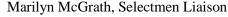
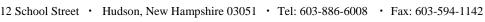


TOWN OF HUDSON

Planning Board

Glenn Della-Monica, Chairman





PUBLIC MEETING TOWN OF HUDSON, NH **DECEMBER 14, 2016**

The Town of Hudson Planning Board will hold a regularly scheduled meeting on Wednesday, December 14, 2016 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)
 - 26 October 16 Meeting Minutes Decisions
- VI. CASES REQUESTED FOR DEFERRAL
- VII. **CORRESPONDENCE**
- VIII. PERFORMANCE SURETIES
 - 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. Dumont Point 2-Lot Subdivision Plan SB# 08-16

18 Hilindale Drive Map 199/Lot 4

Purpose of Plan: To depict the subdivision of existing Lot 4 into two separate lots, Lots 4 and 4-1. Application Acceptance & Hearing.

B. Dumont Point Site Plan SP# 06-16

18 Hilindale Drive Map 199/Lot 4

To depict the layout of three (3) single-family residential Purpose of Plan: condominium units and all associated site improvements. Application Acceptance & Hearing.



- C. §334-73. Accessory Dwelling Units this proposed amendment addresses the new state statute on Accessory Dwelling Units: RSA 674:71-73.
- D. ARTICLE II Sections §334-5 & 334-6 Terminology & Definitions this amendment proposes multiple edits and additions of terms and definitions within said sections of the Town's Zoning Ordinance.
- E. Portable Signs §334-60.K. This proposed amendment would allow portable signs for special events authorized by the Board of Selectmen.
- F. Amend § 334-14. Building height, Sub-section A. this proposed amendment would allow a 50 ft. maximum building height in areas of buildings used exclusively for manufacturing, warehouse and/or distribution space and specific to the following zoning districts and parcels:

Sagamore Industrial Park, 161 Lowell Rd. (Map 209/Lot 001), Green Meadow Golf Club, 43 Steele Rd. (Map 239/Lot 001), 11 Steele Rd. (Map 234/Lot 005), 2 Friel Golf Rd. (Map 234/Lot 001), 267 Lowell Rd. (Map 234/Lot 035), 273 Lowell Rd. (Map 234/Lot 034), and all parcels located in the Industrial (I) zoning districts located along Central St. (NH Rte. 111) and Derry St. at the West St. intersection.

Note: the above-cited proposed zoning amendments may be reviewed, in their entirety, in the Planning Office at Town Hall, and by going on the Town's website, within the Planning Board's webpage.

XV. OTHER BUSINESS XVI. 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.

John M. Cashell Town Planner

POSTED: Town Hall, Library, Post Office – 12-2-16

Packet: 12/14/2016

Dumont – Pelham Road 2-Lot Subdivision Plan

Staff Report
14 December 2016

SITE: 18 Hilindale Dr./Pelham Rd. -- Map 199/Lot 004 -- SB# 08-16

ZONING: General (G) Minimum Lot Size w/out sewer and water 43,560 sf for a duplex and for a single-family dwelling and 150 ft. of frontage.

PURPOSE OF PETITION: to subdivide a 22.95 acre parcel (Map 199/Lot 004) into 2 lots: Lot 4 to consist of 17.927 acres and have an existing single-family dwelling, and Lot 4-1 to consist of 5.025 acres. Application Acceptance & Hearing. Note: the proposed 3 single-family condominium dwellings involve a separate petition.

PLAN UNDER REVIEW ENTITLED: Master Subdivision Plan - Dumont Point, Map 199, Lot 4 Hillindale Drive & Pelham Road, Hudson, Hillsborough County, NH, prepared by Keach-Nordstrom, Inc., 10 Commerce Park North, Suite 3B, Bedford, NH 03110, dated 13 OCT 2016 and last revised 18 NOV 2016, consisting of Sheets 1 – 7, and Notes 1 – 22 (said plan is attached hereto).

ATTACHMENTS:

- Subdivision Plan application, Project Narrative and Frontage Variance Decision, date stamped 1 NOV 16 – Attachment "A".
- CLD's Comments Report, which also include Site Plan Comments, dated 6 DEC 16 "B".
- Keach-Nordstrom's Response Letter for CLD's above-cited Comments Report, dated "C".
- Comments/Memos from Zoning Administrator, Bruce Buttrick, Town Eng., Elvis Dhima, Deputy Fire Chief, John O'Brien, Asst. Assessor, Jim Michaud, Road Agent, Kevin Burns and Lt. Bianchi, HPD. "D".

OUTSTANDING ISSUES/STAFF COMMENTS:

- 1. Both proposed lots, 4 & 4-1, for this Subdivision Plan far exceeding the 1 acre minimum lot size requirement for the G zoning district (see Hall Chart on Sheet 1 of 7), and the ZBA approved a frontage variance for proposed Lot 4-1 (i.e., 82.48 ft. of frontage from the required 150 ft., see attached ZBA Variance Decision included in attachment) "A".
- 2. Hilindale Drive is spelled wrong in the title block of each plan sheet.
- 3. As reported in Keach-Nordstrom's Response Letter "C" and as cited in CLD's attached Comments Report "B", the outstanding surveying issues concerning this Subdivision Plan have been resolved. Outstanding issues pertaining to the 3-single-family dwellings proposed on Lot 4-1 will be addressed in the Site Plan Review application staff report, which is separate from this report.
- 4. Note 18 needs to be amended, relative to accurately depicting the correct CAP Fee of 1664.00, rather than the presently cited \$1554.33.





December 8, 2016

Dumont Point – Residential Subdivision and Site Plan Applications Tax Map 199; Lot 4 Hilindale Drive & Pelham Road, Hudson, NH KNA Project No. 16-0801-1

Project Narrative

The subject property, referenced on Hudson Tax Map 199 as Lot 4, is located off Hilindale Drive and Pelham Road in Hudson, New Hampshire. The 22.952 acre parcel, located entirely within the General (G) Zoning District, is partially developed with an existing single family home and access driveway extending from Hilindale Drive through an easement on Tax Map 192 Lot 1. The parcel also has frontage along Pelham Road. The remaining land area consists mainly of woodlands.

The proposed project is comprised of two parts. Firstly, the Applicant is proposing to subdivide the existing parcel into two separate lots, Lots 4 and 4-1, approximately 17.927 and 5.025 acres, respectively. Lot 4 will remain with the existing dwelling and continue to utilize the driveway and easement from Hilindale Drive. The proposed Lot 4-1 will contain approximately 82 feet of frontage along Pelham Road. On April 28, 2016, the Town of Hudson Zoning Board of Adjustment (ZBA) granted a Variance to allow the subdivision of this parcel which will create two lots with less than adequate frontage in order to construct three (3) single family detached condominiums on the newly created Lot 4-1.

The condominium is the second part of this project which construct three (3) single family detached condominiums on the newly created Lot 4-1 and will require Residential Site Plan Approval. This part will be contingent upon the approval of the aforementioned subdivision. Access will be provided via a proposed 850'± cul-de-sac driveway, 20 feet in width, off Pelham Road. The condos will be spread out along the cul-de-sac and will enjoy individual private wells with one community septic system.

The driveway will be 20 feet in width to accommodate emergency vehicles. A roadside ditch will be constructed on the southerly side in order to convey stormwater away from abutting properties. Most of the development is collected and transported to a detention pond for mitigation, and eventually to a vegetated buffer for treatment. The beginning portion of the driveway is conveyed to the Pelham Road ditch which will be properly enhanced with a reconstructed ditch, driveway culverts, and the proper erosion control devices.

Other proposed improvements include overhead utility lines, which a waiver has been requested to allow, and site landscaping.

Civil Engineering

Land Planning

Landscape Architecture

A

SUBDIVISION PLAN APPLICATION FOR PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

Date of Application: 10-17-2016	Tax Map #199		
Name of Project: Dumont Point			
Zoning District: Gen	neral SB# (For Town Use)		
ZBA Action: Case 199-004: Variances Granted 4	/28/16		
PROPERTY OWNER: DEV	VELOPER:		
Name: Dumont Management Trust - Donald Dumor	t Same as Owner		
Address: 195R Central Street			
Address: Hudson, NH 03051			
Telephone # (603) 231-7344			
Fax #			
Email: derekmanagement@aol.com			
PROJECT ENGINEER			
Name: Brenton Cole, PE - KNA	Telephone # (603) 627-2881		
Address: 10 Commerce Park No., Suite 3	Fax # <u>(603) 627-2915</u>		
Address: Bedford, NH 03110	Email: bcole@keachnordstrom.com		
PURPOSE OF PLAN:			
The purpose of the plan is to depict the subdivision	n of existing Lot 4 into two separate lots.		
(FOR TOWN USE			
Plan Routing Date: Sub/Site Da	ate:		
I have no comments I have com	ments (attach to form)		
Title: (Initials)	Date:		
DEPT:			
ZoningEngineeringAssessor			
Consultant	Highway Department		
Fees Paid 1861.98			

SUBDIVISION PLAN APPLICATION FOR PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

Date of Application: 10-17-2016	Tax	x Map #	199	_Lot#4
Name of Project: Dumont Point				
Zoning District:(For Town Use)	Gener	ral SB#	D m	se)
(For Town Use) ZBA Action: Case 199-004: Variance			For Town Us	e)
PROPERTY OWNER:		LOPER:	N OC OWE	or
Name: Dumont Management Trust - De	Jilaid Dulliont	Same	as Owi	
Address: 195R Central Street				
Address: Hudson, NH 03051			<u></u>	
Telephone # (603) 231-7344				
Fax #				
Email: derekmanagement@aol.com				
PROJECT ENGINEER				
Name: Brenton Cole, PE - KNA		Telephor	ne#_(60	3) 627-2881
Address: 10 Commerce Park No., Suite	3_	Fax # <u>(</u> 6	03) 627-	-2915
Address: Bedford, NH 03110		Email: b	cole@k	eachnordstrom.cor
PURPOSE OF PLAN:		·		
The purpose of the plan is to depict the	ne subdivision o	of existing	Lot 4 ir	nto two separate lo
THE PURPOSE OF REPORT OF THE PURPOSE			,	
·	OR TOWN USE)			
Plan Routing Date:				
**************************************	I have comme		_	
Title:			Date: _	
DEPT:				
Zoning Engineering A	ssessor Po	olice	Fire	Planning
Consultant]			
			.	
Fees Paid				

SITE DATA SHEET

Plan Name: Dumont Point							
Plan Type: <u>Subdivision Plan</u>							
Legal Description:	Map	199	Lot	4			
	Map	199	Lot	4-1			
Date:10-17-2016							
	······································						:
•							
Location:	Hilind	ale Drive & F	<u>Pelham</u>	Road	that the comment of t		···
Total Area:	S.F	999,796			Acres:	22.952	-
Area in Wetlands:	158,4	04 SF			***		
Zoning:	Gene	ral (G)					
Lots Not Meeting Required Dimensions:	Lots 4	. & 4-1 - Vari	ance gi	ranted	to allow 3 co	ondominiums	on proposed
Required Area:	43,56	OSF (1 Acre)		Lot 4-1	with 82.48 F	T of frontage
Required Frontage:	_150 F	Τ					-
Water and Waste System Proposed:	Private	e Wells & Se	ptic Sy	stems			-
Number of Lots With Existing Buildings:	One						-
Existing Buildings To Be Removed:	None	48 m 48 m			Continue American		-
Flood Zone Reference:	FIRM I	Map 33011C	0518D	Panel	#518 of 701	1 9/25/09	-
Proposed Linear Feet Of New Roadway:	0 FT						_

LOT AREA CALCULATION TABLE

1			,	 γ	,	 ,	
FRONTAGE	0 FT	82.48 FT					
BUILDABLE AREA (net contiguous upland useable)	618,725 SF	208,868 SF					
AREA > 25% SLOPE	3,786 SF	10,013 SF					
WETLAND AREA	158,404 SF	0 SF					
TOTAL AREA	780,915 SF	218,881 SF					
LOT#	4	4-1					

Data Sheets Checked By: Brenton Cole, PE Date: 1

Date: 10-17-2016

Page 5 of 16 Rev: Aug 2015

SUBDIVISION PLAN DATA SHEET

Dates/Case #/Description/			
Stipulations of ZBA,			
Conservation Commission,			
NH Wetlands Board Action:	Case 199-004:	Variances G	ranted 4/28/16
(Attach Stipulations on			
Separate Sheet)			
List Permits Required:			
	Hudson T	own Code	
*Waivers Requested:	Reference		Regulation Description
	1.		
	2.		
	3.		
	4.		
	5.		
	6.		
* (I C C I C T U U -)	7		
*(Left Column for Town Use)	Amount		Account
Impact Fees	<u>Amount</u>		Account
impact rees	######################################	<u>.</u>	• • •
	•		
Cap Fees			
Development Agreement	_		
Proposed:	□ Yes	□ No	
If Yes Endorsed	□ Yes	Date	□ No

APPLICATION FOR SUBDIVISION PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

Twenty one (21) days prior to Planning Board Meeting, a complete <u>subdivision plan</u> to include all supporting materials/documents must be submitted in final form. The subdivision plan shall comply with the following specifications/requirements:

Applicant Initials		Staff Initials
BC a)	Submission of eight (8) full sets of Site Plans (sheet size: 22" x 34") shall be submitted at the time of application filing, followed by the submission of seventeen (17) 11" X 17" plan sets (revised if applicable) to the Community Development Department no later than 10:00 A.M. Tuesday the week prior to the scheduled public hearing/conceptual review date.	
<u>BC</u> b)	Seventeen (17)-subdivision narratives, describing the project.	
<u>BC</u> c)	Plan scale at not less than one inch equals fifty feet (example: 1" = 50' acceptable).	
BC d)	Locus plan with 1,000 minimum radius of site to surrounding area.	***************************************
BC e)	Plan dated by day/month/year.	****
_BC f)	Revision block.	***************************************
BC g)	Planning Board approval block.	
BC h)	Title of project inscribed on plan.	\$14.40.00 A A A A A A A A A A A A A A A A A A
BC i)	Name(s) and address of property owner(s) and signature(s) shall be inscribed on plan.	
BC j)	North point shall be inscribed on plan.	
BC k)	Property lines-exact locations and dimensions.	
BC 1)	Acreage/sq. ft. of entire subdivision.	
BC m)	Proposed lots, with lot numbers and area of each lot. Note: each proposed Lot shall be listed on the plan, in chart form, indicating in square feet/acreage the total lot area, wetland, slope area greater than 25% and total net contiguous useable upland area.	

Applicant Initials		Staff Initials
<u>BC</u> n)	Certified list of names and addresses of bordering abutters, shown on Tax Assessor's records not more than five (5) days prior to application date to be listed on plan.	
<u>BC</u> o)	Location of all structures, roads, wetlands, hydrants, wells, septic systems, 4k reserve area, floodways/floodplains, driveways, travel areas, parking areas natural features within 200 feet of the tract.	,
<u>BC</u> p)	Locations of existing and proposed permanent monuments and benchmarks within 200 feet of the tract.	
<u>N/A</u> q)	Pertinent highway projects.	
BC r)	Assessor map and lot number.	
<u>N/A</u> s)	Waiver application form shall be submitted with subdivision application, Note on plan listing waivers requested/granted; and all waivers granted to the subdivision regulations shall be listed on the final plan.	
BC t)	Delineate zoning.	
BC_u)	Storm water drainage plan.	
BC v)	Topographical contours at 2-foot intervals existing and proposed.	
	Utilities: existing and proposed.	
<u>BC</u> x)	Building and wetland setback lines.	
BC y)	Rights of way, existing and proposed.	M
<u>N/A</u> z)	Location of dedicated recreational public use land(s) proposed.	
_N/A aa)	Detailed designs of bridges and culverts.	
N/A ab)	Typical roadway cross-section, road profile, stationing, and curve data, etc.	

Applicant Initials		Staff Initials
BC ac)	Proposed location of water supply and sewage disposal systems, including perk test data, test-pit logs and locations; wells, (proposed and existing) 75' protective well radii and attached copies of any required well protection easements.	
BC ad)	All notes from plats.	
BC_ae)	Buffers as required by subdivision regulations.	***************************************
BC af)	Soil types and boundaries, Note: If site contains marginal or questionable soils, a High Intensity Soil Survey (HISS) may be deemed necessary to submit as part of the application. Said HISS, if required, shall be performed by a State of New Hampshire Certified Soil Scientist, who shall affix his/her stamp and signature and this shall be inscribed on the plan.	
BC ag)	Wetlands (and poorly-drained and very poorly-drained soils), also identified as Class 5 and Class 6 High Intensity Soil Survey (HISS soils), and permanent and seasonal wetlands shall be identified on the plan by a New Hampshire Certified Wetland or Soil Scientist, who shall affix his/her stamp and signature to the respective plan.	
BC ah)	Easements, existing and proposed.	
BCai)	State of New Hampshire Engineer's seal and signature. Surveyor's seal and signature.	***************************************
BC aj)	Error of closure (1 in 10,000 or better).	
BC_ak)	Drafting errors/omissions.	***************************************
<u>N/A</u> al)	Note outlining phasing schedule.	
BC am)	Narrative description stating the purpose, location, long range plans impacts on traffic, schools, and utilities.	
BC an)	Aerial photograph of site and area within 200 feet of the subdivision parcel.	
<u>N/A</u> ao)	Fiscal impact study.	
<u>N/A</u> ap)	Traffic study.	
BC aq)	Drainage calculations and supporting data.	

Applicant Initials		Staff Initials
BC ar)	Copies of any proposed or existing easements, covenants, deed restrictions, right of way agreements or other similar documents.	
BC as)	Copy of applicable town, state, federal approval/permits to include but not limited to the following:	***************************************
	 sewer applications flood plain permit wetlands special exception variance erosion control permit (149:8a) WSPCC subdivision approval (septic) dredge and fill permit curb cut/driveway permit shore land protection certification in accordance with RSA483-B. if applicable, review application with Lower Merrimack River Local Advisory Committee (LMRLAC) and attach LMRLAC project comments hereto. 	
<u>N/A</u> at)	Off-site agreement(s).	
BC au)	Presentation plan (colored, with color-coded bar chart).	
BC av)	Fees paid to clerk.	
<u>N/A</u> aw)	Plans that include relocation of lot lines shall clearly delineate the former (old) lot lines from proposed (new) lot lines.	
Any or all	l items may be waived under the purview of the Planning Board.	

APPLICATION FOR SUBDIVISION PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

I hereby apply for Subdivision Plan Review 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 Subdivision Plan 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 give 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. against any 18 conducted or

If other

ropriate. The owner(s) release(s) any claim or right he/she (they) may now or hereafter possess inst any of the above individuals as a result of any examinations, surveys, tests and inspections
ducted on his (their) property in connection with this applications.
Signature of Owner:
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 Code Enforcement Officer/Building Inspector must be notified within two (2) working days of any change by the individual in charge of the project.

> Technical Review Signature: Planner Approval Signature:

APPLICATION FOR SUBDIVISION PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

FOOTNOTES:

- 1. In the event of the denial of a plan, the recording fees collected will not be reimbursed, but will instead be used as an additional fee to help defray administrative costs associated with a denial.
- 2. The "Review Fees" are fees (estimated) necessary to offset costs incurred to review and/or compile plans, data, or other information relative to the proposal.
- 3. The "Amount Due" does not include fees for studies or reviews as authorized in Section G-2 of this regulation.
- 4. Fees must be paid in full prior to the commencement of any formal subdivision review performed by the Town of Hudson.

STATUS:		<u>DATE:</u>
1.	Application incomplete	
2.	Application complete. Include any applicable requested waivers, fees paid, routing sheet returned	11.1.16
3.	Application formally accepted or denied by Planning Board.	
4.	Final approval granted or denied	
5.	Comments	



Owner/Applicant Affidavit

I, Donald R. Dumont, authorized representative of Dumont Management Trust, and owner of the property referenced as Tax Map 199; Lot 4 located on Hilindale Drive & Pelham Road in Hudson, New Hampshire, hereby verify that I authorize Keach-Nordstrom Associates, Inc. (KNA) to prepare, submit and represent, on my behalf, any and all required permit applications throughout the federal, state and municipal application processes.

Signature of Landowner:	
Printed Name of Landowner:	Don Toumont
Address of Owner:	195R Central Street
	Hudson, NH 03051
Date:	

APPLICATION FOR SITE PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

Staff Initials

Thirty (30) days prior to Planning Board Meeting, a complete <u>site plan</u> to include all supporting materials/documents must be submitted in final form. The site plan shall comply with the following specifications/requirements:

Applicant Initials

a)

Submission of nine (9) full sets of Site Plans (sheet size: 22" x 34") shall be submitted at the time of application filing, followed by the submission of seventeen (17) 11" X 17" plan sets (revised if applicable) to the Community Development Department no later than 10:00 A.M. Tuesday the week prior to the scheduled public hearing (concentral presses). hearing/conceptual review date. A Site Plan narrative, describing the purpose, b) No traffic, school or utility impacts noted locations, long range plans, impacts on traffic, schools and utilities Plan scale at not less the one inch equals fifty c) Master Plan sheet is 1:80 Locus plan with 1,000' minimum radius of site CLD/SWR to surrounding area Plan date by day/month/year e) Listed as month/day/year Revision block inscribed on the plan OLD/SWR Planning Board approval block inscribed CLD/SWR (3 on the plan Title of project inscribed on the plan CLD/SWR Names and addresses of property owners and their signatures inscribed on the plan CLD/SWR North point inscribed on the plan _ i) CLD/SWR Property lines: exact locations and dimensions CLD/SWR Square feet and acreage of site CLD/SWR Square feet of each building (existing and proposed) CLD/SWR Names and addresses of bordering abutters, as n) Abutters names and addresses are shown on the plans and in the application. Unable to verify 5 day update criteria shown on Tax Assessor's records not more than five (5) days prior to application date to be listed on the plan.

a) One set received by CLD.

Dumont Point Site Plan Town of Hudson
CLD Reference No. 03-0249.1520
Reviewed November 17, 2016

Initials	Applicant	Initials	Staff	
0)	Location of all structures, roads, wetlands, hydrants, wells, septic systems, 4k reserve areas, floodways/floodplains, driveways, travel areas, parking areas and natural features within 200 feet of the tract	CLD/SWR		
p)	Locations of existing and proposed permanent monuments and bench marks within 200 feet of the development tract	CLD/SWR		9 A
q)	Pertinent highway projects	NA		q) None listed.
r)	Assessor's Map and Lot number(s)	CLD/SWR		
s)	Waiver application form shall be submitted with the site plan application, note on plan listing waivers requested/granted; and all waivers granted to the site plan regulations shall be listed on the final plan; waivers to checklist shall be reduced to writing and be signed by the Planning Board Chairman and Planning Board Secretary and recorded with the plan	CLD/SWR		
t)	Delineate zoning district on the plan	CLD/SWR		
u)	Stormwater drainage plan	CLD/SWR		
v)	Topographical elevations at 2-foot intervals contours: existing and proposed	<u>CLD/SWR</u>		
w)	Utilities: existing and proposed	CLD/SWR		
x)	Parking: existing and proposed	CLD/SWR		
y)	Parking space: length and width	NIA		y) N/A
z)	Aisle width/maneuvering space	NA		z) N/A
aa)	Landscaping: existing and proposed	CLD/SWR		
ab)	Building and wetland setback lines	CLD/SWR		
ac)	Curb cuts	CLD/SWR		
ad)	Rights of way: existing and proposed	CLD/SWR		
ae)	Sidewalks: existing and proposed	NAT		ae) None proposed.
af)	Exterior lighting plan	NIA		af) No exterior lighting noted.
ag)	Sign locations: size and design	NA		ag) No street sign proposed.
ah)	Water mains and sewerage lines	CLD/SWR		
ai)	Location of dumpsters on concrete pads	MA		ai) No dumpsters shown.
aj)	All notes from plats	CLD/SWR		

	Applicant		Staff	
Initials		Initials		
ak)	Buffer as required by site plan regulations	CLD/SWR		
al)	Green and open space requirements met with percentages of both types of spaces inscribed on the plan	CLD/SWR		
am)	Soil types and boundaries, Note: If site contains marginal or questionable soils, a High Intensity Soil; Survey (HISS) may be deemed necessary to submit as part of the application. Said HISS, if required, shall be performed by a State of New Hampshire certified Soil Scientist, who shall affix his/her stamp and signature shall be inscribed on the plan.	CLD/SWR		
an)	Wetlands (and poorly-drained and very poorly-drained soils, also identified as Class 5 and Class 6 High Intensity Soil Survey (HISS soils), and permanent and seasonal wetlands shall be identified on the plan by a New Hampshire certified wetland or soil scientist, who shall affix his/her stamp and signature to the respective plan.			
ao)	"Valid for one year after approval" statement inscribed on the plan	CLD/SWR		
ap)	Loading bays/docks	NA		ap) N/A
aq)	State of New Hampshire engineer's stamp, signature, surveyor's stamp, and signature	CLD/SWR		
ar)	Error of closure (1 in 10,000 or better)	CLD/SWR		
as)	Drafting errors/omissions	6/5		as) Not stated
at)	Developer names, addresses, telephone numbers and signatures	Syc		at) Phone numbers not provided.
au)	Photographs, electronic/digital display or video of site and area	CLD/SWR		
av)	Attach one (1) copy of the building elevations	NIA		av) Building elevations not provided.
aw)	Fiscal impact study	N/A		aw) Fiscal Impact study not provided.
ax)	Traffic study	NA		ax) Traffic study not provided.
ay)	Noise study	~/A		ay) Noise study not provided.

Applicant Initials		Staff Initials	
az)	Copies of any proposed or existing easements, covenants, deed restrictions, right of way agreements or other similar documents	JC	az) Existing easements noted but copies not received for review.
ba)	Copy of applicable Town, State, Federal approval/ permits to include but not limited to the following:	JC	ba) Permits noted but copies not receive for review. Copy of variance received.
	industrial discharge application sewer application flood plain permit wetlands special exception variance erosion control permit (149:8a) septic construction approval dredge and fill permit curb cut permit shoreland protection certification in in accordance with RSA483-B if applicable, review application with Lower Merrimack River Local Advisory Committee (LMRLAC) and attach LMRLAC project comments hereto.		
bb)	Presentation plan (colored, with color coded bar chart)	QC	bb) No presentation plan received. Requires Town action.
bc)	Fees paid to clerk	1/6	bc) Requires Town action.
bd)	Five (5) 22" x 34" copies of the plan shall be brought to the Planning Board meeting and distributed to the Planning Board members at the meeting. Note: for all subsequent meetings involving revised plans, five 22" x 34" copies of said plan shall be brought to the meeting for distribution to the board members.	7	bd) Requires Town action.
*Under the waived.	purview of the Planning Board any and all items may b		
		- -	
		_	

Doc # 6021989 May 23, 2016 10:35 AM Book 8857 Page 1644 Page 1 of 2 Register of Deeds, Hillsborough County Camela D Caughtin

Hudson Town Hall Hudson Zoning Board 12 School Street Hudson, NH 03051

443

FEES: 14 47
SURCHARGE: 2
CASH:

Town of Hudson

Zoning Board of Adjustment

Decision to Grant a Variance

On 4/28/16, the members of the Hudson Zoning Board of Adjustment, as part of its regular public meeting for that date, heard Case 199-004, pertaining to a request by Don Dumont, 18 Hilindale Drive, Hudson, NH for a Variance to allow the frontage of the proposed three unit condominium site plan located on Pelham Road to have 82.48 feet, where a minimum of 150 feet is required. [Map 199, Lot 004, Zoned G; HZO Article VII §334-27, Table of Dimensional Requirements.]

Following review of the testimony and deliberation, a majority of the members of this Zoning Board voted that the variance should be granted, with the following stipulations:

- a) All prior conditions of the Planning Board must be cleared as they pertain to the Pelham Road Map of 1995.
- b) Private access to be built to road standards as determined by the Planning Board.
- c) This will be a condominium development covered by the condo convents to be vetted by Town Counsel.
- d) Applicant understands that once lot 199-04 is subdivided into 2 lots, the original lot on Hilindale Drive is now created with no

frontage, but has access via deeded easement off Hilindale. Any future development of the original lot on Hilindale Drive requires a Variance, or proper frontage through private acquisition.

For details of specific discussion relative to this decision, please consult the public minutes recorded during this hearing.

All representations of fact or intention made by the applicant or any applicant's representative(s) during testimony before the Zoning Board of Adjustment relative to the obtaining of this Variance permit shall be considered conditions of the Variance, regardless of the fact that such facts or intentions may not have been specifically stated as stipulations of the motion to grant.

In the event that the requested use subsequently is found by the Hudson Zoning Administrator to demonstrate deliberate or preventable lack of compliance with any applicable stipulation or restriction, including the verbally specified restrictions described in the preceding paragraph, such use shall be held to be in violation of the covenant made with the Board, and corrective action(s) will be enforced under N.H. R.S.A. 676:17, Fines and Penalties, which allows a civil penalty of \$275 for the first offense and \$550 for subsequent offenses for each day that such violation is found to continue, as well as recovery of costs and reasonable attorney's fees.

