Coat	1550 S.Y.	0	\$	0.20	=	\$310.00	\$0.00	Leg Martine Collection of C
Curbing								
Granite	1290 L.F.	0	\$	22.00	=	\$28,380.00		**************************************
Cape Cod	0 L.F.	Ō.	\$	6.00	=	\$0.00	\$0.00	
Sidewalks								
5' Wide bituminous	365 S.Y.	0	\$	30,00		\$10,950.00	\$0.00	<u></u>
Loam and Seed								
Easement areas	0 L.F.	@	\$	6.00	Ξ	\$0.00		,
R.O.W. areas	500 L.F.	õ	\$	5.00	=	\$2,500.00	\$0.00	<u></u>

#### Subdivision Name: Nellie Court

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						Total	Bond Remaining	Date
Bounds and Pins Property Pins Road Bounds	11 EA. 9 EA.	00	\$ \$	175.00 325.00	н	\$1,925.00 \$2,925.00		
Stop Signs Street Signs As-Built Plans	1 EA. 1 EA. 500 L.F.	000	\$ \$ \$	75.00 85.00 4.00	11 11 61	\$75.00 \$85.00 \$2,000.00	\$0.00	
Landscaping Trees Bushes	1 EA. 8 EA.	00	\$ \$	375.00 200.00	=	\$375.00 \$1,600.00		•
Guard Rails	0 L.F.	@	\$	50.00	n	\$0.00	\$0.00	******************************
Utility Trench (Elec/Tel/TV)	300 L.F.	@		\$35.00		\$10,500.00	\$0.00	
Other required improvements (itemize on separate sheet)	0 S.F.	@		\$0.50	=	\$0.00	) \$0.00	
					;		-	
	Subtotal: Engineering & C (10% subtotal)		enci	es		\$ 176,222.00 \$ 17,622.20 \$ 193,844.20		
	10% Maintenanc	e Lev	el:			\$ 19,384.42		
	Total Estimate:					\$ 213,228.62	Alter and the second second	

Preparer's Name: Jeffrey Burd, RJB Engineering, LLC

Date: September 1, 2013

rev 7/9/08 rev 11/29/07 excel bond form

# Autumn Circle Subdivision Extension Request

Staff Report January 10, 2018

SITE: Autumn Circle Subdivision - 300 Webster Street - Map128/Lots 007 & 008 - SB# 01-18

**PURPOSE OF PLAN:** Pursuant to RSA 674:39, the Applicant requests a one-year extension for the approved Autumn Circle Subdivision Plan of 12/10/14. A previous two-year extension lapsed on December 10, 2017. Application Acceptance & Hearing.

#### **ATTACHMENTS**:

- 1) Letter from Project Engineer Patrick Colburn, RE: Ext. Request Attachment "A".
- 2) Project Narrative Attachment "B".
- 3) Notice of Approval, RE: 11 DEC 14 Autumn Circle Subdivision. Attachment "C".
- 4) Notice of Approval, RE: 15 JAN 16 Autumn Circle Subdivision Attachment "D".

**COMMENTS**: In accordance with the attached letter from the project engineer Patrick Colburn, the Applicant requests for the Planning Board to consider granting a 1-year extension for the approved Autumn Circle Subdivision. The project was approved in December of 2014, and the applicant received a subsequent two-year extension that expired on December 10 of 2017. There is some question as to whether an extension is necessary, as the applicant considers that there has been "substantial development" consisting of road work, drainage systems, and some utilities. An email from the applicant's attorney indicated that the Litchfield Planning Board voted on December 19, 2017 to confirm that the project is "vested" per these improvements (the subdivision straddles the Town line).

Although RSA 674:39 does provide vesting rights for subdivisions based on substantial development, one of the stipulations of that statute is that the subdivision plat "be properly recorded in the registry of deeds." Because the applicant has not recorded the plat or entered into a development agreement or posted a performance surety for completion of the public improvements, there is an argument that the 5-year exemption rule of RSA 674:39 requirements have not been met for this project.

It is also important to consider that the purpose of RSA 674:39 is to protect developers from enactment of <u>new</u> zoning, subdivision, and other regulations. There is a separate public concern for timely completion of subdivisions under <u>current</u> regulations. Neighbors to development projects have a vested interest in seeing projects completed in a timely manner so that construction activities that affect their peaceful enjoyment of property come to an end. There are also public concerns with partially developed sites lying dormant for extended time frames without monitoring or maintenance.

Establishing reasonable time limits for completion and the need for extensions of those time limits provides opportunity to review the current status of the project and the developer's intent for completion. If there are problems on the site, extension reviews provide opportunity to address those problems.

Town Engineer Elvis Dhima has expressed concern on the need for additional erosion control measures given the length of time the project has sat dormant.

**RECOMMENDATION:** Staff recommends that the Board review the current project status and accept testimony from the applicant and the public. At the end of that comment period, the Board can deliberate on whether to grant the requested one-year extension request. The Board can also defer making a decision until the next Planning Board meeting if more information is needed.

#### DRAFT MOTION TO DEFER ACTION ON THE APPLICATION:

I move to defer action on the applicant's request for a one-year extension of the subdivision approval for the Autumn Circle Subdivision, located at 300 Webster Street to the January 24 Planning Board meeting.

Motion by: \_\_\_\_\_\_Second: \_\_\_\_\_Carried/Failed: \_\_\_\_\_

#### DRAFT MOTION TO GRANT THE EXTESION:

I move to grant a one-year extension (i.e., from December 10, 2017 to December 10, 2018) of the subdivision approval for the Autumn Circle Subdivision, located at 300 Webster Street. Said extension is contingent on the applicant submitting an updated plan for erosion and sedimentation controls acceptable to the Town Engineer.

Motion by: \_\_\_\_\_\_ Second: \_\_\_\_\_\_ Carried/Failed: \_\_\_\_\_



November 29, 2017

Mr. George Thebarge, Land Use Director Planning Department Town of Hudson 12 School Street Hudson, New Hampshire 03051

Subject:Autumn Circle Subdivision<br/>Subdivision Approval SP# 11-14<br/>Map 128; Lot 7 and 8<br/>300 Webster Street, Hudson, New Hampshire<br/>KNA Project No. 07-0511-4A

Dear Mr. Thebarge,

As you are aware, our office prepared subdivision plans for the above referenced property in 2014. Further, on December 10, 2014, the Hudson Planning Board granted the Applicant Subdivision Approval. The plan proposed to consolidate two existing lots in Hudson and Litchfield, and re-subdivide the property to create 10-new residential building lots. The plan also includes significant improvements such as onsite stormwater management, a 1,000+/- foot culde-sac, onsite septic systems, and connection to municipal water.

Construction onsite is active and substantial but is incomplete to date. As you are aware, the owner has opted to build the project infrastructure to a certain degree prior to submitting a bond amount to the Planning Board for approval. As a result, the plan has not been recorded at the Registry of Deeds. We understand from our conversation with you that since the plan has not yet been recorded it cannot be considered "vested" even though significant work and investment has occurred on the site, which would normally result in project vesting. While we disagree that an extension is required in this case, we cannot risk project expiration. Therefore, we hereby respectfully request, on behalf of our client and without prejudice, that the Hudson Planning Board grant a one-year extension to the previously approved Subdivision plans listed above. The current owner anticipates filing a bond for the remaining improvements and recording the plat in coming weeks, but does not want to risk expiration.

Should you have any questions, or require further information, please do not hesitate to contact me at the office.

Respectfully,

Patrick Colburn, PE Project Manager

Civil Engineering

Land Surveying

Landscape Architecture



### Land of Leonard Vigeant 300 Webster Street Tax Map 128; Lots 7 & 8 KNA Project No. 07-0511-4A

September 16, 2014

#### Project Location

The subject properties, situated in both Hudson and Litchfield, are referenced on Hudson Tax Map 128 as Lots 7 & 8 and Litchfield Tax Map 1 as Lots 1 & 2.

#### Project Intent

The project proposal is for a 10-Lot Residential Subdivision. Access to the site will be provided by a proposed roadway and cul-de-sac running through the Hudson portion of the site. An existing intermittent stream bisects the site making it impossible to access the rear half of the site without impacting the wetland. Substantial stormwater management provisions are also being proposed. Each lot will be serviced by private well and septic systems.

#### Existing Conditions

The majority of the subject property is currently undeveloped consisting of meadowlands with the exception of a two-story home and detached two-story garage located on Lot 8. Lot 7 is bordered by the Merrimack River to the west. The entire embankment is heavily wooded. The property is bisected at its midpoint by an intermittent stream that runs parallel to the Merrimack River until ultimately discharging into it. A significant portion of the site slopes down toward the wetland.

A Site Specific Soil Survey, performed by Schauer Environmental Consultants, LLC, classifies the predominant on-site soil types as Pootatuck fine sandy loam, 0-8% slopes, Rippowam fine sandy loam, 0-8% slopes, Merrimac fine sandy loam with slopes ranging from 0-25+%, Sudbury fine sandy loam, 0-8% slopes, Udorthents, sandy with slopes from 0-25+%, and Occum fine sandy loam, 0-25+% slopes. Merrimac is a Hydrologic Group 'A' soil, the Pootatuck, Sudbury, and Occum soils are Type 'B' soils, and Rippowam is a Type 'C' soil. The Udorthents soils range from Hydrologic Groups A-C.

#### Storm Water Management

In general, the 2-year, 10-year, 25-year and 50-year frequency storms will be analyzed as required by the Town of Hudson and the State of New Hampshire design guidelines as well as common engineering practice. Proposed treatment practices will be provided following the recommended design practices outlined in the publication entitled <u>New Hampshire Department of Environmental Services Best Management Practices for Stormwater Management and Erosion and Sediment Control.</u> Two above ground stormwater detention ponds with long, wide, and flat stormwater treatment swales downstream are being proposed to reduce the peak rate of runoff. The swales are located in the buffer

Civil Engineering	Land Planning	Landsc	cape Architecture
10 Commerce Park North, Suite 3B	Bedford, NH 03110	Phone (603) 627-2881	Fax (603) 627-2915

because the natural low points are within the buffer. Proper mitigation and treatment will ensure no adverse downstream impacts to sensitive wetland areas and abutting lands.

#### Erosion and Sediment Control

As an integral part of the engineering design of this site, an erosion and sedimentation control plan will be developed with the intent of limiting the potential for soil loss and associated receiving water quality degradation, both during and after the construction period. Traditional temporary erosion and sedimentation control devices and practices, such as siltation fencing, check dams, and seeding will be specified. Again, reference is made to the <u>Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire manual to appropriately provide and design for erosion control practices. Also, in an effort to account for abnormal adverse building conditions, common engineering practices attempt to further protect all affected areas through caution to the future contractor that any indicated erosion control practices are a minimum standard and serve as a guide only. Notes to this effect are typically added to the design plans and further state more extensive erosion control measures are, by mention, incorporated as field conditions warrant or as directed by the appropriate Local or State authority.</u>

Finally, efforts protecting all affected areas are provided via site specific construction sequencing sensitive to limiting soil loss due to erosion as well as giving consideration to potential associated water quality degradation. It is important for the contractor to recognize that proper judgment in the implementation of work will be essential if erosion is to be limited and protection of completed work is to be realized. Moreover, any specific changes in sequence and/or field conditions affecting the ability of specific erosion control measures to adequately serve their intended purpose are immediately remedied with alternative means.

#### Wetland Impacts

Schauer Environmental Consultants, LLC mapped the onsite jurisdictional wetlands in May, 2014 which were field located by this office during on ground survey efforts. The central wetland consists of palustrine, scrub-shrub, broad-leaved deciduous, seasonally flooded swamp with a perennial stream classified as riverine, upper perennial, unconsolidated bottom, mud, and semi permanently flooded. The wetland in the northwestern corner consists of palustrine, forested, broad-leaved deciduous, seasonally flooded swamp with an intermittent stream classified as riverine, intermittent, streambed, sand, and seasonally flooded. As the attached Wetland and Wetland Buffer Impact Plans depict, the proposed site improvements require 913 square feet of temporary wetland impact, 2,545 square feet of permanent wetland impact along with 20,868 square feet of permanent buffer impact in Hudson. There will be no buffer impacts within the Town of Litchfield.

Civil Engineering	Land Planning	Landscape Architecture	
10 Commerce Park North, Suite 3B	Bedford, NH 03110	Phone (603) 627-2881	Fax (603) 627-2915

# TOWN OF HUDSON PLANNING BOARD

#### NOTICE OF APPROVAL

12 School Street

Hudson, New Hampshire 03051

603/886-6005



December 11, 2014

Owner or Applicant:

Leonard A. Vigeant, Sr. 5 Mockingbird Lane Hudson, NH 03051

On Wednesday, December 10, 2014, the Hudson Planning Board heard subject case SP# 11-14 "Autumn Circle Subdivision"

SUBJECT: Purpose of plan: is to consolidate the two subject parcels: Hudson/ Litchfield Tax Map and Lot = 128-7/1-2 and Hudson/Litchfield Tax Map and Lot = 128-8/1-1 and subdivide the resulting area into 11 building lots; (one will contain the existing house and garage). Application Acceptance & Hearing. Deferred Date Specific from the 11-12-14 Planning Board Meeting.

LOCATION: 300 Webster Street – Map 128/Lots 7 & 8

You are hereby notified of the subject plat presented before the Planning Board and the following action:

The Planning Board voted to accept the Subdivision application for 300 Webster Street – Map 128/Lots 7 & 8, which calls for the construction of a new public street and 11 single-family house lots.

#### Waivers:

289-6(D) – Fiscal Impact

The Planning Board voted to grant the requested waiver: HTC 289-6(D) – Fiscal Impact Study-because said study, in addition to the submitted plans, CAP Fee provisions and other submitted application materials, is not necessary in order to evaluate the fiscal impact of this development, and as such, the granting of this waiver is not contrary to the spirit and intent of the Subdivision Regulations.

0/

Approval Notice – Autumn Circle December 11, 2014 Page 2

#### 289-6(D) – Traffic Study

The Planning Board voted to grant the requested waiver: HTC 289-6(D) – Traffic Studybecause the traffic volume associated with the addition of 10 new single-family dwellings will not substantially impact the existing traffic conditions along Webster St., and as such, the granting of this waiver is not contrary to the spirit and intent of the Subdivision Regulations. <sup>1</sup>

The Planning Board voted to approve the subdivision plan entitled: Residential Subdivision Land of Leonard Vigeant Map 128; Lots 7 & 8 Hudson, Map B; Lots 1-1 & 1-2 Litchfield 300 Webster Street, Hudson and Litchfield, NH, prepared by Keach-Nordstrom Associates, Inc., dated: 16 Sept 2014, latest revision date: 19 Nov 2014, consisting of Sheets 1 - 23 and Notes 1 - 32, in accordance with the following terms and conditions:

- 1. All stipulations of approval shall be incorporated into the Development Agreement, which shall be recorded at the HCRD, together with the above Subdivision Plan-of-Record (hereafter referred to as the Plan).
- 2. Prior to Planning Board endorsement of the Plan, Town Counsel shall favorably recommend on the Development Agreement and Municipal Water and Drain Easement Deeds pertaining to such easements as shown on the Plan.
- 3. A CAP amount of \$1,554.33, per residential unit, shall be paid prior to the issuance of a Certificate of Occupancy.
- 4. A public school impact fee in the amount of \$3,578.00, per residential unit, shall be paid prior to the issuance of a Certificate of Occupancy.
- 5. A recreation contribution in the amount of \$400.00, per residential unit, shall be paid prior to the issuance of a Certificate of Occupancy.
- 6. This approval is subject to final engineering review.
- 7. Maintenance of the onsite drainage system shall be constructed and maintained in compliance with local and NHDES requirements for such systems, and the perpetual maintenance of the stormwater treatment structures and treatment and retention basins outside of the ROW, shall be the responsibility of the future homeowner's association comprised of all the homeowners within this subdivision.

Approval Notice – Autumn Circle December 11, 2014 Page 3

- 8. The number of dwelling lots for this subdivision shall be limited to 11, which includes proposed Lot 1 having an existing two-family dwelling.
- 9. If lot development involves blasting and/or ramming of bedrock materials, said activities shall be limited to the hours between 7:00 A.M. and 5:00 P.M. Monday through Friday only. Said blasting/ramming activities shall be prohibited on Saturday and Sunday.
- 10. Construction activities involving the lots shall be limited to the hours between 7:00 A.M. and 6:00 P.M., Monday through Friday. Interior construction activities are allowed on Saturday between 7:00 A.M. and 6:00 P.M. Both interior and exterior construction activities are prohibited on Sunday. Note: this condition shall be properly inscribed on Sheets 3 and 4 of the Plans prior to Planning Board endorsement of same.
- 11. The developer shall be responsible for the installation of a road status sign at the entrance drive to this subdivision in accordance with Section 289-40 of the Planning Board's Land Use Regulations, and as stated in Note 26, Sheet 1 of the Plan.
- 12. An offsite traffic improvement fee, in the amount of \$250 shall be paid prior to the issuance of a Certificate of Occupancy for each dwelling within this subdivision built in Hudson, and this fee shall be expended exclusive to traffic improvements implemented within the vicinity of the Webster St./Derry St. (NH Rte. 102) intersection.
- 13. Prior to Planning Board endorsement of the Plan, the "Heritage Trail Easements", pertaining to Lots 8-7 & 8-8, shall be favorably reviewed by Town Counsel, and said easements shall be recorded at the HCRD, together with the Plan.
- 14. Conservation signage shall be provided at 50 foot intervals, at the Applicant's expense, along the Merrimack River "no cut, no disturb" zones associated with Lots 8-7 & 8-8.

All representations of fact or intention made by the applicant or any applicant's representative during testimony before the Planning Board relative to the obtaining approval of this plan, shall be considered conditions of this approval regardless of the fact that such fact or intentions were not specifically stated as part of the motion to grant.

'Lel Date: 12 - 11 - 14 Signed: John M. Cashell Town Planner

cc: Keach-Nordstrom Assoc. Inc.

# TOWN OF HUDSON PLANNING BOARD <u>NOTICE OF APPROVAL</u> 12 School Street Hudson, New Hampshire 03051 603/886-6005

January 15, 2016

Owner or Applicant:

Autumn Circle Subdivision (Extension) Leonard A. Vigeant SR. 5 Mockingbird Lane Hudson, NH 03051

On Wednesday, January 13, 2016, the Hudson Planning Board heard subject case SB# 10-15 "Autumn Circle Subdivision (Extension)"

SUBJECT: PURPOSE OF PLAN: PURSUANT TO RSA 674:39, THE APPLICANT REQUESTS A TWO-YEAR EXTENSION FOR THE APPROVED AUTUMN CIRCLE SUBDIVISION PLAN OF 12/10/14. APPLICATION ACCEPTANCE & HEARING.

LOCATION: 300 WEBSTER STREET- MAP 128/LOTS 007 & 008

You are hereby notified of the subject plat presented before the Planning Board and the following action:

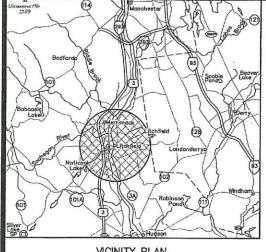
The Planning Board moved to grant a two-year extension (i.e., from December 10, 2015 to December 10, 2017) for the Autumn Circle Subdivision, located at 300 Webster Street, which calls for the consolidation of the subjects: Hudson/Litchfield Tax Map and Lot = 128-7/1-2 and Hudson-Litchfield Tax Map and Lot = 128-8 / 1-1 and subdivide the resulting area into 10 building lots; 1 containing the existing house and garage.

All representations of fact or intention made by the applicant or any applicant's representative during testimony before the Planning Board relative to the obtaining approval of this plan, shall be considered conditions of this approval regardless of the fact that such fact or intentions were not specifically stated as part of the motion to grant.

Signed: Khn M. Cashell Town Planner

Date: 1-15-16

cc: Keach-Nordstrom Associates, Inc.



VICINITY PLAN NOT TO SCALE

**RESIDENTIAL SUBDIVISION** LAND OF LEONARD VIGEANT MAP 128; LOTS 7 & 8-HUDSON MAP B; LOTS 1-1 & 1-2-LITCHFIELD **300 WEBSTER STREET** HUDSON & LITCHFIELD, NEW HAMPSHIRE

**OWNER/APPLICANT:** LEONARD A. SR. AND JANE M. VIGEANT **5 MOCKINGBIRD LANE** HUDSON, NEW HAMPSHIRE 03054

# PREPARED BY:

KEACH-NORDSTROM ASSOCIATES, INC. 10 COMMERCE PARK NORTH, SUITE 3 BEDFORD, NEW HAMPSHIRE 03110 (603) 627 - 2881

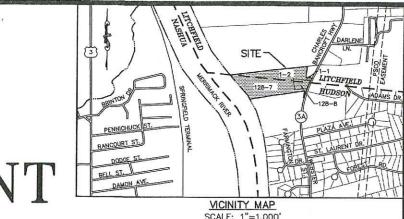
IN ASSOCIATION WITH: SCHAUER ENVIRONMENTAL CONSULTANTS, LLC. 722 ROUTE 3A, UNIT #1 BOW, NEW HAMPSHIRE, 03304



SEPTEMBER 16, 2014 LAST REVISED: FEBRUARY 11, 2015 PROJECT NO. 07-0511-4A

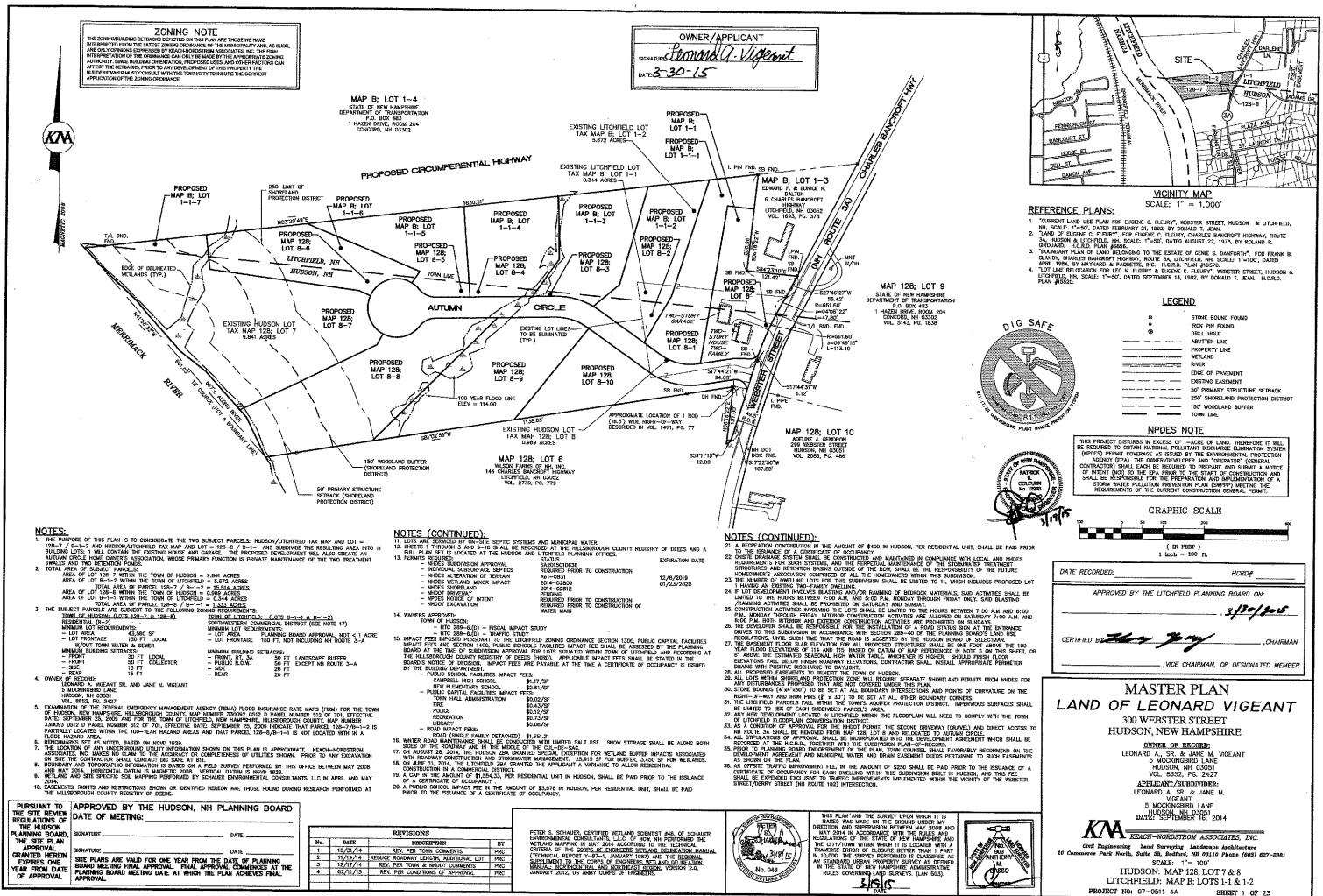
## SHEET TITLE

MASTER PLAN SUBDIVISION PL TOPOGRAPHIC ST ROADWAY PLAN ROADWAY PROFIL UTILITY PLAN EASEMENT PLAN SITE DISTANCE EROSION CONTRO WATER MAIN EX CONSTRUCTION TEST PIT LOGS

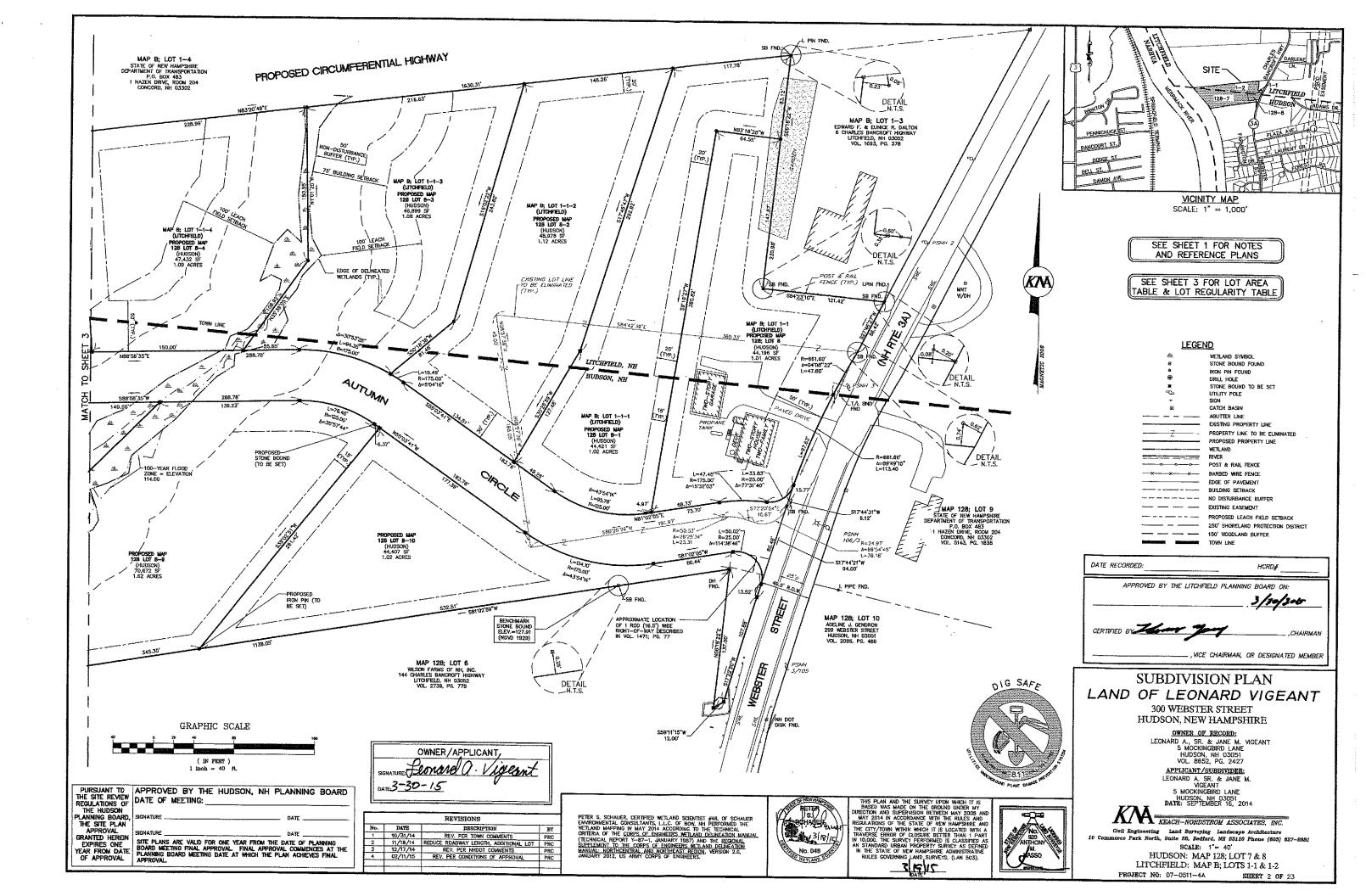


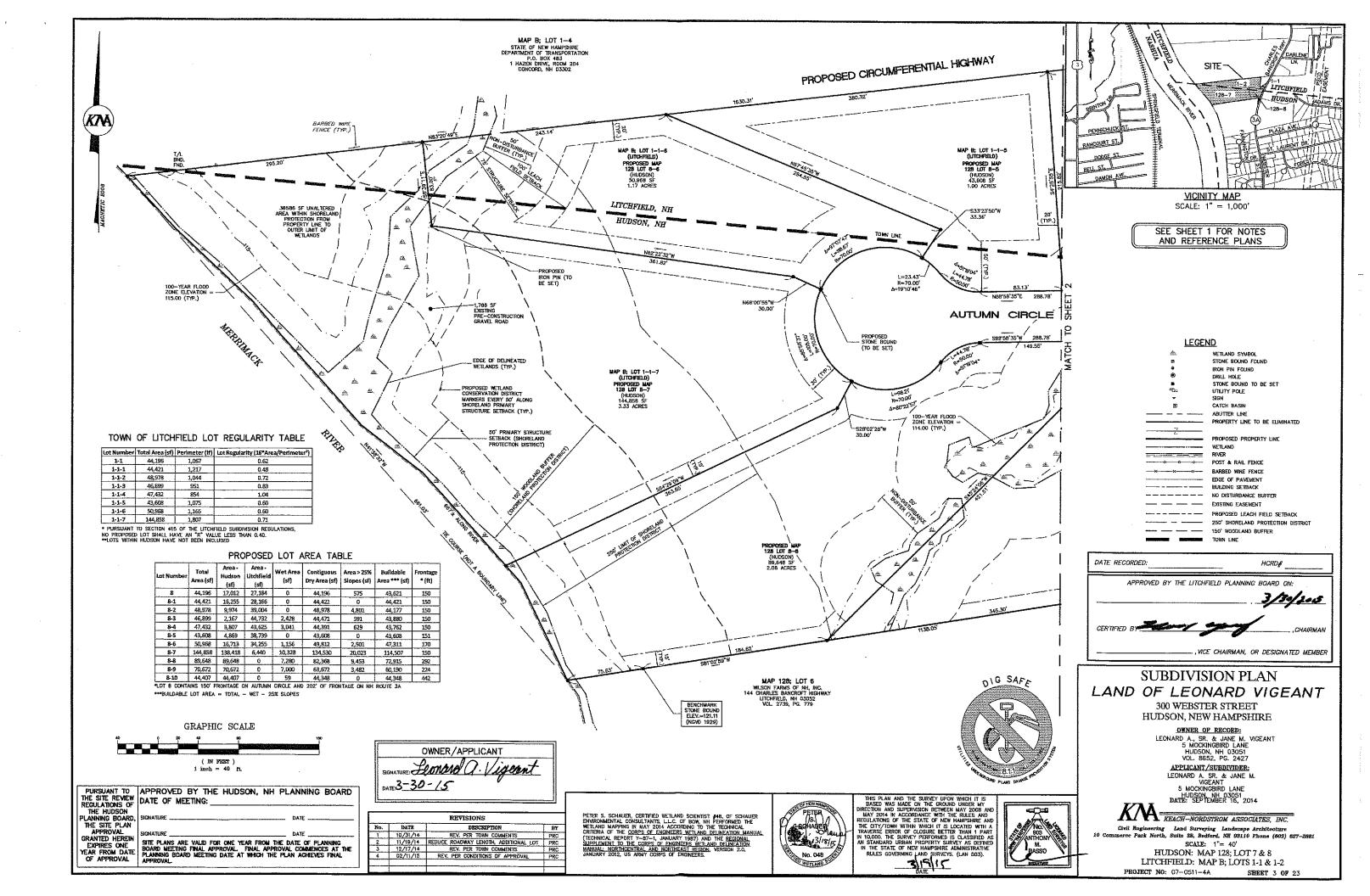


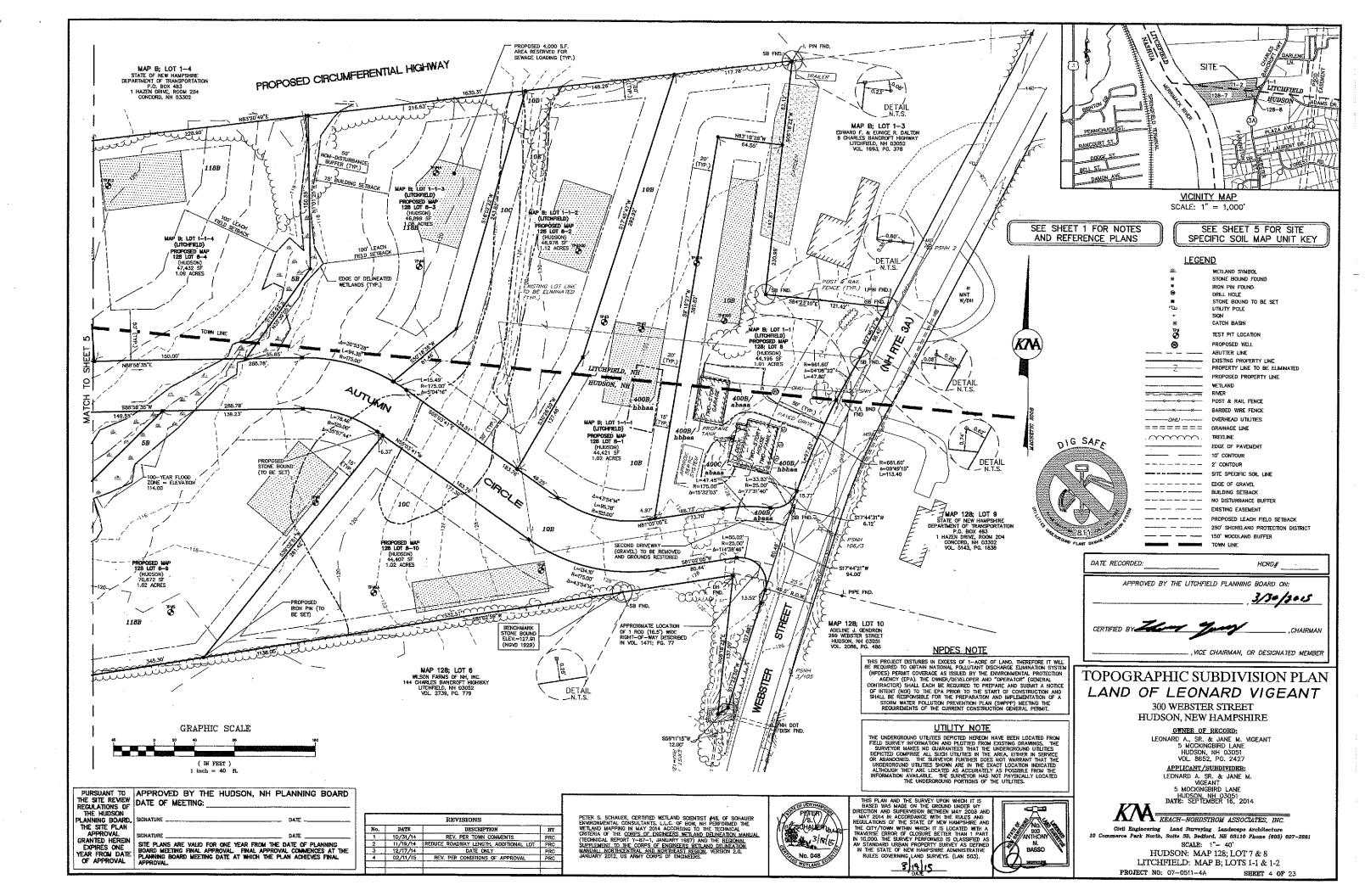
<u>E</u>	SHEET No.
LAN	1 2 & 3
SUBDIVISION PLAN	4 & 5 6
ILE	7 8
NS	9 & 10
PLAN & PROFILE	11
ROL PLAN	12
TENSION PLAN	13
DETAILS	14 - 22
	23