Signed:

: Maryel Duvis

Date: 5-6-16

Maryellen Davis

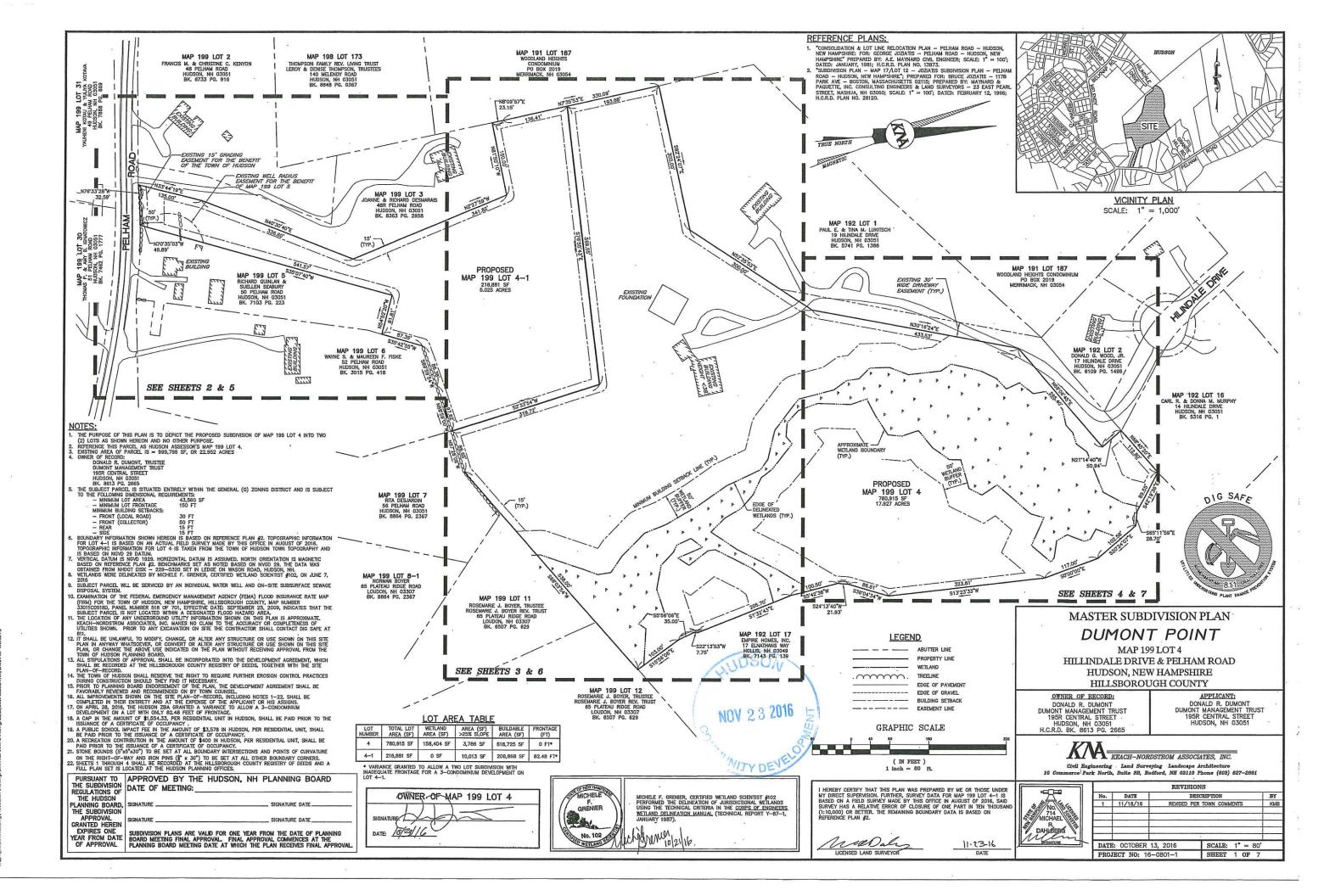
Chairman, Hudson Zoning Board of Adjustment

Signed:

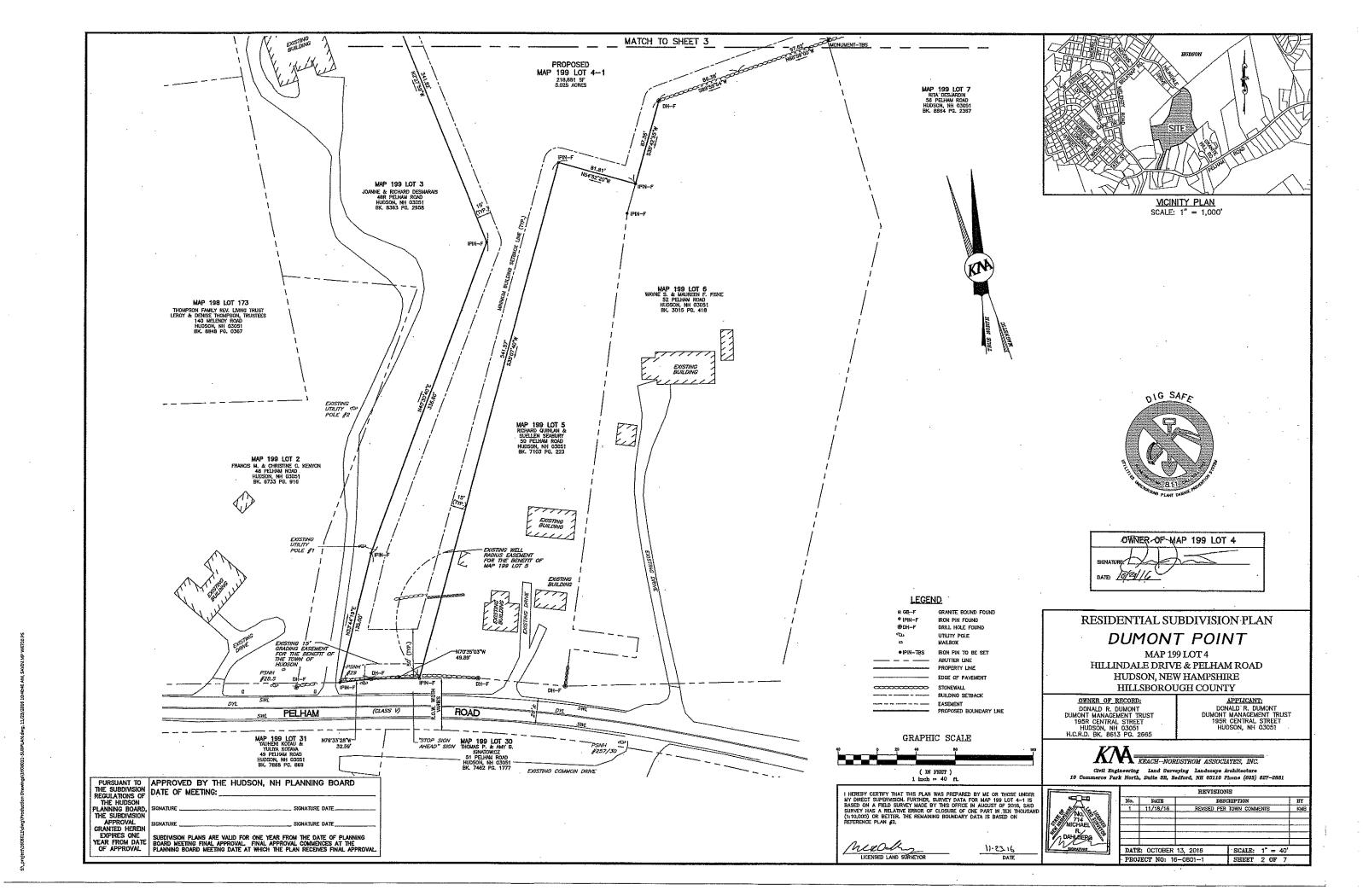
Bruce Buttrick

Zoning Administrator

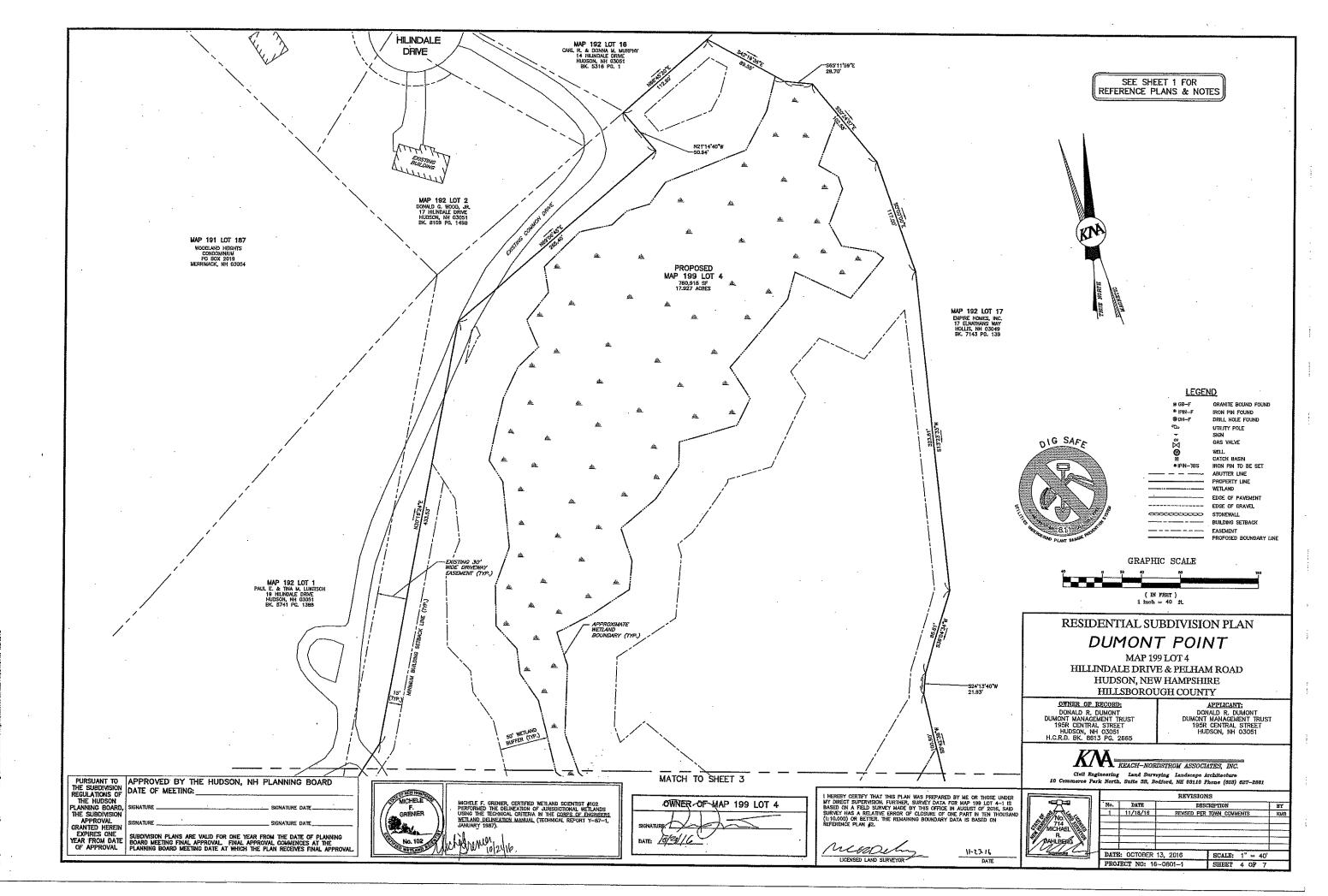
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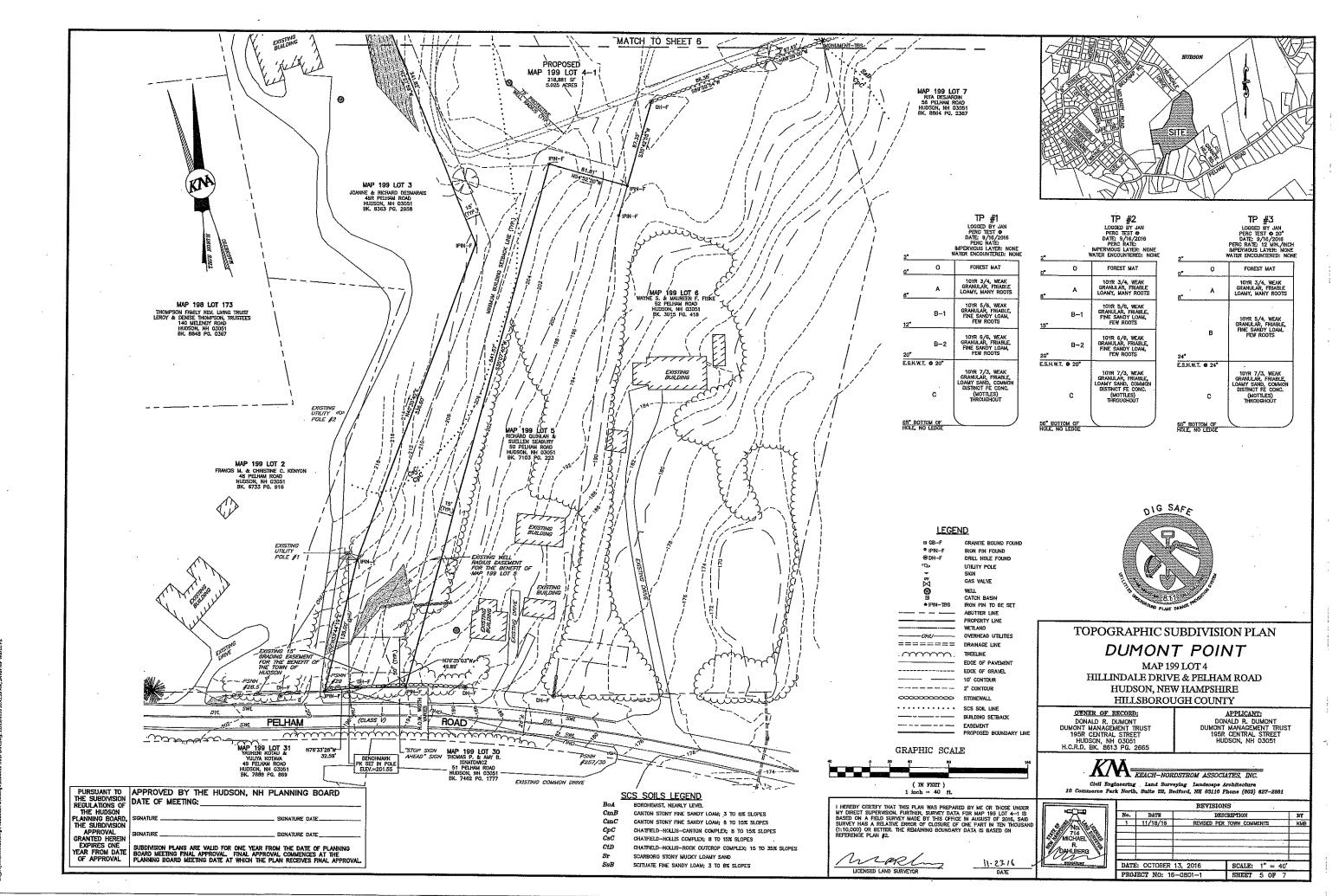


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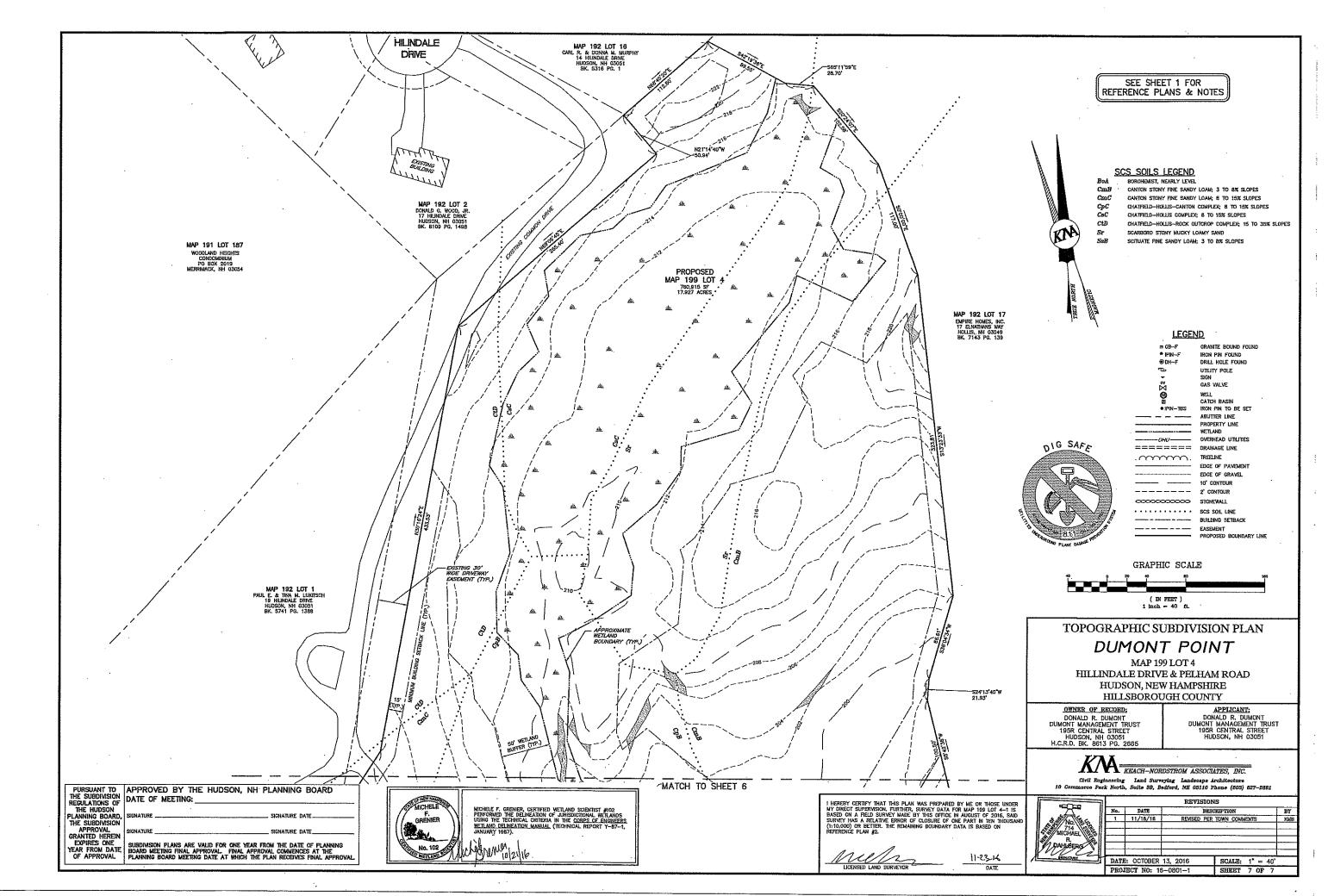
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Packet: 12/14/2016

Dumont – Pelham Road Site Plan 3 – Single-Family Dwellings

Staff Report 14 December 2016

SITE: 18 Hilindale Dr./Pelham Rd. -- Map 199/Lot 004 – SP06-16

ZONING: General (G) Minimum Lot Size w/out sewer and water 43,560 sf for a duplex and for a single-family dwelling and 150 ft. of frontage.

PURPOSE OF PETITION: To depict the layout of three (3) single-family residential condominium units and all associated site improvements, including a common driveway. Application Acceptance & Hearing.

PLAN UNDER REVIEW ENTITLED: Residential Site Plan - Dumont Point, Map 199, Lot 4-1 Pelham Road, Hudson, Hillsborough County, NH, prepared by Keach-Nordstrom, Inc., 10 Commerce Park North, Suite 3B, Bedford, NH 03110, dated 13 OCT 2016 and last revised 18 NOV 2016, consisting of Sheets 1 – 15 and Notes 1 – 43 (said plan is attached hereto).

ATTACHMENTS:

- Project Narrative, Site Plan application, Site and Sight Distance Photos and ZBA Common Driveway Variance Decision, date stamped 1 NOV 16 Attachment "A".
- CLD's Comments Report, included in the Subdivision application, which also include Site Plan Comments, dated 6 DEC 16 "B".
- Keach-Nordstrom's Response Letter for CLD's above-cited Comments Report, included in the Subdivision application, which also include Site Plan Comments dated "C".
- Comments/Memos from Zoning Administrator, Bruce Buttrick, Town Eng., Elvis Dhima, Deputy Fire Chief, John O'Brien, Asst. Assessor, Jim Michaud, Road Agent, Kevin Burns and Lt. Bianchi, HPD. "D".

OUTSTANDING ISSUES/ STAFF COMMENTS:

1. In accordance with CLD's Comments Report, **included as attachment "B" in the Dumont Subdivision Plan staff report**, the most important outstanding issues with this Site Plan application involve the proposed construction design features for the "common private driveway", which will serve as the sole means of access for the 3 proposed single-family dwellings. That is, items 3.b., c., & g. (pg. 2 of 9), 3.e., & f. (pg. 4 of 9) and 3.a., d. of said CLD Comments Report, cite numerous construction design concerns CLD has for the proposed private driveway, i.e.,

As proposed, at the intersection with Pelham Rd. the driveway begins with a 3% grade for the first 33 ft. back, followed immediately by a 10% grade for the next 167 ft., before leveling off to a -1% grade. This is, as opposed to Planning Board road/street construction standards requiring a 1% grade for the first 100 ft. back from an intersection, with a 7% maximum allowed grade for a road beyond an intersection. Other notable design feature differences concerning this application calling for a private driveway design v. a road design include: controlled drainage v. sheet flow, no sidewalks and curbing (part of controlled drainage features), no underground utilities (waiver requested for overhead). Note: in citing the

foregoing concerns, CLD provides strong inference, that because the proposed driveway will serve as access for 3 dwellings, as opposed to one dwelling or a duplex, that the board should take into consideration their (CLD's) concerns, relative to approving this Site Plan application. Staff also takes into consideration with this latter point, ZBA's Variance Decision, condition of approval "b)", which reads: "b) Private access to be built to road standards as determined by the Planning Board."

NOTE: in preparation for this Site Plan hearing, please read CLD's Comments Report in its entirety, which includes, i.e., in addition to the aforementioned driveway v. road design concerns: sight distances at the intersection, stormwater mgt. design issues, lighting, landscaping, snow storage, "sag K-values" (see item #3.c., pg. 2 of 9), 3 separate wells and their respective radii, the communal septic system design, etc.

- 2. Fire Dept. concerns are addressed in the Plan set, please see Deputy Fire Chief's comments in his report, included in attachment "**D**", herewith, and as referenced in Note 43 on Sheet 1 of 15.
- 3. Note 35, Sheet 1 of 15, needs to be amended, relative to accurately depicting the correct CAP Fee of 1664.00, per dwelling unit, rather than the presently cited \$1554.33.
- 4. All pertinent notes pertaining to the approval of this Plan are included in Notes 1-43, Sheet 1 of 15– The Master Plan.

REQUESTED WAIVERS: HTC §276 - 13.A. – Underground Utilities

APPLICATION TRACKING:

1 NOV 16 – Site Plan application submitted.

14 DEC 16 - Initial public hearing scheduled.

RECOMMENDED ACTION: For this meeting, staff recommends application acceptance; have Applicant's representative address each of the Site Plan issues included in CLD's report, especially include those cited-above in this staff report and conduct the public hearing. Upon completion of the hearing, the board can determine whether or not to continue the review of this application or approve it. Note: whatever the board decides to do at the completion of this hearing, appropriate DRAFT MOTIONS are provided below.

DRAFT MOTIONS:

I move to accept the Site Plan application for 18 Hilindale Dr./Pelham Rd. -- Map 199/Lot 004, which depicts the layout of three (3) single-family residential condominium units and all associated site improvements, including a common driveway.

Motion by:	Second:	Carried/Failed:	·
I move to continue the pub	lic hearing, date specific, to	the 11 JAN 2017 Planning Board me	eting.
Motion by:	Second:	Carried/Failed:	

REQUESTED WAIVERS: HTC §276 - 13.A. – Underground Utilities

in perpetuity.

I move to grant the requested waiver - HTC §276 - 13.A. – Underground Utilities - 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:arried/Failed:		
MOTION to	APPROVE:		
Pelham Road Park North, S	prove the subdivision plan entitled: Residential Site Plan - Dumont Point, Map 199, Lot 4-1 d, Hudson, Hillsborough County, NH, prepared by Keach-Nordstrom, Inc., 10 Commerce Suite 3B, Bedford, NH 03110, dated 13 OCT 2016 and last revised 18 NOV 2016, consisting 15 and Notes $1-43$, 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 Site Plan-of-Record (hereinafter referred to as the Plan).		
2)	Prior to the Planning Board endorsement of the Plan any applicable condominium, right-of way and/or easement deeds shall be favorably reviewed and recommended on by Town Counsel, and, if applicable, final action taken on same by the Board of Selectmen.		
3)	All improvements shown on the Plan, including Notes 1-43, shall be completed in their entirety and at the expense of the Applicant or his assigns.		
4)	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 with the Planning Board approved Plan.		
5)	This approval shall be subject to final engineering review.		
6)	A cost allocation procedure (CAP) amount of \$1,664.00, per residential unit shall be paid prior to the issuance of a Certificate of Occupancy. Prior to Plan endorsement, Note 35 shall be amended, relative to accurately depicting said correct CAP Fee.		
7)	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.		
8)	A recreation contribution in the amount of \$400.00, per residential unit shall be paid prior to the issuance of a Certificate of Occupancy.		
9)	All notes pertaining to the approval of this Plan are included in Notes $1-43$, Sheet 1 of 15– The Master Plan, including, but not limited to, blasting/ramming of bedrock, hours of construction, refuse removal and stipulation that the driveway shall remain private		

Motion by: _____Second: _____Carried/Failed: _____.





December 8, 2016

Dumont Point – Residential Subdivision and Site Plan Applications Tax Map 199; Lot 4 Hillindale Drive & Pelham Road, Hudson, NH KNA Project No. 16-0801-1

<u>Project Narrative</u>

The subject property, referenced on Hudson Tax Map 199 as Lot 4, is located off Hilindale Drive and Pelham Road in Hudson, New Hampshire. The 22.952 acre parcel, located entirely within the General (G) Zoning District, is partially developed with an existing single family home and access driveway extending from Hilindale Drive through an easement on Tax Map 192 Lot 1. The parcel also has frontage along Pelham Road. The remaining land area consists mainly of woodlands.

The proposed project is comprised of two parts. Firstly, the Applicant is proposing to subdivide the existing parcel into two separate lots, Lots 4 and 4-1, approximately 17.927 and 5.025 acres, respectively. Lot 4 will remain with the existing dwelling and continue to utilize the driveway and easement from Hilindale Drive. The proposed Lot 4-1 will contain approximately 82 feet of frontage along Pelham Road. On April 28, 2016, the Town of Hadson Zoning Board of Adjustment (ZBA) granted a Variance to allow the subdivision of this parcel which will create two lots with less than adequate frontage in order to construct three (3) single family detached condominiums on the newly created Lot 4-1.

The condominium is the second part of this project which construct three (3) single family detached condominiums on the newly created Lot 4-1 and will require Residential Site Plan Approval. This part will be contingent upon the approval of the aforementioned subdivision. Access will be provided via a proposed 850°± cul-de-sac driveway, 20 feet in width, off Pelham Road. The condos will be spread out along the cul-de-sac and will enjoy individual private wells with one community septic system.

The driveway will be 20 feet in width to accommodate emergency vehicles. A roadside ditch will be constructed on the southerly side in order to convey stormwater away from abutting properties. Most of the development is collected and transported to a detention pend for mitigation, and eventually to a vegetated buffer for treatment. The beginning portion of the driveway is conveyed to the Pelham Road ditch which will be properly enhanced with a reconstructed ditch, driveway culverts, and the proper crossion control devices.

Other proposed improvements include overhead utility lines, which a waiver has been requested to allow, and site landscaping.

Civil Engineering

Land Planning

Landscape Architecture

Hert.

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

Date of Application: 10-17-2016	_ Tax Map # 199 Lot # 4-1
Name of Project: Dumont Point	X
Zoning District: Ge	meral SP# 00-10
ZBA Action: Case 199-004: Variances G	·
PROPERTY OWNER:	DEVELOPER:
Name: Dumont Management Trust	Same as Owner
Address: 195R Central Street	
Address: Hudson, NH 03051	
Telephone # (603) 231-7344	
Fax #	
Email: derekmanagement@aol.com	
PROJECT ENGINEER	SURVEYOR
Name: Brenton Cole, PE - KNA	Anthony Basso, LLS - KNA
Address: 10 Commerce Park No., Ste 3	10 Commerce Park No., Ste 3
Address: Bedford, NH 03110	Bedford, NH 03110
Telephone # (603) 627-2881	(603) 627-2881
Fax #_(603) 627-2915	(603) 627-2915
Email: bcole@keachnordstrom.com	abasso@keachnordstrom.com
The purpose of the plan is to depict residential condominium units and	
For I	own Use
Plan Routing Date:	Sub/Site Date:
I have no commentsI have	comments (attach to form)
(Initials)	Date:
DEPT: Zoning Engineering Asse Consultant Highway Depart Fees Paid: 1895-00	

SITE DATA SHEET

PLAN NAME: Dumont Point			
PLAN TYPE: <u>SITE PLAN</u>			
LEGAL DESCRIPTION: MAP	199	LOT	4-1
DATE: 10-17-2016			
Location by Street	Pelham Road		
Zoning:	General (G)		
Proposed Land Usc:	Residential	··· · · · · · · · · · · · · · · · · ·	
Existing Usc:	Vacant Land		
Surrounding Land Use(s):	Residential		
Number of Lots Occupied:	One		
Existing Area Covered by Building:	0 SF		
Existing Buildings to be removed:	None		
Proposed Area Covered by Building:	4,476 SF		
Open Space Proposed:	91.8%		
Open Space Required:	40%		
Total Area:	S.F.: 218,881	Acres:	5.025
Area in Wetland:	0 SF Area S	teep Slope	s: <u>10,013 SF</u>
Required Lot Size:	43,560 SF		
Existing Frontage:	82.48 FT		
Required Frontage:	150 FT		
Building Setbacks:	Required*		Proposed
Front: Side:	50 15		538.6 15
Rear:	15		149.7

SITE PLAN DATA SHEET (Continued)

Flood Zone Reference:	FIRM Map 33011C0518D, Panel #518 of 701 9/25/09		
Width of Driveways:	20 FT		
Number of Curb Cuts:	One		
Proposed Parking Spaces:	Six (6)		
Required Parking Spaces:	Six (6)		
Basis of Required Parking (Use):	Residential Units - 2 Spaces per Unit		
(Attach stipulations on separate sheet)	Case 199-004 - 2 variances granted by the ZBA (see attached stipulations) Town Code		
Waivers Requested: Referen			
2	L. Underground Utilities		
Impact Fees: C.A.P Fee:			
Development Agreement Proposed:			
	For Town Use		
Data Sheet Checked By:	Date:		

APPLICATION FOR SITE PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

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

Applicant Initials		Staff Initials
BC a)	Submission of nine (9) full sets of Site Plans (sheet size: 22" x 34") shall be submitted at the time of application filing, followed by the submission of seventeen (17) 11" X 17" plan sets (revised if applicable) to the Community Development Department no later than 10:00 A.M., Tuesday the week prior to the scheduled public hearing/conceptual review date.	nt
BC b)	A Site Plan narrative, describing the purpose, locations, long-range plans, impacts on traffic, schools, and utilities	
BC c)	Plan scale at not less the one inch equals fifty feet $(1" = 50")$	
BC d)	Locus plan with 1,000' minimum radius of site to surrounding area	
_BCe)	Plan date by day/month/year	
BC f)	Revision block inscribed on the plan	
BC g)	Planning Board approval block inscribed on the plan	
BC h)	Title of project inscribed on the plan	
BCi)	Names and addresses of property owners and their signatures inscribed on the plan	
<u>BC</u> j)	North point inscribed on the plan	
<u>BC</u> k)	Property lines: exact locations and dimensions	
BC 1)	Square feet and acreage of site	
<u>BC</u> m)	Square feet of each building (existing and proposed)	
BC 11)	Names and addresses of bordering abutters, as shown on Tax Assessor's records not more than five (5) days prior to application date to be listed on the plan.	