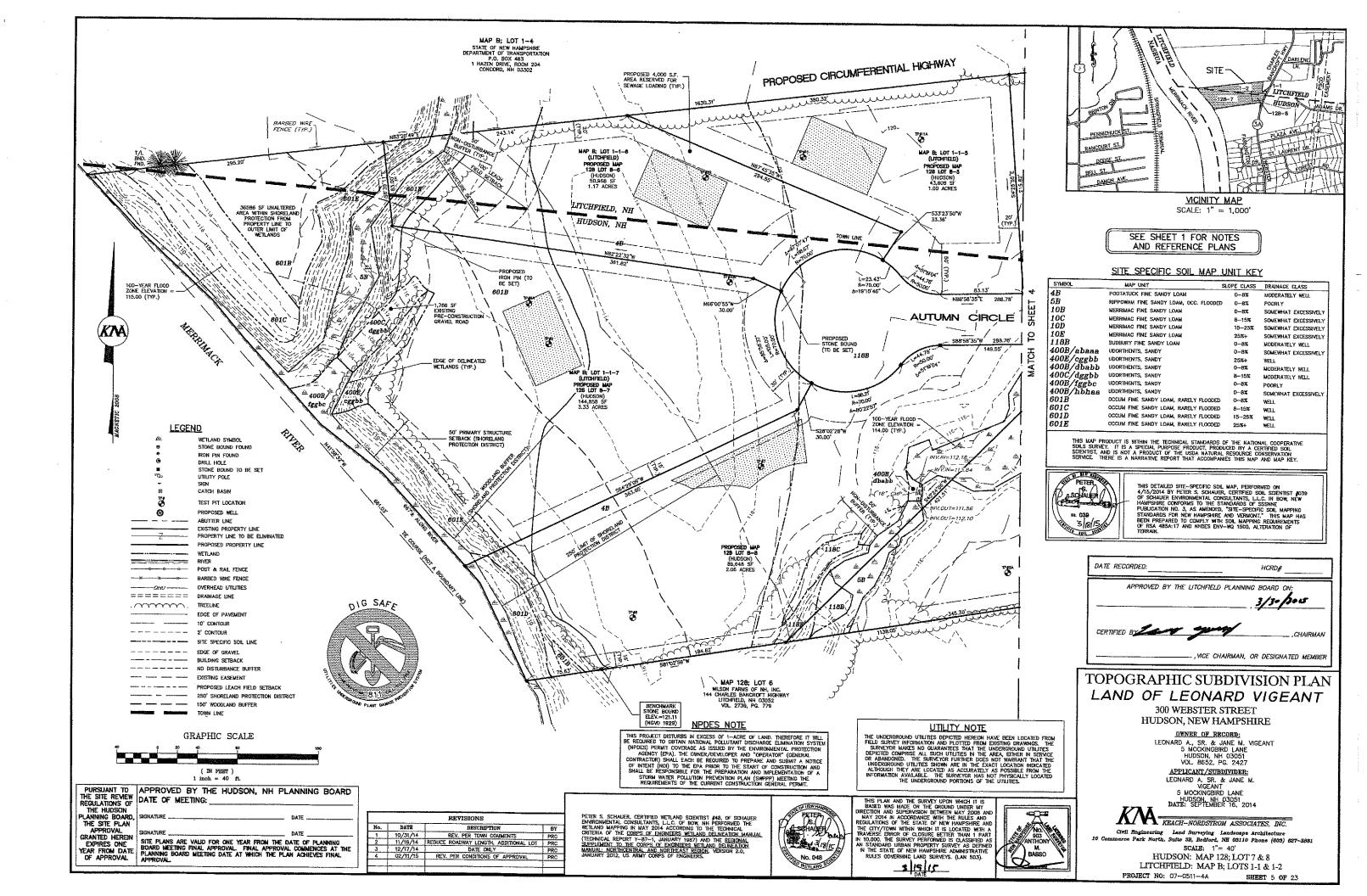


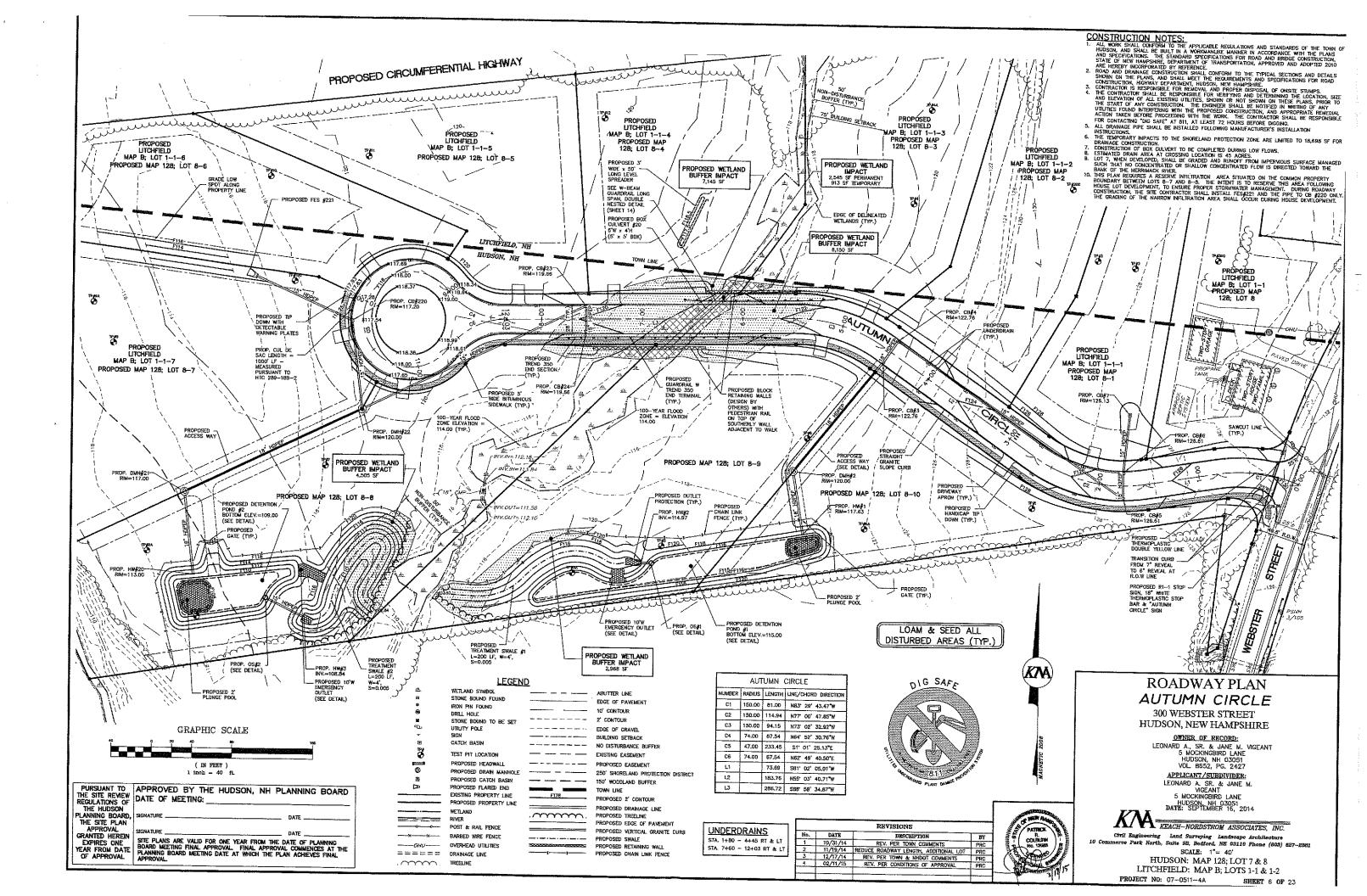
DATE	L	REVISIONS		
	Na.	DATE	DESCRI	
DATE YEAR FROM THE DATE OF PLANNING L FINAL APPROVAL COMMENCES AT THE AT WHICH THE PLAN ACHEVES FINAL	1	10/31/14	REV. PER TOWN	
	2	11/19/14	REDUCE ROADWAY LENG	
	3	12/17/14	REV. PER TOWN & I	
	4	02/11/15	REV. PER CONDITION	

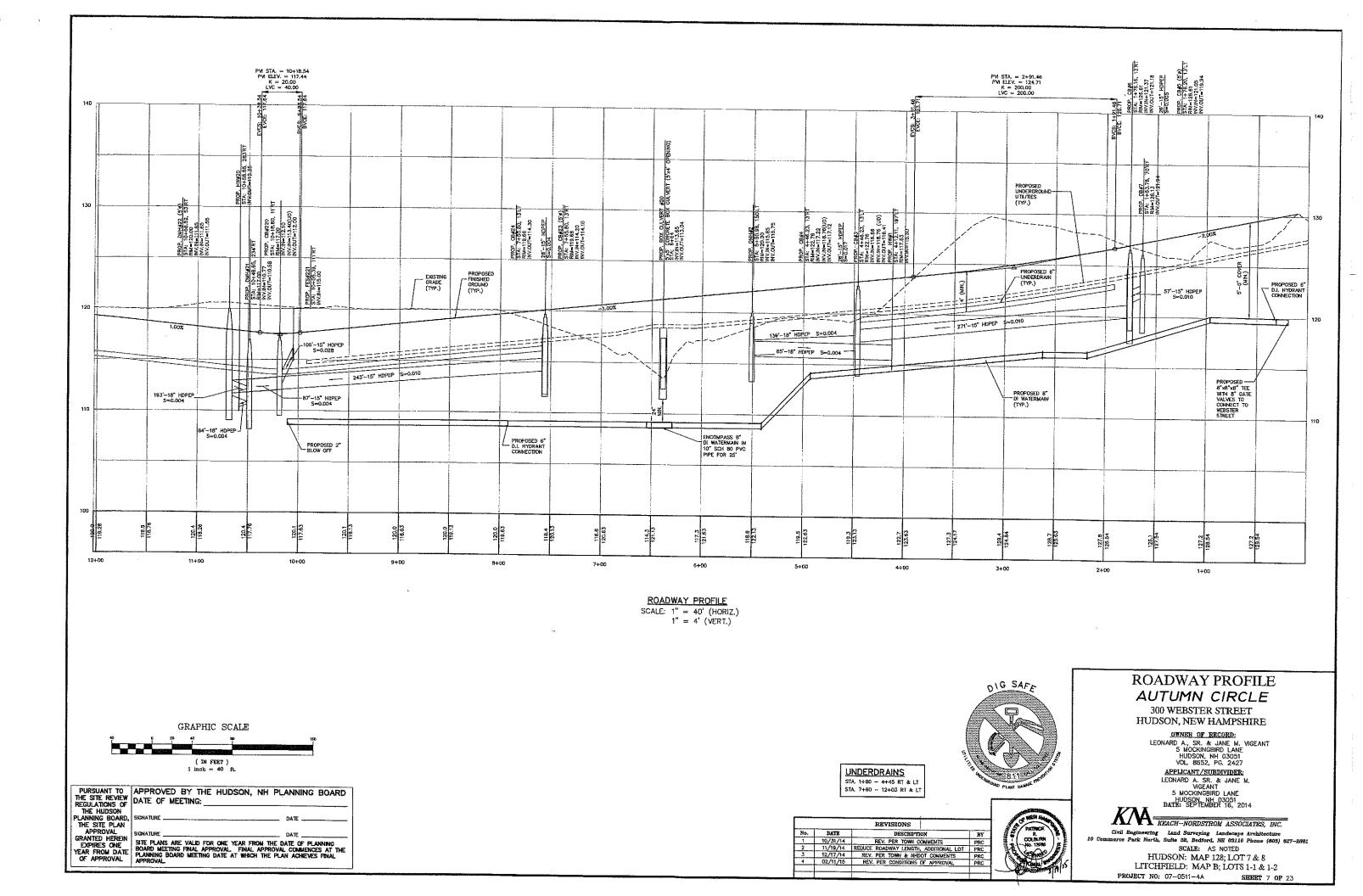


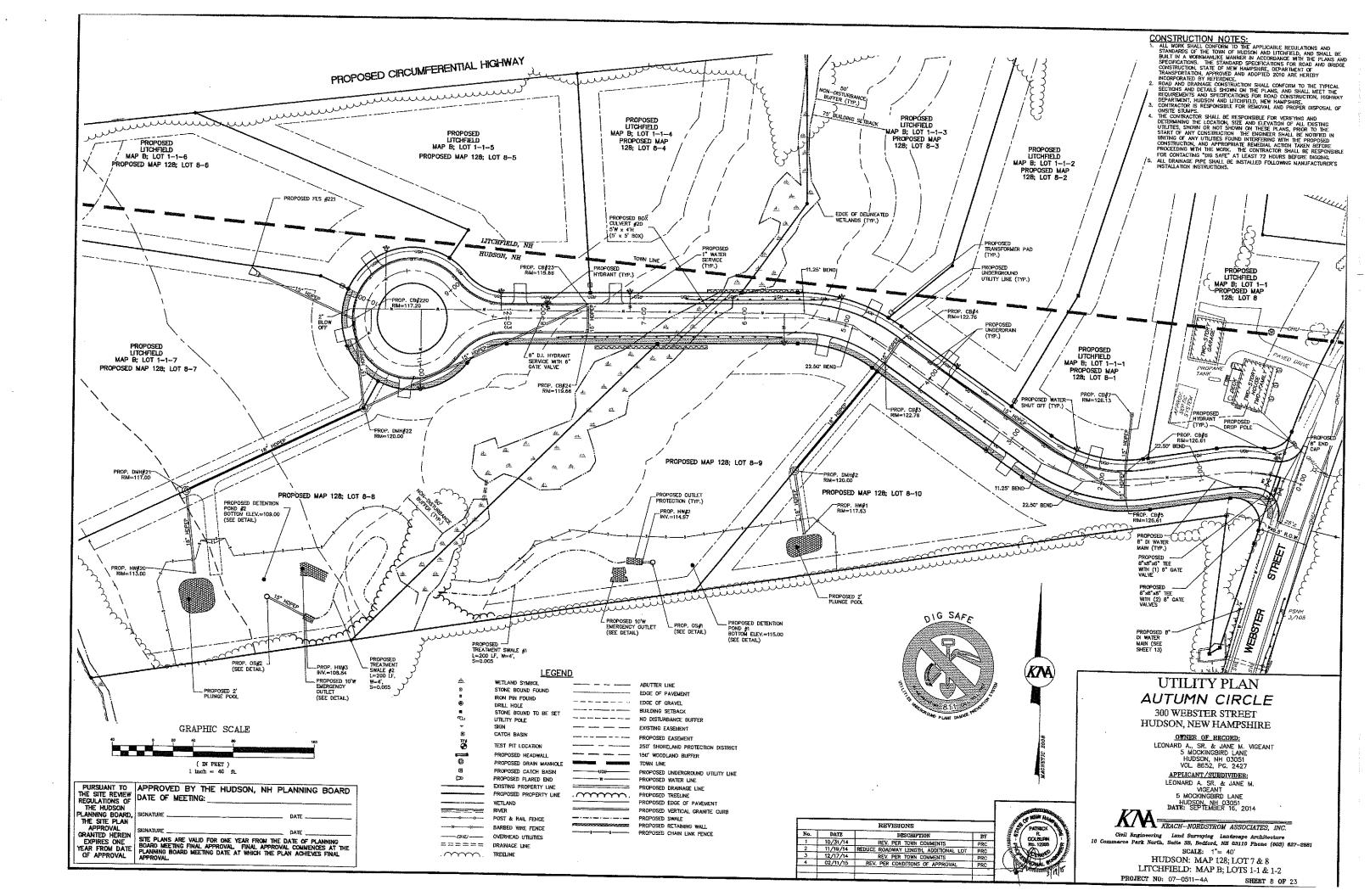


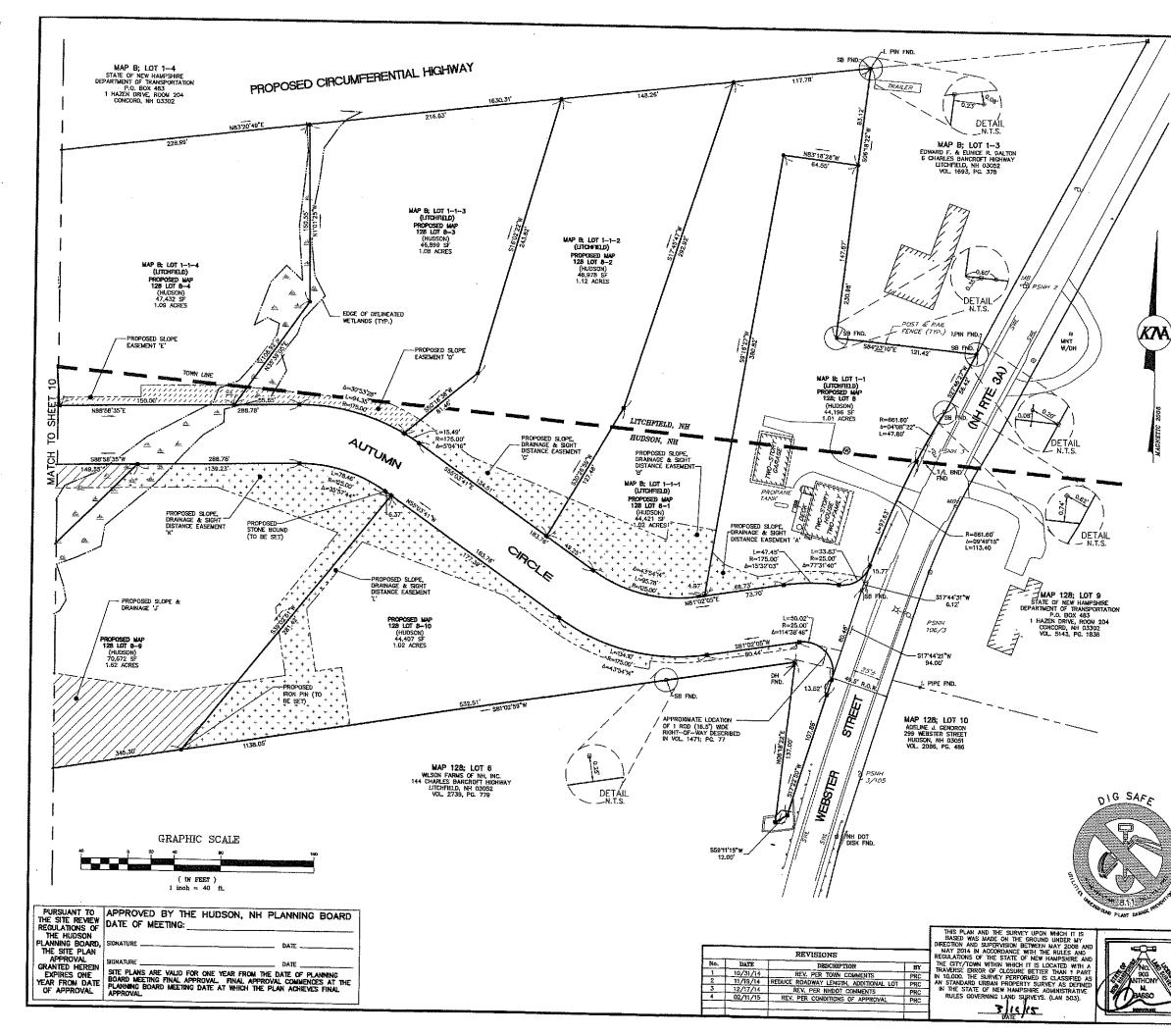








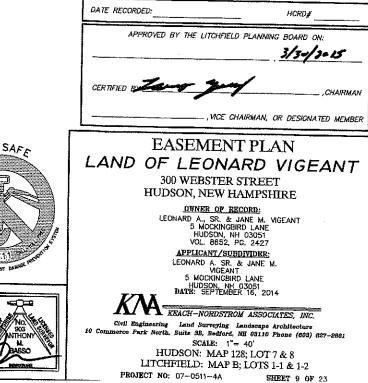


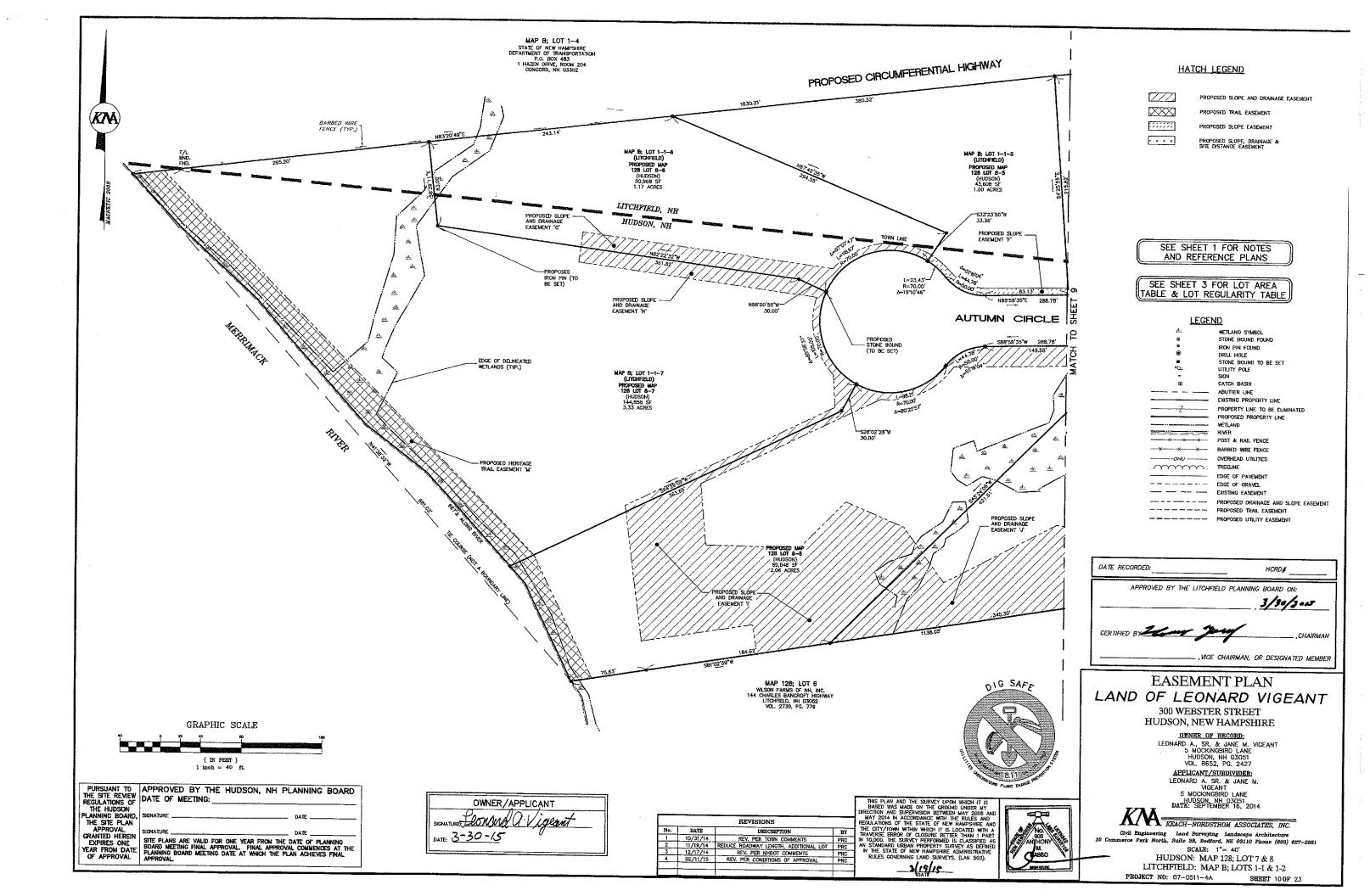


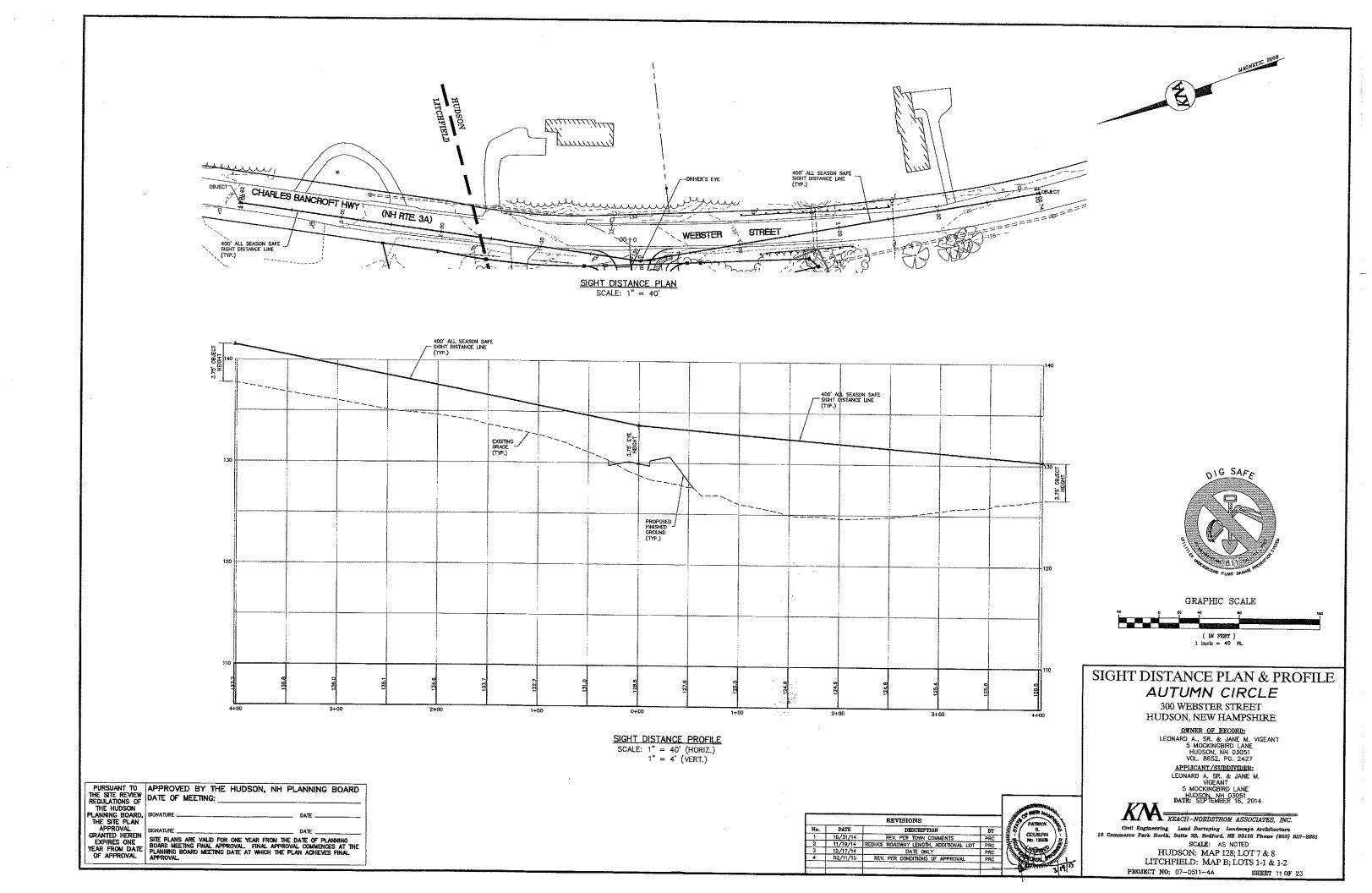
#### HATCH LEGEND

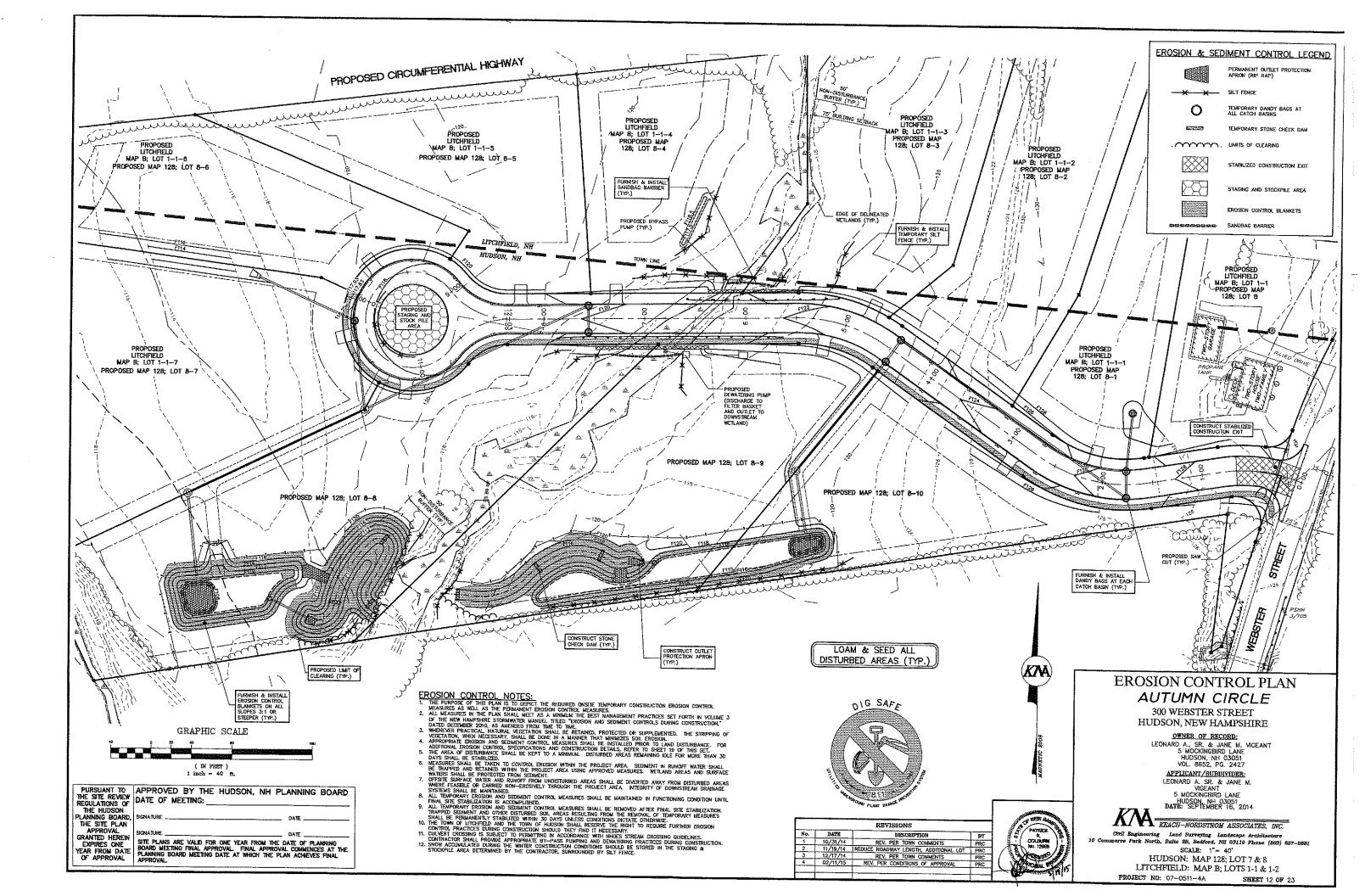
$\mathbb{Z}\mathbb{Z}$	PROPOSED SLOPE AND DRAINAGE EASEMENT
XXX	PROPOSED TRAIL EASEMENT
	PROPOSED SLOPE EASEMENT
* * * *	PROPOSED SLOPE, DRAINAGE & SITE DISTANCE EASEMENT