Applicant Initials		Staff Initials
_BCo)	Location of all structures, roads, wetlands, hydrants, wells, septic systems, 4k reserve areas, floodways/floodplains, driveways, travel areas, parking areas and natural features within 200 feet of the tract	
<u>BC</u> p)	Locations of existing and proposed permanent monuments and bench marks within 200 feet of the development tract	
N/Aq)	Pertinent highway projects	·
BC r)	Assessor's Map and Lot number(s)	
BCs)	Waiver application form shall be submitted with the site plan applica- tion, note on plan listing waivers requested/granted; and all waivers granted to the site plan regulations shall be listed on the final plan; waivers to checklist shall be reduced to writing and be signed by the Planning Board Chairman and Planning Board Secretary and recorded with the plan	
BC t)	Delineate zoning district on the plan	
BC_ 13)	Storm water drainage plan	
BCv)	Topographical elevations at 2-foot intervals contours: existing and proposed	
BC_w)	Utilities: existing and proposed	
BC_x)	Parking: existing and proposed	
<u>BC</u> y)	Parking space: length and width	
<u>BC</u> z)	Aisle width/maneuvering space	
BC aa)	Landscaping: existing and proposed	
BCab)	Building and wetland setback lines	
BC ac)	Curb cuts	
BC ad)	Rights of way: existing and proposed	~~
N/A ae)	Sidewalks: existing and proposed	
N/A af)	Exterior lighting plan	
_ <u>BC</u> ag)	Sign locations: size and design	
_BCah)	Water mains and sewerage lines	
N/A ai)	Location of dumpsters on concrete pads	
_BCaj)	All notes from plats	

Applicant Initials		Staff Initials
BC ak)	Buffer as required by site plan regulations	
_BC al)	Green and open space requirements met with both types of spaces inscribed on the plan	
BC am)	Soil types and boundaries, Note: If site contains marginal or questionabl soils, a High Intensity Soil, Survey (HISS) may be deemed necessary to submit as part of the application. Said IIISS, if required, shall be perform by a State of New Hampshire Certified Soil Scientist, who shall affix his her stamp and signature shall be inscribed on the plan.	acd
BC an)	Wetlands (and poorly-drained and very poorly-drained soils, also identified as Class 5 and Class 6 High Intensity Soil Survey (HISS soils), and permanent and seasonal wetlands shall be identified on the plan by a Nethampshire certified wetland or soil scientist, who shall affix his/her stan and signature to the respective plan.	Ç.
BC ao)	"Valid for one year after approval" statement inscribed on the plan.	
N/A ap)	Loading bays/docks	,
<u>BC</u> _aq)	State of New Hampshire engineer's stamp, signature, surveyor's stamp, and signature	
BC ar)	Error of closure (1 in 10,000 or better)	
BC as)	Drafting errors/omissions	
BC_at)	Developer names, addresses, telephone numbers and signatures	
BC_au)	Photographs, electronic/digital display or video of site and area	
<u>N/A</u> av)	Attach one (1) copy of the building elevations	
N/A aw)	Fiscal impact study	
<u>N/A</u> ax)	Traffic study	
N/A ay)	Noise study	

Applic Initials			Staff Initials
вс	_az)	Copies of any proposed or existing easements, covenants, deed restriction right of way agreements or other similar documents	ns,
ВС	_ba)	Copy of applicable Town, State, Federal approval/permits to include but not limited to the following:	
		 industrial discharge application sewer application flood plain permit wetlands special exception variance erosjon control permit (149:8a) septic construction approval dredge and fill permit curb cut permit shore-land protection certification in in accordance with RSA483-B if applicable, review application with Lower Merrimack River Local Advisory Committee (LMRLAC) and attach LMRLAC project comments hereto. 	
ВС	bb)	Presentation plan (colored, with color-coded bar chart)	
BC	_bc)	Fees paid to clcrk	
BC	_bd)	Five (5) 22" x 34" copies of the plan shall be brought to the Planning Board meeting and distributed to the Planning Board members at the meeting. Note: for all subsequent meetings involving revised plans, five 22" x 34" copies of said plan shall be brought to the meeting for distribution to the board members.	.,,
*Unde	the pur	view of the Planning Board, any and all items may be waived.	

APPLICATION FOR SITE PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

I hereby apply for Site Plan Review 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 Site Plan 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/she (they) may now or hereafter possess against any of the above individuals as a result of any examinations, surveys, tests and/or inspections conducted on his/her (their) property in connection with this applications.

Signature of Owner.	<u></u>			2====	
		7	•		

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

Signature of Developer: _	S.A.A.	

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

APPLICATION IS DUE AT NOON 21 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.

SUBDIVISION/SITE PLAN WAIVER REQUEST FORM

Name of Subdivision/Site Plan: Dumont Point

Street Address: Pelham Road, Hudson, New Hampshire 03051

I Brenton Cole, P.E. hereby request that the Plauning Board waive the requirements of item.

HTC 276-13 (A) of the Subdivision/Site Plan Checklist in reference to a plan presented by

Keach-Nordstrom Associates, Inc. (name of surveyor and engineer) dated October 2016

for property Tax Map(s) 199 and Lot(s) 4-1 in the Town of Hudson, NH.

As the aforementioned applicant, I, herein, acknowledge that this waiver is requested in accordance with the provisions set forth in RSA 674:36, II (n), i.e., without the Planning Board granting said waiver, it would pose an unnecessary hardship upon me (the applicant), and the granting of this waiver would not be contrary to the spirit and intent of the Subdivision/Site Plan regulations.

Hardship reason(s) for granting this waiver (if additional space is needed please attach the appropriate documentation hereto):

Providing underground electric, telephone, television, and other communication lines to service the new development would cause an unnecessary financial burden on the applicant. Due to the existing land, an 800+ foot driveway is necessary to reach the developable portion. Therefore, underground utilities would need to be extended this distance creating an unnecessary additional expense to a project that already has a slim profit margins.

Reason(s) for granting this waiver, relative to not being contrary to the Spirit and Intent of the Subdivision/Site Plan regulations: (if additional space is needed please attach the appropriate documentation hereto):

The spirit and intent of the ordinance is to provide underground utilities for all new developments as they are more aesthetically pleasing and less susceptible to inclement weather. The small size of the proposed development does not warrant the need for underground utilities. The surrounding properties utilize overhead utility lines which run parallel to the development's driveway so overhead lines will already surround the development. With these reasons, granting this waiver will not be contrary to the Spirit and Intent of the Site Plan Regulations,

	Signed:
	Applicant or Authorized Agent
Planning Board Action:	
Waiver Granted:	
Waiver Not Granted:	

APPLICATION FOR SITE PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

FOOTNOTES:

- In the event of the denial of a plan, the recording fees collected will not be reimbursed, but will instead be used as an additional fee to help defray administrative costs associated with a denial.
- 2. The "Review Fees" are fees estimated necessary to offset costs incurred to review and/or compile plans, data, or other information relative to the proposal.
- 3. The "Amount Due" does not include fees for studies or reviews as authorized in Section G-2 of this regulation.
- 4. Fees must be paid in full prior to the commencement of any formal review by the Town of Hudson.

STATUS:		DATE:
1	Application incomplete	
<u>/</u> 2.	Application complete, include any applicable requested waivers, fees paid, routing sheet returned	INOVIC
3.	Application formally accepted or denied by Planning Board (90-day review clock by RSA 674;43 to start upon acceptance granted)	
4.	Final approval granted or denied	
5.	Comments:	



Owner/Applicant Affidavit

I, Donald R. Dumont, authorized representative of Dumont Management Trust, and owner of the property referenced as Tax Map 199; Lot 4 located on Hilindale Drive & Pelham Road in Hudson, New Hampshire, hereby verify that I authorize Keach-Nordstrom Associates, Inc. (KNA) to prepare, submit and represent, on my behalf, any and all required permit applications throughout the federal, state and municipal application processes.

Signature of Landowner:	
Printed Name of Landowner:	Don Tourant
Address of Owner:	195R Central Street
	Hudson, NII 03051
Date:	

Doc # 6021998 May 23, 2016 10:35 AM Gook 8857 Page 1846 Page 1 of 2 Register of Deeds, Hillsborough County

Hudson Town Hall
Hudson Zoning Board
12 School Street
Hudson, NH 03051

1447

Town of Hudson

Zoning Board of Adjustment

Decision to Grant a Variance

On 4/28/16, the members of the Hudson Zoning Board of Adjustment, as part of its regular public meeting for that date, heard Case 199-004, pertaining to a request by Don Dumont, 18 Hilindale Drive, Hudson, NH for a Variance to allow a single private common access way to the proposed three unit condominium site plan located on Pelham Road, which would encroach both side setbacks. [Map 199, Lot 004, Zoned G; HZO Article XI §334-55, Road Standards.]

Following review of the testimony and deliberation, a majority of the members of this Zoning Board voted that the variance should be granted, with the following stipulations:

- All prior conditions of the Planning Board must be cleared as they pertain to the Pelham Road Map of 1995.
- b) Private access to be built to road standards as determined by the Planning Board.
- c) This will be a condominium development covered by the condo convents to be vetted by Town Counsel.
- d) Applicant understands that once lot 199-04 is subdivided into 2 lots, the original lot on Hilindale Drive is now created with no

frontage, but has access via deeded easement off Hilindale. Any future development of the original lot on Hilindale Drive requires a Variance, or proper frontage through private acquisition.

For details of specific discussion relative to this decision, please consult the public minutes recorded during this hearing.

All representations of fact or intention made by the applicant or any applicant's representative(s) during testimony before the Zoning Board of Adjustment relative to the obtaining of this Variance permit shall be considered conditions of the Variance, regardless of the fact that such facts or intentions may not have been specifically stated as stipulations of the motion to grant.

In the event that the requested use subsequently is found by the Hudson Zoning Administrator to demonstrate deliberate or preventable lack of compliance with any applicable stipulation or restriction, including the verbally specified restrictions described in the preceding paragraph, such use shall be held to be in violation of the covenant made with the Board, and corrective action(s) will be enforced under N.H. R.S.A. 676:17, Fines and Penalties, which allows a civil penalty of \$275 for the first offense and \$550 for subsequent offenses for each day that such violation is found to continue, as well as recovery of costs and reasonable attorney's fees.

Signed:

Maryth Davis Date: 5-6-16

Chairman, Hudson Zoning Board of Adjustment

Signed:

Zoning Administrator

Date: 5-6-16

Doc#6021990 May 23, 2018 10:35 AM Book 8857 Page 1846 Page 1 of 2 Register of Deeds, Hillsborough County Carnela O Cauglin

Hudson Town Hall Hudson Zoning Board 12 School Street Hudson, NH 03051



Town of Hudson

Zoning Board of Adjustment

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Signed:

Maryel-Duso

Date: 5-6-16

Chairman, Hudson Zoning Board of Adjustment

Signed:

Date: 5-6-16

Zoning Administrator



Photo No. 1: Looking right, from the location of the proposed driveway, along Pelham Road.

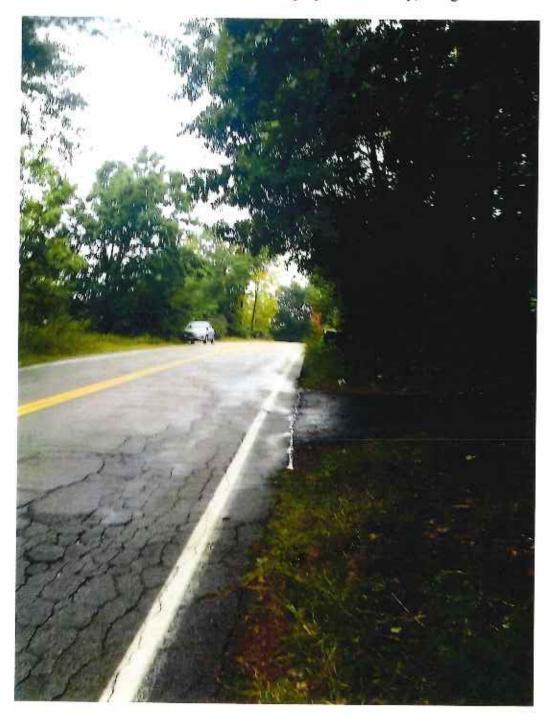




Photo No. 2: Looking left, from the location of the proposed driveway, along Pelham Road.

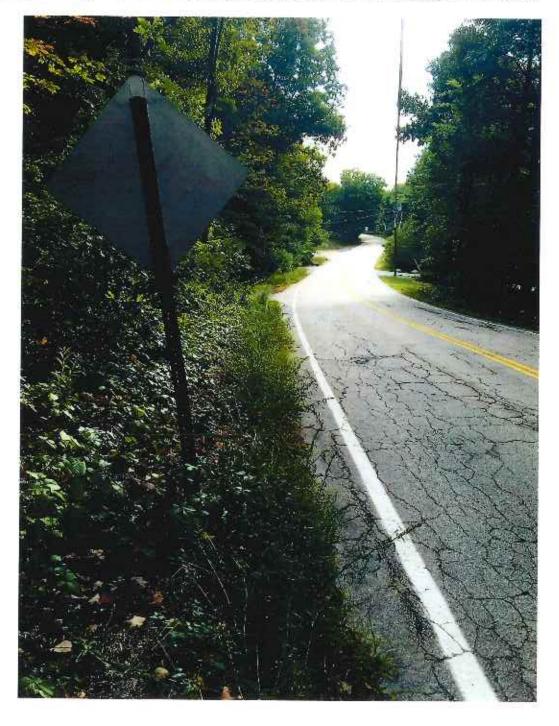
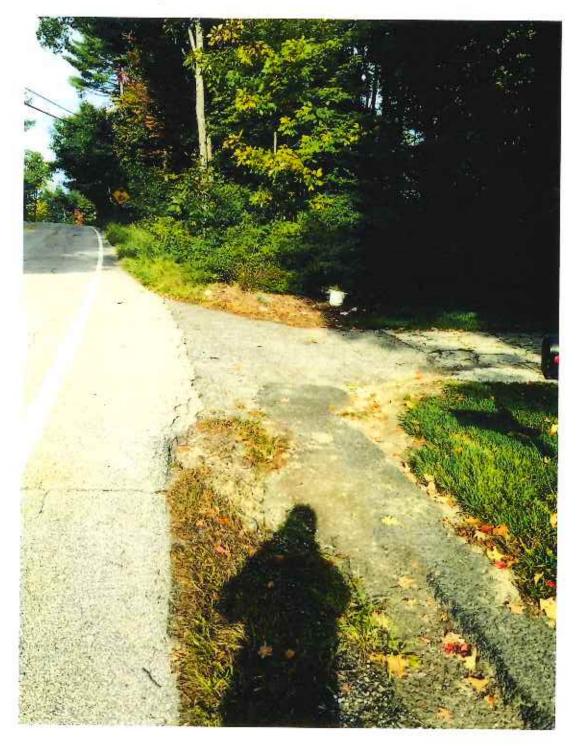




Photo No. 3: Existing driveway to receive roadside ditch culvert.



Civil Engineering

Land Surveying

Landscape Architecture

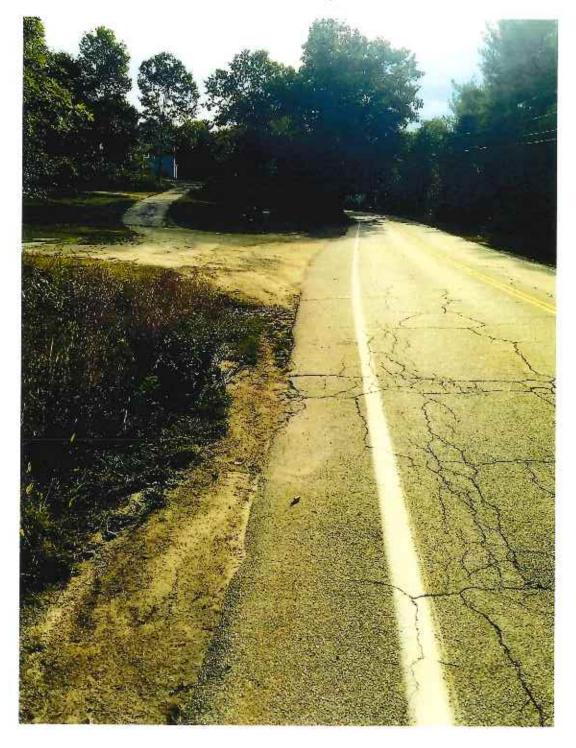


Photo No. 4: Existing driveway to receive roadside ditch culvert.





Photo No. 5: Downstream of the existing catch basin along Pelham Road.



Civil Engineering

Land Surveying

Landscape Architecture



Photo No. 6: Looking east at the existing woodlands onsite.

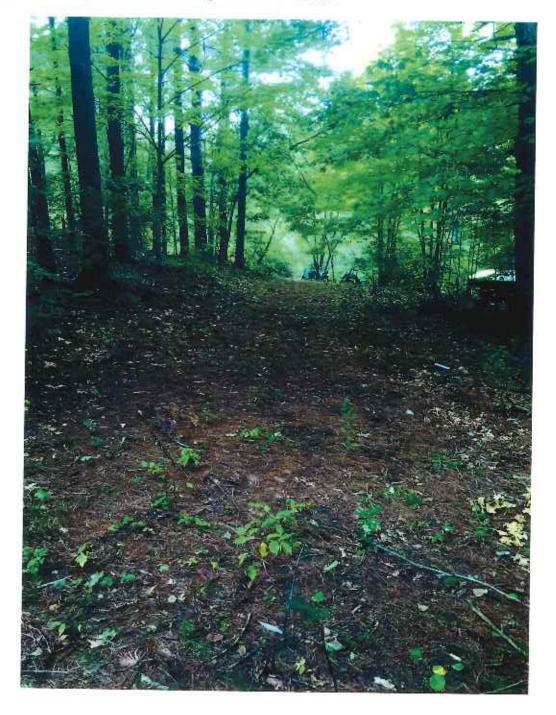


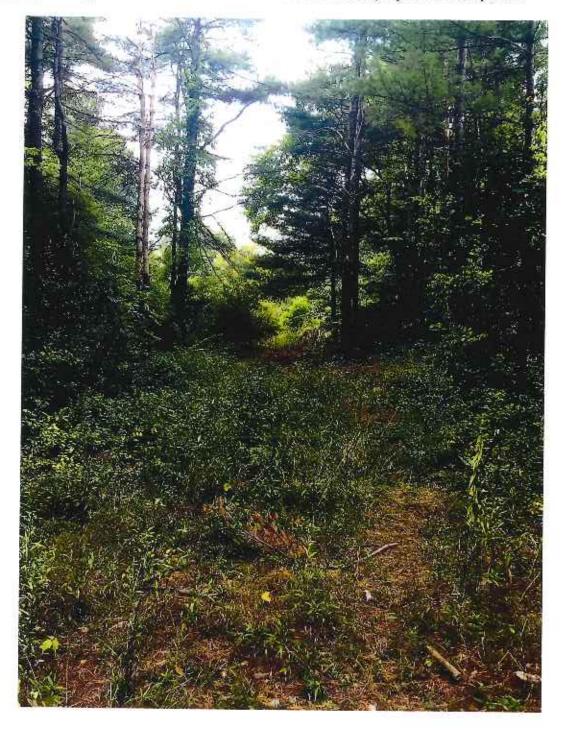


Photo No. 7: Looking north at the woodlands in the location of the proposed development.





Photo No. 8: Looking east at the woodlands in the location of the proposed development.







Date of Application: 10-17-2016	Tax Map # 199 Lot # 4-1	
Name of Project: Dumont Point	AL 11/0	
Zoning District:(For Town Use)	General SP# (For Town Use)	
ZBA Action: Case 199-004: Variances		
PROPERTY OWNER:	DEVELOPER:	
Name: Dumont Management Trust	Same as Owner	
Address: 195R Central Street	**************************************	
Address: Hudson, NH 03051		
Telephone # <u>(603)</u> 231-7344		
Fax #		
Email: derekmanagement@aol.com	- 1 miles	
PROJECT ENGINEER	SURVEYOR	
Name: Brenton Cole, PE - KNA	Anthony Basso, LLS - KNA	
Address: 10 Commerce Park No., Ste 3	10 Commerce Park No., Ste 3	
Address: Bedford, NH 03110	Bedford, NH 03110	
Telephone # (603) 627-2881	(603) 627-2881	
Fax #_ (603) 627-2915	(603) 627-2915	
Email: bcole@keachnordstrom.com	abasso@keachnordstrom.com	
PURPOSE OF PLAN: The purpose of the plan is to depict the layout of three (3) single family residential condominium units and all associated site improvements.		
Plan Routing Date: 11/3/10	Sub/Site Date: 12/14/10	
I have no comments I have comments (attach to form)		
(Initials) Title: 1 own Eng	Meer Date: 11/3/16	
DEPT: Zoning Engineering As Consultant Highway Dep	ssessor Police Fire Planning partment	

Dhima, Elvis

From:

Dhima, Elvis

Sent:

Thursday, November 03, 2016 11:33 AM

To: Cc: Cashell, John Dubowik, Brooke

Subject:

Domont Point 3 Single Family Res. Condominium

John

My only comment is to request KNA to include a note stating that the access road and drainage to remain private.

Thanks

Elvis

Elvis Dhima, P.E. Town Engineer

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

Mobile: (603) 318-8286





Date of Application: 10-17-2016	Tax Map # 199 Lot # 4-1	
Name of Project: Dumont Point	AL NO	
Zoning District:G	eneral SP# (For Town Use)	
ZBA Action: Case 199-004: Variances		
PROPERTY OWNER:	DEVELOPER:	
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Address: 195R Central Street		
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Telephone # (603) 231-7344	70-2-2	
Fax #		
Email: derekmanagement@aol.com		
PROJECT ENGINEER	SURVEYOR	
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Plan Routing Date: 1/3/10	Sub/Site Date: 12/14/10	
I have no comments I have comments (attach to form) Tob Title: Day The Chat Date: 11/14/14 (Initials)		
DEPT: Zoning Engineering AssConsultant Highway Dept Fees Paid: 1/895-00	sessor Police V Fire Planning artment	



TOWN OF HUDSON

FIRE DEPARTMENT





12 SCHOOL STREET, HUDSON, NEW HAMPSHIRE 03051

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

16 November, 2016

To: John Cashell Town Planner

Fr: John J. O'Brien Deputy Fire Chief

Re: Site Plan review proposed subdivision of Map 199/ Lot 4 Dumont Point.

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

Street Name

The proposed name of the private way is Derek Way. This has been submitted and approved by the Hudson Fire Department

Numbering

House numbers must be assigned AND approved by the Fire Dept. prior to issuance of permits.

Water Supply for Firefighting

The Hudson Fire Dept, accepts the proposal submitted by the developer to install an NFPA approved 13D sprinkler system in each unit. This will be in lieu of providing water supply for Fire Department operations. Re: Hydrants or Cisterns.

If you have questions feel free to email jobricn@hudsonnh.gov or call 603-886-6021

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



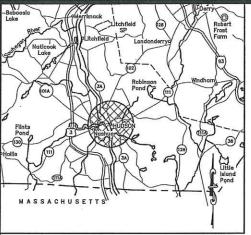
Date of Application: 10-17-2016	Tax Map # 199 Lot # 4-1
Name of Project: Dumont Point	61 11 6
(For Town Use)	For Town Use)
ZBA Action: Case 199-004: Variances	Granted 4/28/16
PROPERTY OWNER:	DEVELOPER:
Name: Dumont Management Trust	Same as Owner
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Address: Hudson, NH 03051	5
Telephone # (603) 231-7344	
Fax #	
Email: derekmanagement@aol.com	2-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1
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11/2/11	Sub/Site Date: 12/14/10
0 0	c comments (attach to form)
(Initials)	Date: // // La
DEPT:Zoning Engineering AssConsultant Highway Department Fees Paid: 895-00	



Date of Application: 10-17-2016	Tax Map # 199 Lot # 4-1
Name of Project: Dumont Point	AL 110
Zoning District:(For Town Use)	General SP# OU-IU (For Town Use)
ZBA Action: Case 199-004: Variance	s Granted 4/28/16
PROPERTY OWNER:	DEVELOPER:
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Fax #	
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Plan Routing Date: 11/3/14	Sub/Site Date: 12/14/14
The state of the s	Om WISTERSTON Date: 11-4-16
	Assessor Police Fire Planning
Fees Paid: 1895-00	сранитен



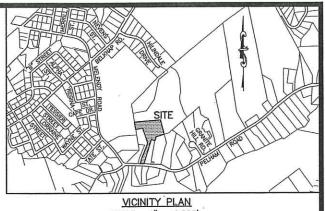
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	comments (attach to form) Date: 1/////
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VICINITY PLAN

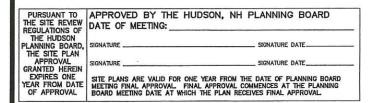
RESIDENTIAL SITE PLAN DUMONT POINT





APPLICANT/OWNER: DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NEW HAMPSHIRE 03051

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





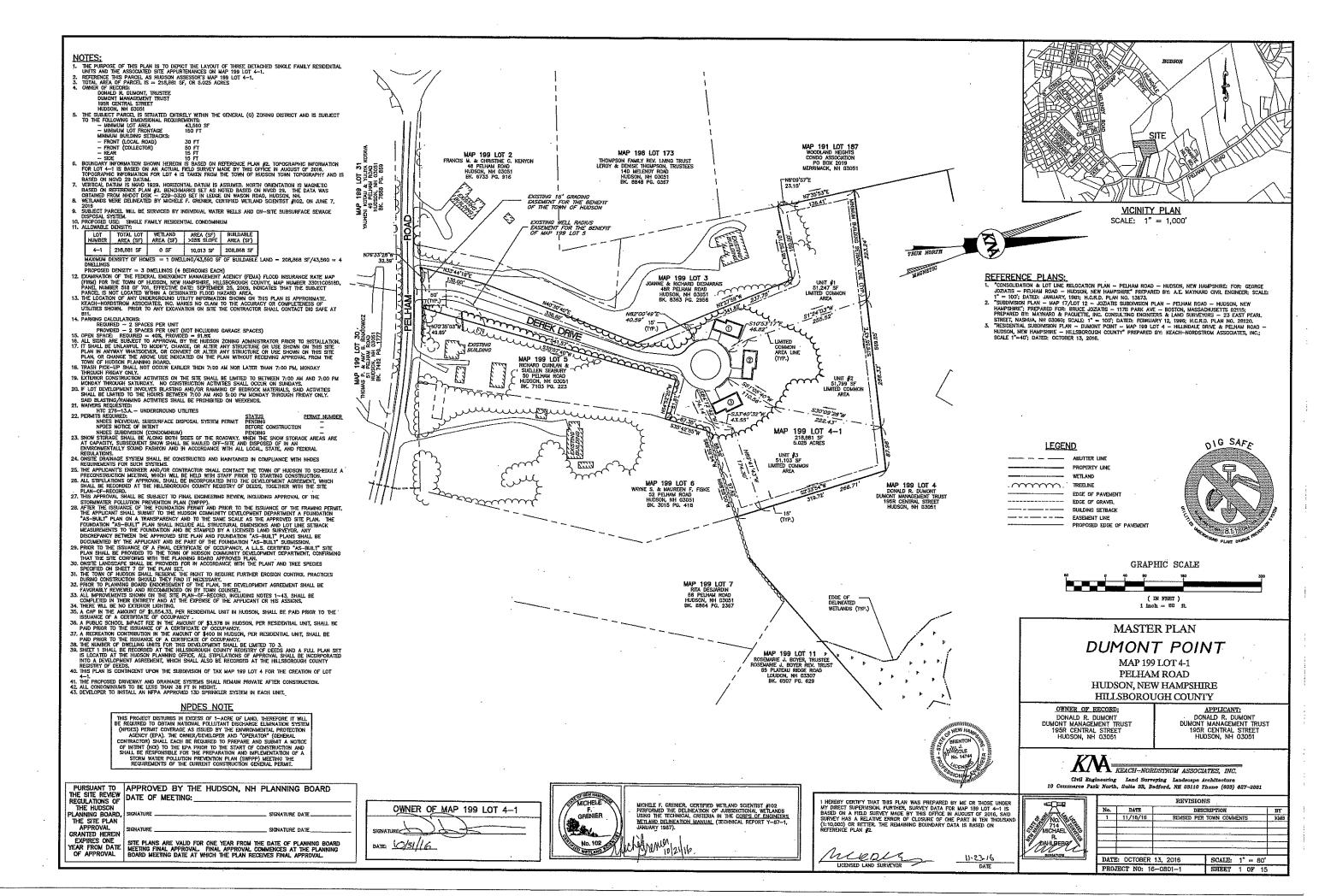




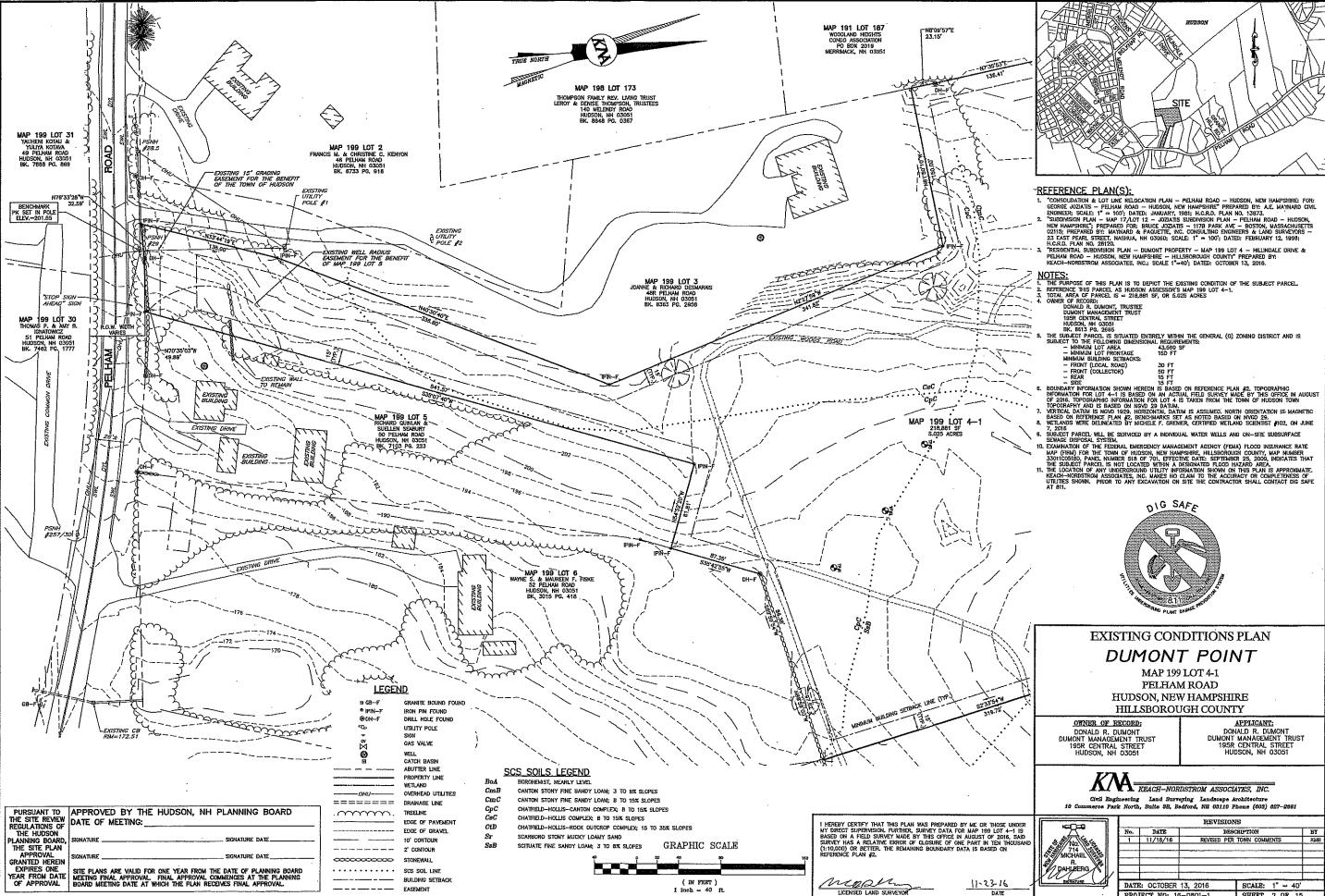
OCTOBER 13, 2016 LAST REVISED NOVEMBER 18, 2016 PROJECT NO. 16-0801-1



SHEET TITLE	SHEET No.
MASTER PLAN	1
EXISTING CONDITIONS PLAN	2
RESIDENTIAL SITE PLAN	. 3
GRADING AND DRAINAGE PLAN	4
UTILITY PLAN	_. 5
EROSION CONTROL PLAN	. 6
LANDSCAPE PLAN	7
SEPTIC SYSTEM PLAN	8
SEPTIC SYSTEM PROFILE	9
DRIVEWAY PROFILE	10
SIGHT DISTANCE PLAN & PROFILE	. 11
CONSTRUCTION DETAILS	12 - 15



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"REFERENCE PLAN(S):

**XEFERENCE PLAN(S):

1. "CONSOLDATION & LOT UNE RELOCATION FLAN — PELHAM ROAD — HUDSON, NEW HAMPSHIRE: FORGEORGE JOZIATIS — PELHAM ROAD — HUDSON, NEW HAMPSHIRE: PREPARED BY: A.E. MAYNARO CIVIL
ROMINER; SCALE: 1" = 100; DATED: JAMIARY; 1881; H.G.R.D. FLAN NO. 13573.