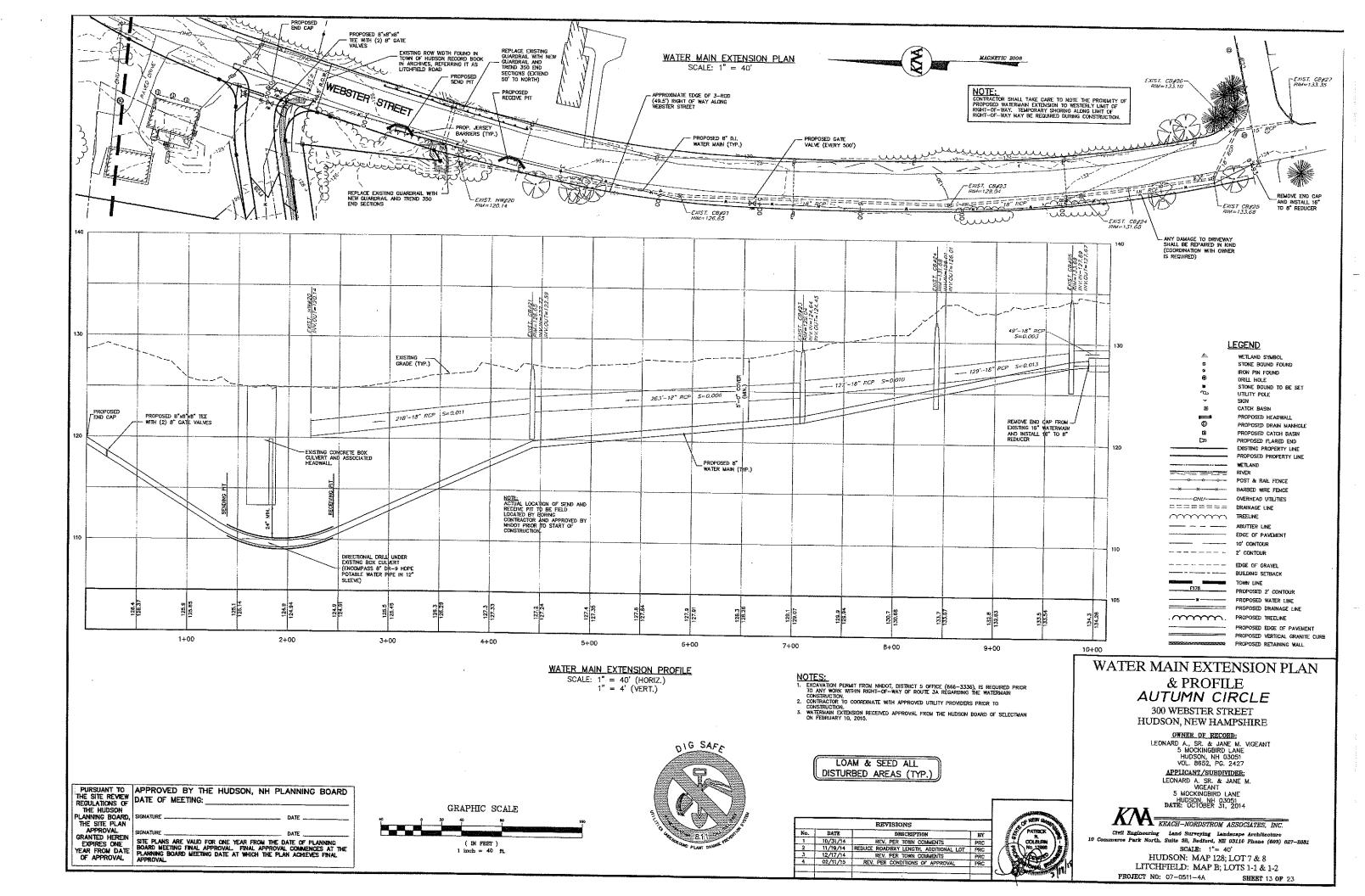
SEE SHEET 1 FOR NOTES AND REFERENCE PLANS					
SEE SHEET 3 TABLE & LOT RE	FOR LOT AREA				
LEGEI	ND				
<u>etr.</u>	WETLAND SYMBOL				
Ċ.	STONE BOUND FOUND				
6	IRON PIN FOUND				
•	DRILL HOLE				
<b>ت</b>	STONE BOUND TO BE SET				
- -	SIGN				
16	CATCH BASIN				
	ABUTTER LINE				
	EXISTING PROPERTY LINE				
<del></del>	PROPERTY LINE TO BE ELIMINATED				
	PROPOSED PROPERTY LINE				
	WETLAND				
	RIVER				
oo	POST & RAIL FENCE				
<del>- x - x - x x x x x x x x x x x x x x x x</del>	BARBED WIRE FENCE				
	OVERHEAD UTILITIES				
	TREELINE				
	EDGE OF PAVEMENT				
	EDGE OF CRAVEL				
	EXISTING EASEMENT				
	PROPOSED DRAINAGE AND SLOPE EASEMENT				
	PROPOSED TRAIL EASEMENT				
	PROPOSED UTILITY EASEMENT				

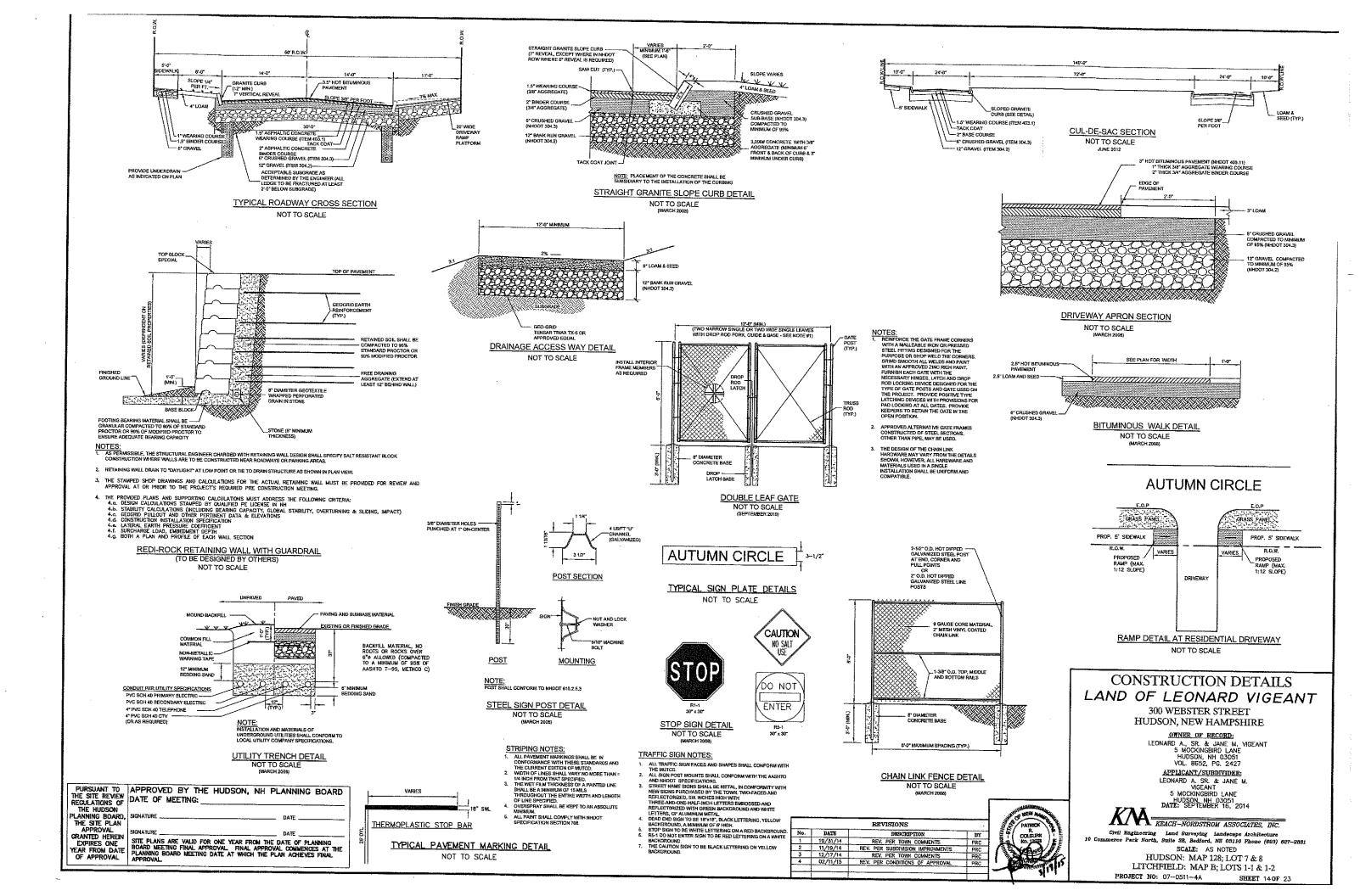


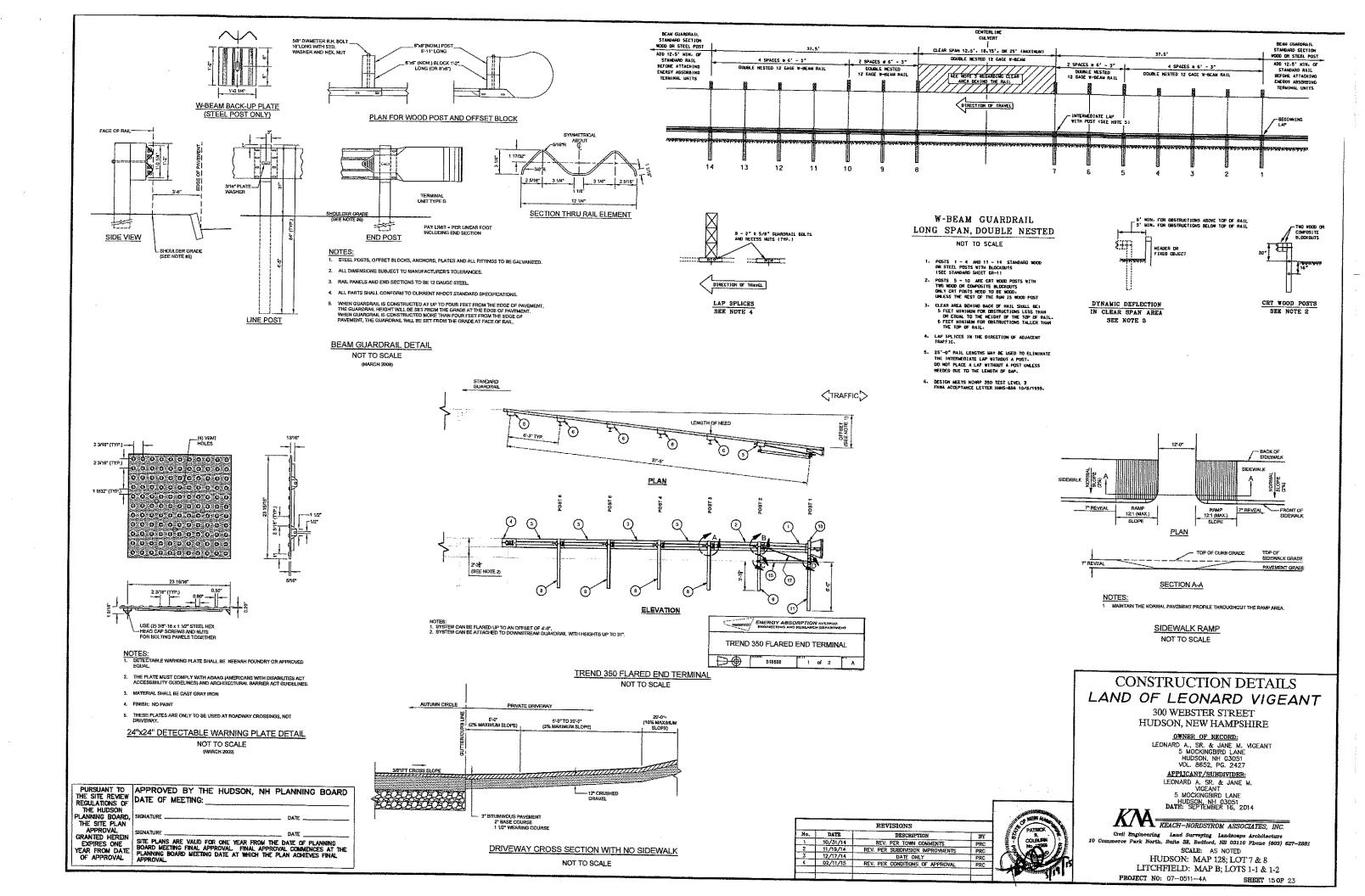


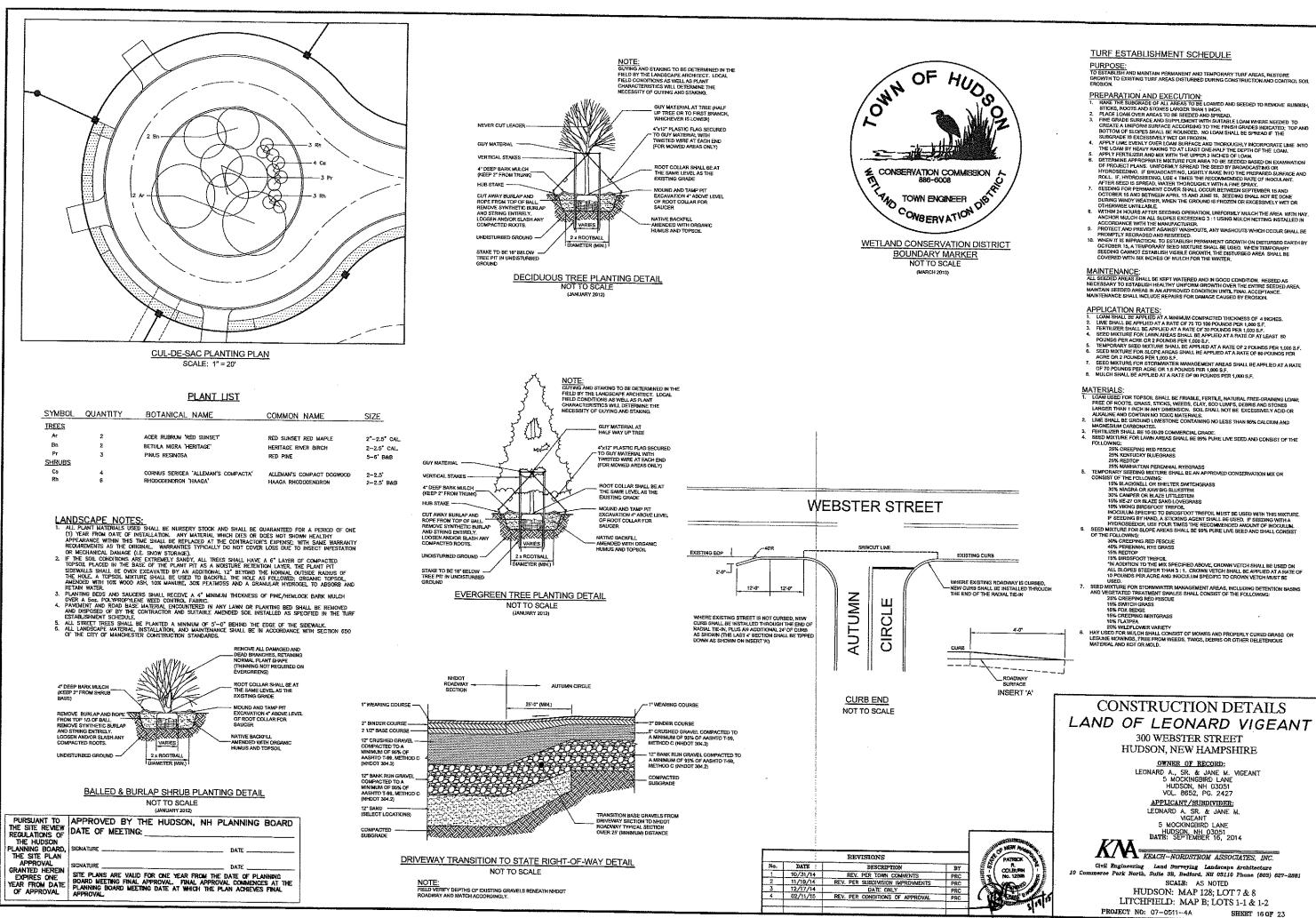


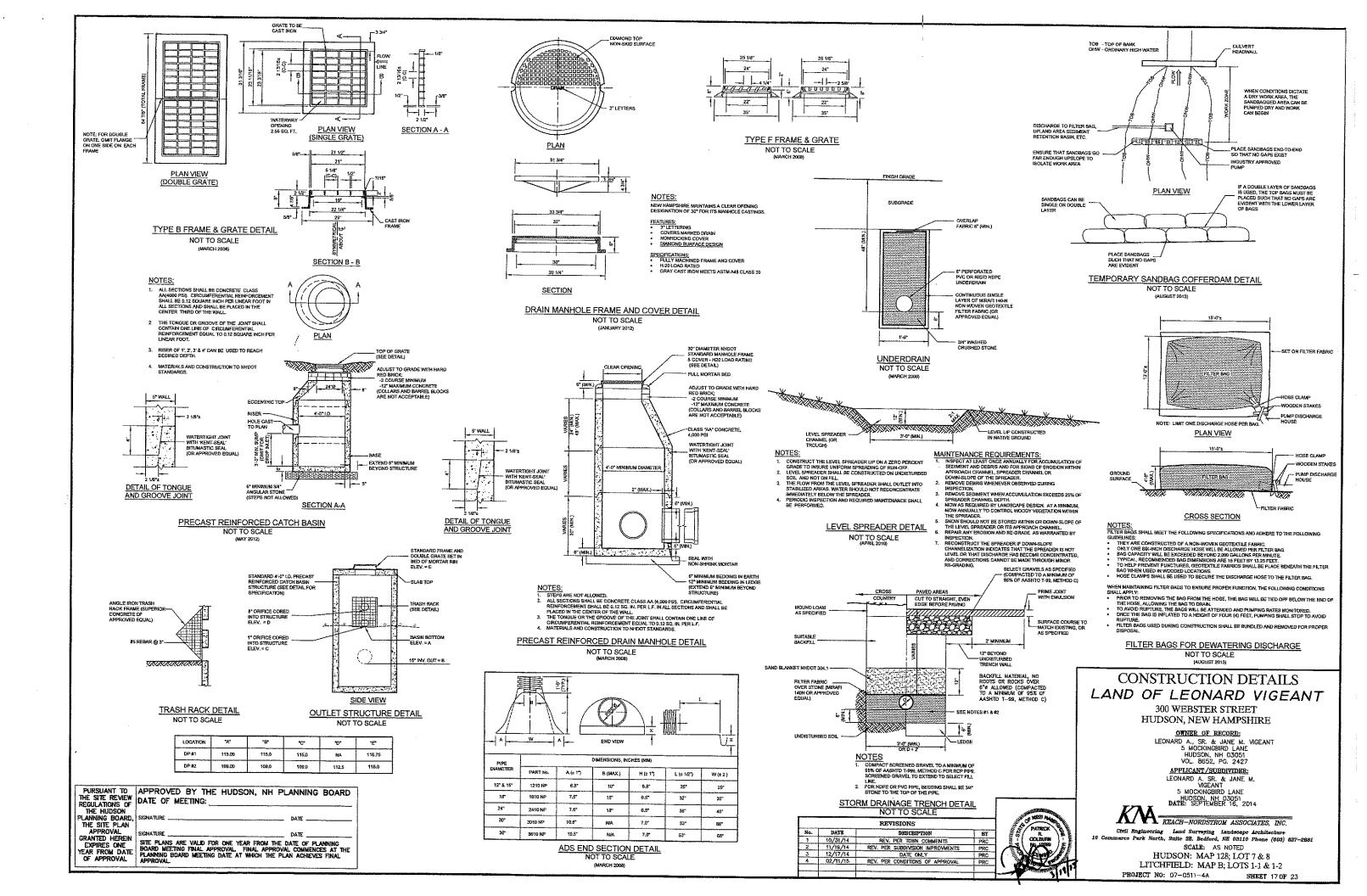


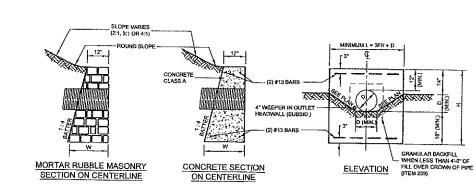












NOTE: DIMENSIONS SHOWN ARE TO PAYMENT LINES. MORTAR RUBBLE MASONRY TO BE STEPPED OUTSIDE PAYMENT LINES ON

		· · · · ·	·	,	·	· · · · ·	····		·····					"L" H6	ADWALL
DIAMETER D (INCH)	AREA OF PIPE (SF)	MASONRY PER FOOT OF WALL (CU. YD.)	MASONRY PER HOLE (CU. FT.)	MASONRY PER STANDARD HEADER (CU. YD.)	STEEL PER STANDARD HEADER (L8)	LENGTH OF BARS	PIPE EXC. 1' DEPTH 1' LENGTH (CU, YD.)	HEADER EXC. PER HEADER 1' DEPTH (CU. YD.)	ITEM 209 PER LINEAR FOOT	HEADER LENGTH L	Header Height H	FRL HEIGHT FH	WIDTH AT BOTTOM OF HEADER W	MASONRY IN CORNER FRUSTRUM (CU. YD)	HEADER EXC. PER HEADER 1' DEPTH (CU, YD.)
12	0.79	0.166	1.08	0.61	9	3'-2"	0.111	0.789	0.30	3'-6"	3.5	10~	1'-10 1/2"	0.28	
15*	1.23	0.202	1.73	0.85	11	3'-10"	0.120	0.947	0.35	4'-6'	3.9	1-1	1-11 1/4*	0.31	1.057
18-	1,77	0.222	2.52	1.13	\$4	5-2	0.130	1,191	0.39	5'-6"	4'-0"	1'-4"	2.0		1.232
24"	3.14	0.260	4.71	1.78	20	7-2	0.148	1,451	0.48	7-5	4.6	1'-18"	Z-1 1/2	0.35	1,408
30	4.91	9.301	7.67	2.58	25	8-2	Q.185	1.810	0.65	9'-6"	5.0	2.4	2-11/2	0.42	1.776
36"	7.07	0.344	12.49	3.53	31	11-2"	0.222	2.167	0.85	11'-6*	5'-5"			0.51	2.164
47	9.62	0,369	16.24	4.65	36	13-2	0.259	2.681	1.07	13-5		2'-10"	2-4 1/2	0.61	2,572
48*	12.57	0.436	21,99	5.95	42	15-2	0.295	3.000	1.31		6'-0'	3-4	2'-5"	0.72	3.000
54*	15.9D	0,485	28.83	7.44	47	17.2	0.333			15-5	6-5	3'-10'	2.71/2	0.84	3.447
60*	19,63	0.538	36.62	9.13	52	18-2		3.432	1.58	17-8	-0*	4-4	2'-9	0.96	3.914
65	23.76	0,593	46.03				D.370	3,852	1.87	19-6	7-6*	4'-10"	2-10 1/2	1.12	4,401
72*	28.27	0.649	56.55	11.04	58	21-2	0,407	4.350	2.17	21'-5*	6-a	5'-1"	3.0-	1.28	4,907
Las Alignment		v.045	00.05	13.17	63	23-2	0.445	4.838	2.59	23'-5"	8'-5"	5-10	3-11/2*	1.45	6.433
					NOTE: STEEL C	UANTITIES	ARE FOR CO	NORETE HEADW	VALLS ONLY.						· · · · · · · · · · · · · · · · · · ·





(MARCH 2008)

2'

SEE TURF ESTABLISHMENT SCHEDULE AND SEEDING SPECIFICATIONS

PEAK DEPTH OF RUNOFF

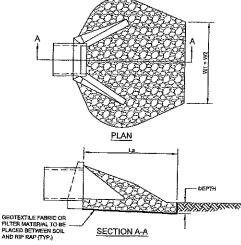
D.05'

0.06

HRT

33.5 MINUT

27.6 MINUT



PIPE OUTLET TO WELL DEFINED CHANNEL NOT TO SCALE

LOCATION	La	W1=W2	dSD	DEPTH
PROP. HW#1	35'	1B'	4"	12*
PROP. HW2	10'	4	4"	12-
PROP. HW3	10'	e 1	4*	12"
PROP. HW4	33'	33		4.74

ZONE 8

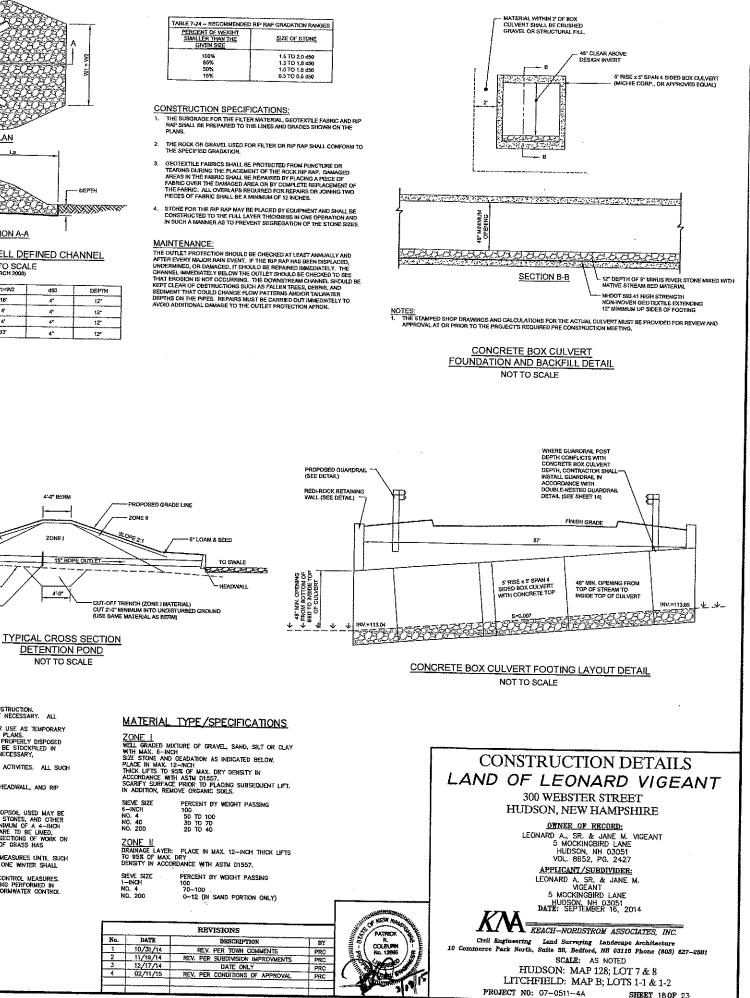
SLOPE 2:1

4'-0" BERN

ZONET

4'-0"

PERCENT OF WEIGHT	
SMALLER THAN THE	SIZE OF STONE
GIVEN SIZE	
100%	1.5 TO 2.0 d50
65%	1.3 TO 1,8 d50
50%	1.0 TO 1.5 d50
15%	0.3 TO 0.5 d50



SHEET 18 OF 23



ANTI SEEP COLLAR

OUTLET CONTROL

STRUCTURE

EXISTING GROUNT

#### STORMWATER PONDS CONSTRUCTION SEQUENCE

REMOVE TOP SOIL AND/OR OTHE SOILS PRIOR TO PLACING FILL MA

- STORMWATER PONDS CONSTRUCTION SEQUENCE
   CONTRACTOR TO NOTIFY DIG-SAFE 72 HOURS PRIOR TO COMMENCEMENT OF CONSTRUCTION.
   GIT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION AREAS TO THE LETENT NECESSARY. ALL BRANCHES, TO'PS AND BRUSH TO BE PROPERLY DISPOSED OF BY CONTRACTOR.
   PRIOR TO GRUBBING OF CLEARED AREAS, ALL SILTATON BARRIES DESIDNED FOR USE AS TEMPORARY EROSION CONTROL MEASURES SHALL BE INSTALLED AS CALLED FOR ON PROJECT PLANS.
   COMPTETE GRUBBING OPERATIONS. ALL STUMPS AND SINULAT DEBRIS SHALL BE PROPERLY DISPOSED OF BY CONTRACTOR. ORGANIC MATERIAL SUITABLE FOR USE AS TOPSOL SHALL BE CSTOCKPLED N UPLAND. MARGAS. ALL STOCKPLES SHALL BE SEEDED WITH WITH RYE AND, IF NECESSARY.
   COMPTETIC GRUBBING DEPRATIONS. ALL STUMPS AND SINULAT DEBRIS SHALL BE STOCKPLED N UPLAND. METAS.
   CONSTRUCT MITH HAY BALES IN ONDER TO PREVENT DESCIDED WITH WITE RYE AND, IF NECESSARY.
   CONSTRUCT CONTRACTOR. ORGANIC MATERIAL SUITABLE FOR USE AS TOPSOL SHALL BE STOCKPLED N UPLAND. OR FOR SHALL BE PROTECTED AND HAVE THE RYE AND, IF NECESSARY.
   CONSTRUCT CONTENT AND OVERTICAL SOLVENT DE FACILITATE CONSTRUCTION ACTIVITIES. ALL SUCH OROSINGT SHALL BE PROTECTED AS INCOMEST.
   CONSTRUCT CONTENT TO FORM ON WITH THE COLLIVERT, ANTI SEEP COLLARS, HEADWALL, AND RIP RAP OUTLET PROTECTION AS SHOWN ON PLANS.
   CONSTRUCT ZONE I PORTION OF EARTH EMBANNORIT.
   CONSTRUCT ZONE I PORTION OF EARTH EMBANNORIT.
   CONSTRUCT ZONE I PORTION OF EARTH ENDERNORIT.
   CONSTRUCT CONTENTALS. TORGED SHALL BE AREAD SUFFICIED BY CONSTRUCTION. TOPSOL USED MAY BE NATIVE ORGANIC MATERIAL. SUFFICION OF TOPSOL SHALL BE AND MULTER.
   CONSTRUCT ZONE I PORTION OF EARTH EMBANNORIT.
   CONSTRUCT ZONE I PORTION OF EARTH EMBANNENT.
   CONSTRUCT ZONE I PORTION OF EARTH EMBANNENT.
   CONSTRUCT ZONE I PORTION OF EARTH EMBANNENT.
   CONSTRUCT ZONE I PORTION OF EARTH EMBANNENT.</
- MALE AS THE ENTINE CONSTRUCTION ANEA TAS DEED STOLATED TO MALE AND A CONTROL MEASURES. 12. ATTER STABILIZATION, REMOVE AND SUITABLY DISPOSE OF TEMPORARY EROSION CONTROL MEASURES. 13. MONITOR CONSTRUCTION ACTIVITIES TO INSURE CONSTRUCTION ACTIVITIES ARE BEING PERFORMED IN SUCH A WAY AS NOT TO ENDANGER THE INTEGRITY OF EARTH EMBANKMENTS, STORNWATER CONTROL STRUCTURE, CULVERT AND RIP RAP CUTLET PROTECTION.

SIEVE SIZE 6-INCH	PERCENT BY WEIGHT PASSING
NO. 4	50 TO 100
NO. 40	30 TO 70
NO. 200	20 TO 40

1-INCH	PERCENT BY WEIGHT PASSING
NO. 4	70-100
ND. 200	0-12 (IN SAND PORTION ONLY)

REVISIONS							
No.	DATE	DESCRIPTION	i BY				
1	10/31/14	REV. PER TOWN COMMENTS	PRC				
2	11/19/14	REV. PER SUBDIVISION IMPROVMENTS	PRC				
3	12/17/14	DATE ONLY	PRC				
4	02/11/15	REV. PER CONDITIONS OF APPROVAL	PRC				
			1				

PEAK FLOW

0.02 CFS

0.04 CFS

VELOCITY

0.10 FPS

0.12 FPS

LOCATION

SWALE #1

SWALE #2

MAINTENANCE
TIMELY MAINTENANCE IS IMPORTANT TO KEEP THE VEGETATION IN THE SWALE IN GOOD CONDITION. MOWING SHOULD BE DONE FREQUENTLY ENOUGH TO KEEP THE VEGETATION IN VEGOROUS CONDITION AND TO CONTROL ENCROACHMENT OF VEREDS AND VEGORATION, HOWEVER IF SHOULD NOT BE MOWED TOO CLOSELY SO AS TO REDUCE THE FLITERING EFFECT. FERTILIZE DR AN 'AS NEFDED' BASIS TO KEEP THE GRASS HEALTHY. OVER FERTILIZATION CAN RESULT IN THE SWALE BECOMING A SOURCE OF POLLUTION.

SWALF

LENGTH

200\*

200'

SWALE SLOPE

0.005

0.005

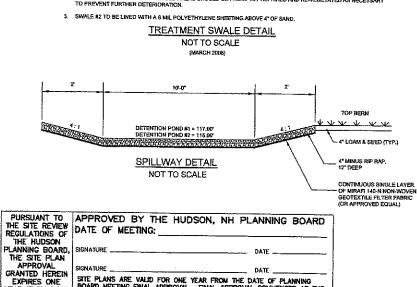
W

SWALE WIDTH 'W'

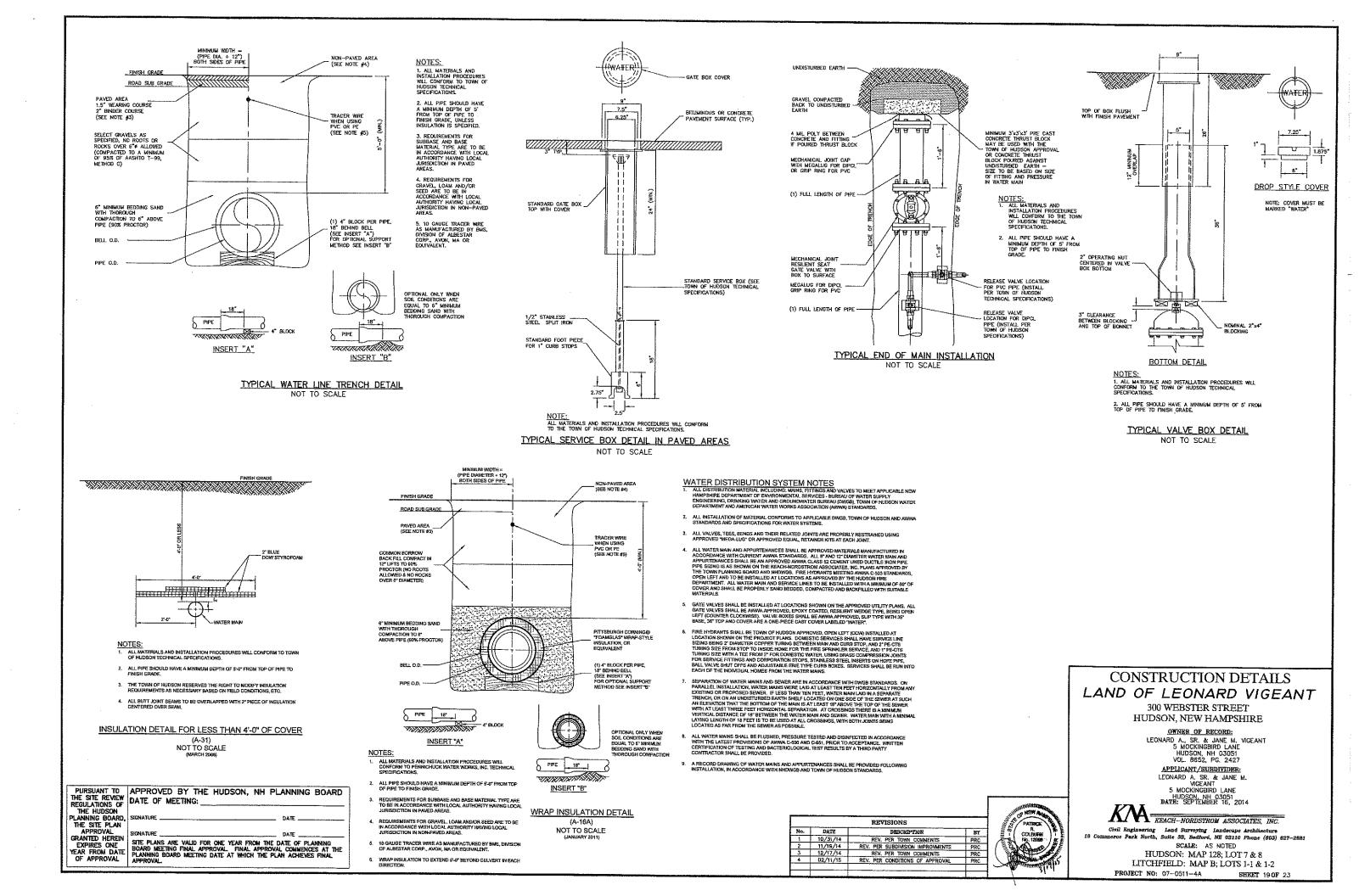
4'

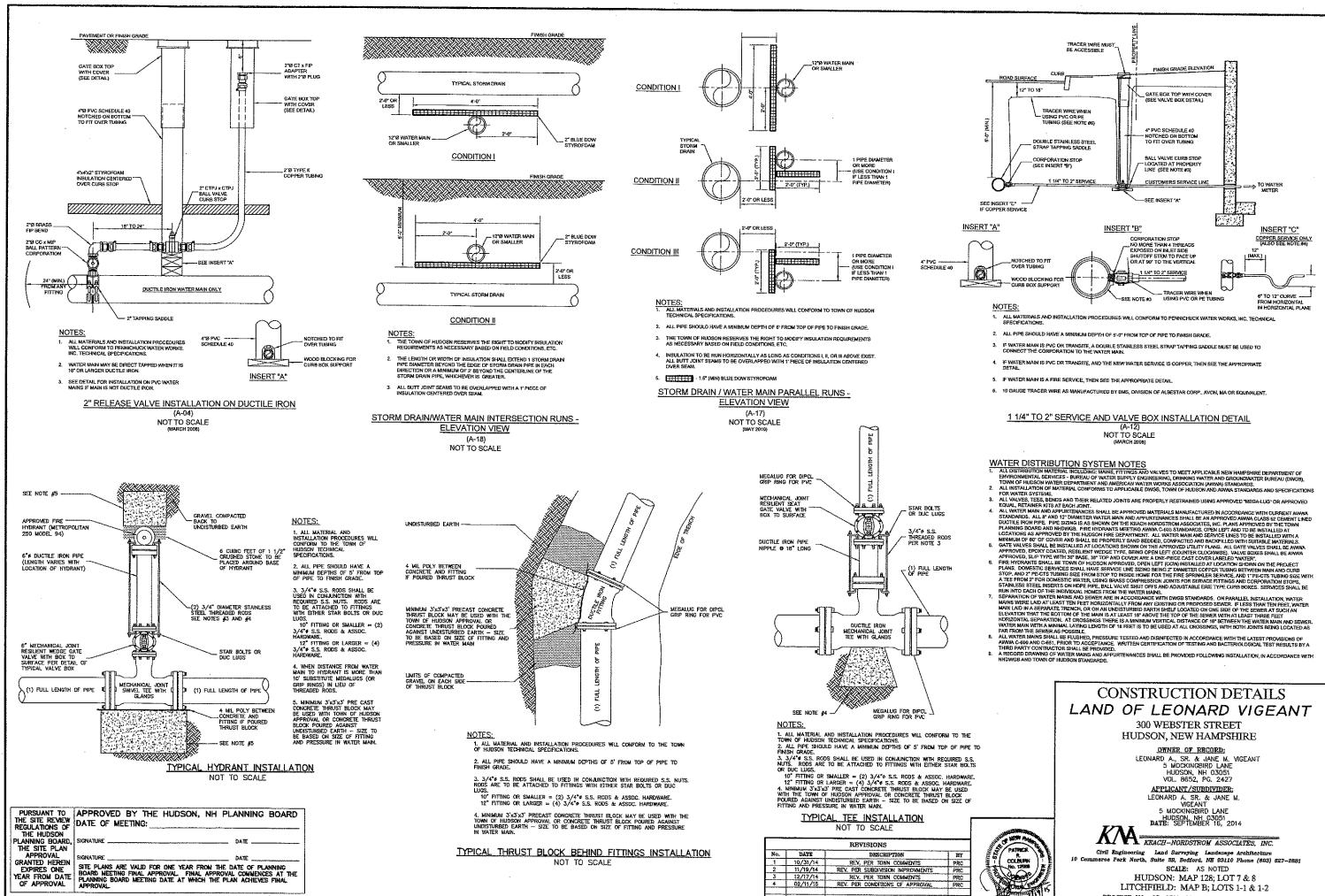
4'

THE SWALE SHOULD BE INSPECTED PÉRIODICALLY AND AFTER EVERY MAJOR STORM TO DETERMINE THE CONDITIO OF THE SWALE, RILLS AND DAMAGED AREAS SHOULD BE PROMPTLY REPAIRED AND RE-VEGETATED AS NECESSARY TO PREVENT FURTHER DETERMENTATION.

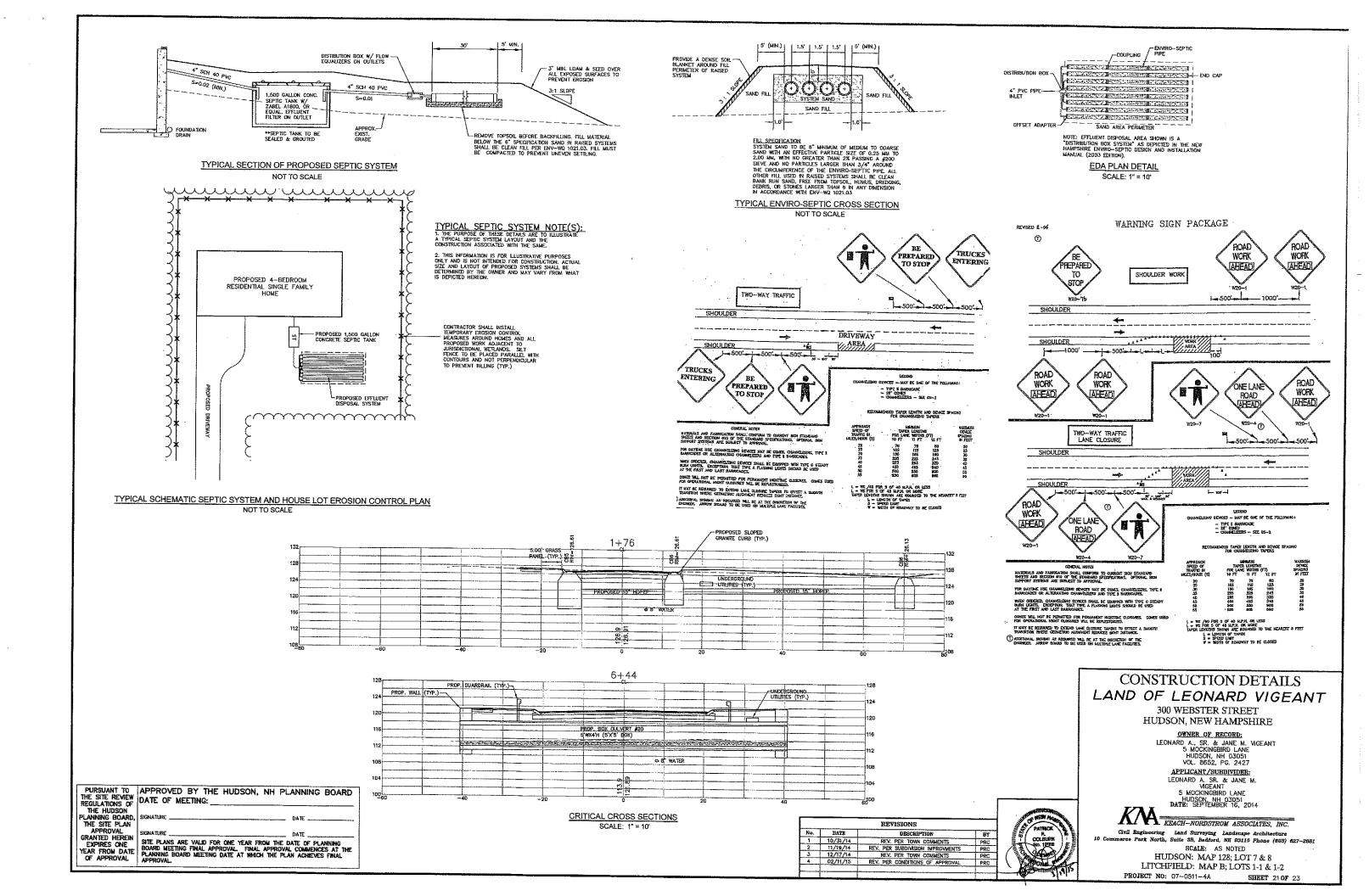


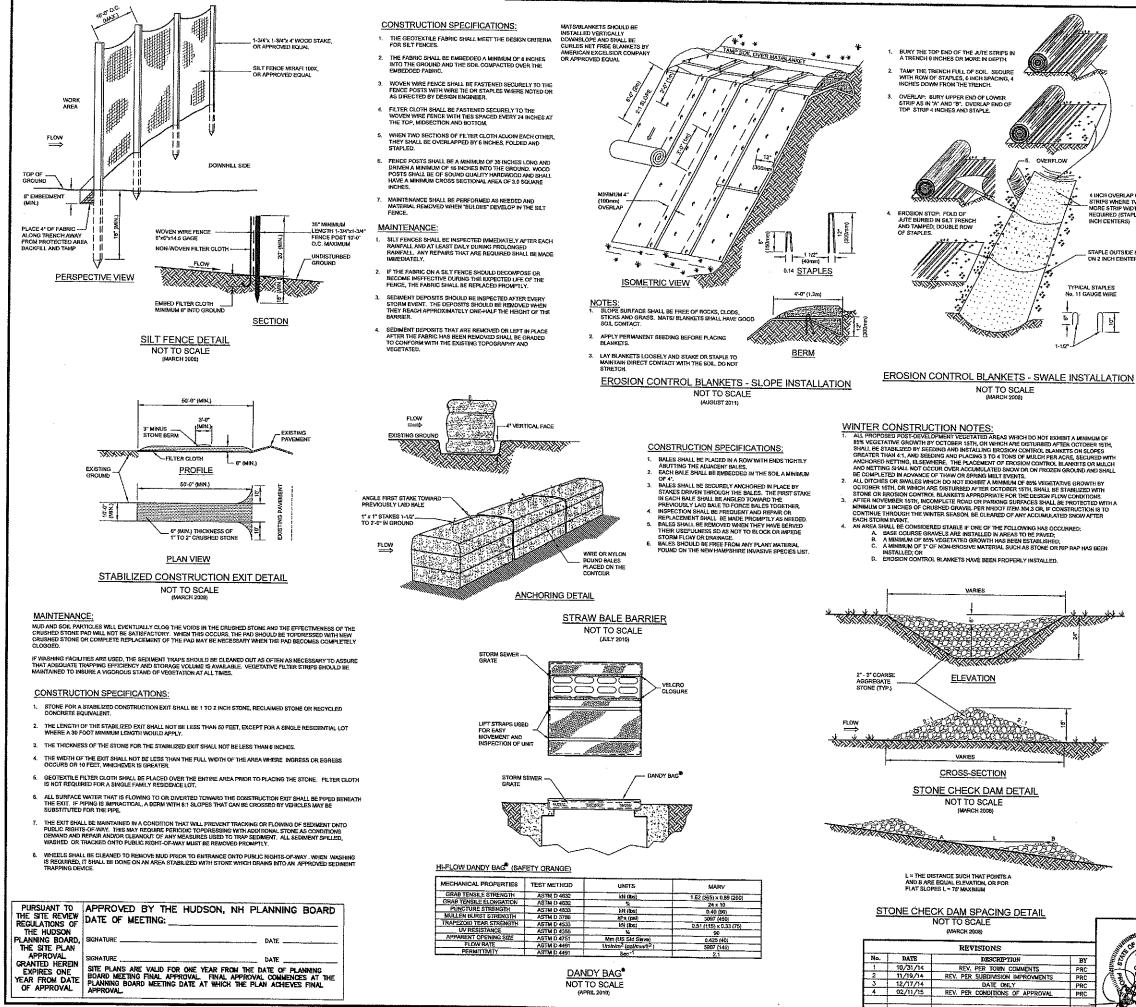
GRANTED HEREIN EXPIRES ONE STE PLANS ARE VALID FOR ONE YEAR FROM THE DATE OF PLANNING BOARD MEETING FINAL APPROVAL FINAL APPROVAL COMMENCES AT THE OF APPROVAL OF APPROVAL





PROJECT NO: 07-0511-4A SHEET 200F 23





4 INCH OVERLAP OF JUTE STRIPS WHERE TWO OR MORE STRIP WIDTHS ARE REQUIRED (STAPLE ON 18 NCH CENTERS

STAPLE OUTSIDE FORE

PATROX COLLELPIN No. 1255

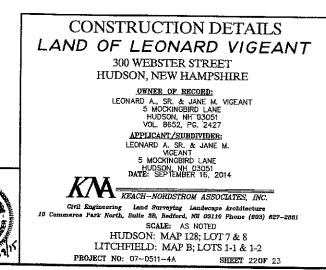
#### CONSTRUCTION SEQUENCE

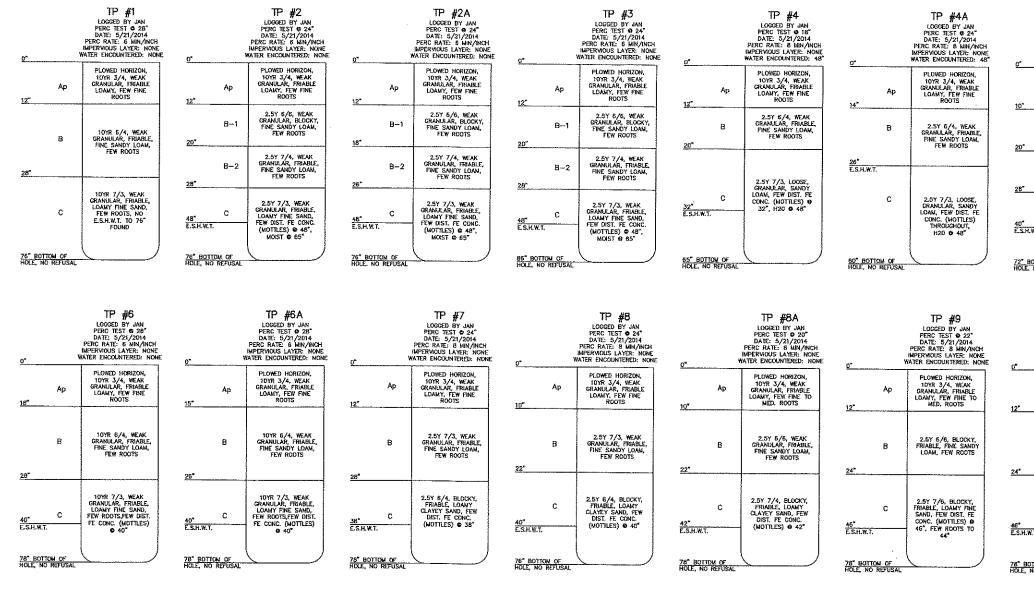
- CONSTRUCTION SEQUENCE
  THE NOTE: OF INTENT BHAIL BE PREPARED AND SUBMITTED PROR TO THE START OF CONSTRUCTION.
  A PRECONSTRUCTION METING SHALL BE REDUBERTED WITH THE TOWN AND ALL PARTIES REDUBERD BY THE TOWN.
  CONTRACTOR TO NOTIFY DIGSARE 72:HOURS PRIOR TO COMMENCEMENT OF CONSTRUCTION.
  PRIOR TO GRUBBING OF CLARED AREAS, ALL SULTATION BARRERS: OSEGNED FOR USE A TEMPORARY ERGODN
  CONTROL MEASURES SHALL BE INSTALLED AS CALLED FOR ON PROJECT FLANS. INSTALL STABILED CONSTRUCTION
  ENT AT LOCATION OF CONSTRUCTION CONSTRUCTION OF INFOSECTION WITH EDSITING PAVEMENT.
  CUT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION OF INFOSECTION WITH EDSITING PAVEMENT.
  CUT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION OF INFOSECTION WITH EDSITING PAVEMENT.
  CUT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION OF INFOSECTION WITH EDSITING PAVEMENT.
  CUT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION OF INFOSECTION WITH EDSITING PAVEMENT.
  CUT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION OF INFOSECTION WITH EDSITING PAVEMENT.
  CUT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION OF INFOSECTION WITH EDSITING PAVEMENT.
  CUT AND CLEAR TREES AND BRUSH FROM CONSTRUCTION AREAS TO THE EXTENT INCCSSARY, ALL BRANCHES, TOPS.
  CONTROL OF ERA 40035 AND AGR 3000 FD BY CONTRACTOR BY HAULING OFF STE CON CHIPPING AND USE POR
  EROSION CONTROL. NO STUMPS SHALL BE BURED CONSTRUCTION SET STORMED BURCHES.
  SUPPORTED IN HAUFUNGS OF THE ROADWAY AND SLOPE SECTIONS. ALL STUMPS AND SUBLAR DEBRIS
  SYNCHED IN HAUFUNGS AND AGR 3000 FOR OPENATION CONSTRUCTION ACTIVITES. ALL SUCH
  CONSTRUCT BURCH OFFERATIONS UNDER THE ROADWAY AND SLOPE SECTIONS. ALL STANES AND SUBLAR DEBRIS
  SYNCHED IN HAUFUNGS AND THE ROADWAY TO PACINT TO ENDING.
  CONSTRUCT SUBLAR AND PROVE TO DREVENT TO PACINT THE CONSTRUCT SUBJERFACE UTITIES.
  SUFFORMED WITH HAUFUNGS AND THE ROADWAY AND SLOPE SECTIONS. ALL SEAS TOPSOL. SHALL BE
  STOCKED BURCH AND PONDS FROM TO DREVENT TO CONSTRUCT SUBJERFACE UTITIES.
  CONSTRUCT TON OF ROADWAY. PERFORM TO DREVENT TO ACHIEVES AND THE TOTAGED AND
  CONSTRUCT TON OF ROADWAY. PERFORM TO DREVENT TO ACHIEVES AND

COMPLETE CONSTRUCTION OF ROADWAY EMBANISMENTS BY ADDING APPROPRIATE BASE MATERIALS GRADED TO

- TORF ESTABLISHMENT. ALL DITCHES AND SWALES SHALL BE STABILIZED PRIOR TO HAVING RUNOFF DIRECTED TO
   IDE COMPLETE CONSTRUCTION OF ROADWAY EMBANISMENTS BY ADDING APPROPRIATE BASE INTERIALS GRADED TO
   PROPER ELEDATION
   APPLY TORSOLL TO ROADWAY SUPES AND OTHER AREAS DISTURBED BY CONSTRUCTION. TO STOLL USE MAY BE
   MAPLY TORSOLL TO ROADWAY SUPES AND OTHER AREAS DISTURBED BY CONSTRUCTION. TO STOLL USE MAY BE
   MAPLY TORSOLL TO ROADWAY SUCHES AND OTHER AREAS DISTURBED BY CONSTRUCTION. TO STOLL SEE MAY BE
   MAPLY TORSOLL TO ROADWAY SUCHES AND OTHER AREAS DISTURBED BY CONSTRUCTION. TO STOLL USE MAY BE
   MAPLY TORSOLL TO ROADWAY SUCHES AND OTHER AREAS DISTURBED BY CONSTRUCTION TO OTHER AREAS
   MATERS WITH. A HEALTHY STAND OF LED SECTIONS OF WORK ON A RESULAR BASIS AND CHEEDY ANY PROBLEM
   PREFORM FIRE GRADUAD OF ROADWAY BASE MARCH TAND COMPLETE GRADES. SUDIL DER.
   PREFORM FIRE GRADUAD OF ROADWAY BASE MARCH TAND COMPLETE GRADES. SUDIL DER.
   MANTAN, REPAR AND ROEFLACE AS NO BUTTALY DISPEDRAVE REDORARY REDSON CONTROL WILL SUDH TIME AS
   THE ENTRE CONSTRUCTION AREA HAS BEEN STABILIZED A MINIMUM OF ONE WILL SUDH TIME. SUDH TIME AS
   THE ENTRE CONSTRUCTION AREA HAS BEEN STABILIZED A MINIMUM OF CONTRUCTION ACTIVILE SUBJECTS.
   MONTOR CONSTRUCTION AREA HAS BEEN STABILIZED TO INSURE CONSTRUCTION ACTIVILE SUBJECTS.
   MONTOR CONSTRUCTION AREA HAS BEEN STABILIZED A MINIMUM OF CONTRUCTION ACTIVILE SUBJECTS.
   MONTOR CONSTRUCTION AREA HAS BEEN STABILIZED A MINIMUM OF CONTRUCTION ACTIVILES AND AND STALL SUDH TIME AS
   MONTOR CONSTRUCTION AREA HAS BEEN STABILIZED A MINIMUM OF CONTRUCTION ACTIVILES AND AND STALL SUDH TIME AS
   MONTOR CONSTRUCTION AREA HAS BEEN STABLIZED A MINIMUM OF CONTRUCTION ACTIVILES AND AND STALL SUDH TIME AS
   MONTOR CONSTRUCTION AREA HAS BEEN STABLED AT THE MINIMUM OF CONTRUCTION ACTIVILES AN

#### EROSION CONTROL NOTES





o <u>*</u>	TP #11 LOCOED BY JAN PERC TEST 0 24" DATE: 5/21/2014 PERC RATE: 8 MIN/INCH IMPERVOUS LAYER: NONE WATER ENCOUNTERED: 60"	o"	TP #11A LOGGED BY JAN PERC TEST @ 24* DATE: 5/21/2014 HIMPERVOUS LAYZE: NONE WATER ENCOUNTERED: 52*	o"	TP #12 LOGGED BY JAN PERC 15EST & 24" DATE: 5/21/2014 PERC RATE: 8 MIN/INCH MPERVIOUS LAYER: NOME WATER ENCOUNTERED: 58"		TP #100 LOGGED BY JAN PERC TEST © 24' OATE: 11/17/2014 PERC RATE: 5 MIN/NCH IMPERVIOUS LAYER: NCNE WATER EXCOUNTERED: NCN	E "•	TP #200 LOGGED BY JAN PERC TEST © 20° DATE: 5/21/2014 PERC RATE: 6 MIN/INCH IMPERVIOUS LAYER: NONE WATER ENCOUNTERED: NONE	<i>6</i> <b>7</b>	F Ma
Ар <u>15"</u>	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE TO MED. ROOTS	Ар. 12"	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE TO MED, ROOTS	Ap 12"	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE TO MED. ROOTS	Ар 12*	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRABLE LOAMY, FEW FINE RODTS	. Ap 12*	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE ROOTS	12*	Ар
B1	2.5Y 5/4, W. GRAN., FRIABLE, FINE SANDY LOAM, FEW ROOTS	B-1	2.5Y 5/4, W. GRAN., FRIABLE, FINE SANDY LOAM, FEW ROOTS	B-1 <u>18°</u>	2.5Y 5/4, W. GRAN., FRIABLE, FINE SANDY LOAN, FEW ROOTS	В	10YR 7/3, WEAK GRANULAR, FRIABLE,	B-1	2.5Y 6/6, BLOCKY, FRIABLE, FINE SANDY LOAN, FEW ROOTS	16"	B1
B-2 28*	2.5Y 5/6, W. GRAN., FRIABLE, FINE SANDY LOAN, FEW ROOTS	B-2 28*	2.5Y 6/5, W. GRAN., FRIABLE, FINE SANDY LOAM, FEW ROOTS	B-2	2.5Y 6/6, W. GRAN., FRIABLE, FINE SANDY LOAN, FEW RODTS	<u>28*</u>	FINE SANDY LOAM, FEW ROOTS	B-2	2.5Y 7/4, WEAK GRANULAR, FRIABLE, FINE SANDY LOAM, FEW ROOTS		B-2
C 38* E.S.H.W.T.	2.5Y 7/3, WEAK GRANULAR, FRIABLE, LOANY SAND, FEW DIST. FE CONC. (MOTTLES) • 38"	C 36* E.S.H.W.T.	2.5Y 7/3, WEAK GRANDLAR, FRIABLE, LOAMY SAND, FEW DIST. FE CONC. (MOTTLES) & 38"	C 35" E.S.H.W.T.	2.5Y 7/3, WEAK GRANULAR, FRIABLE, LOAMY SAND, FEW DIST. FE CONG. (MOTTLES) @ 36"	40 C	10YR 6/4, BLOCKY, FRIABLE, CLAYEY SAND, FEW DIST, FE CONC. (MOTILES) 0 40	26" 50" C E.S.H.W.T.	2.5Y 7/2, WEAK GRANULAR, FRIABLE, LOAMY FINE SAND, FEW DIST. FE CONC. (NOTTLES) & 50"	25" 52" E.S.H.W.T	с г.
75" BOTTOM OF HOLE, NO REFUSAL		72" BOTTOM OF HOLE, NO REFUSA		72" BOTTOM OF HOLE, NO REFUSAL		78" Bottom of Hole, no refusai		72" BOTTON OF HOLE, NO REFUSAL		76" BOT HOLE, NO	TOM OF

 REVISIONS

 No.
 DATE
 DESCRIPTION

 1
 10/31/14
 REV. PER TOWN COMMENTS

 2
 11/18/14
 ADD TF'S 100, 200 & 300

 3
 12/17/14
 DATE ONLY

 4
 02/11/15
 REV. PER CONDITIONS OF APPROVA

TP #300

LOGGED BY JAN PERC TEST © 20" DATE: 5/21/2014 PERC RATE: 6 MIN/NCH MPERVIOUS LAYER: NONE WATER ENCOUNTERED; NONE

PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE ROOTS

2.5Y 6/6, BLOCKY, FRIABLE, FINE SAND LOAM, FEW ROOTS

2.5Y 7/4, WEAK GRANULAR, FRIABLE, FINE SANDY LOAM, FEW RODTS

2.5Y 7/2, WEAK GRANULAR, FRIABLE, LOAMY FINE SAND, FEW DIST. FE CONC. (MOTRLES) © 52°

~	TP #5 LOGGED BY JAN PERC TEST © 24" DATE: 5/23/2014 PERC RATE: 6 MIN/INCH MPERVIOUS LAYER: NONE MATER ENCOUNTERED: NONE
Ap	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE ROOTS
Ĥ—1	2.5Y 5/4, WEAK GRANULAR, FRIABLE, FINE SANDY LOAM, FEW ROOTS
B2	2.5Y 7/4, LOOSE, GRAVELLY SAND, 25% GRAVEL
C LW.T.	2.5Y 8/2, WEAK GRANULAR, FRIABLE, LOAMY SAND, FEW DIST. FE CONC, (MOTTLES) © 40"
BOTTOM OF , NO REFUSAL	

0"	۷	TP #5A LOGGED BY JAN PERC TEST © 24" DATE: 5/21/2014 PERC RATE: 6 MM/INCH IMPERVIOUS LAYER: NONE MATER ENCOUNTERED: NONE
Ар 12*		PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE ROOTS
B	1	2.5Y 6/4, WEAK GRANULAR, FRIABLE, FINE SANDY LOAM, FEW ROOTS
B-	2	2.5Y 7/4, LOOSE, GRAVELLY SAND, 25% GRAVEL
42" C E.S.H.W.T.		2.5Y 6/2, WEAK GRANULAR, FRIABLE, LOAMY SANO, FEW DIST. FE CONC, (MOTTLES) @ 42"
72" BOTTOM OF HOLE, NO REFUS	AL	

0" V	TP #9A LOGGED BY JAN PERC TEST © 22" DATE: 5 /21/2014 PERC RATE: 8 MIN/INCH IMPERVIOUS LAYER: NONE ATER ENCOUNTERED: HONE
Ар 12*	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE TO MED, ROOTS
8 24*	2.5Y 5/6, BLOCKY, FRIABLE, FINE SANDY LOAM, FEW ROOTS
C - <b>46"</b> E.S.H.W.T.	2.5Y 7/6, BLOCKY, FRIABLE, LOAMY FINE SAND, FEW DIST, FE CONC. (MOTLES) O 46°, FEW ROOTS TO 44°
78" BOTTOM OF HOLE, NO REFUSAL	

0"	TP #10 Logged by Jan Perc Test • 22 DATE 5/21/2014 PERC RATE: 10 MIN/NICH IMPERVOUS LAYER: NONE WATER ENCOUNTERED: NONE
Ар 12"	PLOWED HORIZON, 10YR 3/4, WEAK GRANULAR, FRIABLE LOAMY, FEW FINE TO MED. ROOTS
8 28*	2.57 6/4, W. GRAN., FRIABLE, FINE SANDY LOAM, FEW ROOTS
е.5.н.w.т. С	2.57 7/2, BLOCKY, FIRM, CLAYEY, MOIST, COMMON DIST. FE CONC. (NOTTLES) THROUGHOUT
76" BOTTOM OF HOLE, NO REFUS	SAL

**TEST PIT LOGS** LAND OF LEONARD VIGEANT 300 WEBSTER STREET HUDSON, NEW HAMPSHIRE OWNER OF RECORD: LEONARD A., SR. & JANE M, VIGEANT 5 MOCKINGBIRD LANE HUDSON, NH 03051 VOL. 8652, PG, 2427 APPLICANT/SUBDIVIDER: LEONARD A. & JANE M. VIGEANT SR. 5 MOCKINGBIRD LANE HUDSON, NH 03051 DATE: SEPTEMBER 16, 2014 KEACH-NORDSTROM ASSOCIATES, INC. Civil Engineering Land Surveying Landscape Architecture 10 Commerce Park North, Suite 3B, Bedford, NE 03110 Phone (603) 627-2861 BY PRC PRC PRC PRC SCALE: NONE HUDSON: MAP 128; LOT 7 & 8 LITCHFIELD: MAP B: LOTS 1-1 & 1-2 PROJECT NO: 07-0511-4A SHEET 230F 23

## Eco-Site, Inc. Wireless Communication Site Plan & Conditional Use Permit

Staff Report 10 January 2018

SITE: 50 Griffin Road - Map 126/Lot 032 - SP# 01-18 & CU# 01-18

#### ZONING: G1

**PURPOSE OF PLAN:** to construct a 155' monopole wireless telecommunication tower with antennas, associated 50' x 50' fenced crushed stone or gravel compound with shelter, landscaping, and new driveway. Application Acceptance & Hearing for both Site Plan and Conditional Use Permits.

**PLAN UNDER REVIEW ENTITLED:** Eco-Site, 240 Leigh Farm Rd, Durham, NC, Miller, 50 Griffin Rd, Hudson, NH, Eco-Site #: NH – 0016-B, T-Mobile Site #: 4MNO435-B, prepared by: Chappell Engineering Associates, LLC, RK Executive Centre, 201 Boston Post Road West, Marlborough, MA, dated 01 SEPT 2017 with revisions through 11 NOV 2017 and consisting of Sheets T-1, GN-1, C-1 to C-3, Z-1 to Z-5, and EC-1 (said plans attached hereto).

#### **ATTACHMENTS:**

- Conditional Use & Site Plan Application Forms, date stamped 11/20/2017, which include project description, Zoning Determination, photo simulations of tower visual impacts, and RF Plots Facilities Master Plan documenting coverage gaps and need for tower – Attachment "A".
- 2) Review comments from the Fire Dept., Police Dept., Road Agent, Asst. Assessor and Zoning Admin. with Zoning Determination Attachment "B".
- 3) CLD Peer Review Comments letter dated 12/6/2017 Attachment "C".
- 4) Applicant response to CLD Review Comments dated 12/29/2017 Attachment "D".

#### **REQUESTED WAIVERS:**

- 1) HR 276 11.1.B. Submission requirements for (2) scale of plan, (3) title block format, and (9) error of survey closure.
- 2) HR 193 10. J. Restriction on one driveway per parcel.

#### **STAFF COMMENTS/ ISSUES:**

- In accordance with §334-96.2 of the Zoning Ordinance, this Site Plan Review application is being reviewed concurrently with the Conditional Use Permit application. The staff report for the Conditional Use Permit application is included in this packet, and includes all attachments and DRAFT MOTIONS, relative to recommended Planning Board action.
- 2) §334-21 Table of Permitted Uses of the Zoning Ordinance lists wireless communications facility as a use allowed by special exception. §334-96.2 specifically authorizes the Planning Board to approve cell towers as a conditional use. The Town has historically approved towers as conditional use permits and not as special exceptions requiring Zoning Board review and approval.

- 3) The conditional use review process for commercial wireless transmission facilities is intended to accomplish the following goals:
  - A. Preserve the authority of Hudson to regulate and to provide for reasonable opportunity for the siting of commercial wireless telecommunication facilities by enhancing the ability of providers of telecommunication services to provide such services to the community quickly, effectively and efficiently;
  - B. Reduce adverse impacts such facilities may create, including, but not limited to, impacts on aesthetics, environmentally sensitive areas, historically significant locations, flight corridors, health and safety by injurious accidents to person and property, and prosperity through protection of property values;
  - C. Provide for co-location and minimal impact siting options through assessment of technology, current location options, future available locations and innovative siting techniques;
  - D. Permit the construction of new towers only where all other reasonable opportunities have been exhausted; and to encourage the users of towers and antennas to configure them in a way that minimizes the adverse visual impact of the towers and antennas;
  - E. Require cooperation and co-location, to the highest extent possible, between competitors in order to reduce cumulative negative visual and property value impacts upon the Town;
  - F. Provide maintenance and safety inspections for any and all facilities;
  - G. Provide for the removal of abandoned facilities that are no longer inspected for safety concerns and Building Code compliance; provide a mechanism for the Town to remove these abandoned facilities to protect the citizens from imminent harm and danger;
  - H. Provide for the removal or upgrade of facilities which are technologically outdated; and
  - I. Provide for the protection of the environment and open space; and preserve community character, scenic vistas and historic heritage.
- 4) Goals C. through E. above, which together seek to limit the proliferation of telecommunications towers in Town, provide the basis for requiring an RF (Radio Frequency) Analysis. The RF Analysis measures the "gaps" in cell phone coverage for this service provider and for other service providers in the region to demonstrate that the proposed tower is needed and that coverage needs cannot be met by co-locating on other existing towers in the region. The application includes an RF analysis documenting a need for the cell tower at this location to effectively provide cell phone service to that part of Hudson. If there are concerns as to the impacts of the proposed tower and/or questions as to the need for another tower at this location, the Board can request a peer review of the RF Analysis by an engineer qualified to do such analyses.
- 5) Goals B. and I. above, which are intended to limit the visual impacts of telecommunications towers on public and private views, provide the basis for the submission of photo-simulations contained in the application. Based on a "viewshed" analysis, the applicant has prepared photo-simulations from various points on area roads with potential views of the proposed tower. There may be individual homes within the viewshed that have unobstructed views that warrant additional photo-simulations. All abutting properties within 300 feet of the tower property have received certified mail notices. The location of the proposed tower in close proximity to an electrical transmission corridor lessens the potential for significant adverse effects on views.
- 6) Goals G. and H. above anticipate the eventual development of new communications technologies that may render the proposed tower installation obsolete. §334-97 requires that the applicant post a bond for removal of the tower in the event of abandonment, and §334-98 requires removal of the tower if it is not operated for a continuous period of one year. Draft stipulations will require the applicant to meet these requirements.