2. "SIEDIVISION FLAN — MAP 17/LOT 12 — JOZIATIS SUBDIVISION FLAN — PELHAM ROAD — HUDSON,
NEW HAMPSHIRE; PREPARED FOR: BRUCE JOZIATIS — 1178 PARK AVE — BOSTON, MASSACHUSETTS
UZ115; PREPARED BY: MAYNARD & PAGUETTE, RN. CONSULTING ENGINEERS & LAND SURVEYORS —
23 EAST PEARL STREET, NASHUA, NH O3060; SCALE: 1" = 100; DATED: FEBRUARY 12, 1996;
H.G.R.D. FLAN NO. 2815

3. "RESIDENTIAL SUBDIVISION PLAN — DUMONT PROPERTY — MAP 199 LOT 4 — HILLINDALE DRIVE &
PELHAN ROAD — HUDSON, NEW HAMPSHIRE — HILLSBORGUGH COUNTY "PREPARED BY
KEACH—NORDSTROM ASSOCIATES, INC.; SCALE 1" = 40"; DATED: OCTOBER 13, 2016.

NOTES:

1. THE PURPOSE OF THIS PLAN IS TO DEPICT THE EXISTING CONDITION OF THE SUBJECT PARCEL.

2. REFERENCE THIS PARCEL AS HUDSON ASSESSOR'S MAP 199 LOT 4-1.

3. TOTAL AREA OF PARCEL IS = 218,981 SF, OR 5.025 ACRES

4. ONNER OF RECORDS:

DONALD R. DUNONT, TRUSTEE
DUNORT MANAGEMENT TRUST
HUDSON, MAL DOSE
HUDSON, MAL DOSE
RK. BEST PR. 2865

THE SIGNER OF AUTOMOTE
RK. BEST PR. 2865

THE SUB-ECT PARCEL IS SITUATED ENTIRELY WITHIN THE CENERAL (G) ZONING DISTRICT AND IS SUBJECT TO THE FOLLOWING DIMENSIONAL REGUIREMENTS:

- MINIMUM LOT AREA SUBJECT S



EXISTING CONDITIONS PLAN

DUMONT POINT

MAP 199 LOT 4-1 PELHAM ROAD HUDSON, NEW HAMPSHIRE HILLSBOROUGH COUNTY

OWNER OF RECORD: DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051

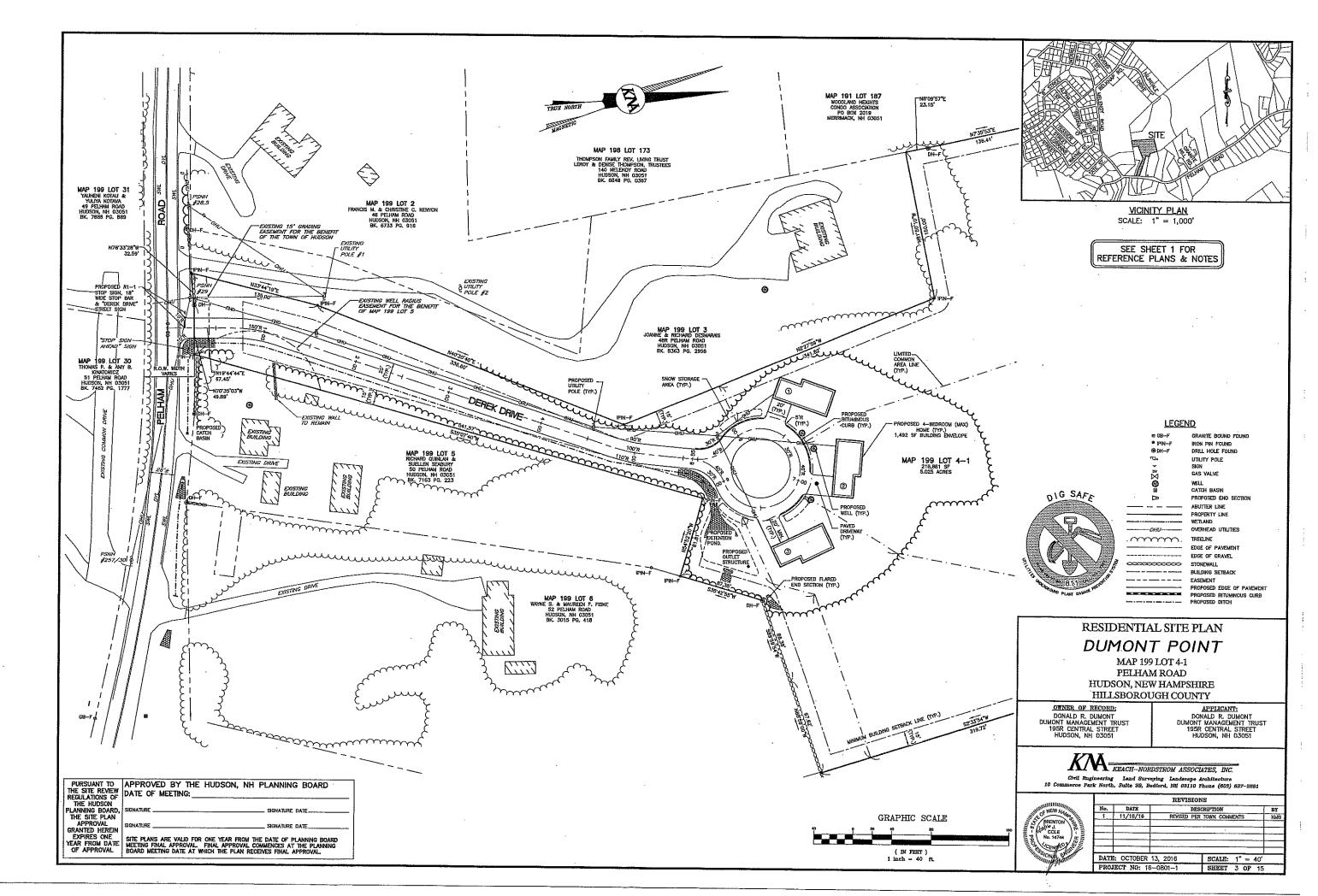
APPLICANT: DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051



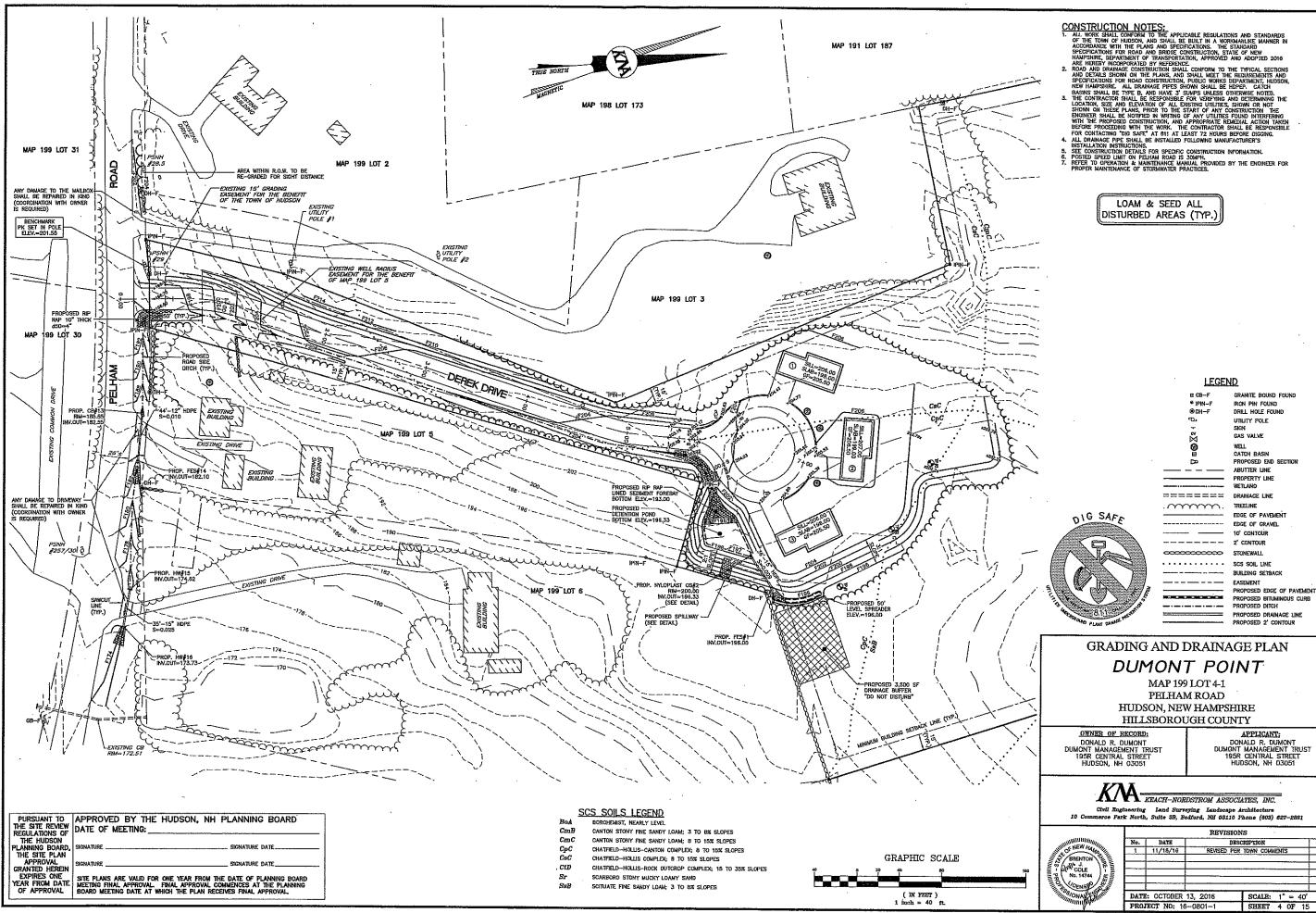
Civil Engineering Land Surveying Landscape Architecture unerce Park North, Suite 3B, Eedford, NH 63116 Phone (603) 627–2681



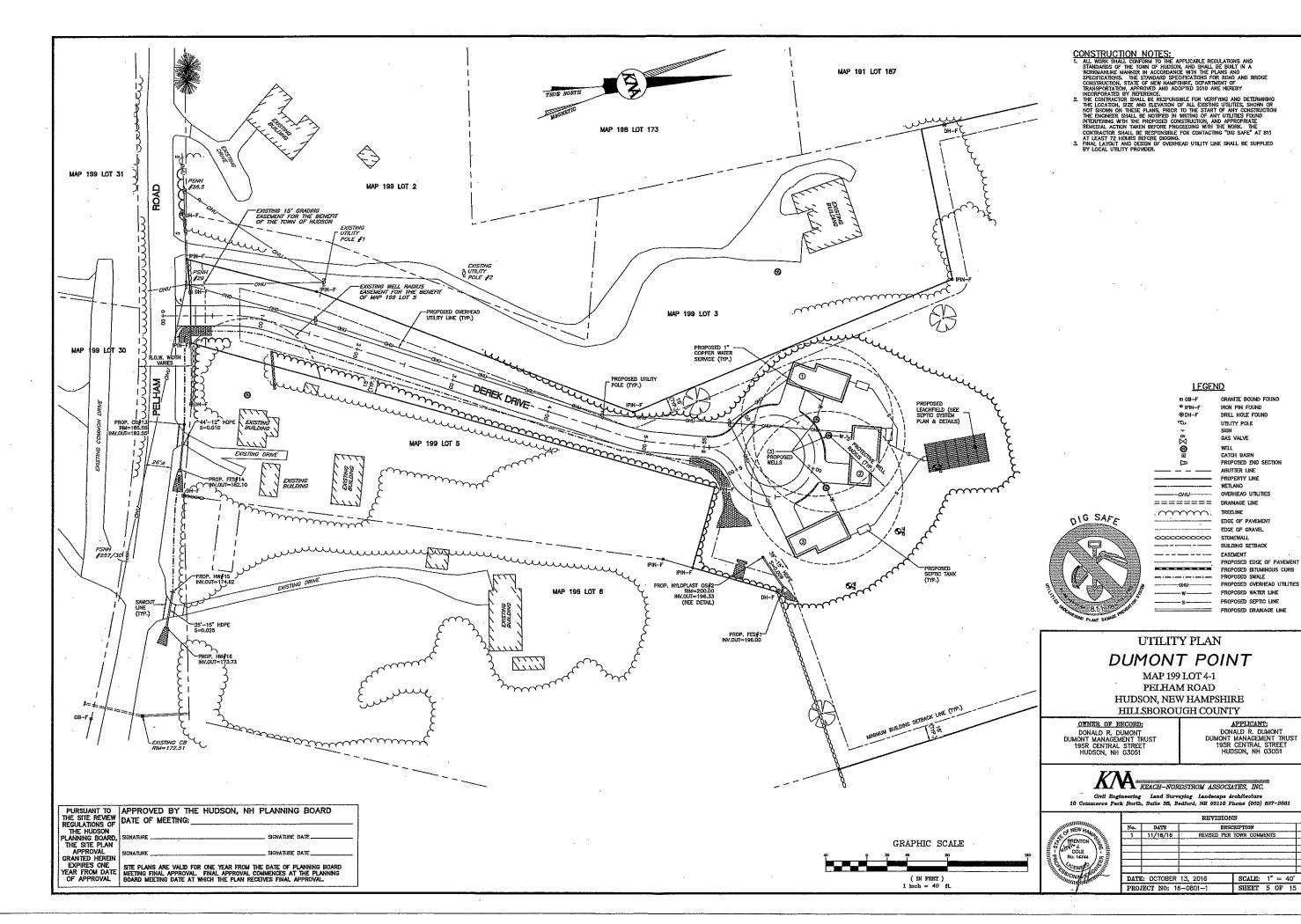
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GRANITE BOUND FOUND IRON PIN FOUND

DRILL HOLE FOUND UTILITY POLE GAS VALVE

CATCH BASIN AGUITTER LINE PROPERTY LINE WETLAND OVERHEAD UTILITIES

EDGE OF PAVEMENT EDGE OF GRAVEL

PROPOSED EDGE OF PAVEMENT PROPOSED BITUMINOUS CURB

PROPOSED SWALE
PROPOSED OVERHEAD LITILITIES

PROPOSED WATER LINE

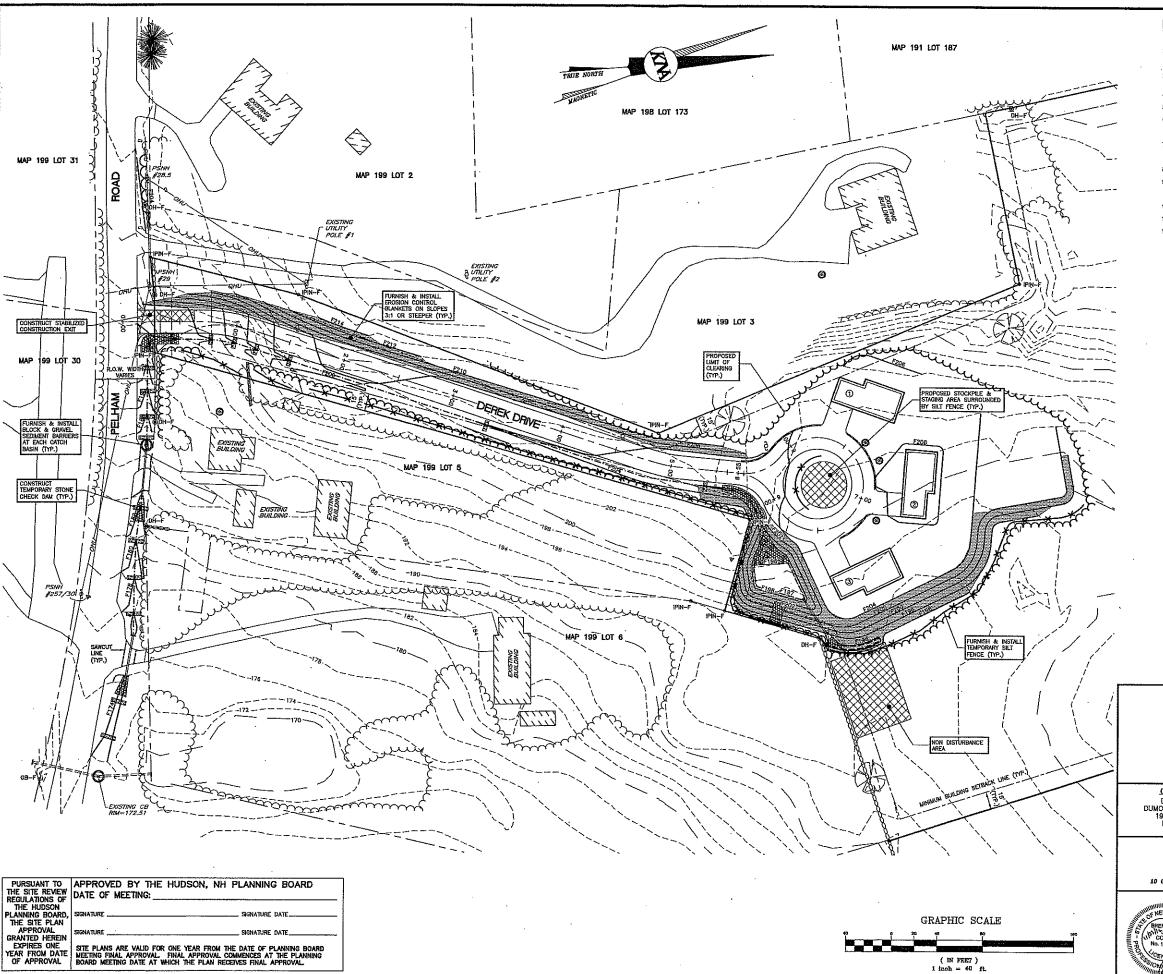
PROPOSED SEPTIC LINE

APPLICANT:

SCALE: 1" = 40' SHEET 5 OF 15

KMB

STONEWALL BUILDING SETBACK



- EROSION CONTROL NOTES:

 1. THE PURPOSE OF THIS FLAN IS TO DEPICT THE REQUIRED ONSITE TEMPORARY CONSTRUCTION EROSING CONTROL MEASURES AS WELL AS THE PERMANENT EROSION CONTROL MEASURES IN THE PILAN SHALL MEET AS A MINIMUM THE GEST MANAGEMENT PRACTICES SET FORTH IN VOLUME 3 OF THE NEW HAMPSHIRE STORMWATER MANUAL PERMICIPLES SET FORTH IN VOLUME 3 OF THE NEW HAMPSHIRE STORMWATER MANUAL PERMICIPLES SET FORTH IN VOLUME 3.
- ALL MEASURES IN THE MAIN SHALL MELL AS MINNIOUS HE LEST MANAGEMENT PRACTICES SET FORTH IN VOLUME 3 OF THE NEW HAMPSHIRE STORMWATER MANUAL FEROSION AND SEDMENT CONTROLS DURING CONSTRUCTION AS PUBLISHED AND ABBILDED BY THE NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES.

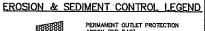
 SEPPLISHED THE MAINTAN VEGETATION SHALL BE RETAINED, PROTECTED OR SEPPLISHENCE THE MAINTAN VEGETATION SHALL BE DONE IN A MAINTER THAT MINIMIZES SOIL, EROSION -AND SEDMENT CONTROL MEASURES SHALL BE INSTALLED PRIOR TO LAND DISTURBANCE. THE AREA OF DISTURBANCE SHALL BE KEPT TO A MINIMUM, DISTURBED AREA REMAINING IDDE FOR MORE THAN 30 DAYS SHALL BE STABILIZED. HE AREA OF DISTURBANCE SHALL BE KEPT TO A MINIMUM, DISTURBED AREA SHEALBHIRD IN RIMOFF WARE SHALL BE TRAPPED AND RETAINED WITHIN THE PROJECT AREA USING APPROVED MEASURES. WETLAND AREAS AND SURFACE WATERS SHALL BE PROTECTED FROM SEDMENT, OFFSITE SURFACE WATER SHALL BE TRAPPED AND REAS HEADS SHALL BE DIVERTED. OFFSITE SURFACE WATER AND RUNGTER WATER SHALL BE TRAPPED AND REAS SHALL BE DIVERTED. OFFSITE SURFACE WATER AND RUNGTER SHALL BE DIVERTED. THE RUNGTER WATER SHALL BE TRANSPORTED FROM SEDMENT. OFFSITE SURFACE WATER AND RUNGTER FOR SHALL BE DIVERTED.

- INE PROJECT AREA. INTEGRITY OF DUMPSIREAM DRAINAGE SYSTEMS SHALL BE MAINTAINED IN MAINTAINERAY FERSION AND SEDIMENT CONTROL MESSINESS SHALL BE MAINTAINED IN ALL TEMPORARY CROWNING HIS PARK. STEEL STABLUZATION IS ACCUMPUBBLE.

 ALL TEMPORARY PROSION AND SEDIMENT CANTOL DESIRES SHALL BE MAINTAINED AS ALL TEMPORARY PROSION AND SEDIMENT CAND OFFICE MAINTAINED SOME APREAS RESULTING FROM THE REMOVAL OF TEMPORARY MEASURES SHALL BE PERMANENTLY STABILIZED WITHIN 30 DAYS UNLESS CONDITIONS DICTAIT OTHERWISE. ON THE THE PROSION CONTROL PRACTICES DURING CONSTRUCTION SHOULD THEY FIND IT NECESSARY. IT. SHOW ACCUMULATED DURING WINTER CONSTRUCTION CONDITIONS SHOULD BE STORED IN THE STAGING AREA SURROUNDED BY SILT FENCE.

 2. ALL REMOVED STUMPS ARE TO BE GROUND AND EITHER TO BE USED AS EROSION CONTROL AND LEFT ON SITE OR TRANSPORTED OFF SITE FOR DISPOSAL.

LOAM & SEED ALL DISTURBED AREAS (TYP.)



TEMPORARY STONE CHECK DAM

NON DISTURBANCE AREA

STAGING AND STOCKPILE AREA

STABILIZED CONSTRUCTION EXIT

EROSION CONTROL BLANKETS



EROSION CONTROL PLAN

DUMONT POINT

MAP 199 LOT 4-1 PELHAM ROAD HUDSON, NEW HAMPSHIRE HILLSBOROUGH COUNTY

OWNER OF RECORD: DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051

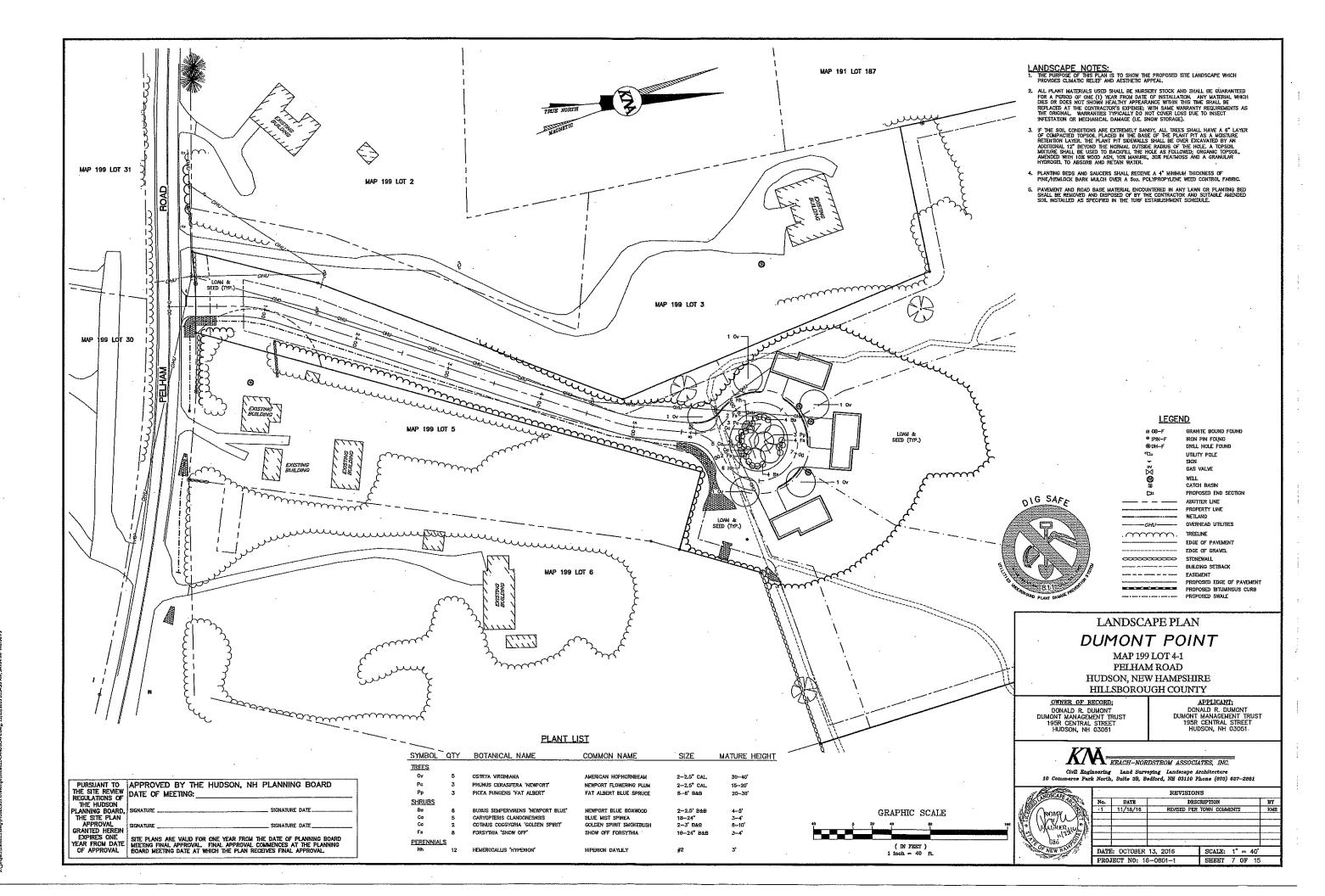
DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051



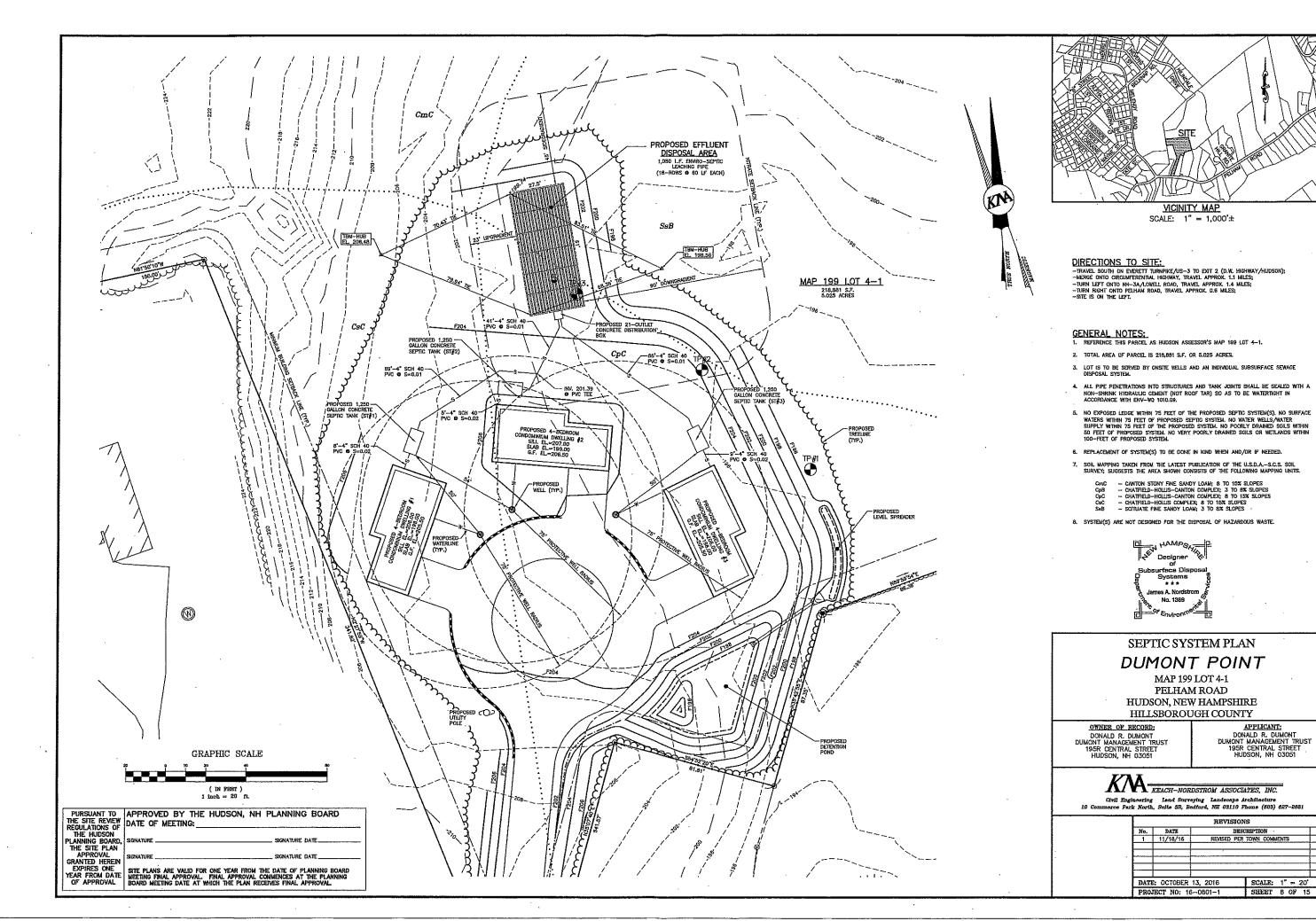
KKACH-NORDSTROM ASSOCIATES, INC. Civil Engineering Land Surveying Landscape Architecture americs Park North, Suite SE, Redford, NH 03110 Phone (803) 627-2881

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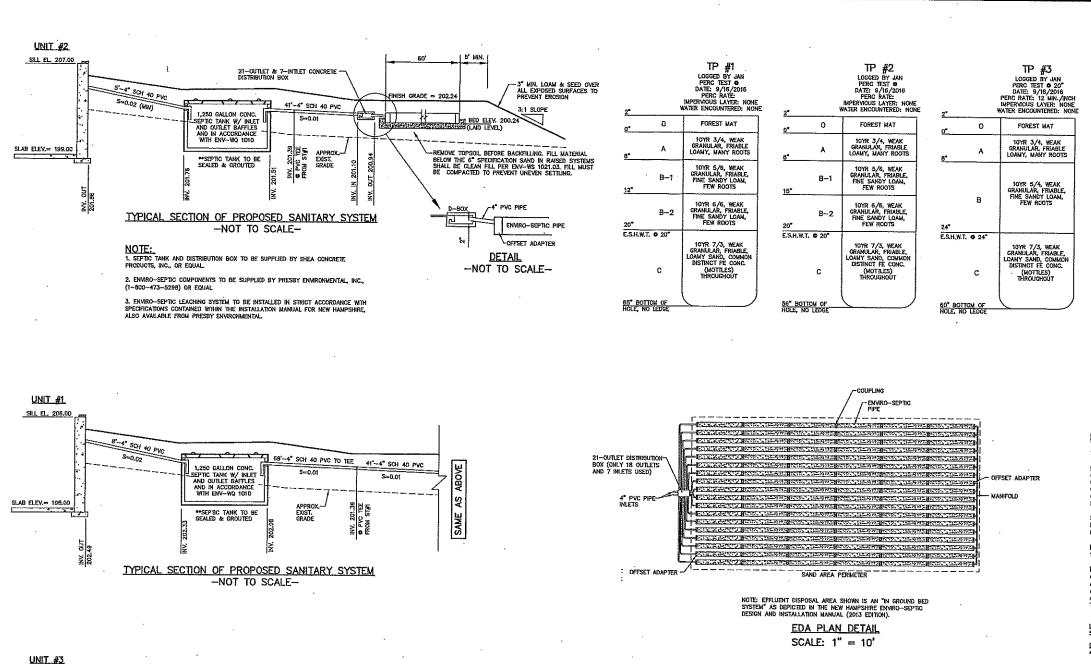
	REVISIONS				
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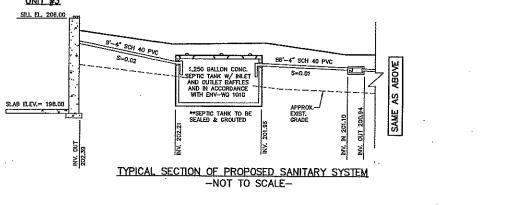


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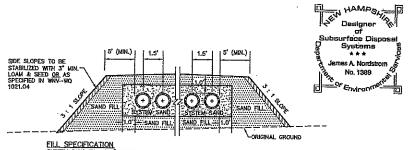


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PURSUANT TO APPROVED BY THE HUDSON, NH PLANNING BOARD THE SITE REVIEW DATE OF MEETING: DATE OF MEETING: REGULATIONS OF THE HUDSON THE SITE PLAN
APPROVAL
GRANTED HEREIN SITE PLANS ARE VALID FOR ONE YEAR FROM THE DATE OF PLANNING BOARD MEETING FINAL APPROVAL. FINAL APPROVAL COMMENCES AT THE PLANNING BOARD MEETING DATE AT WHICH THE PLAN RECEIVES FINAL APPROVAL. EXPIRES ONE YEAR FROM DATE



FILL SPECIFICATION.