- 7) The fall zone for this 155' monopole meets all side, rear and front setback requirements, as well as all fall zone setbacks. Both the Zoning Administrator and CLD in its peer review noted that the tower fall zone includes a portion of the powerline easement that crosses the subject property. The applicant should address whether this condition could impact the powerline and/or requires permission of the company that operates it.
- 8) Deputy Fire Chief John O'Brien has asked that the Planning Board require the applicant to provide tower and accessory building space for Public Safety communications equipment. There are no specific regulations that address this issue nor is there a conditional use criterion that supports it. The Chief has also indicated a required width of 14 feet with a maximum grade of ten percent for the access drive and a "Knox Box" at the entrances to provide Public Safety with access to the site for emergencies (Attachment "B").
- 9) Town Engineer Elvis Dhima has identified a lack of design details for the proposed driveway access and for stormwater drainage control. The Town Engineer has also pointed out the limitation on the number of driveways per parcel. §334-97 appears to give the Planning Board waiver authority of this driveway limitation (Attachment "B").
- 10) CLD has provided comprehensive review comments addressing requirements of all Hudson Land Use Regulations and the Zoning Ordinance included in this packet (Attachment "C").
- 11) The applicant has prepared a response to the CLD review comments included in this packet as (Attachment "D").
- 12) Based on the Impact Fee Methodology adopted by the Planning Board, a CAP Fee is not required for an unmanned utility.

**RECOMMENDATION:** For this hearing, staff recommends application acceptance, conduct the public hearing and consider approval of the Site Plan and Conditional Use Permits, i.e., in accordance with the below-cited DRAFT motions. If the Board considers that additional information and/or time is needed to review the application, a motion to defer consideration to the 24 JAN 18 meeting is included.

#### **APPLICATION TRACKING:**

- 20 NOV 17 Application submitted and amendments to this submission resulted in completion of the submission.
- 10 JAN 18 Public hearing scheduled.

#### **DRAFT MOTIONS:**

### MOTION TO ACCEPT THE APPLICATION:

I move to accept the Site Plan and Conditional Use Permit applications for the Eco-Site proposed 155' monopole telecommunications tower at 50 Griffin Road, Map 126/Lot 032.

Motion by: \_\_\_\_\_\_Second: \_\_\_\_\_Carried/Failed: \_\_\_\_\_

### MOTION TO DEFER CONSIDERATION OF THE APPLICATION:

I move to defer further review of the Site Plan and Conditional Use Permit applications for the Eco-Site proposed 155' monopole telecommunications tower at 50 Griffin Road, Map 126/Lot 032 until the 24 JAN 18 meeting.

Motion by: \_\_\_\_\_\_ Second: \_\_\_\_\_\_ Carried/Failed: \_\_\_\_\_\_

#### WAIVER MOTIONS:

1) HR 276-11.1.B. - Submission requirements for (2) scale of plan, (3) title block format, and (9) error of survey closure.

I move to grant the requested waiver HR 276 - 11.1.B. (2), (3), and (9) of the submission requirements based on the testimony of the Applicant's representative here this evening, and in accordance with the language included in the submitted Waiver Request Form for said waiver.

Motion by: \_\_\_\_\_Second: \_\_\_\_Carried/Failed: \_\_\_\_\_

2) HR 193-10. J. - Restriction on one driveway per parcel

I move to grant the requested waiver HR 193 - 10. J. limitation of one driveway per lot based on the testimony of the Applicant's representative here this evening, and in accordance with the language included in the submitted Waiver Request Form for said waiver.

Motion by: \_\_\_\_\_\_Second: \_\_\_\_\_Carried/Failed: \_\_\_\_\_

#### **MOTION TO APPROVE:**

I move to approve the Site Plan and Conditional Use Plan entitled: Eco-Site, 240 Leigh Farm Rd, Durham, NC, Miller, 50 Griffin Rd, Hudson, NH, Eco-Site #: NH – 0016-B, T-Mobile Site #: 4MNO435-B, prepared by: Chappell Engineering Associates, LLC, RK Executive Centre, 201 Boston Post Road West, Marlborough, MA, dated 01 SEPT 2017 with revisions through 11 NOV 2017 and consisting of Sheets T-1, GN-1, C-1 to C-3, Z-1 to Z-5, and EC-1, in accordance with the following terms and conditions:

- 1) All stipulations of approval for this concurrent Site Plan and Conditional Use Permit shall be incorporated into the Development Agreement, which shall be recorded at the HCRD, together with the above-cited Plan-of-Record (hereinafter referred to as the Plan).
- 2) All improvements shown on the Plan shall be completed in their entirety and at the expense of the Applicant or his assigns.
- Prior to the issuance of a final certificate of occupancy, a L.L.S. certified "As Built" site plan shall be provided to the Town of Hudson Community Development Department, confirming that the site conforms to the Plan.
- 4) Construction activities involving the subject lot shall be limited to the hours between 7:00 A.M. and 7:00 P.M., Monday through Saturday.
- 5) Prior to Planning Board endorsement of the plan, it shall be subject to final review by the Town Engineer and CLD.
- 6) The applicant shall schedule a pre-construction meeting with the Town Engineer prior to applying for a building permit.
- 7) The Applicant, as well as all future assigns to the subject wireless tower, shall provide access to the tower for Town emergency service communications needs.

- 8) The Applicant, as well as all future assigns to the subject wireless tower, shall provide access for colocation as availability provides.
- 9) The Applicant shall submit and maintain a performance surety in a form and amount that represents the cost for removal and disposal of the tower in the event that it is abandoned and the tower owner is incapable and/or unwilling to remove the tower. Bonding and surety shall be consistent with the provisions in the Subdivision Regulations. Bonding shall be nonlapsing of not less than five-year intervals.

Motion by: \_\_\_\_\_\_Second: \_\_\_\_\_Carried/Failed: \_\_\_\_\_\_.

### CONDITIONAL USE PERMIT APPLICATION TOWN OF HUDSON, NEW HAMPSHIRE

Date of Application: <u>November 17, 2017</u> Tax Map # <u>126</u> Lot # <u>032</u>			
Name of Project: _Eco-Site - Wireless Telecom	munications Facility - G	riffin Road	
Zoning District: <u>G-1</u> General CU# <u>0/-/8</u> (For Town Use) (For Town Use)			
ZBA Action: N/A			
PROPERTY OWNER:	DEVELOPER	• • • • • • • • • • • • • • • • • • •	
Name:Lavinia Miller	Eco-Site, Inc.		
Address: 50 Griffin Road	240 Leigh Farm Road	d, Ste. 415	
Address: Hudson, NH 03051	Durham, NC 27707		
Telephone #	919-636-6810		
Fax #			
Email:			
PROJECT ENGINEER	SURVEYOR		
Name: Chappell Engineering Associates, LLC			
Address:201 Boston Post Road West, Ste 101			
Address: Marlborough, MA 01752			
$T_{a1arbara} # 508-481-7400$			
Fax #			
Email:			

### PURPOSE OF PLAN:

To construct new 155-foot monopole wireless telecommunication tower with antennas, associated 50' x 50' fenced crushed stone or gravel compound with shelter, landscaping, and new driveway.

	(FOR TOWN USE)		
Plan Routing Date:	Conditional Permit Date:		
I have no comments	I have comments (attach to form)		
Title:	Date:		
(Initials)			
	Department Review:		
Zoning Engineerin	gAssessorPoliceFirePlanning		
Hi	hway Dept Consultant		
Fees Paid \$ 1632.19			

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### APPLICATION FOR CONDITIONAL USE PERMIT TOWN OF HUDSON, NEW HAMPSHIRE

Thirty (30) days prior to Planning Board Meeting, a complete Conditional Use Permit application to include all supporting materials and documents and must be submitted in final form. The Conditional Use Permit application shall comply with the following specifications/requirements:

Staff Initials
tly with the
G
nd signatures.
GT

#### APPLICATION FOR CONDITIONAL USE PERMIT TOWN OF HUDSON, NEW HAMPSHIRE

I hereby apply for a *Conditional Use Permit* and acknowledge I will comply with all of the Ordinances of the Town of Hudson, New Hampshire State Laws, as well as any stipulations of the Planning Board, in development and construction of this project. I understand that if any of the items listed under the *Conditional Use* specifications or Application form are incomplete, the Application will be considered rejected.

Pursuant to RSA 674:1-IV, the owner(s) by the filing of this application as indicated above, hereby given permission for any member of the Hudson Planning Board, the Town Engineer, the Conservation Commission and such agents or employees of the Town or other persons as the Planning Board may authorize, to enter upon the property which is the subject of this application at all reasonable times for the purpose of such examinations, surveys, tests and inspections as may be appropriate. The owner(s) release(s) any claim to or right he (they) may now or hereafter possess against any of the above individuals as a result of any examinations, surveys, tests or inspections conducted on his (their) property in connection with this applications.

Signature of Owner: Kavii

If other than an individual, indicate name of organization and its principal owner, partners, or corporate officers.

Signature of Developer: \_\_\_\_\_\_\_

The developer/individual in charge must have control over all project work and be available to the Code Enforcement Officer/Building Inspector during the construction phase of the project. The individual in charge of the project must notify the Code Enforcement Officer/Building Inspector within two (2) working days of any change.

APPLICATION IS DUE AT NOON 30 days prior to the Planning Board Meeting. (The date the Agenda is <u>CLOSED.</u>) Any applications received after that time will be deferred until the next available meeting.



### APPLICATION FOR CONDITIONAL USE PERMIT AND SITE PLAN APPROVAL FOR A WIRELESS COMMUNICATION FACILITY

Eco-Site, Inc.

c/o Ricardo M. Sousa, Esq. Prince Lobel Tye LLP One International Place, Suite 3700 Boston, MA 02110

Applicant

Property Location: 50 Griffin Road Hudson, NH 03051

Parcel ID: Map 126 Block 032 Lot 000

Prepared by: Ricardo M. Sousa, Esq. Prince Lobel Tye LLP One International Place, Suite 3700 Boston, MA 02110 Telephone: (617) 456-8123 Facsimile: (617) 456-8100

November 20, 2017

### **TABLE OF CONTENTS**

### APPLICATION TO THE PLANNING BOARD For Conditional Use Permit and Site Plan Approval for a WIRELESS COMMUNICATION FACILITY

### Property located at: 50 Griffin Road Hudson, NH 03051

### Parcel ID: Map 126 Block 032 Lot 000

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### PRELIMINARY & FINAL SITE PLAN APPLICATION FOR PLAN REVIEW (Also for Wireless) TOWN OF HUDSON, NEW HAMPSHIRE

Date of Application: <u>November 17, 2017</u>	
Name of Project: <u>Eco-Site - Wireless Telecom</u>	munications Facility - Griffin Road
Zoning District: <u>G-1</u> G (For Town Use)	eneral SP# _ O / -/ 8 (For Town Use)
ZBA Action: <u>N/A</u>	
PROPERTY OWNER:	DEVELOPER:
Name: Lavinia Miller	Eco-Site, Inc.
Address:50 Griffin Road	240 Leigh Farm Road, Ste. 415
Address: Hudson, NH 03051	Durham, NC 27707
Telephone #	919-636-6810
Fax #	
Email:	
PROJECT ENGINEER	<u>SURVEYOR</u>
Name: Chappell Engineering Associates, LLC	
Address: 201 Boston Post Road West, Ste 101	
Address: Marlborough, MA 01752	
Telephone # 508-481-7400	
Fax #	
Email:	
PURPOS	E OF PLAN:

To construct new 155-foot monopole wireless telecommunication tower with antennas, associated 50' x 50' fenced crushed stone or gravel compound with shelter, landscaping, and new driveway.

	For Town Use
Plan Routing Date:	Sub/Site Date:
I have no comments	I have comments (attach to form)
(Initials)	Date:
DEPT: Zoning Engineering Consultant Highway Fees Paid: 4405	AssessorPoliceFirePlanning ay Department

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#### SITE DATA SHEET

PLAN NAME: Eco-Site - Wireless Tel	ecommunications	Facility - Griffir	Road	
PLAN TYPE: <u>SITE PLAN</u>				
LEGAL DESCRIPTION: MAP_	5927	LOT	1978	
DATE: November 17, 2017				
Location by Street	50 Griffin Road			
Zoning:	G-1 (General) Wireless Telecommunications Facility			
Proposed Land Use:				
Existing Use:	Farm			
Surrounding Land Use(s):	<u>Residentia</u>	Residential		
Number of Lots Occupied:	1			
Existing Area Covered by Building:	N/A None			
Existing Buildings to be removed:				
Proposed Area Covered by Building:	N/A			
Open Space Proposed:	N/A			
Open Space Required:	N/A			
Total Area:	S.F.:	Acres:		
Area in Wetland:	Area Steep Slopes:			
Required Lot Size:				
Existing Frontage:	No change			
Required Frontage:	N/A			
Building Setbacks:	Required*		Proposed	
Front:	30'		189.8'	
Side:	15'		613.5'	
Rear:	15'	_	1017.3'	

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November 17, 2017

Town of Hudson Planning Board 12 School Street Hudson, NH 03051

> Re: Property Address: Applicant:

Application for a Conditional Use Permit and Site Plan Approval 50 Griffin Road, Hudson, NH 03051 (the "Property") Eco-Site, Inc. ("Eco-Site") and T-Mobile Northeast LLC ("T-Mobile" and together with Eco-Site, the "Applicants" or "Applicant")

Dear Honorable Members of the Planning Board:

This firm represents the Applicants in connection with an application for a Conditional Use Permit and Site Plan Approval from the Planning Board for the Town of Hudson (the "Board") for the construction of its proposed Commercial Wireless Telecommunication Facility<sup>1</sup> on the Property. Eco-Site is proposing to construct a one hundred and fifty-five foot (155') monopole style wireless tower<sup>2</sup> (the "Monopole") and T-Mobile proposes to install thereupon, eight (8) wireless communications antennas at a centerline height of one hundred and fifty feet (150') more or less, together with appurtenant equipment at the base of the Monopole (the "T-Mobile Facility"). The Monopole will have the capacity to co-locate an additional three (3) antenna arrays for other wireless telecommunications carriers and will be constructed within a 2500 square foot compound surrounded by an eight (8) foot high chain link fence. The proposed Monopole and T-Mobile Facility (together, the proposed Monopole and T-Mobile Facility may also be referred to as the "Facility") are illustrated on the plans attached hereto, and incorporated herein by reference (the "Plans").

The Property is located in the General 1 ("G-1") zoning district in the Town of Hudson. Pursuant to Article XVIII, Section 334-96.1 and 334-96.2 of the Code of the Town of Hudson, NH (the "Ordinance"), the use of the Property for a wireless communications facility involving the construction of a monopole and operation of a Commercial Wireless Telecommunications Facility, is allowed by Conditional Use Permit and Site Plan Approval from the Board. The Applicant is entitled to a Conditional Use Permit and Site Plan Approval because it satisfies the conditions set forth in Article XVIII of the Ordinance.

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<sup>&</sup>lt;sup>1</sup> Pursuant to Article XVIII, Section 334-93 of the Ordinance, a Commercial Wireless Telecommunication Facility is defined as a "Any structure, antenna, tower or other device used to provide a discrete commercial telecommunication service by a single provider to a broad base of usually unrelated users; generally including, but not limited to, cellular telephone, personal communications services (PCS), specialized mobile radio (SMR), enhanced specialized mobile radio (ESMR) and paging."

<sup>&</sup>lt;sup>2</sup> Pursuant to Article XVIII, Section 334-93 of the Ordinance, a Monopole is defined as "A freestanding tower consisting of a single pole, constructed without guy wires or lattice characteristics, which relies solely on self-support (direct attachment to the ground) to remain upright."



Pursuant to the extensive Alternative Site Analysis conducted by the Applicant, a copy of which is attached hereto, T-Mobile is unable to find a suitable existing location to co-locate its proposed Wireless Facility. Without the proposed Facility, T-Mobile cannot provide reliable wireless service to the Town of Hudson, pursuant to the mandate of the Telecommunications Act of 1996 and its license issued by the Federal Communications Commission (the "FCC"). It is impossible for T-Mobile to provide seamless and reliable wireless coverage to the Town of Hudson under the present zoning scheme without obtaining a Conditional Use Permit and Site Plan Approval. Therefore, the Applicant respectfully requests that this Board grant the requested relief pursuant to its authority set forth in Article XVIII of the Ordinance.

#### A. Background

T-Mobile is licensed by the Federal Communications Commission (the "FCC") to construct and operate a wireless telecommunications network in various markets throughout the country, including the State of New Hampshire and in particular in the Town of Hudson. A copy of the Applicant's FCC license is attached hereto. The Applicant is in the process of designing and constructing a telecommunications system to serve all of the State of New Hampshire. One of the key design objectives of its systems is to provide seamless coverage. Such a system requires a grid of radio transmitting and receiving links located approximately .5 to 2 miles apart, depending on the location of existing and proposed installations in the surrounding area, the existing use of the network and the existing topography. The radio transmitting and receiving facilities operate on a line-of-sight basis, requiring a clear path from the facility to the user on the ground. This dynamic requires the antennas to be located in a location where the signal is not obstructed or degraded by other buildings or by topographical features such as hills.

### B. <u>**RF** Coverage Determination</u>

T-Mobile has performed a study of radio frequency coverage for the Town of Hudson and from the Property, the results of which are shown on the coverage maps submitted herewith. It has determined that a telecommunications facility located on the proposed Monopole on the Property will provide adequate coverage to the targeted sections of the Town of Hudson and the immediately surrounding area if T-Mobile's proposed antennas are located at the requested height of one hundred and fifty feet (150').

In connection herewith, T-Mobile has submitted a radio frequency propagation map showing its current coverage and the gap in coverage that the proposed site will fill, and a radio propagation map showing the anticipated coverage from the site.

Additionally, T-Mobile has submitted a report from its radio frequency engineer stating the necessity of this site to provide reliable network service to T-Mobile customers within the Town of Hudson, especially along Griffin Road, Robinson Road, Hazelwood Drive and surrounding areas and neighborhoods.

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### C. <u>The Facility</u>

As illustrated on the Plans, the Monopole will be 155' in height and will be located within a 50' x 50' fenced compound. T-Mobile's Facility will consist of eight (8) wireless communications panel antennas and a dish antenna at a centerline height of 150' more or less, together with equipment cabinets on a concrete pad, a GPS antenna and Remote Radio Heads (RRH) with accessory junction boxes and surge suppressors mounted alongside the antennas. The antennas will be connected via coaxial cable installed within the Monopole to appurtenant radio equipment. The compound will be surrounded by an eight (8) foot high chain link fence.

Pursuant to FCC mandate, enhanced emergency (E911) service is required to meet nationwide standards for wireless telecommunications systems. To comply with this federal standard, T-Mobile will install one (1) E911 Global Positioning System (GPS)/GSM antenna.

After installation, the T-Mobile Facility will be unmanned and will require only biweekly visits by a single vehicle for routine maintenance. The only utilities required to operate this facility are standard 120-volt electrical power as well as telephone service, which are presently installed on the Property. Finally, the Monopole and the T-Mobile Facility will comply with all applicable local, state and federal safety codes, including FCC regulations related to radio frequency emissions.

### D. Legal Argument

- 1. The Applicant is entitled to a Conditional Use Permit and Site Plan Approval because the proposed Facility satisfies the siting standards set forth in Article XVIII, Section 334-95 of the Ordinance, as follows:
  - a. Commercial wireless telecommunication facilities may be considered either principal or secondary uses. A different existing use or an existing structure on the same lot shall not preclude the installation of a commercial wireless telecommunication facility on such a lot.

Currently, the Property is utilized as a farm. The proposed Facility will be a secondary use on the Property and as such is in compliance with this provision.

b. For purposes of determining whether the installation of a commercial wireless telecommunication facility complies with district development standards, the dimensions of the entire lot shall control, even though the facility may be located on leased parcels within such lots.

The Property is located within the G-1 zoning district and is a conforming lot for purposes of zoning. As depicted in more detail in the Plans, the proposed Facility complies with all district development standards.

c. A commercial wireless telecommunication facility which is constructed in accordance with the provisions of this article on a nonconforming lot, or in

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conjunction with a nonconforming use, shall not be deemed to constitute the expansion of a nonconforming use or structure.

Not Applicable. The Property is a conforming lot.

d. Towers shall not exceed 180 feet in height above the ground. In all cases, a tower's maximum height shall be the minimum height above the ground necessary to perform or achieve the desired communication(s) or telecommunication service(s). Co-location is considered to be within the definition of a desired communication or telecommunication service.

The proposed Monopole will be constructed at a height of 155' with the T-Mobile antenna array installed thereupon at an approximate centerline height of 150' and will comply with the maximum height requirement set forth herein. As evidenced by the Radio Frequency Plots and Radio Frequency Affidavit attached hereto, and described in more detail below, the proposed centerline height of 150' feet for the T-Mobile antenna array is the minimum height necessary for T-Mobile to provide adequate coverage to its users in the Town of Hudson.

The Personal Communications Service system being developed by T-Mobile has been designed employing the most sophisticated radio frequency engineering methods available. Radio frequency engineers determine the placement of network points-of-presence using computer engineering models that simultaneously evaluate area topography and population patterns to identify specific geographic areas to be serviced by each antenna facility in the network. As a result of this modeling, combined with actual coverage data provided by existing "on air" facilities, T-Mobile's radio frequency engineers have identified a limited geographic area as a necessary location for a wireless communications facility to remedy an existing gap in reliable service coverage in the general vicinity of the site. Without the requested relief, there would remain a substantial "gap" in reliable service coverage in T-Mobile's network. Radio frequency coverage maps and a Radio Frequency Report, both submitted herewith, confirm that T-Mobile must install its wireless facility on the Property to remedy the existing gap in its network coverage in the area. The requested height has been determined by T-Mobile's engineers to be the minimum height necessary to connect coverage from the proposed facility with coverage from adjacent cell sites in T-Mobile's network (i.e., to remedy the existing "gap" in service and to effect reliable handoffs between adjacent cell sites as a subscriber travels through the area). See the Radio Frequency Report submitted herewith.

Accordingly, the conditional use permit and site plan approval requested are necessary to enable the Applicants use of the Property to provide adequate coverage to this area of the Town of Hudson. The granting of the requested relief will do substantial justice as it is consistent with the TCA (defined herein) and the purpose and intent of the Ordinance.

Furthermore, the proposed Monopole can support up to four (4) antenna arrays and as such satisfies the purpose and intent of this requirement, the definition of Co-Location as set forth in Section 334-92 of the Ordinance, and Article XVIII of the Ordinance.

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Eco-Site is in the business of developing telecommunications towers and hereby submits that it has every intention of providing additional space for all other licensed carriers for commercial mobile radio services operating in the Country. As evidenced by its co-applicant's interest in the site, this is an area of Hudson that is in need of additional coverage and capacity for commercial mobile radio service providers.

e. An RF Engineering/Facilities Master Plan shall be submitted for review to include present and future network infrastructure in both Hudson and abutting communities. The lay person shall be able to easily understand the Master Plan and supporting documentation. It shall explain sufficiently why the tower must be in this location. With the exceptions of alternative facilities/technologies, which do not have visible outdoor equipment, and telecommunication facilities placed on existing utility poles, site plan approval is required for all commercial wireless telecommunication facilities, including any such facilities situated on residential sites.

The Applicant has provided an RF Engineering / Facilities Master Plan in connection with this application.

f. The FCC regulates radio frequency (RF) emissions, and local jurisdictions are preempted from prohibiting the construction of commercial wireless telecommunication facilities on the basis of exposure to RF emissions. Owners/operators of commercial wireless telecommunications facilities shall construct such facilities in accordance with FCC regulations pertaining to RF emissions.

The Monopole and the T-Mobile Facility will comply with all applicable local, state and federal safety codes, including FCC regulations related to radio frequency emissions. The proposed Facility will also comply with all applicable health and safety standards.

T-Mobile is licensed and regulated by the Federal Communications Commission (FCC), which imposes strict health and safety standards governing construction requirements, technical standards, interference protection, power and height limitations, and radio frequency standards. These standards are set by independent safety and standard groups such as the American National Standards Institute (ANSI) and the Institute of Electrical Electronics (IEEE). The Applicant will comply with these standards.

- 2. The Applicant is entitled to a Conditional Use Permit and Site Plan Approval because the proposed Facility satisfies the dimensional standards set forth in Article XVIII, Sections 334-96.1, 334-102 and 334-105 of the Ordinance, as follows:
  - a. Article VIII, Section 334-96.1 of the Ordinance and the Table of Conditionally Permitted Facilities included therein, require that a new Monopole receive a conditional use permit from the Board in certain zoning districts based on their height and distance from residential uses and major corridors in Hudson. The major corridors in Hudson are defined as Route

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# 3A, 102 and 111. Monopoles that do not meet the required criteria listed in Section 334-96.1 of the Ordinance are not conditionally permitted and would require a variance.

The proposed Facility satisfies the siting and height requirements set forth in Section 334-96.1 as it is proposed within a G-1 Zoning District, at a height of 155' and located a distance greater than five times its proposed height from a major corridor, but less than 5 times its height from a residential use. As such, pursuant to the Table of Conditionally Permitted Facilities, the proposed Facility requires a Conditional Use Permit from the Planning Board.

As described in more detail in the Plans, the proposed Facility will be constructed at a height of 155' and will located approximately 12,830' from Route 102; 21,710 feet from Route 3A and 3,345; from Route 111.

b. No antenna and/or mast shall be capable of falling or collapsing beyond the bounds of the property on which it is situated. A fall zone calculation, utilizing graph paper and a drawing compass to plot it, shall be performed for any antenna and/or mast at the time a building permit or special exception application is made to demonstrate compliance with this requirement. (A sample fall zone calculation appears as an exhibit at the end of this chapter). All antennas and/or masts shall be assembled and erected to a manufacturer's standards using sound practices.

The proposed Monopole complies with the "fall zone" setback requirement as it is set back a distance greater than the height of the tower from the nearest property line. The proposed Monopole will be constructed at a height of 155' and located a minimum of approximately 223.3' feet from the nearest property line. Please see the Plans attached hereto.

c. No antenna, mast or supporting appurtenant devices are permitted to exist within any yard setback area and, for nonresidential properties, within any green space areas.

The proposed Facility is not located within any yard setback area or required green space areas. Please see the Plans attached hereto.

- 3. The Applicant is entitled to a Conditional Use Permit and Site Plan Approval because the proposed Facility satisfies the standards set forth in Article XVIII, Sections 334-96.2, 334-97 and 334-98 of the Ordinance, as follows:
  - a. Pursuant to NH RSA 674:21(II), the Hudson Planning Board is hereby authorized to issue a conditional use permit for commercial wireless telecommunication facilities according to the Table of Conditionally Permitted Facilities as set forth in § 334-96.1. Application for a conditional use permit shall be made concurrently with application for subdivision and/or site plan approval. In addition to the application submission

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requirements for subdivision and/or site plan approval, the Planning Board may require the applicant for a conditional use permit to submit an RF Engineering/Facilities Master Plan as provided in § 334-95E. In acting upon any such conditional use permit application the Planning Board shall determine whether the applicant has satisfied the general guidelines set forth in § 334-92 and the siting standards set forth in § 334-95, and the Board may impose such conditions of approval on the conditional use permit as are consistent with this Article XVIII and other provisions of the Hudson Zoning Ordinance. The Planning Board shall hold at least one public hearing on any such conditional use application and, following the public hearing, the Planning Board shall act to approve the application, deny it, or approve it with conditions. Any person aggrieved by a Planning Board decision concerning a conditional use permit may appeal that decision to the Superior Court in the manner provided by RSA 677:15, Court Review. As provided in NH RSA 676:5, III, a Planning Board decision concerning a conditional use permit cannot be appealed to the Hudson Zoning Board of Adjustment.

The Applicant is proposing a Monopole in the General-1 zoning district and as such requires a Conditional Use Permit from the Board. As described in more detail herein, the Applicant complies with the requirements set forth in Article XVIII of the ordinance and as such, is entitled to a Conditional Use Permit from the Board.

In connection with this Application, T-Mobile has performed a study of radio frequency coverage for the Town of Hudson and from the Property, the results of which are shown on the coverage maps submitted herewith. It has determined that a telecommunications facility located on the proposed Monopole on the Property will provide adequate coverage to the targeted sections of the Town of Hudson and the immediately surrounding area if T-Mobile's proposed antennas are located at the requested height of one hundred and fifty feet (150').

In connection herewith, T-Mobile has submitted a radio frequency propagation map showing its current coverage and the gap in coverage that the proposed site will fill, and a radio propagation map showing the anticipated coverage from the site.

Additionally, T-Mobile has submitted a report from its radio frequency engineer stating the necessity of this site to provide reliable network service to T-Mobile customers within the Town of Hudson, especially along Griffin Road, Robinson Road, Hazelwood Drive and surrounding areas and neighborhoods.

Furthermore, the intent of the U.S. Congress, when it enacted the Telecommunications Act of 1996 (the "TCA"), was to institute a framework to promote the competition and innovation within the telecommunications industry. Under its license from the FCC, T-Mobile is obligated to provide a reliable "product" (i.e. wireless communications service) to the population of the Town of Hudson. Likewise, consumer expectations for increasingly robust and reliable service requires competing service providers (including T-Mobile) to identify and remedy existing gaps in reliable network coverage, or gaps that result from increasing subscriber voice and data traffic beyond the limits of existing network

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infrastructure. A carrier's failure to remedy network gaps in a timely fashion can result in a significant loss of subscribers to competing telecommunications carriers. As demonstrated in the Radio Frequency Report and Service Coverage maps provided by the Applicant and attached hereto, the proposed Monopole and T-Mobile Wireless Facility and corresponding relief requested are necessary to remedy a gap in reliable service coverage within T-Mobile's existing network infrastructure.

T-Mobile investigated alternative sites in and around the defined geographic area within which its engineers determined that a facility must be located to fill the gap in service coverage and to function effectively within its network of existing and planned facilities. There is no existing location in the Town of Hudson that would provide the necessary coverage to the subject area. Therefore, the proposed Facility is necessary to close the coverage gap that is illustrated on the propagation maps submitted herewith.

Accordingly, in conformity with the intent of the Ordinance and the U.S. Congress in enacting the TCA, the granting of the requested relief is necessary for T-Mobile to eliminate an existing gap in reliable service coverage and effectively compete for subscribers with FCC licensed competitors in the market.

#### The Telecommunications Act of 1996

As noted in <u>Nextel Communications of the Mid-Atlantic, Inc. v. Town of Wayland</u>, 231 F.Supp. 2d 396, 406-407 (D. Mass. 2002), the "need for closing a significant gap in coverage, in order to avoid an effective prohibition of wireless services, constitutes another unique circumstance when a zoning variance is required." Although a variance is not required in this specific instance, T-Mobile requires a conditional use permit and site plan approval from the Board since it cannot close a significant gap in coverage without installing a facility at the Property.

In a growing number of cases, the federal courts have found that variance denials violate the TCA, even if such denials would be valid under state law. For example, in <u>AT&T</u> <u>Communications v. Town of Lincoln</u>, 107 F. Supp. 2d 108 (D. Mass. 2000), the court found that denial of a variance for a location outside of the town's wireless overlay district violated the TCA and ordered the variance to issue despite a by-law provision prohibiting use variances. Recently, the <u>Wayland</u> Court reached the same result. In that case, the court stated: "Although the Board's statement [regarding its lack of authority to issue a use variance] may be a correct statement in Massachusetts regarding variances, it is not controlling in the special case of wireless communications facilities . . . Under the Telecommunications Act, the Board cannot deny the variance if in so doing it would have the effect of prohibiting wireless services." Wayland at 406-407.

T-Mobile has demonstrated a need for coverage in an area immediately surrounding the Property. The installation proposed by the Applicant is the least intrusive means available to T-Mobile to fill its gap in coverage. Therefore, the need to close this significant gap in coverage

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constitutes another unique circumstance which is relevant to the grant of the conditional use permit and site plan approval.

b. Recognizing the extremely hazardous situation presented by abandoned and unmonitored towers, the Planning Board shall set the form and amount of security that represents the cost for removal and disposal of abandoned towers in the event that the tower is abandoned and the tower owner is incapable and/or unwilling to remove the tower in accordance with § 334-98. Bonding and surety shall be consistent with the provisions in the Subdivision Regulations. Furthermore, the Planning Board shall require submission of proof of adequate insurance covering accident or damage. Bonding shall not be required for alternative facilities/technologies which are an integrated part of an existing structure. Bonding shall be nonlapsing of not less than five-year intervals.

The Applicant hereby agrees to submit a removal bond to the Town of Hudson in the amount reasonably set forth by the Planning Board and furthermore submits that it will maintain adequate insurance covering accident or damage.

c. Any commercial wireless telecommunication facility which is not operated for a continuous period of 12 months shall be considered abandoned and hazardous to the public health and safety, unless the owner of said commercial wireless telecommunication facility provides proof of quarterly inspection. The owner shall remove the abandoned structure within 90 days of receipt of a declaration of abandonment from the Town. A declaration of abandonment shall only be issued following a public hearing, noticed according to RSA 676:4, with notice to abutters and the last known owner/operator of the tower. If the abandoned commercial wireless telecommunication facility is not removed within 90 days, the Town may execute the bonding security and have the commercial wireless telecommunication facility removed.

The Applicant hereby submits that it agrees to this requirement.

## 4. The Applicant is entitled to a Conditional Use Permit and Site Plan Approval because the proposed Facility satisfies the Site Plan Review and Approval requirements set forth in Chapter 275 of the Ordinance.

Please see the Plans submitted herewith and incorporated by reference herein for confirmation of compliance with the Site Plan Review submittal and approval standards. Furthermore, the Applicant submits that the Plans contain the necessary detail to properly evaluate the proposed Facility. To the extent the Board determines the Plans do not comply with the Site Plan Review submittal and approval standards, the Applicant respectfully requests a waiver therefrom.

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5. The Applicant is entitled to a Conditional Use Permit and Site Plan Approval because the proposed Facility will not adversely impact the health, safety, and welfare of the residents of the Town of Hudson, or impair the intent or purpose of the Ordinance, as follows:

The operation of the proposed telecommunications Facility will not adversely impact the health, safety, and the welfare of the residents of the Town of Hudson or impair the intent or purpose of the Ordinance.

Granting the requested relief will benefit the Town and promote the safety and welfare of its residents, businesses and drivers by providing reliable state-of-the-art digital wireless voice and data services. In addition, granting the requested relief will not be contrary to the public interest because:

- 1. The proposed use complies with the Ordinance to the extent reasonably feasible;
- 2. The proposed location of the proposed Facility is necessary for the effective deployment of the T-Mobile's network;
- 3. The proposed Facility will comply in all respects with RF emission standards established by the FCC;
- 4. The proposed Facility will not have any adverse effect on the value of land and buildings in the neighborhood or on the amenities thereof. The use will be passive and require no employees on the premises. Specifically, the proposed Facility will require approximately two vehicle trips per month by a service technician for routine maintenance and will require no water, septic, or other municipal services;
- 5. The proposed Facility will promote and conserve the convenience and general welfare of the inhabitants of the Town by enhancing telecommunication services;
- 6. The proposed Facility will involve no overcrowding of land or undue concentration of population because it is an unmanned facility;
- 7. The proposed Facility will preserve and increase the amenities of the Town by enhancing telecommunications services;
- 8. The proposed Facility will lessen the danger from fire and natural disasters by providing increased network access for emergency communications in the event of such fires and natural disasters;

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- 9. The proposed Facility will involve no adverse effects on public and private water supplies and indeed will utilize no water at all;
- 10. The proposed Facility will facilitate the adequate provision of transportation by improving mobile telecommunications for business, personal, commuters and emergency uses;
- 11. The proposed Facility will involve no adverse effects on drainage, schools, parks, open space, or other public requirements;
- 12. The proposed Facility will involve no excessive noise or pollution to the environment;
- 13. The proposed Facility will involve no adverse effects on historic sites;
- 14. The proposed Facility will be an appropriate use of land in the Town;
- 15. The proposed Facility will be a benefit to the community by allowing for more competitive wireless telecommunications services to the residents and businesses of the Town.

Moreover, the proposed Facility will not diminish the value of surrounding properties. The proposed Facility will have a minimal visual impact upon neighboring lots because it is set back from roads and neighborhoods and will be constructed adjacent to large overhead utility lines that currently run across the Property. The Monopole is designed to have as minimal an impact on its surroundings as possible and will be further disguised by the existing tall tree line and vegetation surrounding the Property. Therefore, the visual impact of the proposed Facility will be de minimus.

Furthermore, the Property is located in the G-1 zoning district and within an area in need of additional capacity for telecommunications services. By installing the proposed Monopole and T-Mobile Wireless facility on the Property within the G-1 zoning district T-Mobile will fill a gap in wireless coverage for a large residential population. Thereby providing reliable service with E911 enhanced emergency service and Global Positioning System technology to the area of Hudson where it is most needed.

Finally, the purpose of the Ordinance, as outlined in Article I, will be observed by the granting of the requested relief because the proposed Facility:

- 1. will not contribute to traffic congestion because the traffic produced thereby will be limited to a single vehicle for biweekly visits for routine maintenance checks;
- 2. will conserve health by not producing any pollutants or wastes, while being in compliance with all applicable state and federal safety codes;

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- 3. will contribute to securing safety from fire, flood, panic and other dangers by providing more reliable wireless coverage with E911 enhanced emergency service and Global Positioning System technology;
- 4. will not inhibit adequate light and air;
- 5. will not contribute to overcrowding of land or the undue concentration of population;
- 6. will encourage the most appropriate use of land throughout the Town because the Property is currently used for public utilities;
- will increase the Town's amenities by providing more reliable and competitive wireless coverage to the residents and businesses of Hudson; and
- 8. will encourage multiple uses of land thereby providing for orderly expansion and development.

### E. <u>Conclusion</u>

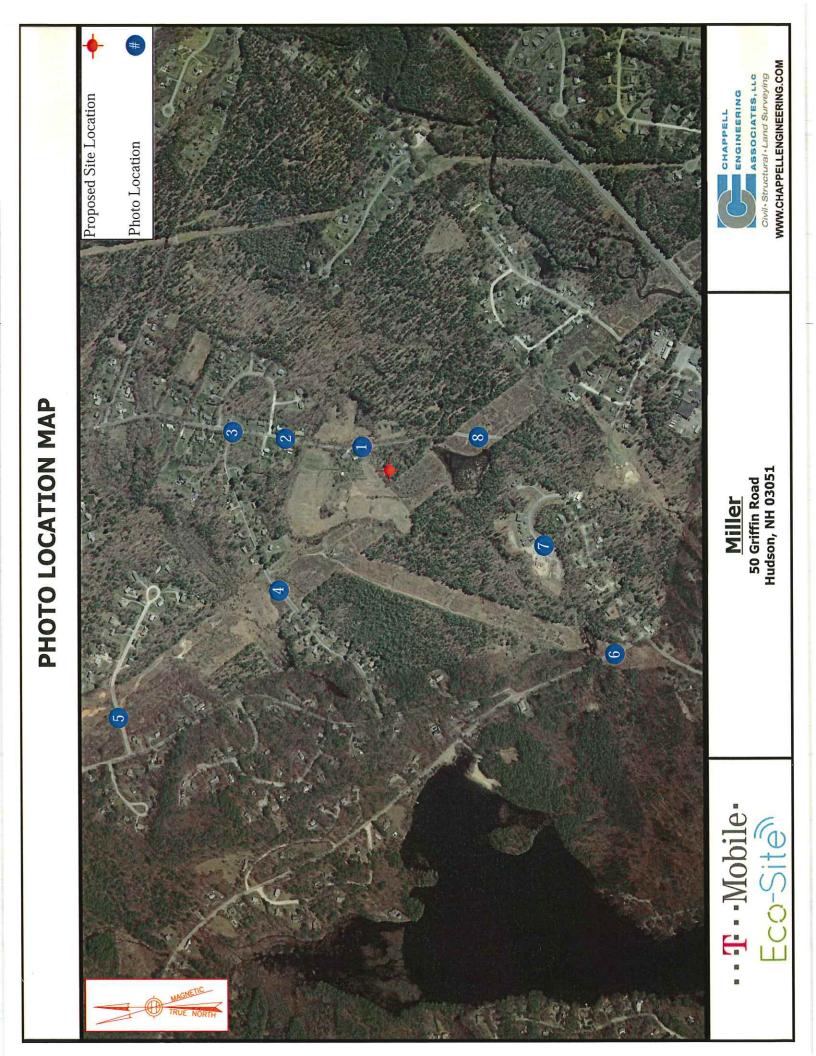
The Applicant hereby requests that the Board determine that they have satisfied the requirements for the grant of the requested relief and to further determine that the proposed Monopole and T-Mobile Wireless Facility will not have an adverse impact upon the subject neighborhood and the Town of Hudson. The Property is an appropriate location for the installation and operation of the proposed Monopole and T-Mobile Wireless Facility and the proposal set forth herein represents the least intrusive means through which T-Mobile can close a gap in reliable service coverage under the Ordinance.

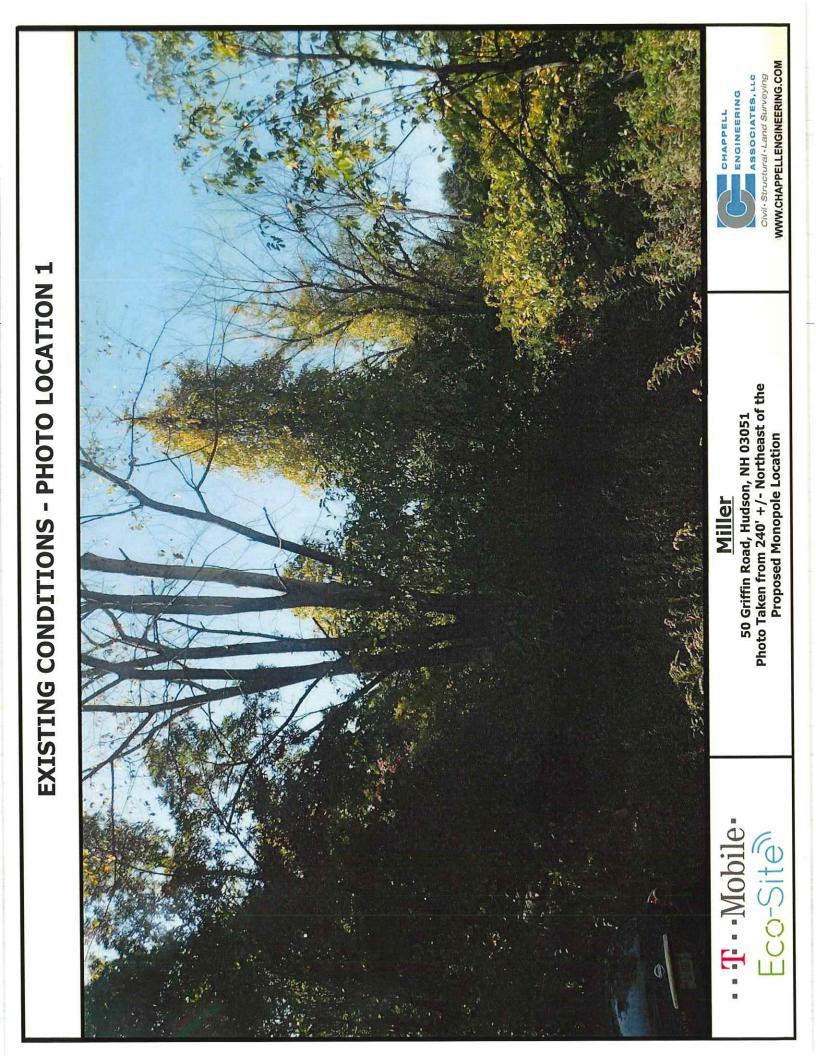
For the foregoing reasons, the Applicant respectfully requests that the Board grant the foregoing zoning relief in the form of a conditional use permit and site plan approval, and such other relief as the Board deems necessary in order to allow the installation and operation of the proposed Monopole and T-Mobile Wireless Facility on the Property.

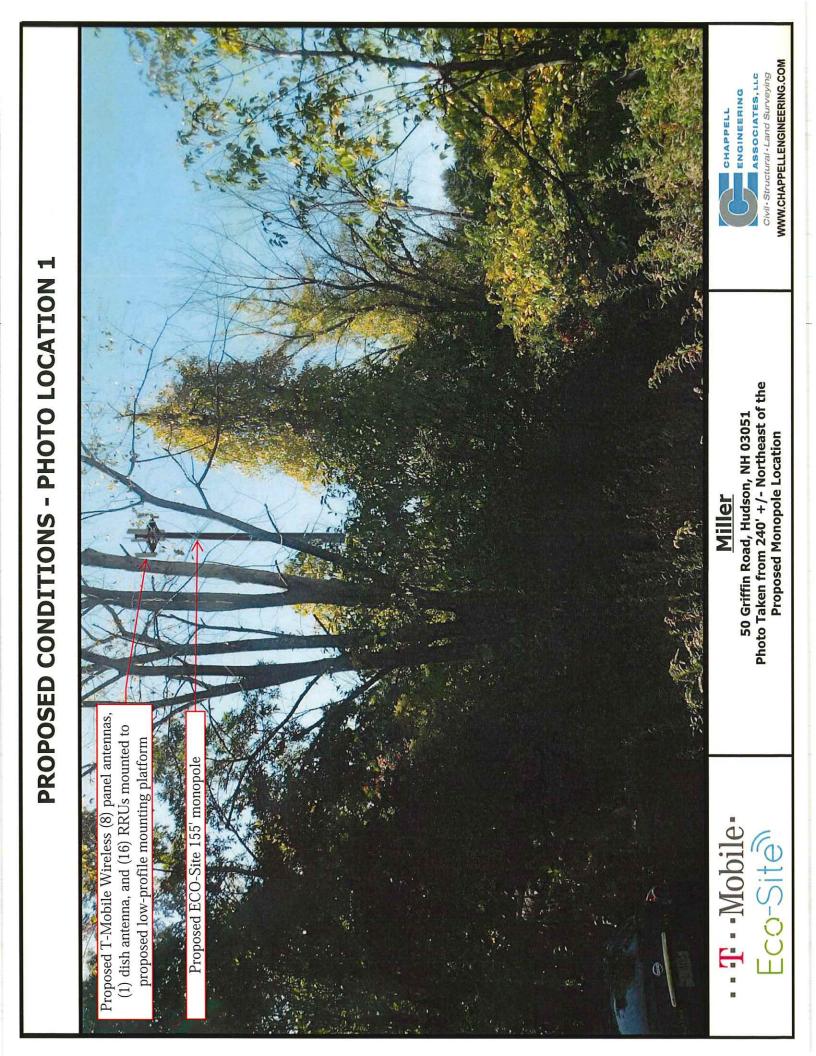
Sincerely Uar do M. Sousa, E Direct: 617-456-8123

Email: <u>rsousa@princelobel.com</u>

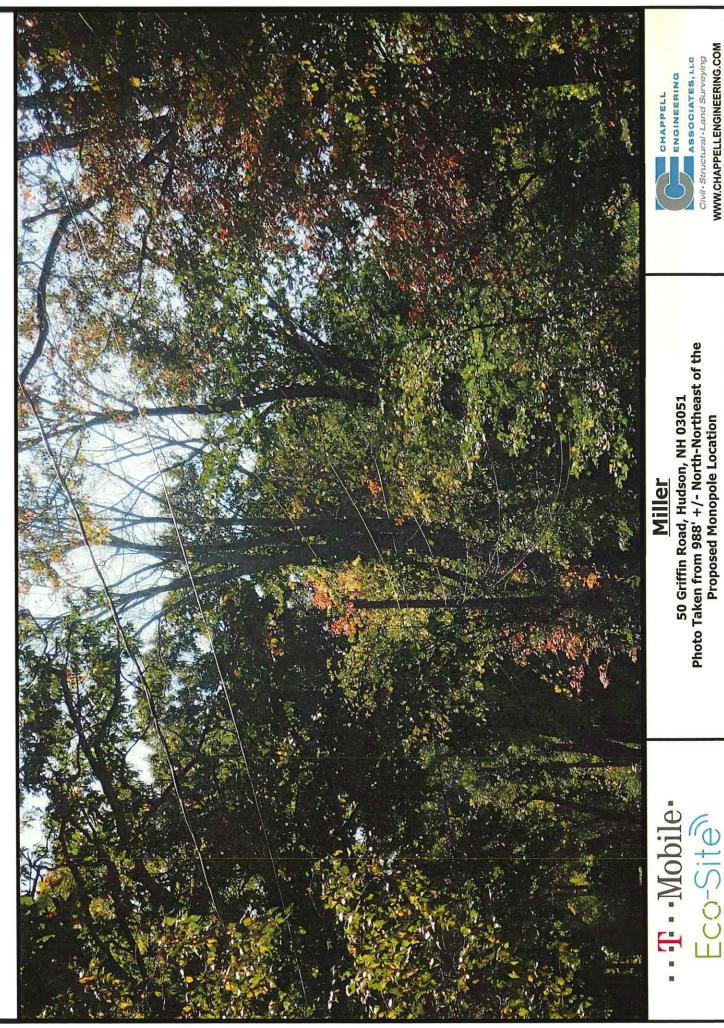




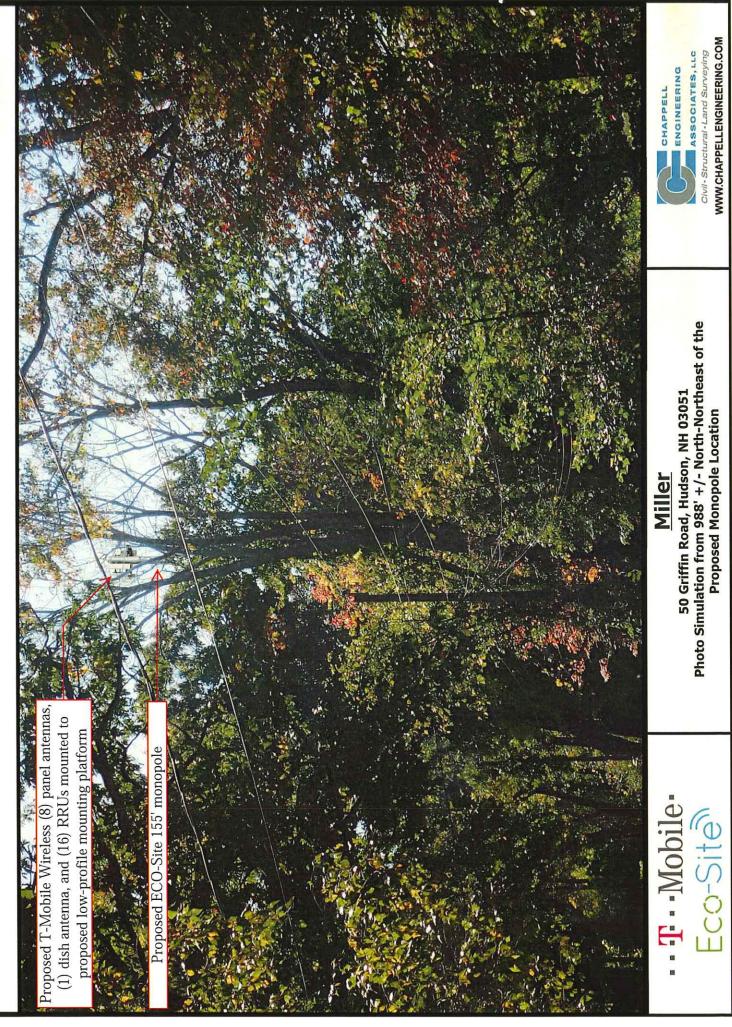




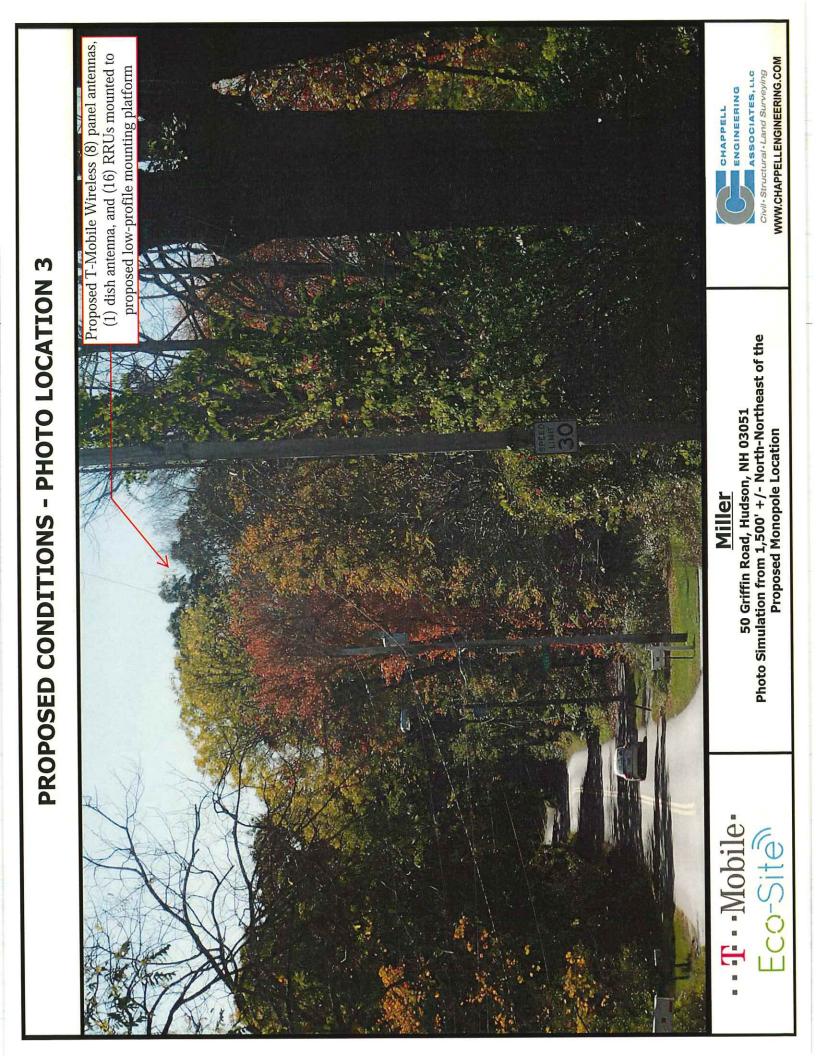






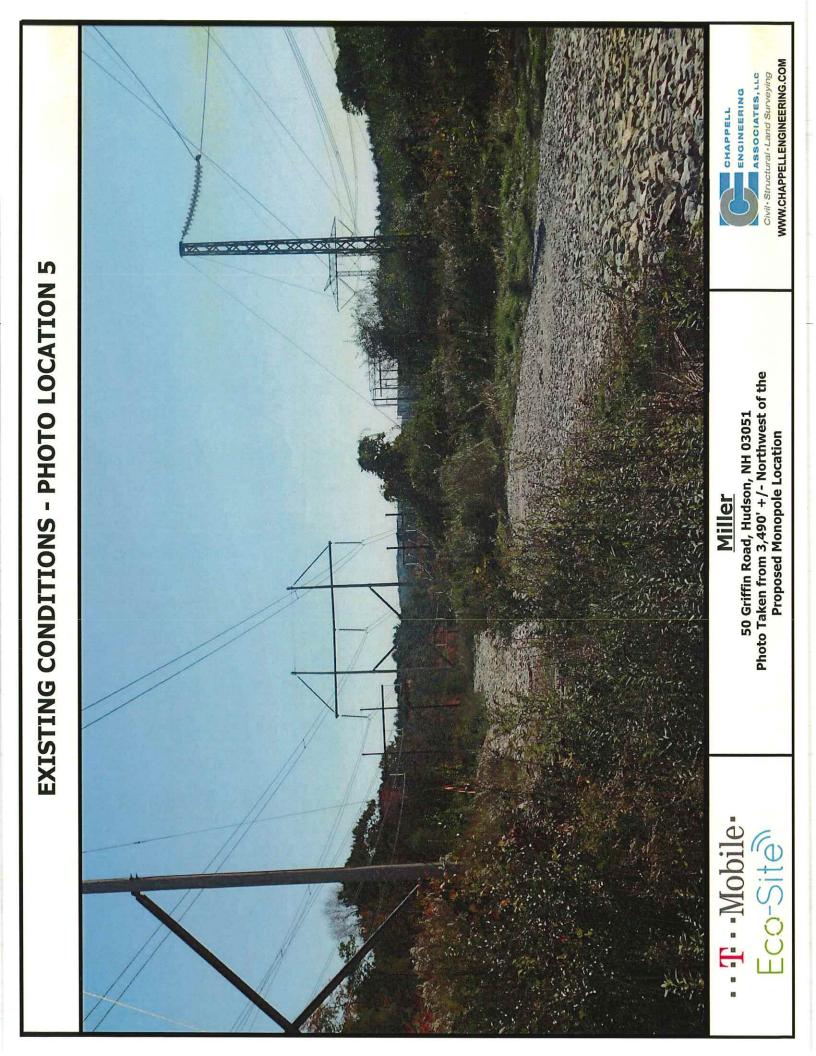


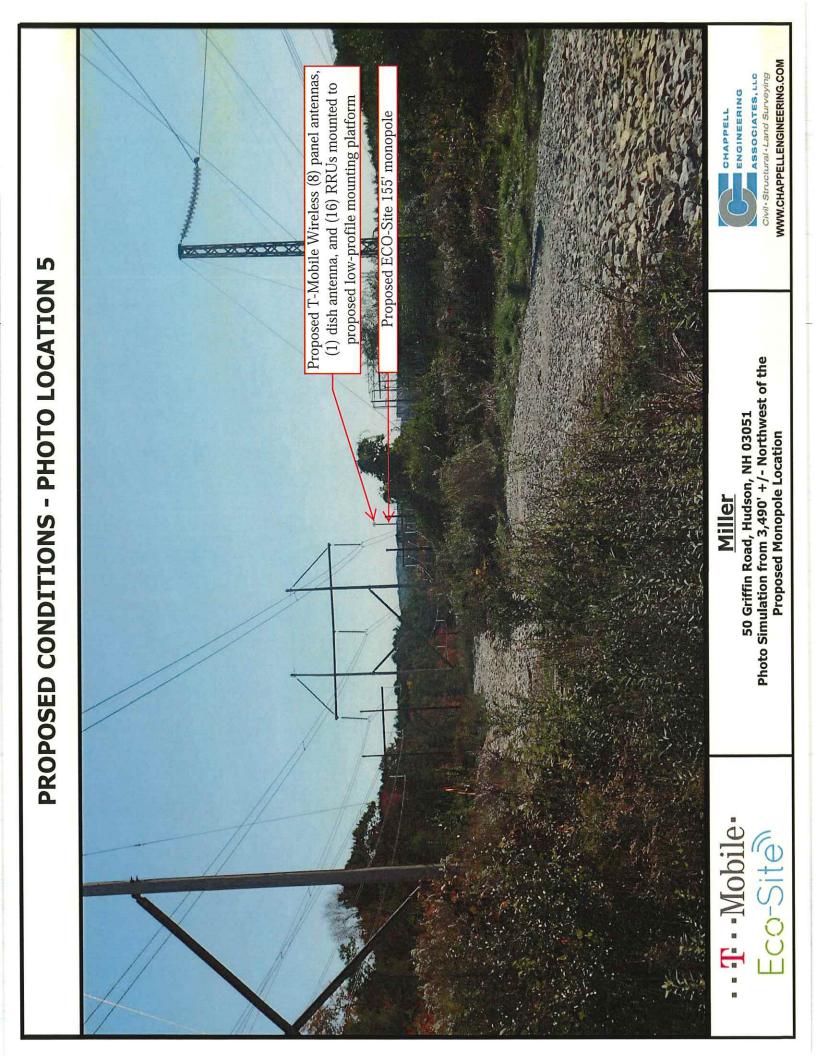


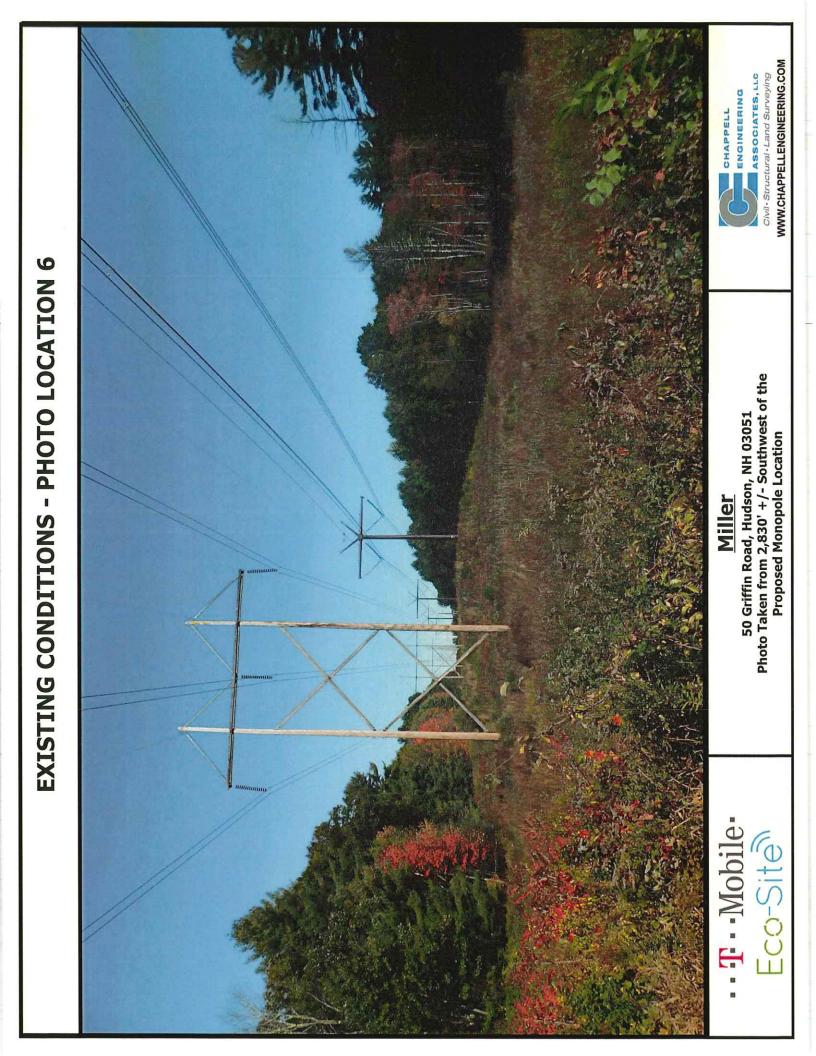


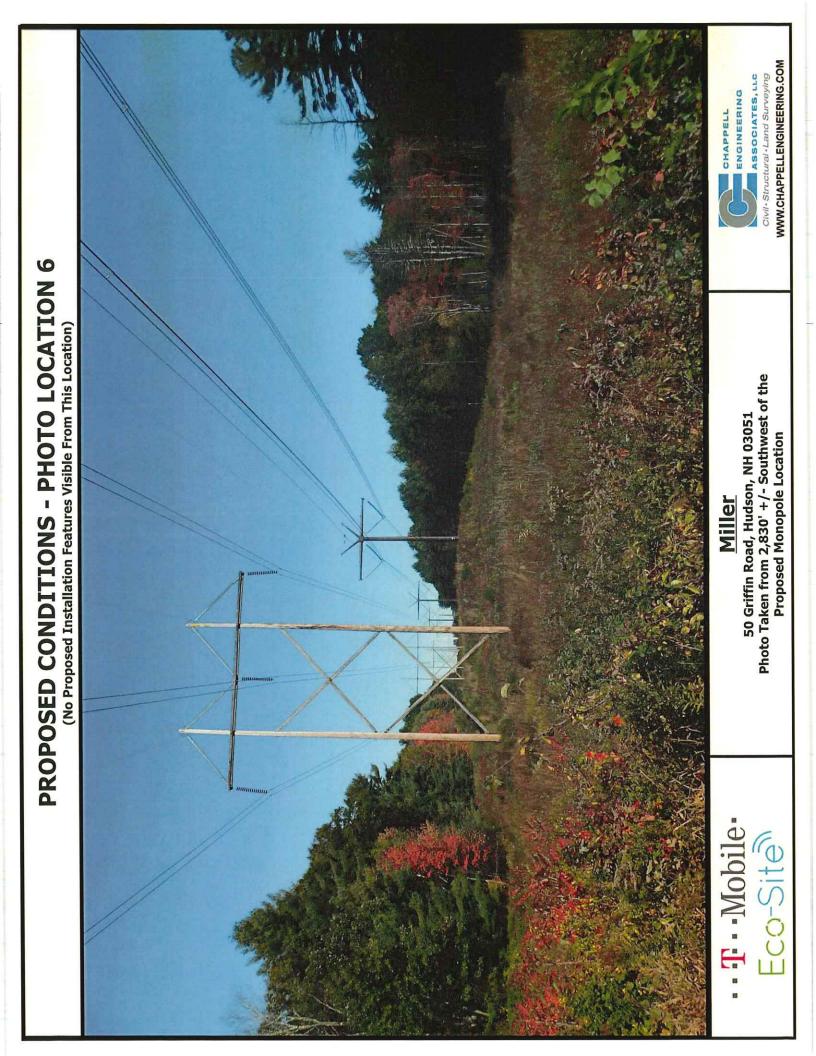






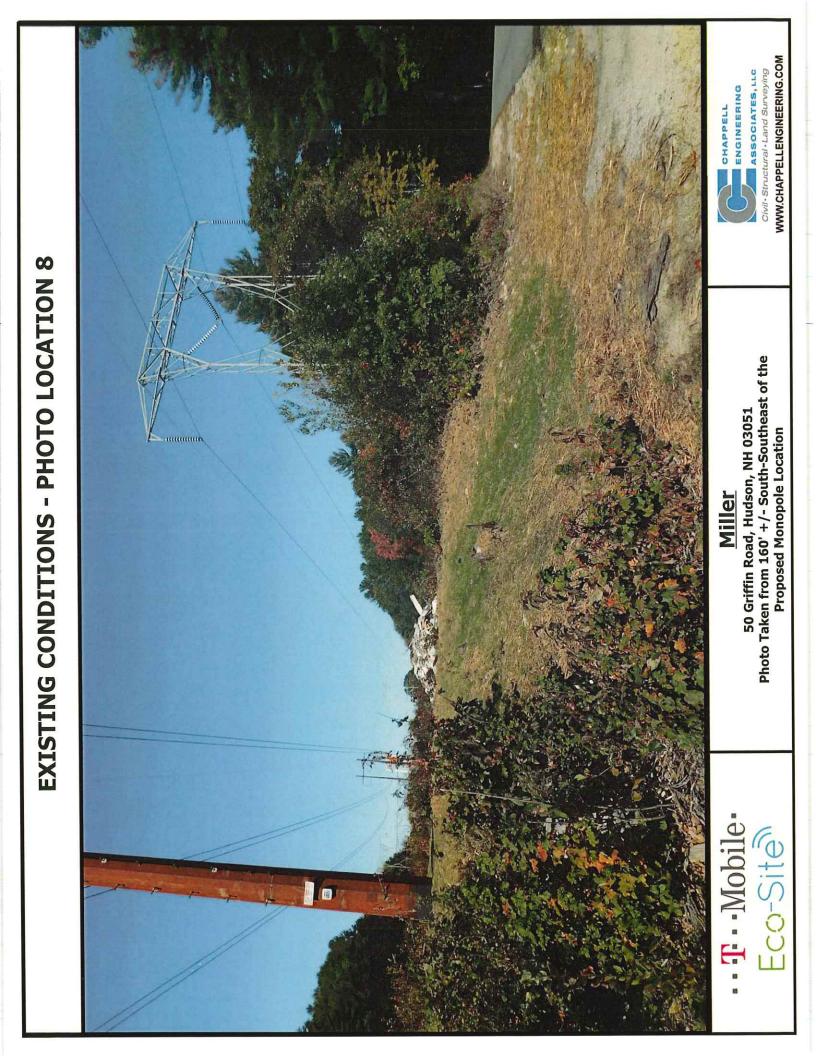
















October 30, 2017

Eco-Site

240 Leigh Farm Road Suite 415 Durham, NC 27707

RE:	
Site Name	Miller
Site Address	50 Griffin Road, Hudson, NH 03051

Dear Members of the Board:

This letter has been prepared to inform the Board on the structural design standards and capacity and potential failure mechanism for communications monopoles.

Eco-Site proposes to install a 155ft tall monopole at the above referenced location. Upon approval, the proposed structure will be designed to accommodate the full loading associated with the proposed Eco-Site antenna array as well as potential future additional wireless carriers. Both the pole and the foundation will be designed in accordance with current state and national codes and standards.

Telecommunications towers and monopoles are designed and fabricated in accordance with ANSI/TIA/EIA-222-G, a national code that is referenced in the NH State Building Code, (2009 International Building Code), Section 3108. "*Telecommunications and Broadcast Towers*". ANSI/TIA/EIA-222-G represents the latest refinement of a national tower code which establishes standards for tower engineers and manufacturers to follow for the design, fabrication and erection of tower structures and foundations. As a result of these national standards, industry statistics indicate that the failure of towers, especially self-supported monopoles, is exceptionally rare.

The G revision is based upon the 'limit-states design' approach. The structures are checked for two major limit states:

(1) *Strength Limit States* ensure that the structures are safe under extreme loading conditions. A Load Factor of 1.6 is applied to nominal wind loads, and a directionality factor is applied to the factored wind loads to account for the probability of the wind occurring from the worst-case direction.

(2) *Serviceability Limit States* verify that structures are capable of providing service under normal conditions.

ECO-Site 240 Leigh Farm Road Suite 415 Durham, NC 27707

The new standards account for site-specific conditions more accurately and in more detail and include:

- Classification of the importance category of the structure based upon location and use
- Wind Exposure categories to reflect surface irregularities
- Topographic Effects such as hills, ridges and escarpments
- Ice Thickness by county location

In Hillsborough County, the maximum 'No Ice' wind speed is 100mph. Under 'Iced'; conditions (1" radial ice), the wind speed is 40mph. Because monopoles do not have complex surfaces on which massive quantities of ice can accumulate, the high wind speed loading alone (with no ice accumulation) is usually the controlling factor in any catastrophic weather-related failure.

The resultant base reactions on a monopole in a high speed wind condition is prevented by the base foundation. The foundation design for the proposed monopole will be determined from geotechnical soil data obtained from field investigations. The foundation is designed to resist overturning or toppling of the monopole with a typical safety factor of approximately two (2). This means that the monopole foundation can resist approximately two (2) times the maximum forces generated by the full high-speed wind loading before overturning would occur.

In conclusion, industry statistics indicate that monopole failures are extremely rare with structures that are designed and constructed in accordance with ANSI/TIA/EIA-222-G standards. Based on building code requirements and industry design standards, it is my opinion that a properly constructed 155-foot monopole in Hillsborough County, NH can survive wind speeds in excess of approximately 100mph.