SYSTEM SAND TO BE 6" MINIMUM OF MEDIUM TO COARSE GRAVELLY SAND WITH AN EFFECTIVE PARTICLE SIZE OF 0.25 MM to 2.00 MM, WITH NO GREATER THAN 2X PASSING A 200 SEVE AND NO PARTICLES LARGER THAN 3/4" AROUND THE GROCIMERENDED OF THE ENVIRO-SEPTIC PIPE (SEE THE LATEST EDITION OF THE "ENVIRO-SEPTIC AND SIMPLE SEPTIC LEVELING SYSTEM DESIGN AND INSTALLATION MANULA" FOR DETAILED SAND AND FILL REQUIREMENTS. ALL OTHER FILL USED IN RUSED SYSTEMS SHALL BE CLEAN BANK RUN SAND, FREE FROM TOPSOIL, HUMUS, DRECORD, DEBRIS, OR STONES LARGER THAN 6 IN ANY DIMENSION IN ACCORDANCE WITH ENY-WQ 1021.03

TYPICAL "ENVIRO-SEPTIC" CROSS SECTION -NOT TO SCALE-

> THIS SEPTIC SYSTEM DESIGN PLAN SPECIFIES THE USE OF AN ENVIRO-SEPTICOLEACHING SYSTEM WHICH CAN NOT BE SUBSTITUTED WITH ANY OTHER SIMILAR MATERIAL

OPERATING REQUIREMENTS

THE SEPTIC TANK SHALL BE INSPECTED FOR ACCUMULATION OF SLUDGE AND SURFACE SCUM AT LEAST ONCE EVERY YEAR. WHEN THE COMBINED THICKNESS OF THE SLUDGE AND SURFACE SCUM EQUALS 1/3 OR MORE OF TANK DEPTH, THE TANK SHALL BE

TO PREVENT DESTRUCTION OF THE DISTRIBUTION LINES AND LEACH FIELD, GREASE AND BULKY WASTES SHALL NOT BE FLUSHED OR INTRODUCED INTO THE SEPTIC SYSTEM.

TOXIC OR HAZARDOUS MATERIALS SHALL NOT BE INTRODUCED INTO THE SEPTIC SYSTEM

TO PREVENT DAMAGE TO THE DISTRIBUTION LINES AND LEACH FIELD, VEHICLES, LIVESTOCK AND ANY OTHER HEAVY OBJECTS SHALL NOT BE ALLOWED ON THE LEACH FIELD UNLESS IT IS DESIGNED TO MEET H—20 LOADING.

IF WET AREAS APPEAR ON THE GROUND SURFACE OR IF ODORS OCCUR, THE SYSTEM SHALL BE INSPECTED FOR THE SOURCE OF THE PROBLEM, AND ACTION SHALL BE TAKEN TO CORRECT THE PROBLEM(S).

DESIGN INTENT:

BOTTOM OF EFFLUENT DISPOSAL AREA TO BE SET NO LOWER THAN B" AROVE THE HIGHEST EUSTING GRADE (EL. 199.74 AS DEPICITED ON THE PLAN) IN ORDER TO EXCEED A 30-INCH SEPRATION FROM THE E.S.H.W.T. AND IMPERMEABILE SUBSTRATUM WHEN USING "EMPRO-SEPTIC" COMPONENTS.

DESIGN CRITERIA

PROPOSED USE: (3) CONDOMINIUM DWELLINGS WITH 4 BEDROOMS EACH; 12 BEDROOMS TOTAL; Q=1,800 GPD PERCOLATION RATE: 12 MIN/INCH © TP.#3

REQUIRED LEACHING AREA USING ENVIRO-SEPTIC PIPE *USE COMMERCIAL SIZING FOR CONDOMINUM
60 LF. OF ENVIRON-SEPTIC PIPE PER 100 GPD
1,800 GPD © 60 LF./100 GPD == 1,080 LF. REQUIRED (PER ENVIRO-SEPTIC DESIGN MANUAL)

LEACHING AREA PROVIDED 1,080 LF. 18 ROWS @ 60 LF. EACH

SEPTIC TANK CAPACITY REQUIRED 1,280 GALLONS x 3 RESIDENTIAL UNITS (PER ENV-WQ 1010) REQUIRED CAPACITY = 3,750 GALLONS

SEPTIC TANK CAPACITY PROVIDED
3-1,250 GALLON PRECAST CONCRETE SEPTIC TANKS
TOTAL PROVIDED CAPACITY = 3,750 GALLONS

THIS SYSTEM HAS NOT BEEN DESIGNED FOR USE WITH A GARBAGI

LOT LOADING CALCULATIONS

TOTAL Q = 3 CONDOMINUM UNITS AT 4-BEDROOM TOTAL LOT AREA = 268,647 S.F. OR 6.17 ACRES DOMS EACH⇔1800 GPD

USDA—SCS SOIL TYPES
CMC-CANTON STONY FINE SANDY LOAM; 8 TO 15% SLOPES
CPB-CHATFELD-HOLLIS CANTON COMPLEX; 8 TO 8% SLOPES
CPC-CHATFELD-HOLLIS CANTON COMPLEX; 8 TO 15% SLOPES
CSC-CHATFELD-HOLLIS COMPLEX; 8 TO 15% SLOPES SSE-SCITUATE FINE SANDY LOAM: 3 TO RZ SLOPES

SUBJECT PARCEL CONSISTS OF SEVERAL SOIL TYPES AND SLOPES, FOR PURPOSES OF SEWAGE LOADING, THE MOST RESTRICTIVE FACTOR IS USED; USE GROUP 3 SOILS FACTOR WITH C SLOPE (1.76)

REQUIRED LOT AREA: 1,800/2000 GPD/ACRE x (1.76) = 1.58 ACRES

LOT AREA DEPUCTIONS:

AREA WITHIN PROTECTIVE WELL RADIUS=28,163 S.F.

AREA OF WELLANDS (VERY POORLY DRAINED SOR.S)=0 S.F.

AREA OF EXPOSED LEDGE OUTGROPS=0 S.F.

AREA OF 325 SLOPES OR GREATER = 2,800 S.F.

TOTAL AREA TO DEDUCT=30,963 S.F. OR 0,711 ACRES.

LOT AREA PROVIDED FOR SEWAGE LOADING: 5.025 ACRES - 0.711 ACRES = 4.314 ACRES

CONCLUSION: 4.314 ACRES > 1.58 ACRES, THEREFOR, LOT AREA IS OK

SEPTIC SYSTEM DETAILS

DUMONT POINT

MAP 199 LOT 4-1 PELHAM ROAD HUDSON, NEW HAMPSHIRE HILLSBOROUGH COUNTY

OWNER OF RECORD: DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051

APPLICANT: DONALD R. DUMONT
DUMONT MANAGEMENT TRUST
195R CENTRAL STREET
HUDSON, NH 03051

KA KEACH-NORDSTROM ASSOCIATES, INC.

Civil Engineering Land Surveying Landscape Architecture 10 Commerce Park North, Suite SB, Bedford, NE 03110 Phone (603) 627–2881

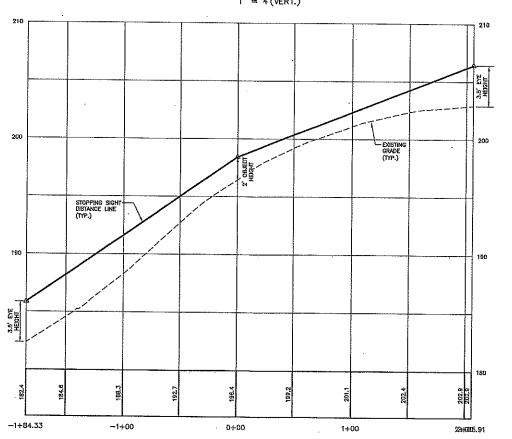
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DRIVEWAY PROFILE

SCALE: 1" = 40'(HORIZ.)

1" = 4'(VERT.)



SITE DISTANCE NOTES:

1. SEE SHEET 11 FOR STOPPING SIGHT DISTANCE PLAN.

DIG SAFF

DRIVEWAY PROFILE **DUMONT POINT**

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KEACH-NORDSTROM ASSOCIATES, INC. Civil Engineering Land Surveying Landscape Architecture nuncros Fark North, Suite 32, Bedford, NH 03110 Fhone (603) 637-2681

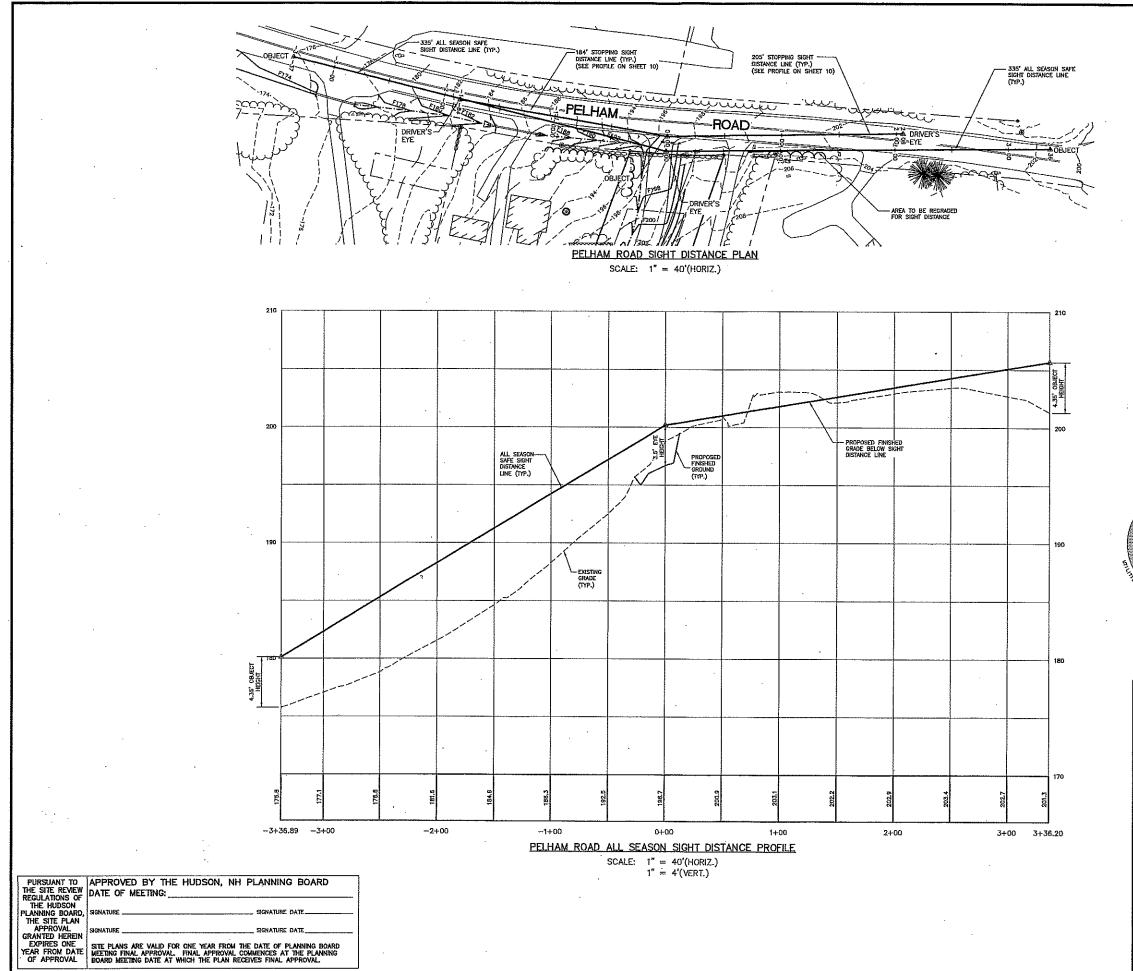
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DRIVEWAY STOPPING SIGHT DISTANCE PROFILE

SCALE: 1" = 40'(HORIZ.) 1" = 4'(VERT.)





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LEGEND

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GRANITE BOUND FOUND IRON PIN FOUND DRILL HOLE FOUND

UTILITY POLE

GAS VALVE WELL CATCH BASIN PROPOSED END SECTION
ABUTTER LINE PROPERTY LINE WETLAND TREELINE EDGE OF PAVEMENT EDGE OF GRAVEL BUILDING SETBACK EASEMENT PROPOSED EDGE OF PAVEMENT
PROPOSED BITUMINOUS CURB
PROPOSED SWALE

GRAPHIC SCALE (IN FEET) 1 luch = 40 ft.

SIGHT DISTANCE PLAN & PROFILE

DUMONT POINT

MAP 199 LOT 4-1 PELHAM ROAD HUDSON, NEW HAMPSHIRE HILLSBOROUGH COUNTY

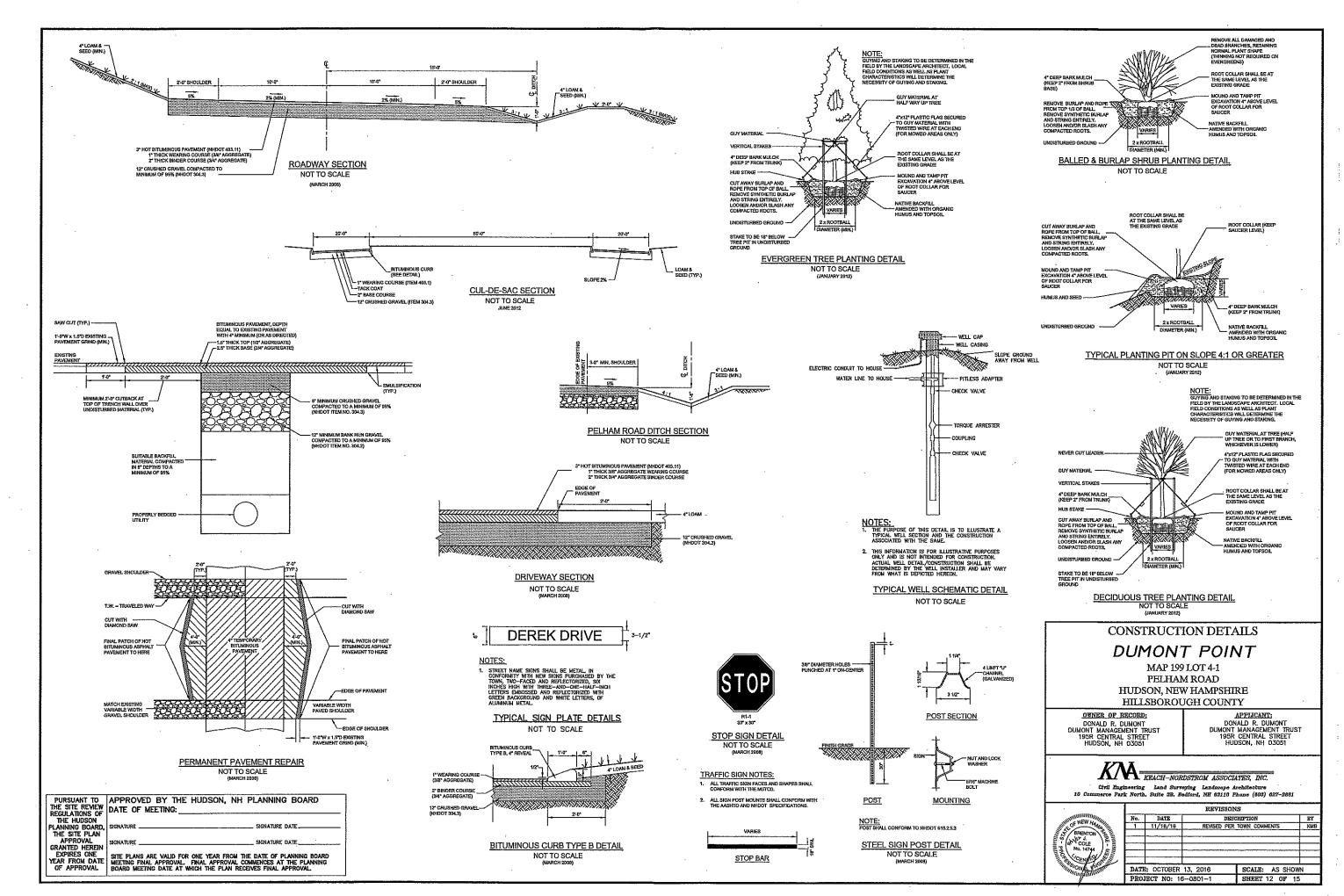
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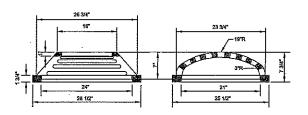


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10 Commerce Park North, Suite 3B, Bedford, NR 03110 Phone (603) 627-2881

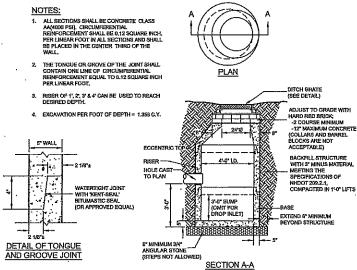
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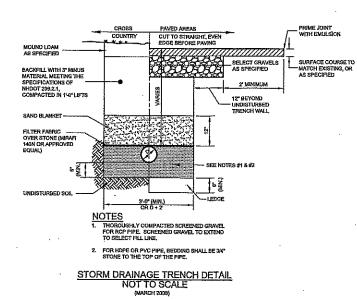


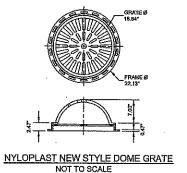
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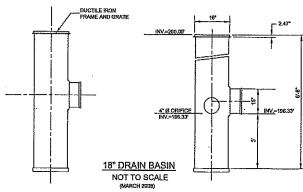


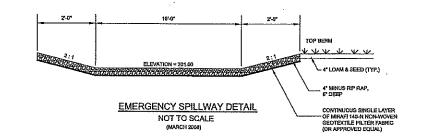
DITCH GRATE WITH FRAME DETAIL NOT TO SCALE (MARCH 2008)

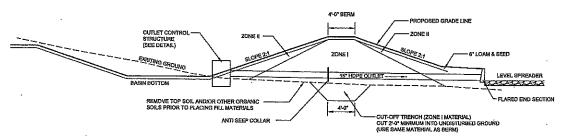












TYPICAL CROSS SECTION DETENTION POND NOT TO SCALE

STORMWATER PONDS CONSTRUCTION SEQUENCE

- STORMWATER PONDS CONSTRUCTION SEQUENCE

 1. CONTRACTOR TO NOTIFY DIG-SAFE 72 HOURS PROR TO COMMENCEMENT OF CONSTRUCTION.

 2. CUIT AND CLEAR TREES AND BRUSH FORM CONSTRUCTION ACRES TO THE EXTENT NECESSARY. ALL BRANCHES, TOPS AND BRUSH TO BE PROPERLY DISPOSED OF BY CONTRACTOR.

 3. PRIOR TO GRUBBING OF CLEARED AREAS, ALL SITATION BARRIERS DESIGNED FOR USE AS TEMPORARY EROSION CONTROL MEASURES SHALL BE INSTALLED AS CALLED FOR ON PROJECT PLANS.

 4. COMPLETE GRUBBING OPERATIONS. ALL STUMPS AND SHILLAR DEBIRS SHALL BE PROPERLY DISPOSED OF BY CONTRACTOR. ORGANIC MATERIAL SUITABLE FOR USE AS TOPSOIC SHALL BE PROPERLY DISPOSED OF BY CONTRACTOR. ORGANIC MATERIAL SUITABLE FOR USE AS TOPSOIC SHALL BE PROPERLY DISPOSED OF BY CONTRACTOR. STOCKPILES SHALL BE STOCKPILED IN UPLANO AREAS. ALL STOCKPILES SHALL BE STOCKPILED WITH MATERIAL SHOW OF SHALL BE STOCKPILED WITH MATERIAL SHALL BY ORDER TO PREVENT LOSS DUE TO EROSION.

 5. CONSTRUCT CUIT—OFF TRENCH (PART OF ZONE 1).

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 8. CONSTRUCT COUT—OFF TRENCH (PART OF ZONE 1).

 9. CONSTRUCT CONE I PORTION OF EARTH BEBANKMENT.

 10. APPLY TOPSOIL TO SLOPES AND OTHER REASES DISTURBED BY CONSTRUCTION A 4-MCH COMPANY OF CONTROL

MATERIAL TYPE/SPECIFICATIONS

ZONE | WELL GRADED MIXTURE OF GRAVEL, SAND, SILT OR CLAY WITH MAX, 6-INCH AND GRADATION AS INDICATED BELOW. PLACE IN MAX, 12-INCH THICK LIFTS TO 95% OF MAX, DRY DENSITY IN ACCORDANCE WITH ASTIM D1557. SCARIFY SURFACE PRIOR TO PLACING SUBSEQUENT LIFT. IN ADDITION, REMOVE ORGANIC SOILS.

ZONE II.
DRAINAGE LAYER: PLACE IN MAX. 12-INCH THICK LIFTS TO 95% OF MAX. DRY
DENSITY IN ACCORDANCE WITH ASTM D1557.

0-12 (IN SAND PORTION DNLY)

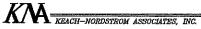
CONSTRUCTION DETAILS

DUMONT POINT

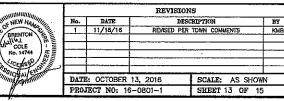
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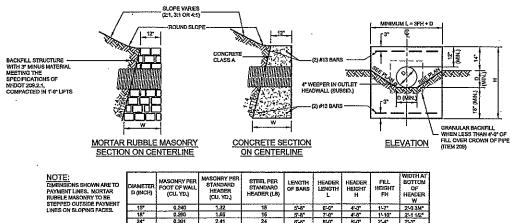
Civil Engineering Land Surveying Landscape Architecture 10 Commerce Park North, Suite 3B, Bedford, NH 63119 Phone (693) 627–2881



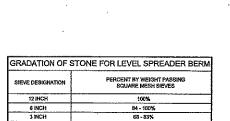
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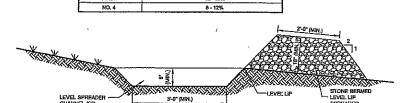
PRECAST REINFORCED CATCH BASIN

ADS END SECTION DETAIL
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CONCRETE HEADWALLS





- MAINTENANCE REQUIREMENTS:
 1. INSPECT AT LEAST ONCE ANNUALLY FOR ACCUMULATION OF SEDIMENT AND DEARING AND FOR SIGNS OF EMOSION WITHIN APPROACH CHANNEL, SPREADER CHANNEL OR DOWN-SLOPE OF THE SPREADER.

- REMOVE SEDIMENT WHEN ACCUMULATION EXCEEDS 25% OF
 SPIFEADER CHANNEL DEFIT!
 MOW AS RECUIRED BY LANDSCAFE DESIGN. AT A MINIMUM,
 MOW ANNULLY TO CONTROL WOODLY VEGETATION WITHIN THE
 SPIFEADER,
 SHOW SHOULD NOT BE STORED WITHIN OR DOWN-SLOPE OF
 THE LEVEL SPIFEADER OR ITS APPROACH CHANNEL.
 REPAIR ANY PROSIDIN AND RE-GRADE OR REPLACE STONE
 BERMI MATERIAL, AS WARRANTED BY INSPECTION.
 RECONSTRUCT THE SPIFEADER IF DOWN SLOPE
 CHANNEL/ZATION INDICATES THAT THE SPIFEADER IS NOT
 LEVEL OR THAT DISCHARGE HAS BECOME CONCENTRATED,
 AND CORRECTIONS CANNOT BE MADE THROUGH MINOR
 RE-GRADING.

STONED BERMED LEVEL LIP SPREADER DETAIL

NOT TO SCALE (APRIL 2010)

PERCENT OF WEIGHT SMALLER THAN THE GIVEN SIZE	SIZE OF STONE
100%	1.5 TO 2.0 d50
85%	1.3 TO 1.8 d50
50%	1.0 TO 1.5 d50
15%	0.3 TO 0.5 dS0

CONSTRUCTION SPECIFICATIONS:

- THE SUBGRADE FOR THE FILTER MATERIAL, GEOTEXTILE FABRIC AND RIP RAP SHALL BE PREPARED TO THE LINES AND GRADES SHOWN ON THE PLANS.
- THE ROCK OR GRAVEL USED FOR FILTER OR RIP RAP SHALL CONFORM TO THE SPECIFIED GRADATION.
- TEACHED DIRING THE PLACEMENT OF THE ROCK MET PORT ANAMASED AREAS IN THE FABRIC SHALL BE REPAIRED BY PLACING A PIECE OF FABRIC OVER THE DAMAGED AREA OR BY COMPLETE REPLACEMENT OF THE FABRIC, ALL OVERLAPS REQUIRED FOR REPAIRS OR JOINING TWO PIECES OF FABRIC SHALL BE A INMINIMM OF 12 INCHES.
- I. STONE FOR THE RIP RAP MAY BE PLACED BY ECUPMENT AND SHALL BE CONSTRUCTED TO THE FULL LAYER THICKNESS IN ONE OPERATION AYO IN SUCH A MANNER AS TO PREVENT SEGREGATION OF THE STONE SIZES.

MAINTENANCE:

16*

10"

<u>PLAN</u>

PIPE OUTLET TO FLAT AREA WITH NO DEFINED CHANNEL

LOCATION FES#1

FES#14

HW #16

16'

161

NOT TO SCALE

10'

INVANI LENVANULE:
THE OUTLET PROTECTION SHOULD BE CHECKED AT LEAST ANNUALLY AND AFTER EVERY MAJOR RAIN EVENT. IF THE RIP RAY HAS BEEN DISPLACED, INDEMNIED, OR DAMAGED, IT SHOULD BE RESPAYED IMMEDIATELY. THE CHANNEL IMMEDIATELY BELOW THE OUTLET SHOULD BE DESCRIPT. THE CHANNEL IMMEDIATELY BELOW THE OUTLET SHOULD BE (DECKED TO SEE THAT EROSION IS NOT OCCULIFING. THE DOWNSTREAM CHANNEL SHOULD BE (KEPT CLEAR OF OBSTRUCTIONS SUCH AS FALLET THESE, DEBRIS, AND SEDMENT THAT COULD CHANGE FLOW PATTERNS ANDOR TAILWATER DEPTHS ON THE PIPES, REPAIRS MUST BE CARRIED OUT IMMEDIATELY TO AVOID ADDITIONAL DAMAGE TO THE OL/TLET PROTECTION APRON.

CONSTRUCTION DETAILS

DUMONT POINT

MAP 199 LOT 4-1 PELHAM ROAD HUDSON, NEW HAMPSHIRE HILLSBOROUGH COUNTY

OWNER OF RECORD: DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051 APPLICANT:
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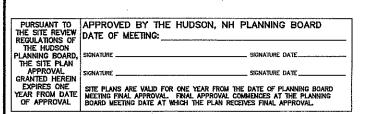


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NOTE: STEEL QUANTITIES ARE FOR CONCRETE HEADWALLS ONLY.

CONSTRUCTION SPECIFICATIONS:

- THE GEOTEXTILE FABRIC SHALL MEET THE DESIGN CRITERIA FOR SILT FENCES.
- THE FABRIC SHALL BE EMBEDDED A MINIMUM OF 8 INCHES INTO THE GROUND AND THE SOIL COMPACTED OVER THE EMBEDDED FABRIC.
- WOVEN WIRE FENCE SHALL BE FASTENED SECURELY TO THE FENCE POSTS WITH WIRE TIE OR STAPLES WHERE NOTED OR AS DIRECTED BY DESIGN ENGINEER.
- 4. FILTER CLOTH SHALL BE FASTENED SECURELY TO THE WOVEN WIRE FENCE WITH TIES SPACED EVERY 24 INCHES AT THE TOP, MIDSECTION AND BOTTOM.
- WHEN TWO SECTIONS OF FILTER CLOTIK ADJOIN EACH OTHER, THEY SHALL BE OVERLAPPED BY 6 INCHES, FOLDED AND
- FENCE POSTS SHALL BE A MINIMUM OF 36 INCHES LONG AND DRIVEN A MINIMUM OF 18 INCHES INTO THE GROUND, WOOD POSTS SHALL BE OF SOUND QUALITY HARDWOOD AND SHALL HAVE A MINIMUM CROSS SECTIONAL AREA OF 3.3 SQUARE

MAINTENANCE:

- SILT FENCES SHALL BE INSPECTED IMMEDIATELY AFTER EACH RAINFALL AND AT LEAST DAILY DURING PROLONGED RAINFALL, ANY REPAIRS THAT ARE REQUIRED SHALL RE MADE IMMEDIATELY,
- SEDIMENT DEPOSITS SHOULD BE INSPECTED AFTER EVERY STORM EVENT. THE DEPOSITS SHOULD BE REMOVED WHEN THEY REACH APPROXIMATELY ONE-HALF THE HEIGHT OF THE

. And maintain permanent and temporary turf areas, restore

TURF ESTABLISHMENT SCHEDULE

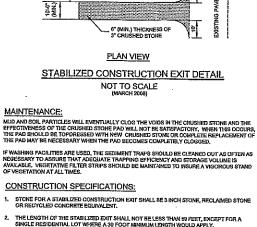
- PREPARATION AND EXECUTION:
 1. RAKE THE SUBGRADE OF ALL AREAS TO BE LOAMED AND SEEDED TO REMOVE RUBBISH, STICKS, ROOTS AND STONES LARGER THAN 1 INCH.
- 3. FINE GRADE SURFACE AND SUPPLEMENT WITH SUITABLE LOAM WHERE NEEDED TO
- APPLY LINE EVENLY OVER LOAM SURFACE AND THOROUGHLY INCORPORATE LIME INTO THE LOAM BY HEAVY RAKING TO AT LEAST ONE-HALP THE DEPTH OF THE LOAM.
- 5. APPLY FERTILIZER AND MIX WITH THE UPPER 2 INCHES OF LOAM.
- 7. SEEDING FOR PERMANENT COVER SHALL OCCUR BETWEEN SEPTEMBER 15 AND
- WITHIN 24 HOURS AFTER SEEDING OPERATION, UNIFORMLY MULCH THE AREA WITH HAY, ANCHOR MULCH ON ALL SLOFES EXCEEDING 3: 1 USING MULCH METTING INSTALLED IN ACCORDANCE WITH THE MANUFACTURER.
- PROTECT AND PREVENT AGAINST WASHOUTS, ANY WASHOUTS WHICH OCCUR SHALL BE PROMPTLY REGRADED AND RESERVED.
- 10. WHEN IT IS IMPRACTICAL TO ESTABLISH PERMANENT GROWTH ON DISTURBED EARTH BY OCTOBER 15, A TEMPORARY SEED DIXTURE SHALL BE USED, WHEN TEMPORARY SEEDING CANNOT ESTABLISH VISIBLE GROWTH, THE DISTURBED AREA SHALL BE COVERED WITH SIX INCHES OF MULCH FOR THE WINTER.