If you have any questions regarding this matter, please do not hesitate to call.

WILLIAM MARTIN Very truly yours, BLATES, LLC CHAPPELL ENGINEERING ASS CLEMENT SALEK No. 12596 CENSE OTHER Clement J Salek, P.E. CJS/cjs

### **AFFIDAVIT**

## <u>OF</u>

### SITE ACQUISITION SPECIALIST

The undersigned hereby states the following in support of the application by Eco-Site Inc. a Delaware corporation, located at 240 Leigh Farm Rd., Suite 415, Durham, NC 27707 and T-Mobile Northeast LLC a wholly owned subsidiary of T-Mobile USA, Inc. ("T-Mobile") to construct and operate a wireless communications facility at 50 Griffin Rd, Hudson, NH 03051 (the "Site").

- My name is Jon Terry and I am a Site Acquisition Specialist for Airosmith Development. I have been retained by Eco-Site, to provide services for the purpose of obtaining approvals, leases, and licenses as well as performing other site acquisition and development tasks involved in building and installing wireless communication facilities. I have performed, and am performing, such services in connection with Eco-Site's proposed wireless communications facility located at the Site.
- 2. I have participated directly or through my present and past employment in the development of such facilities, including wireless communication towers such as the facility proposed for the Site. I have personally visited the Site and the area surrounding the Site on numerous occasions. I submit this affidavit based on my personal knowledge of the Site and the surrounding area and based on my professional experience in the development of wireless communication facilities.
- 3. When T-Mobile's radio frequency experts identify an area within which a wireless communications installation is required to provide coverage to a significant gap in its coverage network, the area is illustrated on a map and issued to the Site Acquisition Specialist. In this instance, the illustrated area is centered upon latitude 42.7980745°, longitude -71.3907998°, in the vicinity Robinson Pond in Hudson, NH. The radius of the coverage area is approximately 1.35 miles.

- 4. Part of my site acquisition and development duties include identifying potential candidates within the area identified by T-Mobile's radio frequency experts. The candidate identification process includes reviewing the applicable zoning ordinance to identify areas within which the proposed use is allowed. Viable candidates consist of existing structures of sufficient height from which an antenna installation can provide sufficient coverage, or lacking such a structure, parcels located within the narrowly defined search area upon which a tower may be constructed to a sufficient height. In order to be viable, a candidate must provide adequate coverage to the significant gap in T-Mobile's network. In addition, all viable candidates must have a willing landowner with whom commercially reasonable lease terms may be negotiated. Preference is given to locations that closely comply with local zoning ordinances, or in the event no viable candidates are determined to be located within such areas, to identify other potentially suitable candidates beyond the targeted area, with preference given to existing structures in accordance with Hudson, NH regulations.
- 5. In connection with this site, I have provided site acquisition services, including researching the area, identifying potential alternative candidates, and lease negotiations for the Site.
- 6. The geographic area defined by T-Mobile's radio frequency experts consists of mostly singlefamily homes in the areas around Robinson Pond. Existing utility uses are present in the southern and eastern sections of the search area. Wetlands and rolling topography are also present within and surrounding the search area. There are no existing structures in the area with the height necessary to provide the needed coverage.
- 7. In searching the area defined by the radio frequency expert, the following potential locations were identified, considered, and rejected for the reasons stated below:



a. Town of Hudson - Raw Land

Proposed new Monopole. The property is located at 52 Robinson Rd. Hudson, NH 03051 and is zoned G-1. This candidate is where the Town of Hudson Fire House is located consisting of mainly vacant wooded land.

**Rejected** – After attempts were made to negotiate a lease with the Town, the project was halted when the Town decided not to proceed.

b. Jean Serino – Raw Land

Proposed new Monopole. This property is located at 115 Robinson Rd. Hudson, NH 03051 and is zoned G-1. The property is an entirely vacant wooded with varying topography and wetlands.

Rejected - Owner not interested after contacting via certified mail.

c. Brox Development Corp. – Raw land.

Proposed new Monopole. This property is located at 39 Old Derry Rd. Hudson, NH 03051 in the G-1 zoning district. The property is vacant and wooded. Properties adjacent to this site to the east are also owned by the same entity, used for quarry purposes.

**Rejected-** T-Mobile RF rejected candidate due to lack of coverage in the target area.

d. Helen Stabler – Raw land.

Proposed new Monopole. This property is located at 13 Tiger Rd. Hudson, NH 03051 and is zoned G-1. This property is vacant and wooded. Wetlands are also located on the property with Robinson Pond bordering to the east. **Rejected -** Owner not interested after contacting via certified mail. e. Woodberry-Hudson Investments – Raw Land.

Proposed new Monopole. This property is located at 6 Senter Farm Rd. Hudson, NH 03051 and is zoned G-1. The parcel is vacant and cleared with a few patches of dense forest.

**Rejected** – T-Mobile RF rejected candidate due to lack of coverage in the target area.

f. Peter Heller - Raw Land

Proposed new Monopole. This property is located at 20 Robinson Rd. Hudson, NH 03051 and is zoned G-1. The parcel is vacant and wooded with patches of wetlands and varying topography. Frontage on both Robinson Rd. and Robinson Pond Rd.

Rejected - Owner not interested in moving forward with tower proposal.

g. Mark Berrigan - Raw Land

Proposed new Monopole. The property address is 16 Robinson Rd. Hudson, NH 03051 and is zoned G-1. The property is vacant and wooded with patches of wetlands and varying topography. Robinson Pond borders the property to the west.

**Rejected** – Owner not interested in moving forward with tower proposal at the time of discussions.

h. Lavinia Miller – Raw Land (The Site)

Proposed new 160' Monopole. The property address is 50 Griffin Rd. Hudson, NH 03051. The property consists of a residence, mainly open fields and wooded areas. Two (2) existing overhead utility easements are located on this property. <u>Accepted</u>

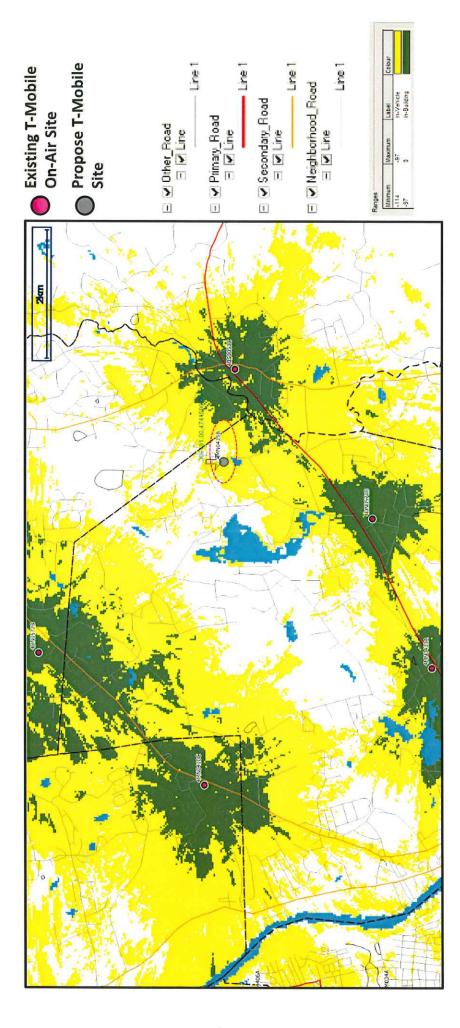
8. Based on my review of the zoning ordinance, my personal knowledge of the area, the location of T-Mobile's existing facilities, and analysis provided by T-Mobile's radio frequency expert, none of the potential alternative candidates located within allowed zoning districts are reasonably feasible alternatives to the proposed Site. In addition, based on my experience, in my professional opinion, the Site is the least intrusive solution to provide adequate coverage to this significant gap in T-Mobile's network coverage.

Executed this 1<sup>st</sup> day of November 2017.

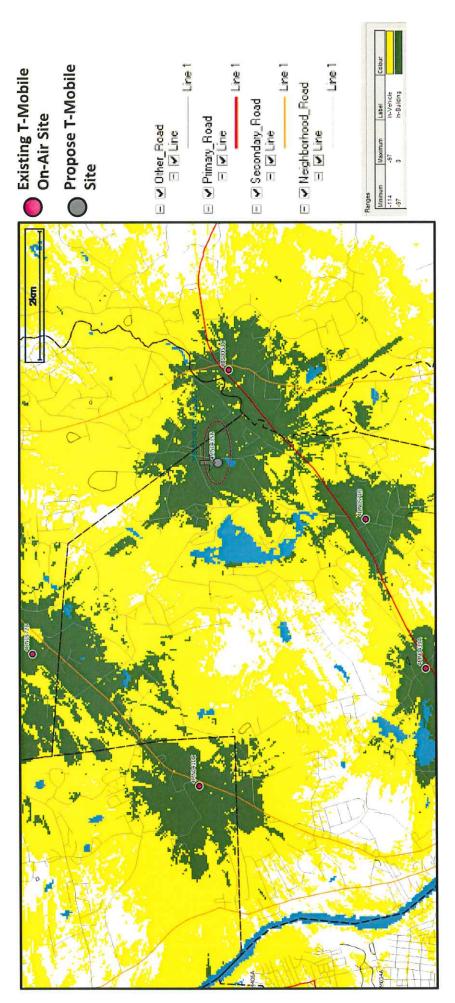
Jon Terry

Site Acquisition Specialist

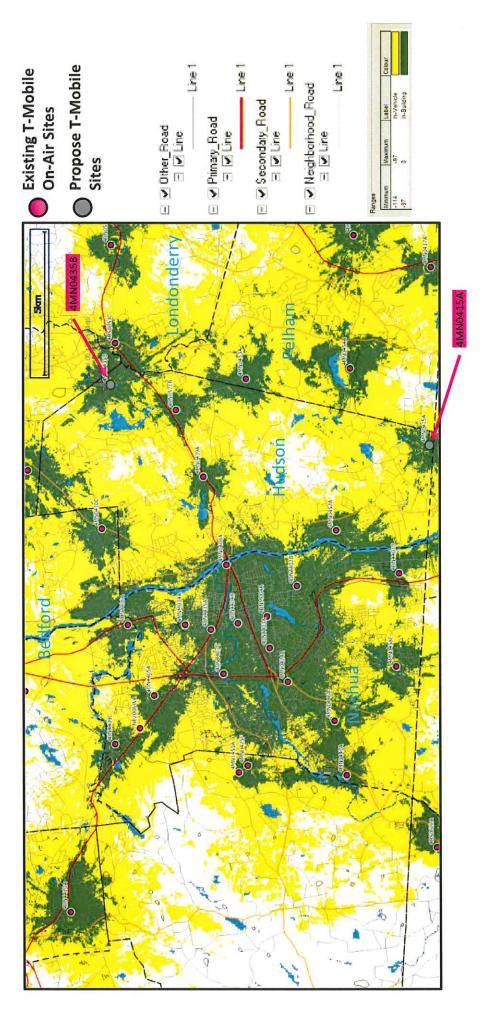
Existing LTE 2100 MHz Coverage in Hudson, NH



Propose LTE 2100MHz Coverage with Candidate 4MN0435B (50 Griffin Road, Hudson, NH) at 150 feet



Propose LTE 2100MHz Coverage with Candidate 4MN0435B (50 Griffin Road, Hudson, NH) and Recently Approve Site 4MN0415A (143 Dracut Road, Hudson, NH)



Propose LTE 2100MHz Coverage with Candidate 4MN0435B (50 Griffin Road, Hudson, NH) and Recently Approve Site 4MN0415A (143 Dracut Road, Hudson, NH)

Site Code	Site Status	Site Type	Latitude	Longitude	Rad Center	Address	County	City	State
4MN0415A	Approved	Monopole	42.700286	-71.392169	170	143 Dracut Road	Hillsborough	Hudson	HN
4MN0435B	Primary	Monopole	42.80234167	-71.37026112	150	50 Griffin Rd	Hillsborough	Hudson	HN
4MN0439A	ON-AIR	Flag Pole	42.77203	-71.408402	87	234 Central Street	Hillsborough	Hudson	HN
4DN0571B	ON-AIR	Monopole	42.781113	-71.380276	136	10 Park Ave.	Hillsborough	Hudson	HN
4MN0452A	ON-AIR	Monopole	42.7292	-71.4297	90	24 Flagstone Drive	Hillsborough	Hudson	HN
4DN4420A	ON-AIR	Watertank	42.81055579	-71.5955593	98	3 Northern Blvd.	Hillsborough	Amherst	HN
4MN0425F	ON-AIR	Self Support Tower	42.755374	-71.530881	110	43 Howe Lane	Hillsborough	Hollis	HN
4MN0410C	ON-AIR	Flag Pole	42.80388951	-71.4319481	137	242 Derry Road	Hillsborough	Litchfield	HN
4DN0572B	ON-AIR	Monopole	42.8280554	-71.4077788	157	314 Nashua Rd. (Rt 102)	Rockingham	Londonderry	HN
4DN4406A	ON-AIR	Monopole	42.7947	-71.4725	183	30 DW Highway (Rt. 3)	Hillsborough	Merrimack	HN
4DN4405A	ON-AIR	Roof Top Mount	42.78572	-71.50232	95	20 Trafalgar Square	Hillsborough	Nashua	HN
4DN4403A	ON-AIR	Roof Top Mount	42.749448	-71.480548	85	172 Kinsley Street	Hillsborough	Nashua	HN
4DN4404B	ON-AIR	Roof Top Mount	42.759714	-71.470558	104	One Chestnut Street	Hillsborough	Nashua	HN
4DN4401B	ON-AIR	Roof Top Mount	42.70893	-71.44724	69	61 Spit Brook Road	Hillsborough	Nashua	HN
4MN0408A	ON-AIR	Flag Pole	42.76384	-71.44577	98	70 Bridge Street	Hillsborough	Nashua	HN
4DN4435A	ON-AIR	Light Pole	42.768328	-71.473601	110	67 Amherst Street	Hillsborough	Nashua	HN
4MN0424A	ON-AIR	Monopole	42.74337	-71.49462	170	237 Main Dunstable Road	Hillsborough	Nashua	HN
4MN0446A	ON-AIR	Monopole	42.72814	-71.5106	169	830 West Hollis Street	Hillsborough	Nashua	HN
4DN4407C	ON-AIR	Monopole	42.76389	-71.492221	180	10 Whipple St.	Hillsborough	Nashua	HN
4DN4402B	ON-AIR	Self Support Tower	42.74125	-71.453833	165	39 Orchard Ave.	Hillsborough	Nashua	HN
4DN4409C	ON-AIR	Self Support Tower	42.797691	-71.52344	120	505 Amherst Street	Hillsborough	Nashua	HN
4MN0447A	ON-AIR	Tree	42.7238905	-71.5336696	123	1015 West Hollis St	Hillsborough	Nashua	HN
4MN0458E	ON-AIR	Monopole	42.70905278	-71.48685834	155	124 Ridge Road	Hillsborough	Nashua	HN
4DNM004A	ON-AIR	Roof Top Mount	42.750561	-71.467207	70	55 Lake Street	Hillsborough	Nashua	HN
4MNM034A	ON-AIR	Utility Lattice Tower	42.77640152	-71.4719009	84	75 Columbia Avenue	Hillsborough	Nashua	HN
4MN0437A	ON-AIR	Monopole	42.7014	-71.31646	134	60 Pulpit Rock Rd.	Hillsborough	Pelham	HN
4DN0576A	ON-AIR	Self Support Tower	42.726136	-71.303704	169	27 Old Lawrence Rd.	Hillsborough	Pelham	HN
4MN0454A	ON-AIR	Monopole	42.726197	-71.360358	135	22 Gumpas Hill Rd	Hillsborough	Pelham	HN
4MN0453A	ON-AIR	Self Support Tower	42.759363	-71.366308	135	53 Gibson Rd	Hillsborough	Pelham	HN
4BS0622A	ON-AIR	Monopole	42.69444769	-71.5630559	66	2-22 Dow Street	Middlesex	Pepperell	MA
4BS0053C	ON-AIR	Flag Pole	42.80113889	-71.3525361	132	18 Mammoth Road	Rockingham	Windham	HN
4DN05774	ON-AIR	Tree	42.803335	-71.310834	130	14 Haverhill Rd.	Rockingham	Windham	HN

#### REPORT OF

### **RADIO FREQUENCY ENGINEER**

The undersigned hereby states the following in support of the application by Eco-site Corporation ("*Eco-site Tower*") and T-Mobile Northeast LLC ("*T-Mobile*") (together, the "*Applicants*") to construct a 150' above ground level (hereafter "AGL") monopole-style tower (the "Monopole"), install panel antennas at the 145' AGL antenna centerline mark on the Monopole, together with related amplifiers, cables, fiber and other associated antennas with associated electronic equipment, emergency backup power generator and other appurtenances located on the proposed concrete equipment pad located within a compound enclosed by a chain link fence (the "Facility") located 50 Griffin Road, Hudson, New Hampshire (the "Site").

- 1. I am a Radio Frequency Engineer working on behalf of T-Mobile, with an office located at 15 Commerce Way, Suite B, Norton, Massachusetts. Attached is a copy of my qualifications.
- 2. My primary responsibilities include radio frequency design and planning in the State of New Hampshire, including the Town of Hudson and surrounding communities.
- 3. As enabled under its Federal Communications Commission ("FCC") License, T-Mobile seeks to design its wireless network to provide reliable and adequate wireless services to its customers, whether those customers are on the street, in a vehicle, or in a building. Providing reliable and adequate service to its customers in each context is critical for T-Mobile to provide the quality of wireless service that customers demand, and to meet the objectives of Congress that a robust, competitive and low cost wireless communications capacity be developed to serve the entire nation.
- 4. T-Mobile is also designing its network to provide enhanced high speed data services commonly referred to as LTE "long term evolution" service. LTE will be incorporated into this Facility.
- 5. T-Mobile is using its best efforts, to the maximum extent possible, to install its wireless communications services facilities network utilizing existing structures to avoid the need to construct new towers.
- 6. I have thoroughly reviewed the radio frequency engineering studies, reports and computer models prepared by T-Mobile with respect to the Facility.
- 7. In order to build out its network and meet customer demand for voice and data services, as well as enhance its network to improve high speed data services, T-Mobile must have in place a system of low power 'cell sites' to serve mobile devices. A typical cell site, such as the one proposed, consists of antennas mounted to a building, tower, church or other structure. The antennas are connected to radio operating equipment housed at or near the structure.
- 8. To maintain effective, reliable and uninterrupted service, there must be a continuous series of cell sites located within close proximity to each other so as to overlap in a system comparable to a honeycomb pattern. If there is no cell site available to accept/receive the signal, network service to the mobile device, will terminate involuntarily. Accordingly, the overlap of coverage is necessary for the signal to transfer from one cell site to another cell site seamlessly and without involuntary termination.

- 9. A number of factors determine the distance between cell sites, including, but not limited to, topography, physical obstructions, foliage, antenna height, operating frequency and line-of-sight.
- 10. Based on the radio frequency studies, reports and computer models prepared in connection with this project, it is my professional assertion that there is inadequate network service available to existing and potential T-Mobile customers within the Town of Hudson, especially along Griffin Road, Robinson Road, Hazelwood Drive and surrounding neighborhoods.
- 11. Based on the radio frequency studies, reports and computer models prepared in connection with this Facility, it is my further professional opinion that T-Mobile would be able to achieve the coverage objective by filling these significant gaps in coverage through the installation of the Facility at the Site.
- 12. Based on the above-mentioned studies, an installation located on the Site at the proposed height would provide adequate coverage for T-Mobile.
- 13. The Facility will enhance T-Mobile's ability to provide adequate coverage in the area and will increase its capacity to better serve the residents and businesses around these areas of Hudson and to individuals traveling through these areas.
- 14. The Facility will be in compliance with the FCC Guidelines for Evaluating the Environmental Effects of Radio Frequency Radiation.
- 15. The Facility will be installed, erected, maintained and used in compliance with all applicable Federal. State and local regulations, including, but not limited to applicable regulations administered by the Federal Aviation Administration, Massachusetts Aeronautics Commission and the FCC.
- 16. T-Mobile is assigned specific frequencies within which it must operate its facilities. The proposed Facility will not interfere with existing public safety communications systems, television or radio signals.
- 17. Based upon the best radio frequency technology available at this time, it is my professional opinion that the Facility is at the height necessary to ensure adequate service to area residents and businesses and those traveling within the geographic area described above.

Executed this 13th day of November, 2017.

Ryan Monte de Ramos Ryan Monte De Ramos, Radio Frequency Engineer for T-Mobile



200 North Glebe Road, Suite 1000, Arlington, VA 22203-3728 703.276.1100 703.276.1169 fax FAA@sitesafe.com www.sitesafe.com

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	• 24		For more information contact:
	e ge	N.	faa@sitesafe.com
×		X	770.532.3255 phone
	11 L		703.276.1169 fax



A BUSINESS OF FDH VELOCITEL

#### SITE SPECIFIC EVALUATION FOR

Client Site Name: Miller Client Site Number: NH0016 Client Site Location: Hudson, NH.

Client/Requestor Name: Judiann Norris Company Name: Eco-Site Address: 240 Leigh Farm Road, Suite 415 Address: Durham, NC. 27707

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Date: 10/5/17

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This is an evaluation based on application of surfaces identified in Federal Aviation Regulation (FAR) Part 77 and Federal Communication Commission (FCC) Rules Part 17.

#### **EXECUTIVE SUMMARY OF FINDINGS**

- The maximum height that can be built at this site without notice to the FAA is 200 feet AGL or 488 feet AMSL.
- Maximum No Extended Study height at this site is 499 AGL, or 787 AMSL.
- Maximum No Hazard height at this site is 499 AGL, or 787 AMSL.
- Maximum no marking and lighting height at this site is 200 AGL, or 488 AMSL.

#### SITE DATA SUBMITTED FOR STUDY

Type of Structure:	Antenna	
Coordinates of site:	Lat: Long: Datum:	42° 48' 8.43" 71° 22' 12.94" NAD 83

Site Ground Elevation:	288
Total Height above the ground of the entire structure (AGL):	160
Overall height of structure above mean sea level (AMSL):	448

*Note*: This report is for planning purposes only. If notification to the FAA or FCC is submitted on a site (whether it is, or is not required), a determination of no hazard or an approval letter should be received prior to any actions taken at this site.

#### AIRPORT AND HELIPAD INFORMATION

Nearest public use or Government Use (DOD) facility is Boire Field.

This structure would be located 6.4 NM or 39300 FT from the airport on a bearing of 259 degrees true to the airport.

Nearest private use facility is Granite.

This structure would be located .5 NM from the helipad on a bearing of 167 degrees true to the helipad.

#### **FINDINGS**

#### AM Facilities:

(The FCC protects AM transmission stations from possible electro magnetic interference for a distance of 3.0 km for directional facilities, and 1.0 km for non-directional facilities. Any antenna structures within these distances will most likely require a detuning evaluation of the site) (Sitesafe offers a full range of detuning services)

For a free analysis of this site against the most current FCC data, go to our AM evaluation web site at http://sitesafe.com. A negative certificate can be generated, (online) if no conflict is found. If a conflict is found, our AM Detune will contact you to review the findings.

This site was evaluated against the FCC's AM antenna database, and is not within an AM transmission area.

#### **FCC Notice Requirements:**

(FCC Rules, Part 17)

This structure does not require notification to the FAA or FCC based on these rules.

#### FAA EMI:

(The FAA protects certain air navigational aids and radio transmitters from possible electro-magnetic interference. The distance and direction are dependent on the type of facility be evaluated. Most of these transmission and receiver facilities are listed in the National Flight Data Center (NFDC) database.)

This site would not affect any FAA air navigational aids or transmitters listed in the NFDC database.

#### Military Airspace:

This structure will not affect this airspace.

*Note*: This report is for planning purposes only. If notification to the FAA or FCC is submitted on a site (whether it is, or is not required), a determination of no hazard or an approval letter should be received prior to any actions taken at this site.

#### FAA Evaluation:

FAR Part 77 paragraph 9 (FAR 77.9). Construction or Alteration requiring notice: (These are the imaginary surfaces that the FAA has implemented to provide general criteria for notification purposes only.)

This structure does not require notification to the FAA.

FAR Part 77 paragraph 17(FAR 77.17). Standards for Determining Obstructions: (These are the imaginary surfaces that the FAA has implemented to protect aircraft safety. If any of these surfaces are penetrated, the structure may pose a Hazard to Air Navigation.)

This structure does not exceed these surfaces.

#### MARKING AND LIGHTING

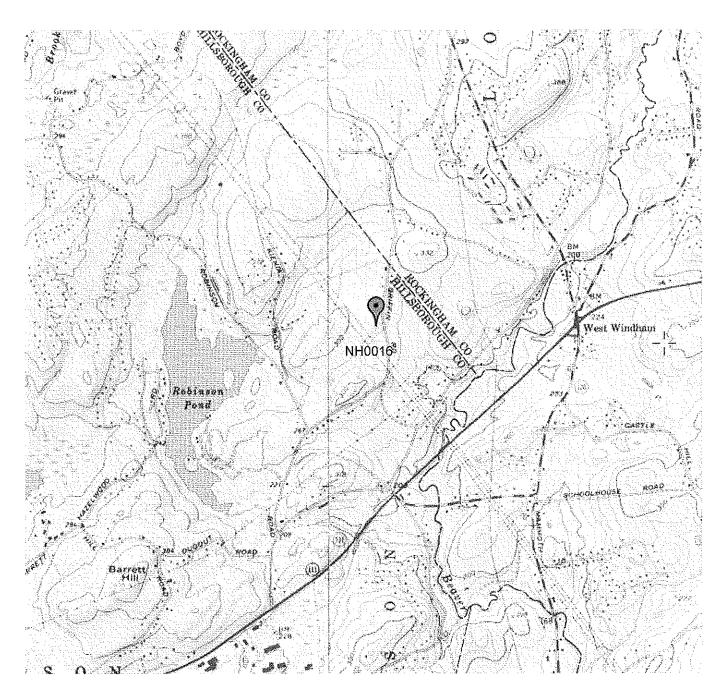
FAA Advisory Circular 70/7460-1

Marking and lighting is not required for this structure.

#### **RECOMMENDATIONS OR ACTIONS**

SiteSafe does not consider this site to be a Hazard to Air Navigation as specified in FAR part 77.

*Note:* This report is for planning purposes only. If notification to the FAA or FCC is submitted on a site (whether it is, or is not required), a determination of no hazard or an approval letter should be received prior to any actions taken at this site.





Gmap4 - Use at your own risk mappingsupport.com Google

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# TOWN OF HUDSON

FIRE DEPARTMENT

#### INSPECTIONAL SERVICES DIVISON

### 12 SCHOOL STREET, HUDSON, NEW HAMPSHIRE 03051

Emergency Business Fax 911 603-886-6005 603-594-1142 Robert M. Buxton Chief of Department

29 November,2017

To: George Thebarge Land Use Director

Fr: John J. O'Brien Deputy Fire Chief

Re: Non Residential Site Plan review LLC Map 126 Lot 032

For: Wireless telecommunication tower at 50 Griffin Rd.

A Site plan review was conducted by this office for the above proposed development. Fire Department requirements are listed below.

#### Addressing

Prior to the issuance of any building permits a proper street address must be assigned by the Hudson Fire Department.

Access/ Security

The proposed 12 foot wide gravel road shall be widened to 14 feet. This bare minimum is for fire apparatus and ambulance access.

Road grade shall not exceed ten per cent Per NFPA 1

Entrance gate at Griffin Rd and at site shall be Knox box equipped per Hudson Fire Dept. Guidelines.

Telecommunication Space

Space shall be provided by T Mobile on the proposed tower and in accessory building for use by the public safety agencies of the Town of Hudson in perpetuity. This shall be at no cost to town. Said space shall be reserved as follows:

Shall be able to accommodate a single sector frame within the top five (5) feet of the tower



The second space shall be in the vicinity of seventy five (75) foot area of the tower. This would be another sector mount for receiving radio traffic.

Space shall be made available in the accessory building for associated radio equipment.

This will enhance public safety for the citizens and the public safety agencies of the Town of Hudson.

If you have questions feel free to email <u>jobrien@hudsonnh.gov</u> or call 603-886-6021

John J.O'Brien Deputy Fire Chief Town of Hudson N.H

#### Thebarge, George

From: Sent: To: Cc: Subject: Dhima, Elvis Thursday, November 30, 2017 8:39 AM Thebarge, George Dubowik, Brooke; Goodwyn, Tracy; Bruce Buttrick 50 Griffin Road Technical Review

#### George

Below are my comments related to this project:

- 1. The proposed plan shows a second driveway for this lot, one driveway per lot allowed.
- 2. Applicant shall provide proposed grading for the entire site.
- 3. Applicant shall provide a profile for the driveway, not to exceed 10 %.
- 4. Applicant will provide a sign distance plan and profile for the proposed driveway entrance.
- 5. Application must add a note station driveway permit to be pulled at the time for the building permit.
- 6. Applicant appears not to meat pre versus post drainage requirements due to lack of drainage treatment swales or detention basins.

Thank you

E

Elvis Dhima, P.E. Town Engineer

Town of Hudson, NH 12 School Street Hudson, NH 03051 Phone: (603) 886-6008 Mobile: (603) 318-8286



Town of Hudson NEW HAMPSHIRE 03051



# **TOWN OF HUDSON**



### Land Use Division

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-594-1142

November 28, 2017

#### Site Plan and Conditional Use Permit Review Zoning Review/Comments

Re: Case: SP #16-17 & CU #02-17 Address: 50 Griffin Road Zoning district: General One (G-1)

Comment:

On Drawing Z-1 (rev #4 11/15/17) I note the fall zone of tower occurs onto utility easement. This is not a zoning violation as 334-102 A, only prohibits "falling beyond the bounds of the property where located".

Sincerely, G

Bruce Buttrick, MCP Zoning Administrator/Code Enforcement Officer (603) 816-1275 bbuttrick@hudsonnh.gov

cc: George Thebarge – Dir Land Use File

### **TOWN OF HUDSON**

### Land Use Division



12 School Street ' Hudson, New Hampshire 03051 ' Tel: 603-886-6008 ' Fax: 603-594-1142

#### **Zoning Determination #17-110**

November 22, 2017

Ricardo M. Sousa, Esq Suite 3700 1 International Place Boston MA 02110

#### Re: <u>50 Griffin Road</u> <u>126/032-000</u> District: General One (G-1)

Dear Atty Sousa,

Your request for zoning review and determination about locating a Commercial Wireless Telecommunication Facility on this site has been completed.

#### Zoning Review / Determination:

Our research indicates that this lot is a legal conforming lot with regards to the area and frontage requirements. The proposed use is allowed as secondary use per §334-95 A, as there is currently single family use on this property.

This proposed use will require a conditional use permit per the Table of Conditionally Permitted Facilities §334-96.1.

This development is subject to a conditional use permit and concurrent site plan approval per §334-96.2, by the Planning Board which will require a submission of an RF Engineering/Facilities Master Plan per §334-95 E.

I also note that the proposed site plan (Z-1 rev 3) indicates the fall zone of the proposed tower to "fall" within a utility easement.

All other requirements for building permit approval such as: driveway permits, setbacks for: building, driveway, wetland, etc, would need to be met.

Please feel free to contact me if you have any further questions regarding this matter.

NOTE: this determination may be appealed to the Hudson Zoning Board of Adjustment within 30 days of the receipt of this letter.

Sincerely,

Qu

Bruce Buttrick, MCP Zoning Administrator/Code Enforcement Officer (603) 816-1275 bbuttrick@hudsonnh.gov

cc: Zoning Board of Adjustment J.Michaud, Town Assessor G. Thebarge, Land Use Dir. Selectmen: M.McGrath and D. Morin File

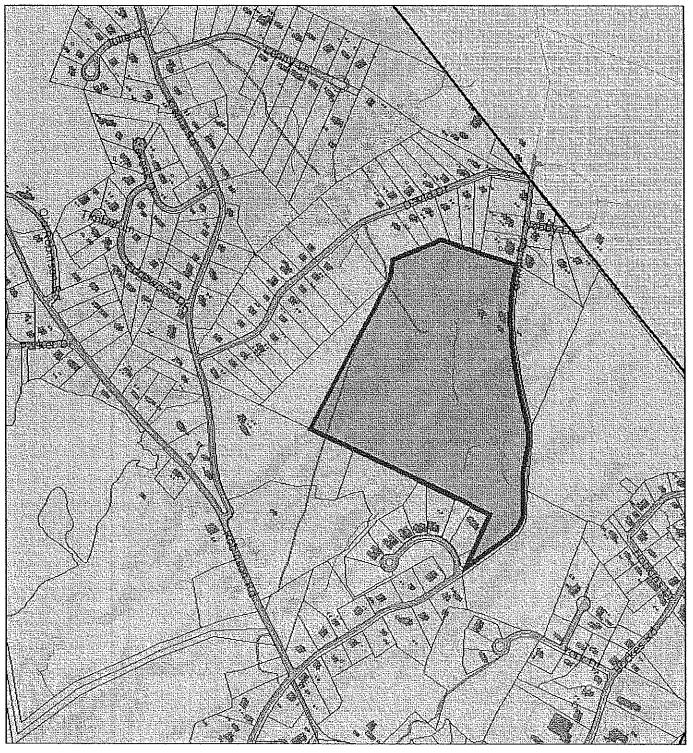


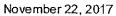
### Town of Hudson

#### **REQUEST FOR ZONING and/or PLANNING INFORMATION / DETERMINATION**

Date of request	11/14/2017 50 Criffin Bond Hudson NH 02051									
Property Location	50 Griffin Road, Hudson, NH 03051									
	Map <u>126</u> Lot <u>32</u>									
Zoning District if known	General 1 (G-1)									
<u>Type of Request</u> Zoning District Determination <i>Use</i> Determination <i>Set-Back</i> Requirements Process for Subdivision/ Site Plan if required <i>Other</i>										
Description of request	/ determination: (Please attach all relevant documentation)									
Mobile Northea "Applicants"), its proposed m located at 50 proposing a 15 Property that access road. detailed desc Applicant Contact In Name: Ric Address: 1 I										
	For Office use									
ATTACHMENTS: ] NOTES:	FAX CARD D GIS & Scheplan									
ZONING DETERM	INATION LETTER SENT DATE: 11-22-17									

# 50 Griffin Road

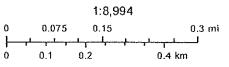




Legend

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Parcels





# CLD | Fuss & O'Neill

December 6, 2017

Mr. George Thebarge Land Use Director Town of Hudson 12 School Street Hudson, NH 03051

Re: Town of Hudson Planning Board Review Eco-Site Wireless Telecommunications Facility Site Plan, 50 Griffin Road Tax Map 126, Lot 32; Acct. #1350-905 CLD | Fuss & O'Neill Reference No. 03-0249.1660

Dear Mr. Thebarge:

CLD | Fuss & O'Neill has reviewed the first submission of the materials received on November 28, 2017, related to the above-referenced project. Authorization to proceed was received on November 27, 2017. A list of items reviewed is enclosed. The scope of our review is based on the Site Plan Review Codes, Stormwater Codes, Driveway Review Codes, Sewer Use Ordinance 77, Zoning Regulations, and criteria outlined in the CLD | Fuss & O'Neill Proposal approved September 16, 2003, revised September 20, 2004, June 4, 2007, September 3, 2008, and October 2015.