- APPLICATION RATES:
 1. LOAM SHALL BE APPLIED AT A MINIMUM COMPACTED THICKNESS OF 4 INCHES,
- 2. LIME SHALL BE APPLIED AT A RATE OF 75 TO 100 POUNDS PER 1,000 S.F.
- 3. FERTILIZER SHALL BE APPLIED AT A RATE OF 30 POUNDS PER 1,000 S.F.
- SEED MIXTURE FOR LAWN AREAS SHALL BE APPLIED AT A RATE OF AT LEAST 80 POUNDS PER ACRE OR 2 POUNDS PER 1,000 S.F.
- 5. TEMPORARY SEED MIXTURE SHALL, BE APPLIED AT A RATE OF 2 POUNDS PER 1,000 S.F.
- SEED MIXTURE FOR SLOPE AREAS SHALL BE APPLIED AT A RATE OF 80 POUNDS PER ACRE OR 2 POUNDS PER 1,000 S.F.
- SEED MIXTURE FOR STORMWATER MANAGEMENT AREAS SHALL BE APPLIED AT A RATE OF 70 POUNDS PER ACRE OR 1.6 FOUNDS PER 1,000 S.F.
- 8. MULCH SHALL BE APPLIED AT A RATE OF 90 POUNDS PER 1,000 S.F.

- MATERIALS:

 1. LOAM USED FOR TOPSOIL SHALL BE FRIABLE, FERTILE, NATURAL FREE-DRAINING LOAM, FREE OF ROOTS, GRASS, STICKS, WEEDS, CLAY, SUD LIMPS, DEBRIS AND STONES LARGER THAN 1 NICH IM ANY DIMENSION. SOIL SHALL NOT BE EXCESSIVELY ACRO OR ALKALINE AND CONTAIN NO TOXIC MATERIALS.
- 2. LIME SHALL BE GROUND LIMESTONE CONTAINING NO LESS THAN 95% CALCIUM AND
- SEED MIXTURE FOR LAWN AREAS SHALL BE 99% PURE LIVE SEED AND CONSIST OF THE FOIL OWING:
 - 25% KENTUCKY BLUEGRASS
 25% REDTOP
 25% MANHATTAN PERENNIAL RYEGRASS
- TEMPORARY SEEDING MIXTURE SHALL BE AN APPROVED CONSERVATION MIX OR CONSIST OF THE FOLLOWING:
 - 15% BLACKWELL OR SHELTER SWITCHGRASS
- 6. SEED MIXTURE FOR SLOPE AREAS SHALL BE 99% PURE LIVE SEED AND SHALL CONSIST OF THE FOLLOWING:
- SEED MIXTURE FOR STORMWATER MANAGEMENT AREAS, INCLUDING DETENTION BASINS AND VEGETATED TREATMENT SWALES SHALL CONSIST OF THE FOLLOWING:

25% CREEPING RED FESCUE 15% SWITCH GRASS



50'-0" (MIN.)

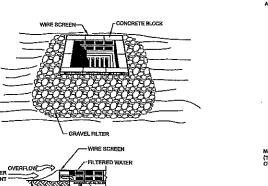
PROFILE

50'-0" (MIN.)

L_{6*(MR)}

FILTER CLOTH

- THE THICKNESS OF THE STONE FOR THE STABILIZED EXIT SHALL NOT BE LESS THAN 6 INCHES.
- GEOTEXTILE FILTER CLOTH SHALL BE PLACED OVER THE ENTIRE AREA PRIOR TO PLACING THE STONE. FILTER CLOTH IS NOT REQUIRED FOR A SINGLE FAMILY RESIDENCE LOT.
- ALL SURFACE WATER THAT IS FLOWING TO OR DIVERTED TOWARD THE CONSTRUCTION EXIT SHALL BE PIPED BENEATH THE EXIT. IF PIPING IS IMPRACTICAL, A BERN WITH 5:1 SLOPES THAT GAN BE CROSSED BY VEHICLES MAY BE SUBSTITUTED FOR THE PIPE.
- THE EXIT SHALL BE MAINTAINED IN A CONDITION THAT WILL PREVENT TRACKING OR FLOWING OF SEDIMENT ONTO PUBLIC RIGHTS-OF-WAY. THIS MAY REGULIER PERIODIC TOPORESSING WITH ADDITIONAL STONE, AS CONDITIONS DEVANDS AND REPARA AND/OR CEANOUT OF ANY MEASURES USED TO TRAP SEDIMENT. ALL SEDIMENT SHILLED, WASHED OR TRACKED ONTO PUBLIC NICHT-OF-WAY MUST BE REMOVED PROMPTLY.
- WHEELS SHALL BE CLEANED TO REMOVE MUD PRIOR TO ENTRANCE ONTO PUBLIC RIGHTS OF-WAY. WHEN WASHING IS REQUIRED, IT SHALL BE DONE ON AN AREA STABILIZED WITH STONE WHICH DRAINS INTO AN APPROVED SEDMENT TRAPPING DEFUCE.

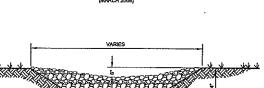


NOTES:

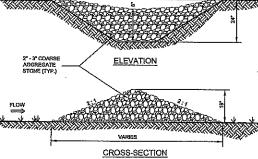
- CONCRETE BLOCKS SHOULD BE PLACED LENGTHWISE ON THEIR SIDES IN A SINGLE ROW AROUND THE PERIMETER OF THE INLET. THE ENDS OF EACH BLOCK SHOULD BE ABUTTING, THE HEIGHT OF THE ARHERER CAN BE VARIED DEPENDING ON THE DESIGN BY STACKING VARIOUS COMENATIONS OF DIFFERENT SIZED BLOCKS. THE BARRIER SHOULD BE A MINIMUM OF IZ INCHES HIGH AND A MAXIMUM OF AZ INCHES HIGH.
- HARDWARE CLOTH OR WIRE MESH SHOULD BE PLACED OVER OPENINGS OF THE CONCRETE BLOCKS AND EXTENDED AT LEAST 12 INCHES AROUND THE OPENING TO PREVIENT ASGREGATE FROM BEING TRANSPORTED THROUGH THE OPENINGS IN THE BLOCK.
- SEWER STONE OR OTHER CLEAN COARSE AGGREGATE SHOULD BE PLACED AGAINST THE BLOCK TO THE TOP OF THE BARRIER.

BLOCK & GRAVEL DROP INLET SEDIMENT FILTER

NOT TO SCALE



STONE CHECK DAM SPACING DETAIL NOT TO SCALE



STONE CHECK DAM DETAIL

/** * TAMP SOIL OVER MATBLANKET 0.14 STAPLES ISOMETRIC VIEW

- SLOPE SURFACE SHALL BE FREE OF ROCKS, CLODS, STICKS AND GRASS, MATS/BLANKETS SHALL HAVE GOOD SOIL CONTACT.
- 2. APPLY PERMANENT SEEDING BEFORE PLACING
- LAY BLANKETS LOOSELY AND STAKE OR STAPLE TO MAINTAIN DIRECT CONTACT WITH THE SOL DO NOT STRETCH,

EROSION CONTROL BLANKETS - SLOPE INSTALLATION NOT TO SCALE

4'-8" (1.2m)

CONSTRUCTION SEQUENCE

- CONSTRUCTION SEQUENCE

 I PRETCUT HAN CLEAR TRUST AND BRUSH ONLY WITHIN DESIGNATED LIMITS OF CLEARING AS NECESSARY TO FACILITATE PROPOSED CONSTRUCTION, ALL TRIESS, BRANCHES AND OTHER VEGETATIVE MATERIALS SHALL BE PROPERLY DISPOSED OF SITE BY THE CONTRACTOR.

 FACILITATE PROPOSED CONSTRUCTION, ALL TRIESS, BRANCHES AND OTHER VEGETATIVE MATERIALS SHALL BE PROPERLY DISPOSED OF SITE BY THE CONTRACTOR.

 REQUIREMENTS AND INTENT OF RIFE BY THE CONTROL OF SITE OF SITE BY THE PROPERLY DISPOSED OF SITE BY THE CONTROL OF ANY PROPERLY DISPOSED.

 MEASURES, INCLUDING SPECIFIED PERMETER SILTATION FENCING AND STABILZED CONSTRUCTION EXIT SHALL.

 BE IN PLACE AS BIGNOW ON THE PROJECT PLANS.

 COMPLETE GRUSSING OPERATIONS, ALL STUAPES AND SIMILAR DISPOSED OF BY THE CONTRACTOR. NATURE ORGANIC SOM, MATERIALS SUITABLE FOR USE AS TOPOS. ISHALL BE STOCKPILED WITHIN AREAS OUT OF THE WAY OF OTHER CONSTRUCTIONS ACTIVITIES AND DRAINAGE FLOW.

 STOCKPILED WITHIN AREAS OUT OF THE WAY OF OTHER CONSTRUCTIONS ACTIVITIES AND DRAINAGE FLOW.

 STOCKPILES SHALL BE TEMPORARILY SEPEDED WITH WINTER RYE AND BE SURFOUNDED UNTH HAY BALES AND/OR PASTED SHALL BE PROPEARLY DISPOSED.

 HISTALL STORMWITHER PORDS, TEMPORARY PRAINAGE STRUBES, DIRBINAGE SWALE SYSTEMS AND OTHER UTILITIES WORKING FROM LOW TO HIGH. INCOMPLETE WORK SHALL BE PROTECTED FROM SILTATION BY THE USE OF SILTATION PROADING SHALLOWS THE HAS SECOME FLAT STRUBES.

 BEGIN BARTHMOVING OPERATIONS, COMMENCING WITH WORK NEEDED TO BALANCE SITE AND FACILITATE BUILDING FOUNDATION FRAMENDED TO MEANING SHALL BE PROTECTED FROM UPGROUDENT STORMWATER PLOW BY ALL CONSTRUCTION, PERMANDERT DOWNS OF SICK SHALL BE PROTECTED FROM UPGROUDENT STORMWATER FLOW BY ALL CONSTRUCTION, PERMANDERT DOWNS OF SICK SHALL BE PROTECTED FROM UPGROUDENT STORMWATER FLOW BY ALL CONSTRUCTION, PERMANDERT DOWNS OF SICK SHALL BE PROTECTED FROM UPGROUDENT STORMWATER FLOW BY THE CONSTRUCTION OF TEMPORARY EARTHEN DIKES OR EXCLANATED TOWNS OF SICK SHALL BE

- XCAVATED SWALES. NCE BUILDING FOUNDATION WORK IS UNDERWAY, CONTINUE EARTHMOVING OPERATIONS UNTIL DESIGN USBRADE IS ACHEVED.
- PLACE GRAVEL AND CRUSHED GRAVEL OVER PROPOSED DRIVEWAY, WALKS AND PARKING AREAS AND COMPACT
- IN SPECIFIED LIFT THEIDIESS.

 OWNETTE DECAYMOUSTABLEZHON GRADING ACTIVITIES, WHEN COMPLETE, MIMEDATELY BEIGH TOPSOLING PROPERED THE AREAS LISING STOCKPLED LOAM SUPPLEMENTED WITH BORROW LOAM, IF NECESSARY, TO LEAVE A THIONRESS OF A MICHIS OF FRANKEL LOAM.

 FINE GRADE ALL FITURE TURP AREAS AND HYDROSEED WITH THE SPECIFIED SEED MINTURE IMMEDIATELY AFTER FINE GRADE ALL FITURE TURP AREAS AND HYDROSEED WITH THE SPECIFIED SEED MINTURE IMMEDIATELY AFTER FINE GRADE ALL FITURE TERM. ALL PAREAS HALL BE STABLIZED WITH AT FOUNDED A CHEWISH GRADE ALL SHE STALL THE BINDER COURSE OF PAYEMENT OVER ALL DESIGNATED AREAS.

 10. HISTALL THE BINDER COURSE OF PAYEMENT OVER ALL DESIGNATED AREAS.

 11. CONTINUE TO MONITOR AND RECEITY MINNOR SITE AND SLOVE EROSION WITH. ENTIRE SITE APPEARS TO BE COMPLETELY STABLIZED AND VEGETATED WITH A HEALTHY STAND OF TURP OR GROUND COVER. MAINTAIN SPECIFIED BLITATION/REGION CONTROL MEASURES THROUGH ONE WITH EINDER COURSE.

 12. INSTALL THE SPECIFED WERRING COURSE OF PAYEMENT OVER THE BINDER COURSE.

 13. COMPLETE NOTALL TOO OF LANDSCHAMP, SIGNAGES AND OTHER SITE AMENINES.

EROSION CONTROL NOTES

- EROSION CONTROL NOTES

 1. EXPOSED PARTIMORY SHALL BE CONCINED TO AS LIMITED AN AREA AS IS PRACTICAL AT ANY GIVEN TIME. THROUGHOUT THE CONSTRUCTION SEQUENCE, AT NO TIME SHALL MORE THAN FIVE (S) ACRES OF SITE AREA BEIN AN UNSTABLE CONDITION. NO GAVEN AREA OF THE SITE SHALL BE LEFT IN AN UNSTABLEZED CONDITION FOR A PERIOD OF THE PROJECT HISTRY (S) CALENDAR DAY.

 2. TEMPORARY EROSION CONTROL MEASURES SHALL BE INSTALLED HIS STRUCT ACCORDANCE WITH PROJECT PLANS. IN ADDITION, SIMILAR RESIDERS SHALL BE INSTALLED HIVEREA AND WHIST HE REDUCTION, OR FIELD OPERATION OF THE INDIVIDUAL SITE CONTROLTOR, MAY WARRANT, ALL TEMPORARY EROSION CONTROL MEASURES USED SHALL BE ROSPECTED WERE(N) AND WITHIN 24 HOURS A PETER QAS OF RAMPALL OR NORSE. THEY SHALL BE CLEANED AND AMINTAINED AND OTHERWISE KEPT IN AN EFFECTIVE OPPERATING MANNER THROUGHOUT THE CONSTRUCTION PETIOD.

 2. ALL DISTURBED AREAS DESIGNATED TO BE TURF, SHALL RECEIVE A MINIMUM APPLICATION OF 4 INCHES OF LOAM (COMPACTED THICKNESS), PRIOR TO FINAL SEEDING AND DITCHLINES SHALL BE PLUZY STABILIZED PRIOR TO HAVE SHALL BE PROFED FOR AND STABILED FROM THE AND STABILED PRIOR TO HAVE SHALL BE PROVED TO MANTAIN AN EFFECTIVE OPPERATING UNDER THE OWN STABILED FROM THE AND STABILED FROM THE MAN SHALL BE PROVED TO MANTAIN AN EFFECTIVE OF PERMIT SHALL BE TOWN OF A INCHES OF LOAM (COMPACTED THICKNESS), PRIOR TO FINAL SEEDING AND DITCHLINES SHALL BE PLUZY STABILIZED PRIOR TO HAVING STORMWATER DIRECTED TOWNS THEM. ALL SWALES AND DITCHLINES CONSISTED TOWNS THEM.

 3. IN THE EVENT THAT, DURNE CONSTRUCTION OF ANY PORTION OF THIS PROJECT, A WINTER SHUTDOWN IS NECESSARY, THE CONTRACTOR SHALL STABILEZ ALL INCOMPLETE WORK AND PROVIDE FOR SUITABLE METHODS OF DIVERTING RUNDER TO ROBE TO ELIVERY AND STABLES FOR ORDER OF RIP PAP HAS SEEN INSTALLED, OR DESIGNATION OF ANY AREA HALL BE CONSIDERED STABLE FOR THE FOLLOWING HAS OCCUPIED.

 4. A BRIENDAM OF GAVE SECRETATED FROM THE HISTAIL ORDER OF RIP PAP HAS SEEN INSTALLED, OR DESIGNATION AND ACCORDING OF RIP PAP HAS SEEN INSTALLED, OR DESIGNATION AND ACCOU

- 7. DUST SHALL BE CONTRUCLED BY 1 THE VAIS OF THE VAIS OF THE VAIS OF THE VAIS OF THE PROPERTY OF THE PROPERTY
- 3. AREAS HAVING PINISH GRADE SLOPES OF 3:1 OR STEEPER, SHALL BE STABILIZED WITH JUTE MATTING WHEN AME FFIELD CONDITIONS WARRANT, OR IF SO ORDERED, JUTE MATTING BYSELLED TO CONFORM WITH THE RECOMMENDED BEST MANAGEMENT PRACTICE OUTLINED IN VOLUME 3 OF THE NEW HAMPSHEE STORMWATER MANAUL FROSION AND SEMENTER CONTROL SURPINS CONSTRUCTION.

 ANTINITE STORMWATER SHALL BE CONSTRUCTED PRIOR TO ANY EARTH MOVING ACTIVITIES THAT WILL INFILIENCE STORMWATER WATER SHALL BE CONSTRUCTED PRIOR TO ANY EARTH MOVING ACTIVITIES THAT WILL INFILIENCE STORMWATER SHALL BE STABILIZED WITHIN 72 HOURS OF ACHIEVING FINISHED GRADE.

 12. ALL COUT AND FILL SLOPES SHALL BE SEEDED AND MUSCHED WITHIN 72 HOURS OF ACHIEVING FINISHED GRADE.

- WINTER CONSTRUCTION NOTES:

 1. ALL PROPOSED POST-DEVELOPMENT VEGETATED AREAS WHICH DO NOT EXHIBIT A MINIMUM OF 85% VEGETATIVE GROWTH BY OCTOBER 15TH, OR WHICH ARE DISTURBED AFTER OCTOBER 15TH, SHALL BE STABILEZED BY SEEDING AND HASTALLING EROSION CONTROL BANKETS ON SLOPES SREATER THAN 41, AND SEEDING STO A TONS OF MULCH PER ACRE, SECURED WITH ANCHORED NETTING, BLSEWHERE. THE PLACEMENT OF EROSION CONTROL BLANKETS ON MULCH AND RETTING SHALL NOT OCCUR OVER ACCOUNLATED SHOW OR ON FROZEN GROUND AND SHALL BE COMPLETED IN ADVANCE OF THAW OR SPRING MELT EVENTS.

 2. ALL DITCHES OR SWALLE WHICH DO NOT DEHBET A MINIMUM OF 65% SECENTIVE GROWTH BY OCTOBER 15TH, OR WHICH AND DISTURBED AFTER COTOBER 15TH, SHALL BE STABILEZED WITH STONE OR EROSION CONTROL BLANKETS APPROPRIATE FOR THE DESSON ROW CONTROL BLANKETS APPROPRIATE FOR THE DESSON ROW CONTROL BLANKETS APPROPRIATE FOR THE DESSON ROW CONTROL BLANKETS OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR THE NOTIFICATION OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR PROPERIES OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR PROPERIES OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR PROPERIES OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR PROPERIES OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR PROPERIES OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR PROPERIES OF CRUSHED GRAVEL PER PRIOR ITEMS AND A FOR CONTROL THROUGH THE WALL OR, IF CONSTRUCTION IS TO CONTROL! THROUGH THE WITH A MINIMUM CONTROL OF THE SALD OR OF COURSE OF THE PACH STORM EVENT.

 AN AREA SHALL BE CONSIDERED STABLE IF ONE OF THE POLLOWING HAS COCURRED.

- AN AREA SHALL BE CONSIDERED STABLE IF DONE OF THE FOLD WING PAS COUNTY AND AN AREA TO BE POWER, A BASE COURSE GRAVELS ARE INSTALLED IN AREAS TO BE PAVED;

 J. MINAMOM OF 5'YO KNOERSTREE OR WATERIAL SUCH AS STONE OR REALISHED;

 C. A MINAMOM OF 3'OF NON-EROSIVE MATERIAL SUCH AS STONE OR REALISHED;

 D. EROSION CONTROL BUNINETS HAVE BEEN PROPERTY HISTALLED.

CONSTRUCTION DETAILS

DUMONT POINT

MAP 199 LOT 4-1 PELHAM ROAD HUDSON, NEW HAMPSHIRE HILLSBOROUGH COUNTY

OWNER OF RECORD: DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051

DONALD R. DUMONT DUMONT MANAGEMENT TRUST 195R CENTRAL STREET HUDSON, NH 03051



KEACH-NORDSTROM ASSOCIATES, INC. Civil Engineering Land Surreying Landscape Architecture
10 Commerce Park North, Suite 3B. Bedford, NH 03110 Phone (603) 627-2881



REVISED PER TOWN COMMENTS 1 11/18/18 DATE: OCTOBER 13, 2016 SCALE: AS SHOWN SHERT 15 OF 15

PURSUANT TO APPROVED BY THE HUDSON, NH PLANNING BOARD

THE SITE REVIEW DATE OF MEETING: REGULATIONS OF THE HUDSON PLANNING BOARD, THE SITE PLAN

GRANTED HEREIN
EXPIRES ONE
TEAR FROM DATE
OF APPROVAL

SIGNATURE
S

MAINTENANCE SHALL BE PERFORMED AS NEEDED AND MATERIAL REMOVED WHEN "BULGES" DEVELOP IN THE SILT FENCE.

2. IF THE FABRIC ON A SILT FENCE SHOULD DECOMPOSE OR

- 3. FERTILIZER SHALL BE 10-20-20 COMMERCIAL GRADE.

- 30% BLACKWELL OR SHELLER SYNTOL 30% NAGRA OR KAW BIG BLUESTEM 30% CAMPER OR BLAZE LITTLESTEM 15% NE-27 OR BLAZE SAND LOVEGRA: 40% ABOMG BIRDSEOOT TREEOM
- - 30%, CREEPING RED FESCUE
 40% PERRINAL RYE GRASS
 15% RECITOP
 15% BRIDSFOOT TREFOIL
 "IN ADDITION TO THE MIX SPECIFIED ABOVE, CROWN VETCH SHALL BE USED ON
 ALL SLOPES STEEPER THAN 3: 1. CROWN VETCH SHALL BE APPLIED AT A RATE OF
 10 POUNDS PER ACRE AND INOCULUM SPECIFIC TO CROWN VETCH MUST BE
- - 15% FOX SEDGE 15% CREEPING BENTGRASS 16% FLATPEA 20% WILDFLOWER VARIETY
- HAY USED FOR MULCH SHALL CONSIST OF MOWED AND PROPERLY CURED GRASS OR LEGUINE MOVINICS, FREE FROM WEEDS, TWIGS, DEBRIS OR OTHER DELETERIOUS MATERIAL AND ROT OR MOLD.

Packet: 12/14/2016

Amend §334-73. Accessory Dwelling Units

Staff Report 14 December 2016

As proposed by the ZORC, and as voted on by the Planning Board at the 9 NOV 16 meeting, this proposed amendment addresses the new state statute on Accessory Dwelling Units: RSA 674:71-73, and reads, in its entirety, as follows. Upon completion of the public hearing, if the board chooses to take action on this proposed zoning amendment an appropriate DRAFT MOTION is provided below.

PUBLIC HEARING

Please take notice, in accordance with NH RSA 675:3, the Town of Hudson, New Hampshire, Planning Board will hold a public hearing on Wednesday, December 14, 2016, at 7:00 P.M. in the Buxton Meeting Room (lower level) of Town Hall at 12 School Street, Hudson to consider the following amendment to the Town's Zoning Ordinance. Please note, the below-cited proposed Accessory Dwelling Units Zoning Ordinance amendment provides this amendment in its entirety, with added language shown in bold-print and deleted language shown is bold strikethrough-print:

ARTICLE XIIIA

ACCESSORY DWELLING UNITS

Accessory Dwelling Units (In-Law Apartments)

[Added 3-14-1995 by Amdt. No. 16]

In §334-6. Definitions., of the Zoning Ordinance, the following definition shall be added for the term "ACCESSORY DWELLING UNIT":

ACCESSORY DWELLING UNIT (ADU) - A residential living unit that is within or attached to a single-family dwelling, and that provides independent living facilities for one or more persons, including provisions for sleeping, eating, cooking, and sanitation on the same parcel of land as the principal DWELLING UNIT it accompanies, as defined in RSA 674:71.

§ 334-73.1. Reserved.

As used in this article, the following terms shall have the meanings indicated:

ACCESSORY LIVING UNIT (ALU) — A secondary dwelling unit which is accessory and subordinate to a permitted principal one-family dwelling unit and consists of any kitchen/kitchenette area combined with one bedroom and optional living room/dining area and bathroom, which is located on a single floor in a contiguous area of the dwelling that is

separate from the primary kitchen and bedroom areas of the permitted one-family dwelling. [Amended 3-14-2006 by Amdt. No. 3]

§ 334-73.2. Purpose.

The purpose of this article is to provide flexible household living arrangements and expanded increase the supply of affordable housing opportunities to accommodate immediate family members of a permitted, owner-occupied, one-family dwelling, in the Town without the need for more infrastructure or further land development, while maintaining aesthetics and residence use compatible with homes in the neighborhood.

§ 334-73.3. Provisions. [Amended 3-14-2006 by Amdt. No. 3]

An **ALU ADU** shall be permitted only by **special exception** in **allowed** zoning **DISTRICTS that permit single-family dwellings,** and only in accordance with the following provisions:

- A. An **ALU ADU** is allowed only in **one-family single-family** dwellings. An **ALU ADU** is not allowed in two, or multifamily dwellings or in any nonresidential uses. **An ADU is expressly prohibited in an open space development.**
- B. An **ALU ADU** is not allowed as a freestanding detached STRUCTURE or as part of any STRUCTURE which is detached from the principal dwelling. **MANUFACTURED HOUSING, RECREATIONAL VEHICLES Mobile homes** or trailers may not be erected or added to the principal dwelling as an **ALU ADU**.
- C. Either the principal DWELLING UNIT or the ADU An ALU is to be occupied only by immediate family members (by blood or marriage) of must be occupied by the owner of record of the principal dwelling. An ALU is not allowed in any principal dwelling in which the owner of record of the principal dwelling does not personally reside. Upon request of the Zoning Administrator or other official with the authority to enforce this ordinance the owner of record shall demonstrate that one of the units is his or her principle place of residence.
- D. The front face of the principal dwelling STRUCTURE is to appear as a one-family single-family dwelling after any alterations to the STRUCTURE are made to accommodate an ALU ADU. Any additional separate entrances must be located so as to preserve the appearance of a one-family dwelling on the side or rear of the STRUCTURE.
- E. At least one common interior access between the principal DWELLING UNIT and an ALU ADU must exist. A second Two external means of egress (common or separate) from an ALU both a principle DWELLING UNIT and an ADU must exist. and be located at the side or rear of the structure.
- F. Separate utility service connections and/or meters for the principal DWELLING UNIT and an ALU ADU shall not exist. (This does not preclude using a type of heating system for an ALU ADU different from the type for the principal DWELLING UNIT.) Separate service connections for common areas shall be as required by building and electrical codes.

- G. **A minimum of four** off-street **paved** parking **spaces** shall be provided to serve the combined needs of the principal DWELLING UNIT and an **ALU ADU**. There shall not be a separate driveway for the **ALU ADU**.
- H. The gross living area (GLA) of an ALU-ADU shall not be less than 350 square feet nor greater than 750 square feet and shall not exceed 50% of the principal structure or 1,000 square feet, whichever is less. The above-grade GLA of the principal dwelling shall not be reduced to less than 850 square feet in order to accommodate the creation of an ALU ADU.
- I. An ADU shall not have more than two bedrooms.
- J. A building permit for an ALU ADU must be approved and issued prior to the construction of an ALU-ADU or conversion of existing space into an ADU. An ALU shall have an interconnected fire alarm system.
- K. The house number for the **ALU ADU** shall be the same as that of the primary DWELLING **UNIT**, and there shall not be a separate mailbox for the **ALU ADU**.
- L. Multiple ALUs ADUs are not permitted on any property LOT in any DISTRICT.
- M. The maximum number of unrelated persons occupying an ADU shall not exceed two.
- N. An ADU shall have an interconnected fire alarm system with the principle DWELLING UNIT.
- O. An ADU shall make provision for adequate water supply and sewage disposal in compliance with RSA 485-A:38 and regulations adopted by the New Hampshire Department of Environmental Services, but separate systems shall not be required for the principal STRUCTURE and ADU.

§ 334-73.4. Term of special exception approval. Reserved.

Any special exception granted to permit the creation of an ADU in accordance with § 334-73.3A through K above of this article is to benefit the original applicant for the same exclusively. The approval by special exception granted shall expire when the owner of record of the principal dwelling conveys the property by sale or ceases to personally occupy either the principal DWELLING UNIT or the ADU. In the event that special exception approval expires, one of the following provisions must be met:

- A. The original applicant shall notify the Zoning Administrator of such occupancy termination. When the original tenant vacates the premises, the owner has the option to relet the ADU or remove the ADU at the owners' option. Violators shall be charged \$275 per day, plus court costs or attorneys' fees. [Amended 3-14-2006 by Amdt. No. 3]
- B. If a new owner of record of the principal dwelling desires to maintain the existence of previously approved ADU, the new owner shall notify the Zoning Administrator application for a new special exception approval to benefit the new owner of record must be made within 60 days of the property's conveyance.

§ 334-73.5. Procedural requirements.

An ADU application submitted for special exception approval under the auspices of this article shall include the following items: an accurate copy of the plan, which shall denote,

describe and/or identify the intended ADU area. The application shall be submitted to the TOWN Zoning Administrator for determination as to its compliance with this article.

- A. A letter from the applicant stating the name of the intended occupant of the ALU and the intended occupant's relationship to the applicant shall accompany the application for a special exception.
- B. If the special exception is approved, the building permit application for an ALU shall include a copy of the letter described in Subsection A above, so that the name and relationship of the intended occupant of an ALU can appear on the approved building permit and any subsequent certificate of occupancy issued for that ALU.
- C. All plans submitted with any application for an ALU building permit shall donate, describe and/or identify the intended ALU area as such.

§ 334-73.6. Minimum lot dimension requirements.

An ALU ADU shall not be considered to be an additional DWELLING UNIT for the purposes of determining minimum dimensional requirements of a principal dwelling LOT. An ALU ADU shall be allowed to exist in a principal dwelling on a legal nonconforming lot so long as all provisions of this article can be satisfied. An ADU shall comply with all setback requirements.

§ 334-73.7. Enforcement authority.

The Zoning Administrator shall be the final authority on compliance and enforcement issues of this article.

§ 334-73.8. Existing legal nonconforming and illegal accessory living units.

ADUs constructed prior to this article without a building permit or certificate of occupancy shall apply to the Zoning Administrator for a determination of compliance with this article. There shall be an amnesty period of 180 days from the date of adoption of this article in which to make an application for a determination and in which no penalty will be assessed for an illegal nonconforming ADU.

Below is the final version of **RSA 674:71-73**, as adopted by the State Legislature and signed by Governor Hassan.

CHAPTER 6 SB 146 - FINAL VERSION 03/12/2015 0740s 03/12/2015 0832s 7Jan2016... 2424h 02/11/2016 0375EBA 2016 SESSION 15-0314 03/05

AN ACT relative to accessory DWELLING UNITs.

SPONSORS: Sen. Boutin, Dist 16; Sen. Cataldo, Dist 6; Sen. Feltes, Dist 15; Sen. Fuller Clark,

Dist 21; Sen. Little, Dist 8; Sen. Reagan, Dist 17; Sen. Watters, Dist 4; Rep. Hunt,

Ches 11; Rep. Matthews, Rock 3

COMMITTEE: Public and Municipal Affairs

- Committee of the comm

ANALYSIS

This bill establishes requirements for local regulation of accessory DWELLING UNITs.

Explanation: Matter added to current law appears in bold italics.

Matter removed from current law appears [in brackets and struckthrough.]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

CHAPTER 6

SB 146 - FINAL VERSION

03/12/2015 0740s 03/12/2015 0832s 7Jan2016... 2424h 02/11/2016 0375EBA 15-0314 03/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Sixteen

AN ACT relative to accessory DWELLING UNITs.

Be it Enacted by the Senate and House of Representatives in General Court convened:

6:1 Findings. The general court declares that:

- I. There is a growing need for more diverse affordable housing opportunities for the citizens of New Hampshire.
- II. Demographic trends are producing more households where adult children wish to give care and support to parents in a semi-independent living arrangement.
- III. Elderly and disabled citizens are in need of independent living space for caregivers.
- IV. There are many important societal benefits associated with the creation of accessory DWELLING UNITs, including:
- (a) Increasing the supply of affordable housing without the need for more infrastructure or further land development.
- (b) Benefits for aging homeowners, single parents, recent college graduates who are saddled with significant student loan debt, caregivers, and disabled persons.
- (c) Integrating affordable housing into the community with minimal negative impact.
- (d) Providing elderly citizens with the opportunity to live in a supportive family environment with both independence and dignity.
- 6:2 New Subdivision; Accessory DWELLING UNITs. Amend RSA 674 by inserting after section 70 the following new subdivision:

Accessory DWELLING UNITS

- 674:71 Definition. As used in this subdivision, "accessory DWELLING UNIT" means a residential living unit that is within or attached to a single-family dwelling, and that provides independent living facilities for one or more persons, including provisions for sleeping, eating, cooking, and sanitation on the same parcel of land as the principal DWELLING UNIT it accompanies. 674:72 Accessory DWELLING UNITs.
- I. A municipality that adopts a zoning ordinance pursuant to the authority granted in this chapter shall allow accessory DWELLING UNITs as a matter of right or by either conditional use permit pursuant to RSA 674:21 or by special exception, in all zoning districts that permit single-family dwellings. One accessory DWELLING UNIT shall be allowed without additional requirements for lot size, frontage, space limitations, or other controls beyond what would be required for a single-family dwelling without an accessory DWELLING UNIT. The municipality is not required to allow more than one accessory DWELLING UNIT for any single-family dwelling.
- II. If a zoning ordinance contains no provisions pertaining to accessory DWELLING UNITs, then one accessory DWELLING UNIT shall be deemed a permitted accessory use, as a matter of right, to any single-family dwelling in the municipality, and no municipal permits or conditions shall be required other than a building permit, if necessary.
- III. An interior door shall be provided between the principal DWELLING UNIT and the accessory DWELLING UNIT, but a municipality shall not require that it remain unlocked. IV. Any municipal regulation applicable to single-family dwellings shall also apply to the combination of a principal DWELLING UNIT and an accessory DWELLING UNIT including, but not limited to lot coverage standards and standards for maximum occupancy per bedroom consistent

with policy adopted by the United States Department of Housing and Urban Development. A municipality may require adequate parking to accommodate an accessory DWELLING UNIT.

V. The applicant for a permit to construct an accessory DWELLING UNIT shall make adequate provisions for water supply and sewage disposal for the accessory DWELLING UNIT in accordance with

RSA 485-A:38, but separate systems shall not be required for the principal and accessory dwelling units.

- VI. A municipality may require owner occupancy of one of the DWELLING UNITs, but it shall not specify which unit the owner must occupy. A municipality may require that the owner demonstrate that one of the units is his or her principal place of residence, and the municipality may establish reasonable regulations to enforce such a requirement.
- VII. A municipality may establish standards for accessory DWELLING UNITs for the purpose of maintaining the aesthetic continuity with the principal DWELLING UNIT as a single-family dwelling. A

municipality may also establish minimum and maximum sizes for an accessory DWELLING UNIT, provided that size may not be restricted to less than 750 square feet.

VIII. A municipality may not require a familial relationship between the occupants of an accessory DWELLING UNIT and the occupants of a principal DWELLING UNIT.

IX. A municipality may not limit an accessory DWELLING UNIT to only one bedroom.

X. An accessory DWELLING UNIT may be deemed a unit of workforce housing for purposes of satisfying the municipality's obligation under RSA 674:59 if the unit meets the criteria in RSA 674:58, IV for rental units.

674:73 Detached Accessory DWELLING UNITs. A municipality is not required to but may permit detached accessory DWELLING UNITs. Detached accessory DWELLING UNITs shall comply with the requirements of, and any municipal ordinances or regulations adopted pursuant to, RSA 674:72, IV through IX. If a municipality allows detached accessory DWELLING UNITs, it may require an increased lot size.

CHAPTER 6

SB 146 - FINAL VERSION

- Page 3 -

- 6:3 Innovative Land Use Controls. Amend RSA 674:21, I(I)-(o) to read as follows:
- (I) [Accessory DWELLING UNIT standards.
- (m)] Impact fees.
- [(n)] (m) Village plan alternative subdivision.
- [(o)] (n) Integrated land development permit option.
- 6:4 Innovative Land Use Controls; Accessory DWELLING UNITs. Amend RSA 674:21, IV to read as follows:
- IV. As used in this section:
- (a) "Inclusionary zoning" means land use control regulations which provide a voluntary incentive or benefit to a property owner in order to induce the property owner to produce housing units which are affordable to persons or families of low and moderate income. Inclusionary zoning includes, but is not limited to, density bonuses, growth control exemptions, and a streamlined application process.
- (b) ["Accessory DWELLING UNIT" means a second DWELLING UNIT, attached or detached, which is permitted by a land use control regulation to be located on the same lot, plat, site, or other division of land as the permitted principal DWELLING UNIT.
- (c)] "Phased development" means a development, usually for large-scale projects, in which construction of public or private improvements proceeds in stages on a schedule over a period of years established in the subdivision or site plan approved by the planning board. In a phased development, the issuance of building permits in each phase is solely dependent on the completion of the prior phase and satisfaction of other conditions on the schedule approved by the planning board. Phased development does not include a general limit on the issuance of building permits or the granting of subdivision or site plan approval in the municipality, which may be accomplished only by a growth management ordinance under RSA 674:22 or a temporary moratorium or limitation under RSA 674:23.

6:5 Effective Date. This act shall take effect June 1, 2017.

Approved: March 16, 2016 Effective Date: June 1, 2017

amendment:
From: David Lefevre [mailto:dlefevre@tarbellbrodich.com] Sent: Monday, November 21, 2016 2:39 PM To: Cashell, John < icashell@hudsonnh.gov> Subject: RE: Final Draft of Hudson's ADU Zoning Amendment
John:
Thank you for passing this information along. I think this is fine and I have no new comments.
I see how they are interpreting this and this is sort of clever:
The fact that the ADU "may not be restricted to less than 750 square feet" doesn't mean the Town can't limit the maximum size to 750 sq. feet.
The fact that the Town "may not limit an accessory dwelling unit to only one bedroom" doesn't mean it can't be limited to 2 bedrooms.
While the Town cannot "require a familial relationship between the occupants of an accessory dwelling unit and the occupants of a principal dwelling unit" doesn't mean the Town can't require a familial relationship between the occupants of an ASU.
DRAFT MOTION:
I move to <u>approve/disapprove</u> for the 2017 Town Warrant, as written in its entirety above, the proposed zoning amendment to Amend Article XIIIA - Accessory Living Units (In-Law Apartments) - §334-73. – 73.8. of the Town of Hudson Zoning Ordinance: this proposed amendment addresses RSA 674:71-73 the new state statue on Accessory Dwelling Units.
Motion by:Second:Carried/Failed:

Below, please find Town Counsel, Atty. Dave Lefevre's recommendation on this proposed ADU zoning

Packet: 12/14/2016

Amend ARTICLE II - Terminology

Staff Report 14 December 2016

As proposed by the ZORC, and as voted on by the Planning Board at the 9 NOV 16 meeting, this proposed amendment revises ARTICLE II – Terminology - § 334-5. Word usage and interpretation and § 334-6. Definitions, and reads, in its entirety, as cited-below in the Public Hearing Notice. Upon completion of the public hearing, if the board chooses to take action on this proposed zoning amendment an appropriate DRAFT MOTION is provided below.

PUBLIC HEARING

Please take notice, in accordance with NH RSA 675:3, the Town of Hudson, New Hampshire, Planning Board will hold a public hearing on Wednesday, December 14, 2016, at 7:00 P.M. in the Buxton Meeting Room (lower level) of Town Hall at 12 School Street, Hudson to consider the following amendment to the Town's Zoning Ordinance. Please note, the below-cited proposed ARTICLE II – Terminology - Zoning Ordinance amendment provides this amendment in its entirety, with added language shown in bold-print and deleted language shown is bold strikethrough-print:

ARTICLE II **Terminology**

§ 334-5. Word usage and interpretation.

For the purposes of this chapter, certain words, terms or phrases shall bear the meanings given herein unless—defined in §334-6, unless the context clearly indicates otherwise. Such words, terms and phrases shall appear in CAPITAL LETTERS when used as herein defined.

- A. Words in the present tense include the future.
- B. The singular includes the plural, and the plural includes the singular.
- C. Hierarchy: Terms and words not defined in this article but defined in the Building Code shall have the meanings given therein.
 - i) Terms and words not defined in this article but defined in applicable New Hampshire state statutes or regulations shall have the meanings given therein.
 - ii) Terms and words not defined in this article but defined in the Building Code shall have the meanings given therein.
 - iii) Terms and words not defined in this article, the RSAs or in the Building Code shall have the meanings understood in common usage and as defined in standard American dictionaries.

- D. Terms and words not defined in this article or in the Building Code shall have the meanings understood in common usage and as defined in standard American dictionaries
- D. In interpreting any portion of this chapter, it shall be held as the minimum requirement adopted for promotion of the public health, safety and general welfare of the Town. Whenever any provision of this chapter is at variance with any other provision of the chapter, or with the requirements of any other lawfully adopted rule or regulation, the most restrictive, or that imposing the highest standard, shall govern.
- E. In case of any difference in meaning or implication between the text of these regulations and any caption, illustration, summary table or illustrative table, the text shall govern.
- F. The words "shall,"" will," "shall not," "will not" or "may not" are always mandatory and not discretionary. the word "may" is permissive.
- G. The terms "building" or "structure" include any part thereof.
- H. The term "person" includes an individual, a corporation a partnership, an incorporated association, or any other similar entity.
- I. The terms "includes" and "including" shall not limit a term, definition or set of examples to the specified examples, but is intended to extend its meaning to all other instances or circumstances of the like kind of character.
- J. Unless the context clearly indicates the contrary, where a regulation involves two or more items, conditions, provisions or events connected by the conjunctions "and," "or," or "either... or," the conjunction shall be interpreted as follows: 1. "And" or "plus" indicates that all the connected items, conditions, provisions or events shall apply. 2. "Or" indicates that the connected items, conditions, provisions or events may apply singly or in any combination. 3. "Either ... or" indicates that the connected items, conditions, provisions or events shall apply singly but not in combination.

§ 334-6. Definitions.

The following words have the following meanings for the purposes of this chapter and do not affect or supersede definitions contained in any other TOWN ordinance or regulation.

A

ABANDONMENT - The visible or otherwise apparent intention of an owner to discontinue a use of a structure or LOT.

ABUTTER - Any person whose property is located in New Hampshire and adjoins or is directly across the street or stream from the land under consideration by the local land use board **as defined** in RSA 672:3. For purposes of receiving testimony only, and not for purposes of notification, the term "ABUTTER" shall include any person who is able to demonstrate that his land will be directly affected by the proposal under consideration. For purposes of receipt of notification by a municipality of a local land use board hearing, in the case of an abutting property being under

a condominium or other collective form of ownership, the term "ABUTTER" means the officers of the collective or association, as defined in New Hampshire RSA 356-B:3, XXIII.

ACCESS - The right vested in the owner of land to enter and return from that land without obstruction to and from a public way. A way or means of approach to provide physical entrance to a property. [Added 3-1-1998]

ACCESSORY LIVING UNIT (ALU) — A secondary dwelling unit which is accessory and subordinate to a permitted principal one-family dwelling unit and consists of any kitchen/kitchenette area combined with one bedroom and optional living room/dining area and bathroom, which is located on a single floor in a contiguous area of the dwelling that is separate from the primary kitchen and bedroom areas of the permitted one-family dwelling. [Amended 3-14-2006 by Amdt. No. 3]

ACCESSORY DWELLING UNIT (ADU) - A residential living unit that is within or attached to a single-family dwelling, and that provides independent living facilities for one or more persons, including provisions for sleeping, eating, cooking, and sanitation on the same parcel of land as the principal DWELLING UNIT it accompanies, as defined in RSA 674:71.

ACCESSORY BUILDING or SHED - A structure of any kind other than an AWNING or CANOPY, the purpose of which is storage or other accessory use.

ACCESSORY STRUCTURES – A detached building or other structure, the use of which is customarily incidental and subordinate to that of the principal building, and which is located on the same lot as that occupied by the principal building. These include, but are not limited to:

- ACCESSORY BUILDING or SHED
- AWNING
- CANOPY
- PORTABLE GARAGE
- CAR CANOPY

ADULT BOOKSTORE or ADULT VIDEO STORE— A **SEXUALLY ORIENTED** BUSINESS that devotes display, shelf, rack, table, stand or floor area, utilized for the display and sale of the following: [Added 3-9-1999; amended 3-13-2001 by Amdt. No. 7]

(A) Books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, videocassettes, slides, tapes, records, CD-ROM's or other forms of visual or audio representations which meet the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1; or

(B) Instruments, devices or paraphernalia which are designed for use in connection with "sexual conduct" as defined in NH RSA 571-B:1, other than birth control devices.

ADULT CABARET — A type of SEXUALLY ORIENTED BUSINESS that is a nightclub, bar, restaurant, or similar establishment which meets the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 5871-B:1, and/or feature films, motion pictures, videocassettes, **DVDs. Blu-Ray discs, electronic media and storage devices**, slides or other photographic **or electronic** reproductions, a SUBSTANTIAL PORTION of the total presentation time of which is devoted to showing of material which meets the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

ADULT DRIVE-IN THEATER — A type of SEXUALLY ORIENTED BUSINESS that is an open lot or part thereof, with appurtenant facilities, devoted primarily to the presentation of motion pictures, films, theatrical productions and other forms of visual productions, for any form of consideration to persons in motor vehicles or on outdoor seats, in which materials are shown which meet the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

ADULT USE ESTABLISHMENT MOTEL — A motel or similar—type of SEXUALLY ORIENTED BUSINESS that is an establishment offering goods, services or public accommodations for any form of consideration which provides patrons with closed-circuit television transmissions, films, motion pictures, videocassettes, slides or other photographs reproductions which are distinguished or characterized by an emphasis upon the depiction of materials which meet the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

ADULT MOTION-PICTURE ARCADE — A type of SEXUALLY ORIENTED BUSINESS that is any place to which the public is permitted or invited wherein coin-, -token or slug-operated or electronically, electrically or mechanically controlled still or motion-picture machines, projectors, or other image-producing devices are maintained to show images to five or fewer persons per machine at any one time, in which the images so displayed are devoted to the showing of material which meets the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

ADULT MOTION-PICTURE THEATER — A type of SEXUALLY ORIENTED BUSINESS that has An establishment with a capacity of five or more persons, where for any form of consideration, films, motion pictures, videocassettes, slides or similar photographic reproductions are shown, and in which a SUBSTANTIAL PORTION OF THE TOTAL PRESENTATION TIME is devoted to the showing of material which meets the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1, for observation by patrons. For the purposes of this chapter, "substantial portion of the total presentation time" shall mean the presentation of films or shows described above for viewing on more than seven days within any 56-consecutive-day period. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

ADULT THEATER — A type of SEXUALLY ORIENTED BUSINESS that is a theater, concert hall, auditorium or similar establishment, either indoor or outdoor in nature, which for any form of consideration regularly features live performances, which are distinguished or characterized by an emphasis on activities which meet the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

ALTERNATIVE FACILITIES/TECHNOLOGIES (telecommunications) — Innovative siting techniques for use with commercial wireless telecommunication facilities such as artificial trees, clock towers, bell towers, steeples, light poles and similar alternative design mounting structures which camouflage or conceal the presence of antennas, towers or facilities; as well as utility pole and cable-based technologies. [Added 3-9-1999]

ALTERNATIVE ENERGY SYSTEMS – ALTERNATIVE ENERGY SYSTEMS include wind, solar, geothermal, fuel cell, hydroelectric and other similar energy production systems. See:

- METEOROLOGICAL TOWER (MET TOWER)
- SYSTEM MODIFICATION
- NET METERING
- POWER GRID
- SHADOW FLICKER
- SMALL WIND ENERGY SYSTEM
- SMALL WIND ENERGY SYSTEM HEIGHT
- SMALL WIND ENERGY SYSTEM TOWER
- WIND GENERATOR

ANTENNA — The radiating system used to perform or achieve (transmit and/or receive) **the** a desired communication or telecommunication service. **An "integrated antenna array" means multiple coordinated radiating elements.** [Added 3-9-1999]

APPLICANT – The person, persons, corporation or other legal entity, or their assigns, applying for a VARIANCE, SPECIAL EXCEPTION or APPEAL OF ADMINISTRATIVE DECISION.

AWNING — A **roof-like** cover **or appurtenance** that is **permanent, retractable**, temporary or portable in nature and **that projects from the wall of a building for the purposes of shielding a doorway or window from the elements** is attached to and wholly supported by a building or other structure.

AWNING SIGN — A sign painted on or attached flat or flush against the surface of the awning, but not extending above, below or beyond the awning or attached to the underside.

В

BANNER SIGN — A temporary sign of lightweight material (paper, plastic or fabric) hung either with or without frames. Flags and insignias containing only markings of any

government, corporation or business are not considered "banners" and are defined separately as "flags."

BEST MANAGEMENT PRACTICE - A proven or accepted structural, nonstructural, or vegetative measure the application of which reduces erosion, sediment, or peak storm discharge, or improves the quality of stormwater runoff. The standard described in the latest published copy of Erosion and Sediment Control Design Handbook for Developing Areas of New Hampshire prepared by United States Department of Agriculture Soil Conservation Services.

BMP - see BEST MANAGEMENT PRACTICE.

BOARD, ZBA or ZONING BOARD OF ADJUSTMENT - Unless otherwise specified, BOARD or ZONING BOARD OF ADJUSTMENT means the Town of Hudson, NH, ZONING BOARD OF ADJUSTMENT as appointed by the Town Selectmen.

BOG — A wetland distinguished by stunted evergreen trees and shrubs, the presence of peat deposits and/or highly acidic soil and/or water conditions as defined in the New Hampshire Code of Administrative Rules issued by the New Hampshire Wetlands Board.

BUFFER- Physical distance and/or vertical elements, such as plants, berms fences or walls, the purpose of which is to separate and/or screen incompatible land uses from each other. (See also WETLAND BUFFER)

BUILDING CERTIFICATE — A certificate obtained from the Planning Board entitling the holder to obtain one building permit for one dwelling unit. Dwelling units as defined in this article include single-family homes and duplexes on individual lots, as well as individual condominium units and apartments in multifamily structures shown on approved site plans. A building certificate is valid for a period of two years from the date of issuance, by which time it must be redeemed for a building permit, or expire.

BUILDING, STRUCTURE (Accessory) – See ACCESSORY STRUCTURES.

BUILDING, ACCESSORY – A detached building, the use of which is customarily incidental and subordinate to that of the principal building, and which is located on the same lot as that occupied by the principal building.

BUILDING, ATTACHED — A building having any portion of one or more walls or roof in common with adjoining buildings.

BUILDING, DETACHED — A building not sharing any walls or portions of any walls or roof with adjoining buildings.

BUILDING, PRINCIPAL — A building in which is conducted the principal use of the lot on which it is located.

BUILDING SETBACK – The minimum distance from the RIGHT OF WAY to a FRONT, SIDE or REAR LOT LINE at which a building, driveway or other regulated structure or feature may be set or constructed.

BUILDING SIGN — Any sign affixed, mounted, attached to or painted on to the exterior of a building, including awnings, canopies, roof-mounted and projecting signs. [Amended 3-10-2009 by Amdt. No. 2]

 \mathbf{C}

CANOPY – A temporary or permanent covered structure, the primary purpose of which is to shield the area beneath it from the elements, and which is supported by posts, poles, columns or other elements directly on or into the ground.

CAR CANOPY: A free standing, lightweight structure used to house vehicles and constructed of tube framing and is partially covered by a canvas, polyethylene cover or other woven or nonwoven fabric or sheeting cover. This type of structure typically has no side walls and can be easily disassembled and moved. See also CANOPY.

CARE FACILITIES - See NH RSAs

- DAY-CARE NURSERY
- CHILD DAY CARE,
- CHILD DAY-CARE AGENCY
- FAMILY DAY-CARE HOME
- FAMILY GROUP DAY-CARE HOME
- GROUP CHILD DAY-CARE CENTER
- NIGHT-CARE AGENCY
- PRESCHOOL PROGRAM
- RESIDENCE

CHILD DAY CARE — The care and supervision of a child away from the child's home and apart from the child's parents. **including such care and supervision at workplace facilities**, **but excluding public and private K-12 schools**. [Added 3-13-2007 by Amdt. No. 1]

CHILD DAY-CARE AGENCY — Any person, corporation, partnership, voluntary association or other organization, either established for profit or otherwise, which regularly receives for child day care one or more children, unrelated to the operator or staff of the agency. The total number of hours in which a child may remain in child day care shall not exceed 13 hours per day, except in emergencies. The types of child day care agencies are defined as follows: [Added 3-13-2007 by Amdt. No. 1]

A. FAMILY DAY-CARE HOME — An occupied residence in which child day care is provided for less than 24 hours per day, except in emergencies, for up to six children from one or more unrelated families. The six children shall include any foster children residing in the home and all children who are related to the caregiver except children who are 10 years of age or older. In addition to the six children, up to three children attending a full-day school program may also be cared for up to five hours per day on school days and all day during school holidays.

- B. FAMILY GROUP DAY-CARE HOME An occupied residence in which child day care is provided for less than 24 hours per day, except in emergencies, for seven to 12 children from one or more unrelated families. The 12 children shall include all children related to the caregiver and any foster children residing in the home, except children who are 10 years of age or older. In addition to the 12 children, up to five children attending a full-day school program may also be cared for up to five hours per day on school days and all day during school holidays.
- C. GROUP CHILD DAY-CARE CENTER—A child day-care agency in which child day care is provided for preschool children and up to five school-age children, whether or not the service is known as day nursery, nursery school, kindergarten, cooperative, child development center, day-care center, center for the developmentally disabled, progressive school, Montessori school, or by any other name.
- D. DAY-CARE NURSERY A child day-care agency in which child day care is provided for any part of a day, for five or more children under the age of three years.
- E. NIGHT-CARE AGENCY A center or family home in which child day care is provided during the evening and night hours. A child day-care agency may be licensed for day care, night care, or both.
- F. PRESCHOOL PROGRAM A child day-care agency providing care and a structured program for children three years of age and older who are not attending a full-day school program. The total amount of hours a child may be enrolled in a preschool program shall not exceed five hours per day.
 - i. PRESCHOOL PROGRAM A child day-care agency providing care and a structured program for children three years of age and older who are not attending a full-day school program. The total amount of hours a child may be enrolled in a preschool program shall not exceed five hours per day.

CERTIFIED SOILS SCIENTIST — A professional soils scientist certified by the state of New Hampshire pursuant to New Hampshire state statutes and licensed to practice in the state.

CERTIFIED WETLANDS SCIENTIST — A professional wetland scientist certified by the state of New Hampshire pursuant to New Hampshire state statutes and licensed to practice in the state.

CO-LOCATION, **CO-LOCATED** (telecommunications – ANTENNA) — The placement of more than one ANTENNA or INTEGRATED ANTENNA ARRAY on a supporting structure, and appurtenant equipment and devices on the supporting structure and/or ground, necessary to perform or achieve a desired telecommunication service or radio service which is discrete from any other telecommunication or radio service(s) located on the same supporting structure. [Added 3-9-1999]

COMMERCIAL VEHICLE, LIGHT — A vehicle used in commerce, which does not exceed 13,000 pounds gross weight. [Added 3-13-2007 by Amdt. No. 1]

COMMERCIAL VEHICLE, HEAVY — A vehicle used in commerce, which exceeds 13,000 pounds gross weight. [Added 3-13-2007 by Amdt. No. 1]

COMMERCIAL WIRELESS TELECOMMUNICATION FACILITY — Any structure, ANTENNA, **MAST**, tower or other device used to provide a discrete commercial telecommunication service by a single provider **or multiple CO-LOCATED providers** 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. [Added 3-9-1999]

CONFORMING LOT: A parcel of land capable of being occupied by one principal structure or use and its accessory structures or uses and as shown and identified as such on a plat as defined in the TOWN Code.

D

DANCE HALL—Any location which permits or permits to occur the gathering of people for dancing, regardless of whether conducted as an isolated or occasional event. This definition shall not be limited to any particular type of structure, or any particular part of any structure, and shall include any building or any part thereof where dancing occurs, and the fact that other activities are carried on in the same place shall not alter the classification of the location as defined herein. Expressly excluded from this definition are public or private schools licensed by the State of New Hampshire or operated by the Hudson School District.² [Added 3-12-2002 by Amdt. No.3]

DAY-CARE NURSERY — A child day-care agency in which child day care is provided for any part of a day, for five or more children under the age of three years.

DIRECTIONAL SIGN — Signs identifying entrances, exits, parking areas or loading docks or providing other messages necessary to direct vehicles and pedestrians through or within a site.

DIRECTORY SIGN — Signs which identify or locate the occupants of buildings.

DISTRICT – An area of land within the TOWN designated as one of the five land use classifications in § 334-9 of this ordinance.

DUPLEX – Two **DWELLING UNITS** attached by any portion of one or more floors, walls or roofs.

DWELLING UNIT — One or more rooms arranged for living, **and** sleeping **and cooking purposes** with **cooking and** sanitary facilities for the use of one or more individuals living as a single housekeeping unit.

DWELLING UNIT, MULTIFAMILY — Three or more attached DWELLING UNITS attached by any portion of one or more floors, walls or roofs.

 \mathbf{E}

ELECRONIC CHANGING SIGN — Electronic message center (EMC), electronic message sign (EMS) and changeable copy board (CCB) signs that display illuminated messages that can change frequently, can flash, display and/or convey messages in text, graphics, pictures, symbols, multiple colors, rhythms, animation and/or patterns. This sign's message may be changed by the electronic switching of lamps, illuminated tubes, bulbs and/or through the apparent movement of light. These signs are capable of storing and/or displaying single or multiple messages in various formats at varying intervals. [Amended 3-10-2009 by Amdt. No. 2] Definitions related to ELECTRONIC CHANGING SIGNS are:

- BRIGHTNESS Also known as "intensity"; the LED Industry measures display intensity in candelas per square meter, which is also referred to as "NITS."
- DIMMING The ability to increase or decrease the overall display intensity brightness.
- DIODE Also called "light-emitting diode" (LED) or "surface-mounted diode" (SMD).
- LED (LIGHT-EMITTING DIODE/SMD) A solid-state component that uses a semiconductor (a silicon chip or some type of semiconductor) that emits visible light when electric current passes through it.
- LUMINANCE The amount of light that passes through or is emitted from a particular area. The SI unit for luminance is candela per square meter.
- NIT or NITS A luminance-measuring unit equal to one candela (one candle) per square meter measured perpendicular to the rays from the source.
- SI UNIT An abbreviation for the International System of Units.
- TEXT Any form in which writing exists.

ENGINEER or SURVEYOR - The designated, legally recognized engineer or surveyor of the APPLICANT, licensed by the State of New Hampshire, as may be pertinent to the actual services to be performed in accordance with the provisions of RSA 310-A:1 et seq. and as amended.

ENTERTAINMENT PLACE OF ASSEMBLY—Any room, space or area which is suitable for the occupancy or assembly of One Hundred or more persons for entertainment purposes. For the purposes of this definition, any such room, space or area shall include any occupied connecting rooms, spaces or areas on the same level or in the same story or in a story or stories above or below, which entrance is common to the rooms, space or area. ³ [Added 3-12-2002 by Amdt. No. 3]

ENVIRONMENTAL PROTECTION AGENCY or EPA - The federal agency responsible for implementing the Clean Water Act, including the National Pollutant Discharge Elimination System (NPDES) program.

EXTERIOR DISPLAY — The placement of goods for sale or for advertisement, outside of the building or structure, including but not limited to vehicles, garden supplies, gas, tires,

motor oil, food and beverages, whether or not contained in vending machines, boats, farm equipment, motor homes and clothes. [Added 3-10-1998]

EXTERIOR ILLUMINATED SIGN — A sign illuminated by an external electrical source similar, but not limited to, an uplight spotlight or top-hung art light. The external electrical source may be turned on/off manually. [Added 3-10-2009 by Amdt. No. 2]

F

FAIR-SHARE REGION AVERAGE GROWTH RATE (FSRAGR) — Average annual percentage increase in residential building permits issued in the six adjacent municipalities of Litchfield, Londonderry, Nashua, Pelham, Windham and Tyngsborough, MA, for the preceding five-year period.

FAMILY DAY-CARE HOME — An occupied residence in which child day care is provided for less than 24 hours per day, except in emergencies, for up to six children from one or more unrelated families. The six children shall include any foster children residing in the home and all children who are related to the caregiver except children who are 10 years of age or older. In addition to the six children, up to three children attending a full-day school program may also be cared for up to five hours per day on school days and all day during school holidays.

FAMILY GROUP DAY-CARE HOME — An occupied residence in which child day care is provided for less than 24 hours per day, except in emergencies, for seven to 12 children from one or more unrelated families. The 12 children shall include all children related to the caregiver and any foster children residing in the home, except children who are 10 years of age or older. In addition to the 12 children, up to five children attending a full-day school program may also be cared for up to five hours per day on school days and all day during school holidays.

FEEPAYER — The person, whether individual or corporate, who pays an impact fee in conjunction with the issuance of a building permit or occupancy permit.

FLASHING SIGN — Any directly or indirectly illuminated sign that exhibits changing natural or artificial light or color effects by any means whatsoever; does not include electronic changing signs (message center).