We have included a copy of CLD | Fuss & O'Neill's evaluation of the checklist for your reference. We note that several items could not be verified by CLD | Fuss & O'Neill and require action by the Town.

The project appears to consist of the construction of a telecommunications tower, a gravel access drive, equipment and underground utilities to service the proposed tower, and other associated site improvements. It is not noted whether the existing buildings on the site are serviced by Town water and sewer. The plan does not show proposed water or sewer services for the tower compound.

The following items are noted:

#### 1. Site Plan Review Codes and Administrative Requirements and Definitions

- a. HR 275-8.C.(1) and (6). The applicant has noted that the facility will be unmanned with approximately biweekly site visits for inspections and maintenance. The applicant has provided one parking space outside the fenced compound area. No specific off-street loading area is indicated on the plans. The applicant has shown a propane tank within the compound and should verify that the propane delivery truck has adequate space to turn around during deliveries. (We note that the turnaround appears only to be useful if the fence gate is opened.) The applicant should provide additional details for the proposed surface treatment within the fenced area such that we can confirm that the surface will support vehicle traffic for the purpose of turning around/vehicle maneuverability.
- b. HR 275-8.C.(11). The applicant has not noted any provisions for handicapped access to the site nor if any is required.

CONNECTICUT | MAINE | MASSACHUSETTS | NEW HAMPSHIRE | NEW YORK | RHODE ISLAND | VERMONT

CLD | FUSS & O'Neill Mr. George Thebarge CLD | Fuss & O'Neill Reference No. 03-0249.1660 December 6, 2017 Page 2 of 5

- c. HR 275-9.B. The applicant did not provide a Traffic Study but has noted within the Conditional Use Permit Application that the facility will not contribute to traffic congestion because traffic will be limited to a single vehicle making biweekly visits to the site for maintenance checks. The applicant should note the estimated frequency for propane deliveries.
- d. HR 275-9.C. The applicant did not provide a Noise Study but has noted within the Conditional Use Permit Application that the facility will not involve excessive noise.
- e. HR 275-9.D. The applicant did not provide a Fiscal Impact Study but has noted within the Conditional Use Permit Application that the facility "will not have any adverse effect on the value of land and buildings in the neighborhood or on the amenities thereof".
- f. HR 275-9.F. and 276-11.1.B.(20). The applicant included a "Legal Descriptions" plan sheet and a copy of the proposed lease for the compound area in the Conditional Use Permit Application. Copies of the existing NEPCO and PSCONH easements were not included in the review package.
- g. HR 275-9.G. No copies of applicable approvals or permits were provided in the review package.
- h. HR 275-9.I. The applicant did not provide an Environmental Impact Study but has noted within the Conditional Use Permit Application that the facility will not produce any pollutants or wastes and "will not inhibit adequate light and air".
- i. HR 276-11.1.B.(1). The applicant has provided a 24"x36" plan set versus the required 22"x34" set.
- j. HR 276-11.1.B.(2). The applicant has provided some plan sheets that do not meet the Regulation for scale.
- k. HR 276-11.1.B.(3). The title block provided on the plans does not meet the Regulation.
- 1. HR 276-11.1.B.(4)(b). The approval block on the plans does not meet the Regulation for location and is only provided on the cover sheet, not each plan sheet as required by the Regulation.
- m. HR 276-11.1.B.(5). The applicant's block does not exactly match the size requirements.
- n. HR 276-11.1.B.(6). The Owner's signature is not included on the plan set.
- o. HR 276-11.1.B.(9). The applicant has not stated the error of closure on the plans.
- p. HR 276-11.1.B.(12). The applicant has not shown any building setback lines on the plans.
- q. HR 276-11.1.B.(13). The applicant has not shown any proposed signage on the plans, nor provided the note from the Regulation.
- r. HR 276-11.1.B.(16). The applicant has not shown all driveways within 200 feet of the tract.
- s. HR 276-11.1.B.(17). The applicant has not shown permanent monuments for the parcel boundaries on the plan set.
- t. HR 276-11.1.B.(20). The applicant has not shown the height of existing buildings on the plan set.

- u. HR 276-11.1.B.(23). The applicant has not noted any pertinent highway projects.
- v. HR 276-11.1.B.(24)(b). Although the plan appears to meet the requirement, the applicant has not shown the lot coverage calculation on the plan set.
- w. 290.5.K.(22). Snow storage areas are not noted on the plans.

#### 2. Driveway Review Codes (Chapter 193)

- a. HR 193.10.G. The applicant is proposing construction of a second driveway for the parcel where the Regulation only allows one. We did not find a waiver request in the package received for review.
- b. HR 193.10.J. The applicant is proposing construction of a gravel driveway connecting to Griffin Road. The Regulation requires all driveway surface materials to be bituminous concrete within the Town-owned Right-of-Way.

#### 3. Utility Design/Conflicts

a. HR 276.13.A. The applicant is proposing underground utilities to connect to the tower compound area from Griffin Road. The applicant should provide an installation detail for the underground utilities.

#### 4. Drainage Design/Stormwater Management (HR 275-9.A./Chapter 290)

- a. HR 290-5.L. and HR 275-9.A. The applicant did not include a Stormwater Management Plan or Report with the review package, nor was a waiver request included in the package received for review. No new drainage features are proposed as a part of this project.
- b. The applicant has not provided coverage information for the fenced area, so coverage and stormwater impacts cannot be evaluated.

#### 5. Erosion Control/Wetland Impacts

- a. HR 290-5.K.(14). The applicant has not shown a staging or stockpile area. Associated erosion control measures should be indicated for these locations.
- b. HR 290-5.K.(20). The applicant has proposed silt fence to be installed perpendicular to grading contours. The applicant should consider installation parallel to grading contours to better control erosion and sediment during construction.
- c. HR 290-5.K.(20). The applicant has not proposed any erosion control measures along the site access road.
- d. HR 290-5.K.(20). The applicant has not proposed a stabilized construction exit/entrance for the site nor provided a detail for its construction.

#### 6. Zoning (ZO 334)

- a. ZO 334-17, 334-20 and 334-23. The applicant has noted that the site is located within the General-1 (G-1) District. The proposed use requires a Special Exception in the G-1 district according to 334 Attachment 1.
- b. ZO 334-27.1. The applicant has not shown frontage or setback lines on the plans. The applicant has noted zoning dimensions in a table on sheet C-3, which conform to the Ordinance.
- c. ZO 334-39.A.(1). The applicant has shown existing wetlands within the subject site on the plans. Soil boundaries are not shown for the parcel, and the plans do not note that the wetlands were delineated by a certified soils scientist.
- d. ZO 334-39.A.(1). The applicant has shown what appears to be a wetlands boundary west of the tower compound. The applicant should clarify the limits of this wetland area as it is a single line that does not close or encircle a particular area.
- e. ZO 334-57. The applicant has not proposed any signage for this facility.
- f. ZO 334-83. The applicant has noted that the site is located in a zone X flood hazard area.
- g. ZO 334-92.I. The applicant has not noted how the siting of the proposed telecommunications tower will provide for the protection of the environment and open space, and preserve community character, scenic vistas, and historic heritage.
- h. ZO 334-96.1. The proposed tower location is greater than five times its proposed height from any of the corridors noted in the Ordinance, but is within five times its height from a residential use. Based on the table in the Ordinance, for the G-1 zoning district a Conditional Use permit is required. The applicant has included a copy of their Application for Conditional Use Permit with the Site Plan review package.
- i. ZO 334-102. The applicant has not provided a fall zone calculation with the review package as required by the Ordinance. We also note that the fall zone shown on the plans encroaches into the adjacent utility easement area, and that the fall zone radius of 155 feet does not take into account the five foot lightning rod detailed on the top of the tower. The applicant should clarify the potential to impact the overhead utility lines within the utility easement.

#### 7. Landscaping (HR 276-11.1.B.(20)) and Lighting (HR 276-11.1.B.(14))

- a. HR 275-8.C.(8). The applicant is using existing vegetation for screening.
- b. HR 276-11.1.B.(14). The applicant has not shown any proposed exterior lighting on the plans, nor provided the required note from the Regulation. The Conditional Use Permit Application notes that no tower lighting is required for this facility.
- c. HR 276-11.1.B.(20). The applicant has not proposed any new landscaping to be installed for this facility.

CLD | FUSS & O'Neill Mr. George Thebarge CLD | Fuss & O'Neill Reference No. 03-0249.1660 December 6, 2017 Page 5 of 5

#### 8. State and Local Permits (HR 275-9.G.)

- a. The applicant should forward copies of all documentation related to any permitting for the facility to the Town for their records.
- b. Additional local permitting may be required.

#### 9. Other

a. The applicant is proposing a lockable site access gate to be installed near Griffin Road and a chain link fence with access gate around the tower compound. The applicant should coordinate with the Town of Hudson for acceptable emergency access provisions.

Please feel free to call if you have any questions.

Very truly yours,

Deidi Marlall

Heidi J. Marshall, P.E.

PaulKonighe

Paul Konieczka, AICP

HJM:PK:mjt

Enclosure

cc: Brooke Dubowik – Town of Hudson Town of Hudson Engineering Division – File Prince Lobel Tye LLP One International Place, Suite 3700 Boston, MA 02110 Fax: (617) 456-8100

### CLD | Fuss & O'Neill

540 Commercial Street • Manchester, NH 03101 ph: 603.668.8223 • fx: 603.668.8802 cld@cldengineers.com • www.cldengineers.com

Connecticut | Maine | Massachusetts | New Hampshire | New York | Rhode Island | Vermont

TO: File

FROM: Steven W. Reichert, PE

DATE: December 6, 2017

RE: Town of Hudson Planning Board Review Eco-Site, 50 Griffin Road Tax Map 126, Block 032, Lot 0; Acct. #1350-903 CLD | Fuss & O'Neill Reference No. 03-0249.1660

The following list itemizes the set of documents reviewed related to the Eco-Site, Inc. Non-Residential Site Plan at 50 Griffin Road, Hudson, New Hampshire.

- Correspondence between CLD | Fuss & O'Neill, Inc. and the Town of Hudson between November 20, 2017 and November 30, 2017.
- Submittal received by CLD | Fuss & O'Neill on November 28, 2017, including the following:
  - 1. Copy of *Application for Conditional Use Permit and Site Plan Approval*, Town of Hudson, New Hampshire for Map 126, Block 032, Lot 0, dated November 20, 2017.
    - Copy of Application Forms, dated November 17, 2017.
    - Copy of Supporting Statement, prepared by Prince Lobel Tye LLP, dated November 17, 2017.
    - Copy of Abutter's List, dated November 16, 2017.
    - Copy of 20-Mile Town Radius, not dated.
    - Copy of Zoning Determination, dated November 22, 2017.
    - Copy of Plan Set, dated November 15, 2017.
    - Copy of *Photo Simulations*, prepared by Chappell Engineering Associates, dated November 15, 2017.
    - Copy of Structural Report, prepared by Chappell Engineering Associates, dated October 30, 2017.
    - Copy of Affidavit of Site Acquisition Specialist, dated November 1, 2017.
    - Copy of RF Plots and Master Plan, not dated.
    - Copy of Report of Radio Frequency Engineer, dated November 13, 2017.
    - Copy of FAA Aeronautical Evaluation, prepared by Site Safe, dated October 5, 2017.
    - Copy of Lease Agreement, dated October 31, 2017.
    - Copy of FCC License, not dated.

CLD | FUSS & O'Neill Memorandum to Files CLD | Fuss & O'Neill Reference No. 03-0249.1660 December 6, 2017 Page - 2

- Copy of Eco-Site, Map 126, Block 023, Lot 0, 50 Griffin Road, Hudson, New Hampshire Plan Set, prepared by Chappell Engineering Associates, LLC, with initial issue date of 9/1/17, with latest revision of 11/15/17, unless otherwise noted, and including the following:
  - a. Title Sheet, T-1.
  - b. General Noted, GN-1.
  - c. Site Survey Plan, C-1, with latest revision of 10/19/17.
  - d. Legal Descriptions, C-2, with latest revision of 10/19/17.
  - e. Abutters Plan, C-3.
  - f. Proposed Site Plan, Z-1.
  - g. Compound Plan, Z-2.
  - h. Elevation, Antenna Plan & Detail.
  - i. Site Details, Z-4.
  - j. Equipment Details, Z-5.
  - k. Grading/Erosion Control Plan & Details, EC-1.
- Electronic submission of above, emailed November 21, 2017.

SWR:mjt

cc: George Thebarge – Town of Hudson Brooke Dubowik – Town of Hudson Town of Hudson Engineering Division – File

# ECO-SITE RESPONSE TO

# CLD Fuss & O'Neill Review Comments

## January 2, 2018

### (Responses in Black Bold Test following comments)

December 6, 2017

Mr. George Thebarge Land Use Director Town of Hudson 12 School Street Hudson, NH 03051

Re: Town of Hudson Planning Board Review Eco-Site Wireless Telecommunications Facility Site Plan, 50 Griffin Road Tax Map 126, Lot 32; Acct. #1350-905 CLD I Fuss & O'Neill Reference No. 03-0249.1660

Dear Mr. Thebarge:

CLD I Fuss & O'Neill has reviewed the first submission of the materials received on November 28, 2017, related to the above-referenced project. Authorization to proceed was received on November 27, 2017. A list of items reviewed is enclosed. The scope of our review is based on the Site Plan Review Codes, Stormwater Codes, Driveway Review Codes, Sewer Use Ordinance 77, Zoning Regulations, and criteria outlined in the CLD I Fuss & O'Neill Proposal approved September 16, 2003, revised September 20, 2004, June 4, 2007, September 3, 2008, and October 2015.

We have included a copy of CLD I Fuss & O'Neill's evaluation of the checklist for your reference. We note that several items could not be verified by CLD I Fuss & O'Neill and require action by the Town.

The project appears to consist of the construction of a telecommunications tower, a gravel access drive, equipment and underground utilities to service the proposed tower, and other associated site improvements. It is not noted whether the existing buildings on the site are serviced by Town water and sewer. The plan does not show proposed water or sewer services for the tower compound.

The following items are noted:

- 1. Site Plan Review Codes and Administrative Requirements and Definitions
  - a. HR 275-8.C.(1) and (6). The applicant has noted that the facility will be unmanned with approximately biweekly site visits for inspections and maintenance. The applicant has provided one parking space outside the fenced compound area. No specific off-street loading area is indicated on the plans. The applicant has shown a propane tank within the compound and should verify that the propane delivery truck has adequate space to turn around during deliveries. (We note that the turnaround appears only to be useful if the fence gate is opened.) The applicant should provide additional details for the proposed surface treatment within the fenced area such that we can confirm that the surface will support vehicle traffic for the purpose of turning around/vehicle maneuverability. Access road increased to 14' and turnaround area size increased
  - **b.** HR 275-8.C.(11). The applicant has not noted any provisions for handicapped access to the site nor if any is required. No handicapped access required.
  - c. HR 275-9.B. The applicant did not provide a Traffic Study but has noted within the Conditional Use Permit Application that the facility will not contribute to traffic congestion because traffic will be limited to a single vehicle making biweekly visits to the site for maintenance checks. The applicant should note the estimated frequency for propane deliveries. **Propane delivery frequency to be noted on plans.**
  - d. HR 275-9.C. The applicant did not provide a Noise Study but has noted within the Conditional Use Permit Application that the facility will not involve excessive noise. Noise Affidavit to be submitted with plans.
  - e. HR 275-9.D. The applicant did not provide a Fiscal Impact Study but has noted within the Conditional Use Permit Application that the facility "will not have any adverse effect on the value of land and buildings in the neighborhood or on the amenities thereof". Not an A&E req
  - f. HR 275-9.F. and 276-11.1.B.(20). The applicant included a "Legal Descriptions" plan sheet and a copy of the proposed lease for the compound area in the Conditional Use Permit Application. Copies of the existing NEPCO and PSCONH easements were not included in the review package. **Copies of the easements will be submitted.**
  - g. HR 275-9.G. No copies of applicable approvals or permits were provided in the review package. Not an A&E req.
  - h. HR 275-9.1. The applicant did not provide an Environmental Impact Study but has noted within the Conditional Use Permit Application that the facility will not produce any pollutants or wastes and "will not inhibit adequate light and air". Not an A&E req.

- i. HR 276-11.1.B.(1). The applicant has provided a 24"x36" plan set versus the required 22"x34" set. Plans have been formatted for 22"x34". Initial plans will be submitted 24"x36" through final approval. Final plans will be submitted on 22"x34" per bylaw.
- j. HR 276-11.1.B.(2). The applicant has provided some plan sheets that do not meet the Regulation for scale. I suggest a waiver on this requirement as the scales shown on the plans provide the best visibility.
- k. HR 276-11.1.B.(3). The title block provided on the plans does not meet the Regulation. I suggest a waiver on the title block as the format of the title block is standard for all wireless communication carriers.

1. HR 276-11.1.B.(4)(b). The approval block on the plans does not meet the Regulation for

location and is only provided on the cover sheet, not each plan sheet as required by the Regulation. Approval block is shown in lower left of each sheet in the set.

- m. HR 276-11.1.B.(5). The applicant's block does not exactly match the size requirements. The block matches the size requirements on the new plans.
- n. HR 276-11.1.B.(6). The Owner's signature is not included on the plan set. Not an A&E req.
- o. HR 276-11.1.B.(9). The applicant has not stated the error of closure on the plans. We suggest a waiver as there are no plans available of Griffin Road. The frontage along the property is observed along the existing stone wall per the deed.
- p. HR 276-11.1.B.(12). The applicant has not shown any building setback lines on the plans. Building setback lines have been added to the plans.
- q. HR 276-11.1.B.(13). The applicant has not shown any proposed signage on the plans, nor provided the note from the Regulation. We will/can add a note to the plans specifying signage on the entrance gate and compound gate.
- r. HR 276-11.1.B.(16). The applicant has not shown all driveways within 200 feet of the tract. Aerial photo has been added to the plans to show all driveways within 200' per the bylaw.
- s. HR 276-11.1.B.(17). The applicant has not shown permanent monuments for the parcel boundaries on the plan set. Permanent monuments have been called out on the plans (Sheet C-1).
- t. HR 276-11.1.B.(20). The applicant has not shown the height of existing buildings on the plan set Approximate heights of building shown on plans (Sheet C-1).
- u. HR 276-11.1.B.(23). The applicant has not noted any pertinent highway projects. No highway projects are known within the immediate area.
- v. HR 276-11.1.B.(24)(b). Although the plan appears to meet the requirement, the applicant has not shown the lot coverage calculation on the plan set. Lot coverage has been added to the Zoning Information chart on sheet C-3
- w. 290.5.K.(22). Snow storage areas are not noted on the plans. Snow storage area shown at end of parking space.

- 2. Driveway Review Codes (Chapter 193)
  - a. HR 193.10.G. The applicant is proposing construction of a second driveway for the parcel where the Regulation only allows one. We did not find a waiver request in the package received for review. A waiver request will be required.
  - b. HR 193.10.J. The applicant is proposing construction of a gravel driveway connecting to Griffin Road. The Regulation requires all driveway surface materials to be bituminous concrete within the Town-owned Right-of-Way. The first 20' of the proposed access drive will be paved with bit. concrete.
- 3. Utility Design/Conflicts
  - a. HR 276.13.A. The applicant is proposing underground utilities to connect to the tower compound area from Griffin Road. The applicant should provide an installation detail for the underground utilities. **Typical buried conduit detail added to the plans.**
- 4. Drainage Design/Stormwater Management (HR 275-9.A./Chapter 290)
  - a. HR 290-5.L. and HR 275-9.A. The applicant did not include a Stormwater Management Plan or Report with the review package, nor was a waiver request included in the package received for review. No new drainage features are proposed as a part of this project. A 2' deep infiltration trench is proposed along the south and east side of the access drive. A SMP can be prepared if required.
  - b. The applicant has not provided coverage information for the fenced area, so coverage and stormwater impacts cannot be evaluated. The size of the compound is shown on the plans. Additional the 6" crushed stone surfacing area provides infiltration for any additional impervious are within the compound.
- 5. Erosion Control/Wetland Impacts
  - a. HR 290-5.K.(14). The applicant has not shown a staging or stockpile area. Associated erosion control measures should be indicated for these locations. Stockpile area is shown within the fenced compound.
  - b. HR 290-5.K.(20). The applicant has proposed silt fence to be installed perpendicular to grading contours. The applicant should consider installation parallel to grading contours to better control erosion and sediment during construction. The silt fence is shown as best as possible parallel to the contours. Additionally, the entire limit of work is ringed with silt fence.
  - c. HR 290-5.K.(20). The applicant has not proposed any erosion control measures along the site access road. **See above**
  - d. HR 290-5.K.(20). The applicant has not proposed a stabilized construction exit/entrance for the site nor provided a detail for its construction. As noted above, the first 20' of the driveway will be paved. Additional a temporary construction access detail will be added to the plans if req'd.

6. Zoning (ZO 334)

- a. ZO 334-17, 334-20 and 334-23. The applicant has noted that the site is located within the General-1 (G-1) District. The proposed use requires a Special Exception in the G-1 district according to 334 Attachment 1. Not an A&E req
- b. ZO 334-27.1. The applicant has not shown frontage or setback lines on the plans. The applicant has noted zoning dimensions in a table on sheet C-3, which conform to the Ordinance. Setback lines have been added to the plans.
- c. ZO 334-39.A.(1). The applicant has shown existing wetlands within the subject site on the plans. Soil boundaries are not shown for the parcel, and the plans do not note that the wetlands were delineated by a certified soils scientist. A Soil Survey Map overlay has been added to the plans. The wetlands shown on the plans were included based on the Town of Hudson GIS system. The closest wetland boundary is over 200' away from the site.
- d. ZO 334-39.A.(1). The applicant has shown what appears to be a wetlands boundary west of the tower compound. The applicant should clarify the limits of this wetland area as it is a single line that does not close or encircle a particular area. Wetland lines shown on the plan are referenced from the Town of Hudson GIS system and are over 200' away from the site.
- e. ZO 334-57. The applicant has not proposed any signage for this facility. We will/can add a note to the plans specifying signage on the entrance gate and compound gate.
- f. ZO 334-83. The applicant has noted that the site is located in a zone X flood hazard area. **Correct**.
- g. ZO 334-921 The applicant has not noted how the siting of the proposed telecommunications tower will provide for the protection of the environment and open space, and preserve community character, scenic vistas, and historic heritage. Not an A&E req.
- h. ZO 334-96.1. The proposed tower location is greater than five times its proposed height from any of the corridors noted in the Ordinance, but is within five times its height from a residential use. Based on the table in the Ordinance, for the G-1 zoning district a Conditional Use permit is required. The applicant has included a copy of their Application for Conditional Use Permit with the Site Plan review package. **Correct.**
- i. ZO 334-102. The applicant has not provided a fall zone calculation with the review package as required by the Ordinance. We also note that the fall zone shown on the plans encroaches into the adjacent utility easement area, and that the fall zone radius of 155 feet does not take into account the five foot lightning rod detailed on the top of the tower. The applicant should clarify the potential to impact the overhead utility lines within the utility easement. **The distance from the tower to the existing utility lines is shown on the plans**.
- 7. Landscaping (HR 276-11.1.B.(20)) and Lighting (HR 276-11.1.B.(14))
  - a. HR 275-8.C.(8). The applicant is using existing vegetation for screening. Correct.
  - b. HR 276-11.1.B.(14). The applicant has not shown any proposed exterior lighting on the plans, nor provided the required note from the Regulation. The

Conditional Use Permit Application notes that no tower lighting is required for this facility. A note has been added to the plans stating "No tower lighting is required. Additionally no exterior lighting is proposed for the T-Mobile equipment area"

- c. HR 276-11.1.B.(20). The applicant has not proposed any new landscaping to be installed for this facility. **Correct.**
- 8. State and Local Permits (HR 275-9.G.)
  - a. The applicant should forward copies of all documentation related to any permitting for the facility to the Town for their records. Not an A&E req.
  - b. Additional local permitting may be required. Not an A&E req.
- 9. Other
  - a. The applicant is proposing a lockable site access gate to be installed near Griffin Road and a chain link fence with access gate around the tower compound. The applicant should coordinate with the Town of Hudson for acceptable emergency access provisions. A knox box will be added to the access gate for Town of Hudson emergency access.

Please feel free to call if you have any questions Very truly yours,

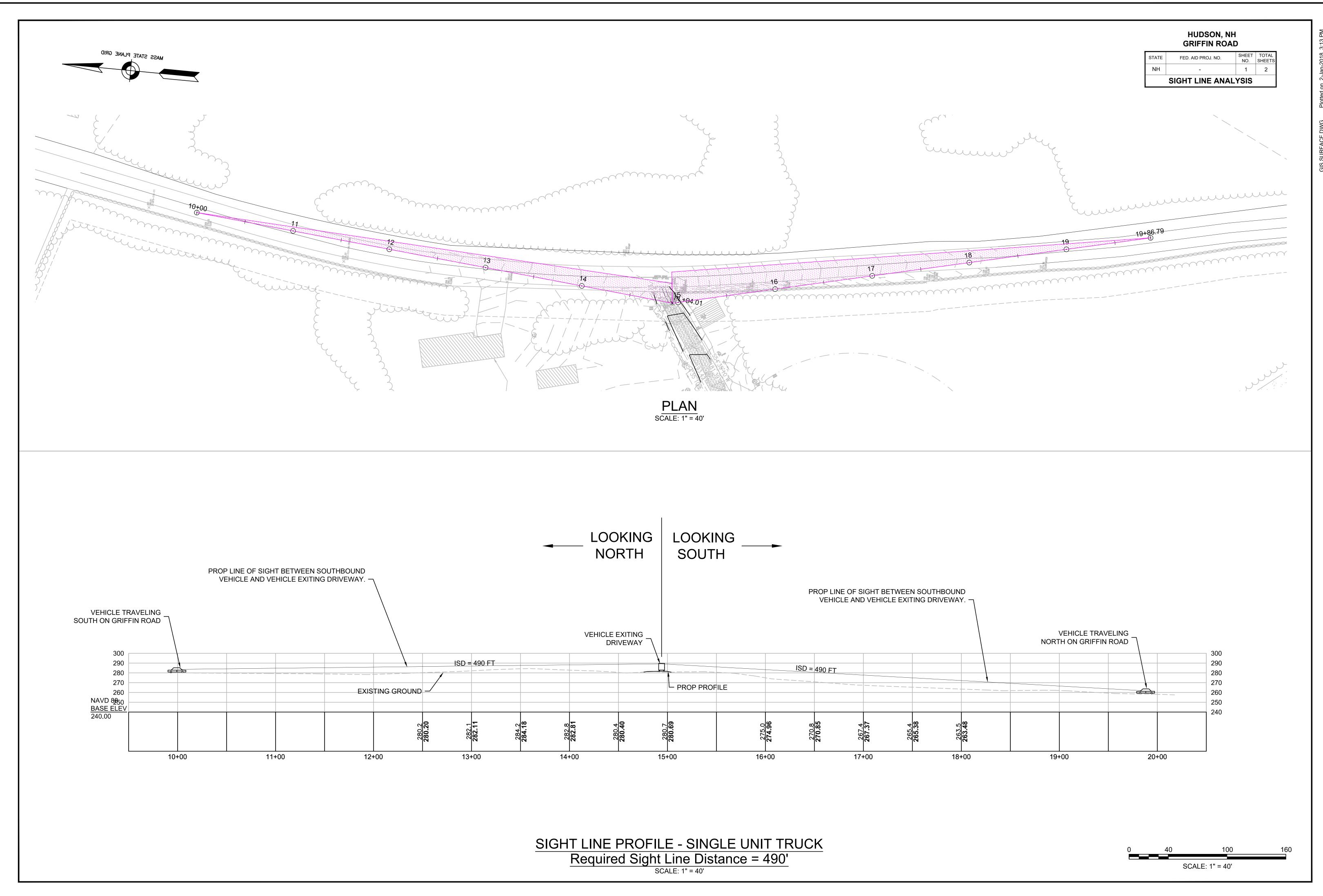
Paul Konieczka, AICP

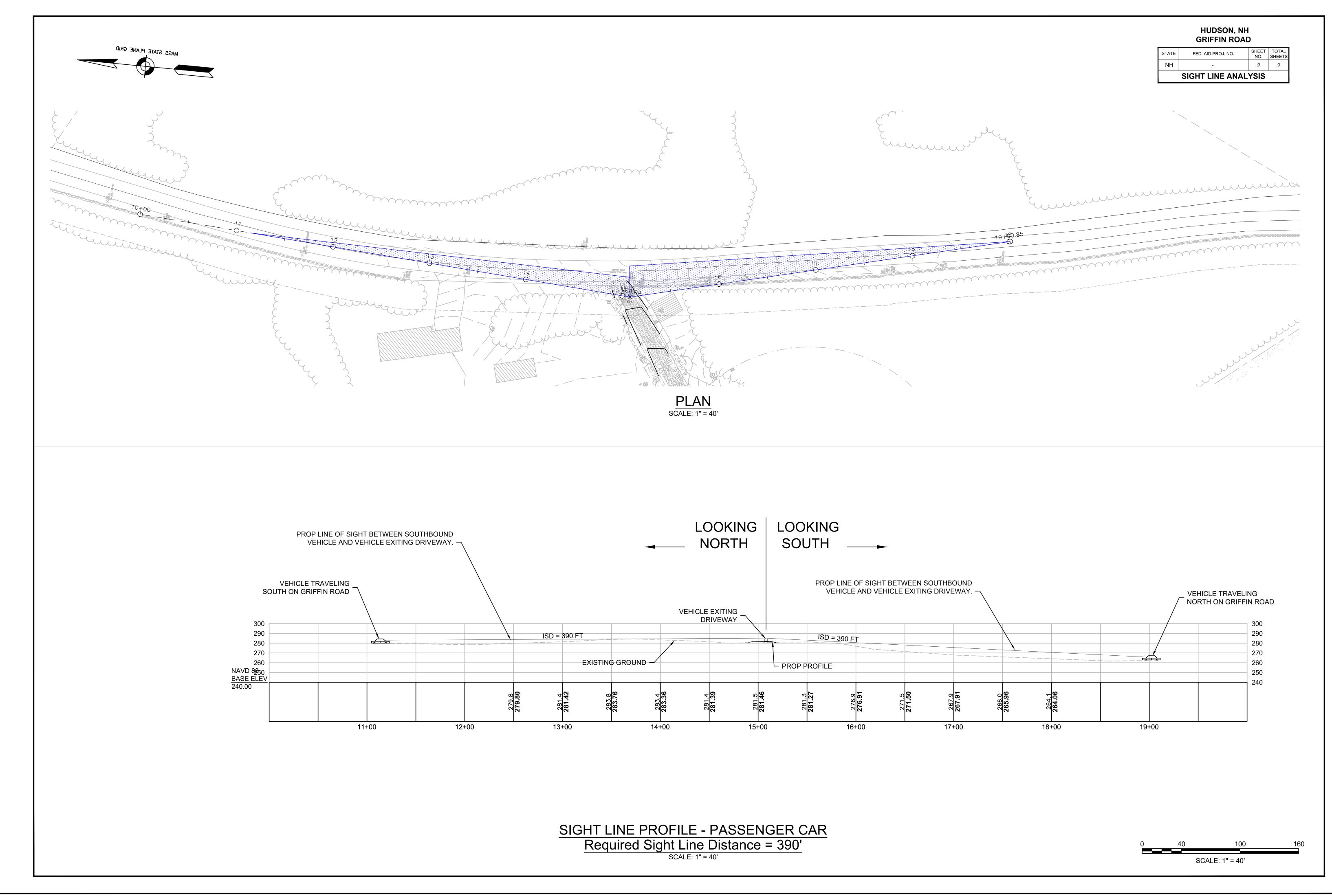
Heidi J. Marshall, P.E.

HJM:PK:mjt

Enclosure

cc: Brooke Dubowik — Town of Hudson Town of Hudson Engineering Division — File Prince Lobel Tye LLP One International Place, Suite 3700 Boston, MA 02110 Fax: (617) 456-8100







December 27, 2017

Daniel Glissman Prince Lobel Tye, LLP One International Place, Suite 3700 Boston, MA 02110

Reference: Removal Bond: Miller 50 Griffin Road, Hudson, NH 03051

To Whom It May Concern:

As requested, Chappell Engineering Associates has prepared an estimate for the removal costs at the abovementioned site. The estimated cost to remove the installation and associated costs to restore the site to its original condition has been prepared using data from the Building Construction Cost Data, by R.S. Means and from standard industry data.

Description	Unit	Quantity	Unit Cost	Total Cost
Mobilization and Demobilization	Ea.	1	\$393.50	\$393.50
Dumpster Rental	Per wk.	2	\$850.00	\$1,700.00
Crane Rental, Truck Mounted, Hydraulic, 55-ton	Ea.	2	\$2435.00	\$4,870.00
Remove Antennas (8), RRH Units (16), Fiber Junction Box (1) and All Mounts	Ea.	1	\$2,500.00	\$2,500.00
Remove Signal Cables	L.F.	130	\$5.00	\$650.00
Remove Cable Ice Bridge	All	1	\$500.00	\$500.00
Remove Overhead Ice Shield	All	1	\$750.00	\$750.00
Remove Equipment Cabinets & Generator	Ea.	7	\$500.00	\$3,500.00
Remove Propane Tank	Ea.	1	\$500.00	\$500.00
Remove 80 S.F. Equipment Pad	CY	3	\$180.00	\$1,080.00
Remove 9 S.F. Propane Tank Pad	СҮ	1	\$180.00	\$360.00
Remove Electric Meter Bank	Ea.	1	\$500.00	\$500.00
Remove Transformer	Ea.	1	\$500.00	\$500.00
Remove Mesa Telco Cabinet	Ea.	1	\$500.00	\$500.00
Remove Chain Link Fence	L.F.	200	\$3.78	\$756.00
Remove Underground Utility Conduits	L.F.	380	\$3.00	\$1,140.00
Remove 155' Monopole	Ea.	1	\$5,000.00	\$5,000.00
Remove Monopole Foundation to 2'-0" Below Grade Level	Ea.	1	\$2,000.00	\$2,000.00
Remove Gravel Cover in Compound (6" Depth)	C.Y.	46	\$8.00	\$368.00
Haul & Dump Removed Gravel/Material	C.Y.	46	\$50.00	\$2,300.00
Final Site Clean-Up Operations	Ea.	1	\$750.00	\$1000.00
Transport Salvage to Warehouse	Ea.	1	\$600.00	\$1000.00
Subtotal	Ea.			\$31,867.50
Contingencies			5%	\$1,593.38
Grand Total				\$33,460.88
Regional Adjustment (Nashua, NH)			.945%	-\$316.21

R.K. Executive Centre 201 Boston Post Road West Suite 101 Marlborough, MA 01752

### Present Value Total (P): \$33,144.67

If you have any questions regarding this matter, please do not hesitate to call.

Very truly yours,

Chappell Engineering Associates, LLC

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David A. Chappell, P.E.