FREESTANDING SIGN — Any sign not affixed or attached to a building which is established on a freestanding frame, mast or pole.

FRONTAGE — The distance measured along the FRONT LOT LINE between points of intersection with the SIDE LOT LINES. FRONTAGE along cul-de-sac roadways (**HIGHWAYS**) shall be measured at the appropriate yard building SETBACK depth from the FRONT LOT LINE between the points of intersection with the SIDE LOT LINES. "FRONTAGE" shall be contiguous and measured along the joining boundary of the FRONT LOT LINE and a Class V or better public RIGHT-OF-WAY. Lot lines bordering limited access roads cannot be considered "FRONTAGE."

FRONTAGE shall be capable of providing ACCESS.4 [Amended 3-10-1998; 3-13-2001 by Amdt. No. 1]

G

GENERAL RETAIL — Retail stores and service establishments other than those listed in the Table of Permitted Principal Uses. ¹

GROUP CHILD DAY-CARE CENTER — A child day-care agency in which child day care is provided for preschool children and up to five school-age children, whether or not the service is known as day nursery, nursery school, kindergarten, cooperative, child development center, day-care center, center for the developmentally disabled, progressive school, Montessori school, or by any other name.

GUY WIRE — A cable-type appurtenant device which is used to secure and steady a tower or mast; and includes all hardware which attaches the cable to the tower or mast and to the ground. [Added 3-9-1999]

Η

HEIGHT (**General Use**) — The distance measured from the ground **adjacent to the structure**, or some other alternatively specified point, up to the highest point of a **BUILDING**, ANTENNA, **STRUCTURE** or a supporting structure. [Added 3-9-1999]

HEIGHT, SMALL WIND ENERGY SYSTEM— The vertical distance from ground level to the tip of the wind generator blade when it is at its highest point.

HEIGHT, SMALL WIND ENERGY SYSTEM TOWER— The height above grade of the fixed portion of the tower, excluding the wind generator.

HIGHWAY - Any travelway, dedicated to or accepted by the Town, whether improved or unimproved, within the TOWN OF HUDSON that is available as public use for travel, regardless of whether or not its popular or legal name contains the term "street," "highway," "road," "roadway," "route," "avenue," "boulevard" or other such nomenclature, which shall include any Class VI roads within HUDSON. In this code, the terms street, road, route, roadway or avenue may be used interchangeably with HIGHWAY.

^{1.} Editor's Note: The Table of Permitted Principal Uses is included at the end of this chapter.

HOME OCCUPATION — The accessory use of a residence for business purposes which is clearly incidental to the principal residential use, provided that the use does not significantly change the residential character or function of the property. The use is customarily carried out entirely within the dwelling unit.

HOUSING FOR OLDER PERSONS — Housing that qualifies as "Housing for Older Persons" as defined in \S 334-70 and developed according to the provisions of \S 334-71 of the Town of Hudson Zoning Ordinance.

HUDSON – The TOWN of HUDSON, New Hampshire

I

INFLATABLE OR BALLOON SIGN — A sign that inflates with air or helium to display advertisements or promotional activities typically known as, but not limited to, tubes, tubes in motion, inflatables, rotatable inflatables or rooftop balloons. [Added 3-10-2009 by Amdt. No. 2]

INTEGRATED ANTENNA ARRAY – An ANTENNA, MAST or MONOPOLE containing multiple coordinated radiating elements.

INTERIOR ILLUMINATED SIGN — A sign that has an internal light source (such as LED, neon or bulb) that may be turned on/off either manually or by remote control and used to display text that is manually affixed to and/or manually changeable in an external message area. [Added 3-10-2009 by Amdt. No. 2]

ITINERANT ROADSIDE VENDOR – A portable motorized or nonmotorized vehicle, truck, or cart that is used to prepare or display products for sale. [Added 3-13-2007]

J

JUNK — Any material, such as, but not limited to, old discarded metal, glass, paper, building debris, demolition debris, salvage materials, rubber, textiles, rubbish or trash or junked, dismantled or wrecked motor vehicles or motor vehicle parts.

JUNKYARD — **A commercial** establishment or place of business which is used for storing, keeping, buying or selling junk but not including approved solid waste disposal facilities or registered motor vehicle dealers.

JUNKYARD, MOTOR VEHICLE — Any place of storage or deposit, whether in connection with another business or not, which has two or more unregistered motor vehicles which are no longer fit for legal use on public highways or any combination of motor vehicle parts or materials, the sum of which in build is equal to or greater than two or more motor vehicles.

LAND USE REGULATIONS - The Town of Hudson, NH, Land Use Regulations, consisting of Chapters 193, 200, 275, 276 and 290 of the Hudson Town Code.

LED SIGN — A sign that uses light-emitting diodes to form numbers, as in digital clocks, transmit information to the sign from remote controls, form text images and/or illuminate from tiny bulbs that fit into an electrical circuit. [Added 3-10-2009 by Amdt. No. 2]

LOT – A single contiguous parcel of land. (See also CONFORMING and NON-CONFORMING)

LOT — An area or parcel of land in the same ownership considered as a unit. For purposes of this chapter, a "lot" may or may not have boundaries identical with those recorded in the Hillsborough County Registry of Deeds.

LOT, CORNER — A lot with two adjacent sides abutting intersecting public rights-of-way streets (HIGHWAYS).

LOT LINE, FRONT — The property line dividing a lot from any street (**HIGHWAY**) or public RIGHT-OF-WAY without regard to the arrangement or orientation of buildings or structures on the lot.

LOT LINE, REAR — The property line opposite the front lot line, except in the case of corner lots where the owner has the option of choosing which of the property lines not **adjacent contiguous with to**-streets (**HIGHWAYS**) or public RIGHTS-OF-WAY is to be considered the "rear lot line."

LOT, NONCONFORMING — A lot lawfully existing at the effective date of this chapter, or any subsequent amendment thereto, which is not in conformity with all provisions of this chapter. Notwithstanding the minimum lot area requirements set forth in § 334-27, in any DISTRICT in which structures are permitted, a structure may be erected on a lot which was a LEGAL LOT OF RECORD, even though such lot fails to meet the present requirements for frontage or area, or both, that are applicable for that use in the DISTRICT allowed; provided, however, that such lot is not contiguous with another lot or lots in the same ownership, provided that the property is either on Town sewer or the property owner obtains a state and/or municipal septic permit, and further provided that the zone's minimum front, side and back yard SETBACKS are satisfied.

LOT OF RECORD — Land designated as a separate and or distinct numbered lot as shown, as of the effective date of the March 10, 1942, Zoning Ordinance, by a plan of lots which has been recorded at the Hillsborough County Registry of Deeds. parcel prior to the date of posting (November 3, 2000) of this article either in a legally recorded deed filed with the Hillsborough County Registry of Deeds or lots or units described as part of a subdivision or site plan recorded at the Hillsborough County Registry of Deeds prior to the date of posting. For the purpose of this article, a lot of record shall also be defined to include separately defined condominium units, as well as individual units in duplexes and multifamily structures, shown on site plans and/or subdivision plans accepted for review by the Hudson Planning Board prior to the date of posting.

LOT, THROUGH — An interior lot, the FRONT and REAR LOT LINES of which abut streets (**HIGHWAYS**), or a corner lot two opposite lines of which abut streets (**HIGHWAYS**); any lot that has street (**HIGHWAY**) frontage along two or more nonadjacent LOT LINES.

M

MAJOR COMMERCIAL PROJECT — A retail, hotel, office, research, warehouse or industrial facility(ies) proposed on a parcel or adjoining parcels, which individually or in the aggregate exceed(s) 100,000 square feet of gross building area. [Added 3-13-2007 by Amdt. No. 1]

MANUFACTURED HOUSING -- A home built entirely in a factory under the federal building code administered by the Department of Housing and Urban Development (HUD), and constructed to meet the current Manufactured Home Construction and Safety Standards (HUD Code). A manufactured home is permanently attached to a steel frame, can be moved from one TOWN approved location to another TOWN approved location, and is considered personal property. MANUFACTURED HOUSING does not include MODULAR HOUSING, nor campers or recreational mobile homes. Any structure, transportable in one or more sections, which, in the traveling mode, is eight body feet or more in width and 40 body feet or more in length or, when erected on site, is 320 square feet or more, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to required utilities, which include plumbing, heating and electrical heating systems contained therein.

MARSH — A wetland where the vegetation is distinguished by the absence of trees and shrubs and dominated by soft-stemmed herbaceous plants and other emergent vegetation, such as grasses, reeds and sedges. The water table is at or above the surface throughout the year but can fluctuate seasonally.

MAST —A structure which is designed and constructed to support one or more antennas used by radio service and/or receive-only facilities and includes all appurtenant devices attached to it. A mast can be of "lattice" construction having a diameter of no more than one foot which is freestanding (solely self-supported by direct attachment to the ground), supported (attached to the ground directly and with guy wires), anchored (attached to the ground directly and to some other substantial structure such as a building) and anchored/supported (attached directly to the ground and some other substantial structure and with guy wires to the ground and/or some other substantial structure); or it can be of "pipe "construction having a diameter of no more than four inches which is supported solely by direct attachment to a substantial structure such as a building. [Added 3-9-1999]

METEOROLOGICAL TOWER (MET TOWER) — Includes the tower, base plate, anchors, guy wires and hardware, anemometers (wind speed indicators), wind direction vanes, booms to hold equipment for anemometers and vanes, data loggers, instrument wiring, and any telemetry devices that are used to monitor or transmit wind speed and wind flow characteristics over a period of time for either instantaneous wind information or to characterize the wind resource at a given location. For the purpose of this article, "met towers" shall refer only to those whose purpose is to analyze the environmental factors needed to assess the potential to install, construct or erect a small wind energy system.

MODULAR HOUSING — A home built entirely in a factory under the current NH State building code, which is also a part of the current IRC (International Residential Code). A modular home is assembled on site, cannot be moved, is considered real property, and is allowed in all residential districts in the TOWN.

MONOPOLE — 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. [Added 3-9-1999]

MONUMENTATION – The installation of permanent markers that define corners, boundaries, and rights of way when surveying land.

N

NEW DEVELOPMENT — The subdivision, building construction or other land use change which results in: A net increase in the capital facilities service demands as identified in the Planning Board's impact fee schedules; and/or The conversion of a legally existing use to another use or activity which created an increase in capital facilities service demands.

NET METERING — The difference between the electricity supplied to a customer over the electric distribution system and the electricity generated by the customer's wind or solar energy system that is fed back into the electric distribution system over a billing period.

NHDOT – The New Hampshire Department of Transportation

NHDES – The New Hampshire Department of Environmental Services

NIGHT-CARE AGENCY — A center or family home in which child day care is provided during the evening and night hours. A child day-care agency may be licensed for day care, night care, or both.

NON-CONFORMING LOT: A parcel of land not capable of being occupied by one principal structure or use and its accessory structures or uses and as shown and identified as such on a plat as defined in the Town Code.

NUDE MODEL STUDIO — A place where a person who appears in a state of nudity or displays male genitals in a state of sexual arousal and/or the vulva or more intimate parts of the female genitals, and is observed, sketched, drawn, painted, sculptured, photographed, or similarly depicted by other persons who pay money or any form of consideration or such display is characterized by an emphasis on activities which meet the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

O

OCEAN CONTAINER – A shipping container of the type typically used for freight movement. Constructed of steel and typically sealed from the weather and lockable. Also known as cargo container, CONEX container and land/sea container.

OPEN SPACE DEVELOPMENT (OSD) — A form of land subdivision where lot size and other dimensional requirements and minimum road widths may be reduced in exchange for the permanent preservation or provision of proportional areas of open space, farmland, recreational land and other lands.

OUTSIDE DISPLAY—The placement of goods for sale or for advertisement, outside of the building or structure, including but not limited to vehicles, garden supplies, gas, tires, motor oil, food and beverages (vending machines), boats and farm equipment, motor homes and elothes. [Added 3-10-1998]

OUTSIDE STORAGE — The placement of goods outside of a building or structure. [Added 3-10-1998]

P

PARKING SPACE — An off-street space, whether inside or outside a structure, for exclusive use as a parking stall for one motor vehicle.

PERSONAL SERVICE ESTABLISHMENT — A facility **predominantly** providing uses **exclusive including**, **but not limited to**, hair salons, barber shops, manicures, health spas, tailors, dry cleaners, **tattooing**, **body piercing**, **fortune telling and other psychic services**, cobblers and massage therapy. [Added 3-13-2007 by Amdt. No. 1]

PLAT - The map, drawing or chart on which the final PLAN of SUBDIVISION is presented to the PLANNING BOARD , and which, if approved, shall be filed or recorded with the Hillsborough County Register of Deeds.

POORLY DRAINED SOILS — Soils where the water is removed so slowly that the soil is saturated periodically during the growing season or remains wet for long periods of time as defined in the United States Soil Conservation Service Soils Survey of Hillsborough County, Eastern Half (latest edition). (see also VERY POORLY DRAINED SOILS).

PORTABLE CARPORT - See CAR CANOPY

PORTABLE GARAGE: A free standing, lightweight temporary structure used to house vehicles and constructed of tube framing and fully enclosed by a canvas, polyethylene cover or other woven or nonwoven fabric or sheeting. This structure type typically has no permanent footing or floor and can be easily disassembled and moved.

PORTABLE SIGN — A sign that is movable, typically set up on a daily basis outside the business establishment, such as, but not limited to, sandwich boards, swinger sidewalk signs, portable billboards, Portasigns, Portasigns in motion or roadside readerboards. [Added 3-10-2009 by Amdt. No. 2]

POWER GRID — The transmission system, managed by ISO New England, created to balance the supply and demand of electricity for consumers in New England.

PREEXISTING TOWERS, MASTS AND ANTENNAS — Any TOWER, MAST, **MONOPOLE** or ANTENNA lawfully constructed or permitted prior to the adoption of this article. Also, any TOWER, MAST, **MONOPOLE** or ANTENNA lawfully constructed in accordance with this article which predates an application currently before the Town. [Added 3-9-1999]

PRE-SITE-BUILT HOUSING – Any structure designed primarily for residential occupancy which is wholly or in substantial part made, fabricated, formed or assembled in off-site manufacturing facilities in conformance with the United State Department of Housing and Urban Development minimum property standards and local building codes, for installation, or assembly and installation, on the building site. "Pre-site-building housing" does not include manufactured housing.

PUBLIC NUISANCE — Any use that may endanger the health, safety, peace or enjoyment of the community or a neighborhood due to the emission of smoke, fumes, particulates, noise, vibration, radiation, visual blight or any other like condition. [Added 3-12-1996]

R

RADIO SERVICE FACILITY — Any structure, ANTENNA, MAST, **MONOPOLE** or other radio installation device used to achieve desired communication(s) by a user with a narrow base of related or unrelated users; generally including, but not limited to, amateur radio service, general mobile radio service, citizens band radio service, low-power radio service, aeronautical and marine communications and any other similar radio communications or service which is not specifically named within this definition. [Added 3-9-1999]

RECEIVE-ONLY FACILITY — Any ANTENNA, MAST, MONOPOLE or other device designed and constructed with the intent to receive broadcast signals typically for household use; including, but not limited to, personal satellite and off-the-air television signals and AM, FM, shortwave and other similar radio signals. [Added 3-9-1999]

RECREATIONAL VEHICLE — A vehicle, motorized or not, which is designed and used primarily for the purpose of recreation, including but not limited to the following: snowmobiles, motorcycles, vehicles defined in RSA Chapter 215, boats, motorhomes and recreational trailers. of 320 square feet or less.

RESERVE STRIP - Includes areas for which future public use is intended for street (HIGHWAY) connections, for street (HIGHWAY) improvements and for street or pedestrian ways giving ACCESS to land dedicated for public use.

RIGHT-OF-WAY - The area of land owned, used by or available to the Town for street (HIGHWAY) purposes, including any ancillary purposes thereto.

RSA – The NH Revised Statutes, Annotated.

SECONDARY USE — A use of land or of a building or of a portion thereof which is unrelated to the principal use of the land or building. [Added 3-9-1999]

SEXUAL ENCOUNTER CENTER [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]: — A business or commercial enterprise that as one of its primary business purposes offers for any form of consideration:

- A. Physical contact in the form of wrestling or tumbling between persons of the opposite sex; or
- B. Activities between male and female persons and/or persons of the same sex when one or more persons is in the state of nudity; and
- C. When the activities in Subsection A or B above are characterized by an emphasis on activities which meet the definition of "harmful to minors" and/or "sexual conduct" as set forth in NH RSA 571-B:1.

SEXUALLY ORIENTED BUSINESSES – Businesses generally falling into categories regulated or defined in NH RSA 571 et seq. See

- ADULT BOOKSTORE/ADULT VIDEO STORE
- ADULT CABARET
- ADULT DRIVE-IN TEATER
- ADULT USE ESTABLISHMENT
- ADULT MOTION PICTURE ARCADE
- ADULT MOTION PICTURE THEATER
- "THE TOTAL PRESENTATION TIME"
- "SUBSTANTIAL PORTION OF THE TOTAL PRESENTATION TIME"
- SEXUAL ENCOUNTER CENTER
- SEXUALLY ORIENTED BUSINESS
- NUDE MODEL STUDIO

SEXUALLY ORIENTED BUSINESS – Any place of business in which any of the following activities are conducted: adult bookstore or adult video store, adult motion-picture theater, adult motion picture arcade, adult drive-in theater, adult cabaret, adult motel, adult theater, nude model studio, or sexual encounter center. [Added 3-9-1999; readopted 3-13-2001 by Amdt. No. 7]

SUBSTANTIAL PORTION OF THE TOTAL PRESENTATION TIME -- For the purposes of this chapter, "substantial portion of the total presentation time" shall mean the presentation of films or shows described above for viewing on more than seven days within any 56-consecutive-day period.

SEDIMENT - Solid material, either mineral or organic, that is in suspension, is transported, or has been moved from its site of origin by erosion.

SHADOW FLICKER — The visible flicker effect when rotating blades of the wind generator cast shadows on the ground and nearby structures causing a repeating pattern of light and shadow.

SHED - See ACCESSORY BUILDING

SIGN — An object, display device or structure visible to the public from the exterior of a building which contains any combination of lights, letters, words, objects, graphics, figures, designs, symbols, pictures, logos or colors which are intended to advertise, identify, direct, convey a message to the public or attract attention to an object, person, institution, organization, business or service. **See:**

- AWNING SIGN
- BANNER SIGN
- BUILDING SIGN
- DIRECTIONAL SIGN
- DIRECTORY SIGN
- ELECTRONIC CHANGING SIGN
- EXTERIOR ILLUMINATED SIGN
- FLASHING SIGN
- FREESTANDING SIGN
- INTERIOR ILLUMINATED SIGN
- INFLATABLE OR BALLOON SIGN
- LED SIGN
- PORTABLE SIGN

SMALL WIND ENERGY SYSTEM — A wind energy conversion system consisting of a wind generator, a tower, and associated control or conversion electronics, which has a rated capacity of 100 kilowatts or less and will be used primarily for on-site consumption.

SOIL -"Overburden," as described in Basic Soils Engineering, by B.K. Hough, Second Edition, 1969, a copy of which is on file in the office of the Town Engineer.

STAFF – The person holding the title of TOWN PLANNER for the Town of Hudson, NH, and, under his or her supervision, any Town administrative, clerical and legal personnel who are engaged by or are employees of the Town.

STORMWATER MANAGEMENT AND EROSION CONTROL PLAN (SWMP) - A plan which outlines project features, proposed temporary and permanent erosion control features, maintenance schedules and practices, and the design basis used to establish temporary and permanent stormwater design features.

STORMWATER POLLUTION PREVENTION PLAN (SWPPP) A plan required by the EPA that clearly describes appropriate pollution control measures that include a description of all pollution control measures (i.e., BMPs) that will be implemented as part of the construction activity to control pollutants in stormwater discharges and describes the interim and permanent stabilization practices for the site.

STORMWATER RUNOFF - The water from precipitation that is not absorbed, evaporated, or otherwise stored within the contributing drainage area.

STRUCTURE — A combination of materials assembled at a fixed location to give support or shelter, such as, **but not limited to**, a building, bridge, trestle, tower, framework, retaining wall, tank, tunnel, tent, stadium, reviewing stand, platform, bin, fence, sign, flagpole or **the like portable or temporary canopy or garage**.

SUBDIVIDER - The registered OWNER or authorized agent of the registered OWNER of a SUBDIVISION.

SUBDIVISION - The division of a tract or parcel of land into two or more LOTs for the purpose, whether immediate or future, of sale, rent, lease or building development, or requiring the extension of municipal utilities, or the creation of one or more new streets, or the extension of existing streets; provided, however, that DEVELOPMENT for agricultural purposes is expressly excluded. When appropriate to the context of this chapter, the term "SUBDIVISION" shall relate either to the process of subdividing or to the land or area subdivided.

SURFACE WATER BODY — Those portions of waters of the state, as defined by RSA 482-A:4, which have standing or flowing water at or on the surface of the ground. This includes, but is not limited to, rivers, streams, lakes and ponds.

SUSTAINABLE RATE OF DEVELOPMENT — A target number of building permits to be issued in Hudson in the current year equaling the fair-share region average growth rate for the preceding five years times the total number of dwelling units existing in Hudson in the preceding year. Round any fraction calculated herein to the next whole number.

SWAMP — A wetland that is dominated by trees and/or shrubs.

SWPPP - Stormwater pollution prevention plan (see § 290-5).

SYSTEM MODIFICATION — When applied to ALTERNATIVE ENERGY SYSTEMS, any change to the small wind, solar or other ALTERNATIVE ENERGY SYSTEM that materially alters the size, type or location of the that system. Like-kind (same size and general conformation) replacements shall not be construed to be a modification.

T

TOTAL DWELLING UNITS (DU) — The total number of dwelling units in Hudson on December 31. This number includes single-family homes, as well as dwelling units in

duplexes, apartments, condominium developments and other multifamily structures. Note: For 1999, the DU number is 7,965 based on an estimated accounting of the number of dwelling units.

TOWN ENGINEER - The professional engineer who holds the position of Town Engineer for the Town of Hudson, or his or her designated representative, either in a permanent or temporary capacity.

TOWN OF HUDSON, HUDSON or TOWN - The Town of Hudson, NH.

TOWN PLANNER - The person occupying the position of the Town of Hudson, NH, Town Planner.

TOWER — A structure which is designed and constructed to support one or more antennas used by commercial wireless telecommunication facilities and includes all appurtenant devices attached to it. A tower can be freestanding (solely self-supported by attachment to the ground) or supported (attached directly to the ground and with guy wires) of either lattice or monopole construction. [Added 3-9-1999]

U

USE, ACCESSORY — Any use which is customary, incidental and subordinate to the principal use of a structure or lot.

USE, CHANGE OF — A "change of use" occurs when the use of any land or building is changed from one land use classification to another or from one category to another category within a land use classification. See Article III, § 334-9B, Use classification, and Article V, § 334-21, Table of Permitted Principal Uses.

USE, PRINCIPAL — The main or primary purpose for which a structure or lot is used.

V

VARIANCE -- A variance is a request to deviate from current zoning requirements. If granted, it permits the owner to use the land in a manner not otherwise permitted by the zoning ordinance. It is not a change in the zoning law. Instead, it is a specific waiver of requirements of the zoning ordinance.

VERY POORLY DRAINED SOILS — Soils where the water is removed so slowly that free water remains at or on the surface during most of the growing season as defined in the United States Soil Conservation Service Soils Survey of Hillsborough County, Eastern Half (latest edition).

WETLAND — An area that is inundated or saturated by surface water or groundwater at a frequency and duration sufficient to support, and that under normal conditions does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, in accordance with the latest edition Federal Manual for Identifying and Delineating Jurisdictional Wetlands as amended. "Wetlands" include, but are not limited to, swamps, marshes, bogs and similar areas.

WETLAND BUFFER – A naturally vegetated upland zone of noninterference extending 50 feet from the edge of a wetland area, or from the top of the bank of a surface water body toward the adjacent upland environment. "Naturally vegetated" includes uncut or undisturbed forest and abandoned pasture or fields.

WETLAND CONSERVATION DISTRICT — All wetland areas, surface water bodies and areas of poorly drained or very poorly drained soils and the associated wetland buffers, as defined above. The "Wetland Conservation DISTRICT" is an overlay DISTRICT which adds requirements and restrictions to those of the underlying zone in order to preserve the function of a wetland area.

WIND GENERATOR — The blades and associated mechanical and electrical conversion components mounted on top of the tower whose purpose is to convert the kinetic energy of the wind into rotational energy used to generate electricity.

Y

YARD — A portion of a lot, other than a court, on the same lot as the principal building, unobstructed artificially from the ground to the sky, except as otherwise provided herein.

YARD, FRONT — A space extending for the width of the lot between the nearest building wall and the front lot line.

YARD, REAR — A space extending for the width of the lot between the nearest building wall of the principal structure and the rear lot line.

YARD, SIDE — A space extending for the width of the lot between the nearest building wall of the principal structure and side lot lines.

See bylaws chapter 143 town code.

DRAFT MOTION:

I move to <u>approve/disapprove</u> for the 2017 Town Warrant, as written in its entirety above, the proposed zoning amendment to **Amend** ARTICLE II – Terminology - § 334-5. Word usage and interpretation and § 334-6. Definitions.

Motion by:Second:	Carried/Failed:
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Packet: 12/14/2016

Amend §334-60.K. – Portable Signs

Staff Report 14 December 2016

As proposed by the ZORC, and as voted on by the Planning Board at the 9 NOV 16 meeting, this proposed amendment provides for the BOS to approve portable signs, as such signs are associated with fairs, festivals, limited duration performances or other events of a temporary nature. Upon completion of the public hearing, if the board chooses to take action on this proposed zoning amendment an appropriate DRAFT MOTION is provided below.

PUBLIC HEARING

Please take notice, in accordance with NH RSA 675:3, the Town of Hudson, New Hampshire, Planning Board will hold a public hearing on Wednesday, December 14, 2016, at 7:00 P.M. in the Buxton Meeting Room (lower level) of Town Hall at 12 School Street, Hudson to consider the following amendment to the Town's Zoning Ordinance (added language to this section shown in bold-print):

Amend §334-60.K. No inflatable, balloon or portable signs are allowed in any **DISTRICT** unless specifically authorized in a permit issued by the **TOWN Board of Selectmen for a fair, festival, limited duration performance or other event of a temporary nature.** [Added 3-10-2009 by Amdt. No. 2]

A copy of the above-described zoning amendment to the Town of Hudson Zoning Ordinance can be reviewed/obtained, in its entirety, prior to the hearing at the Community Development Department Office, 12 School St., Town Hall or by going on the Town's Official Website: http://www.hudsonnh.gov/.

DRAFT MOTION:

I move to <u>approve/disapprove</u> for the 2017 Town Warrant, the proposed zoning amendment to **Amend** §334-60.K. to read, in its entirety, as follows:

No inflatable, balloon or portable signs are allowed in any **DISTRICT unless specifically** authorized in a permit issued by the TOWN Board of Selectmen for a fair, festival, limited duration performance or other event of a temporary nature.

Motion by: Second: Carried/Failed:				
Molion by: Second: Carried/Patied:	Mation lar.	Canada.	Comind/Failed.	
	Monon by:	Second:	Carried/Falled:	

Packet: 12/14/2016

Amend §334-14. Building Height, Sub-section A.

Staff Report
14 December 2016

As agreed to by the Planning Board at the 9 NOV 16 meeting, this proposed amendment calls for revising the provisions of §334-14. Building height, Sub-section A., and reads, in its entirety, as cited-below in the Public Hearing Notice. Upon completion of the public hearing, if the board chooses to take action on this proposed zoning amendment an appropriate DRAFT MOTION is provided below. Note: 2 maps are included with this staff report, depicting the zoning districts and parcels included in this amendment, entitled: "50 ft. Bldg. Height Exclusive to Mfg., Whse. & Dist. Space."

PUBLIC HEARING

Please take notice, in accordance with NH RSA 675:3, the Town of Hudson, New Hampshire, Planning Board will hold a public hearing on Wednesday, December 14, 2016, at 7:00 P.M. in the Buxton Meeting Room (lower level) of Town Hall at 12 School Street, Hudson to consider the following amendment to the Town's Zoning Ordinance:

Amend §334-14. Building height, Sub-section A., by adding and deleting the following language to said Sub-section (added language shown in bold-print and deleted language shown in strikethrough-print):

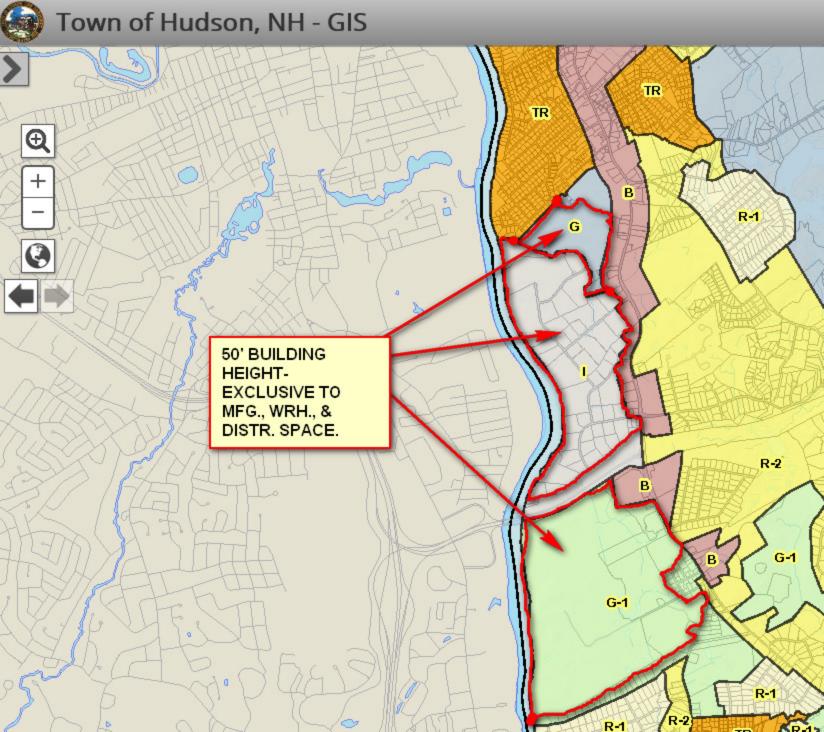
- A. In the Sagamore Industrial Park (IP), which is zoned Industrial (I) in its entirety, In the following described zoning districts/parcels, the maximum allowed habitable building height shall be 50 feet, and said maximum height shall be restricted to those areas of buildings used exclusively for manufacturing, warehouse and/or distribution space only. Note: the subject Sagamore IP is bordered by Sagamore Bridge Road along its south border, the Merrimack River along its west border, the existing General (G) district along its north border and the existing Business (B) district, which abuts Lowell Road (Rte. 3A), along its east border.
 - (1) Sagamore Industrial Park (IP), located in an Industrial (I) zoning district, bordered by Sagamore Bridge Rd. to the south, the Merrimack River to the west, the existing General (G) district to the north and the existing Business (B) district, abutting Lowell Rd. (Rte. 3A) to the east, and including all parcels located within this I zoning district.
 - (2) The General (G) zoning district abutting to the north of the above-described Sagamore IP, and known locally as the "Friar Property", having frontage off Friars Dr. and 161 Lowell Rd. (Map 209/Lot 001).
 - (3) The portion of the General-One (G-1) zoning district located to the south of Sagamore Bridge Road and exclusive to the following parcels: Green Meadow Golf Club, 43 Steele Rd. (Map 239/Lot 001), 11 Steele Rd. (Map 234/Lot 005), 2

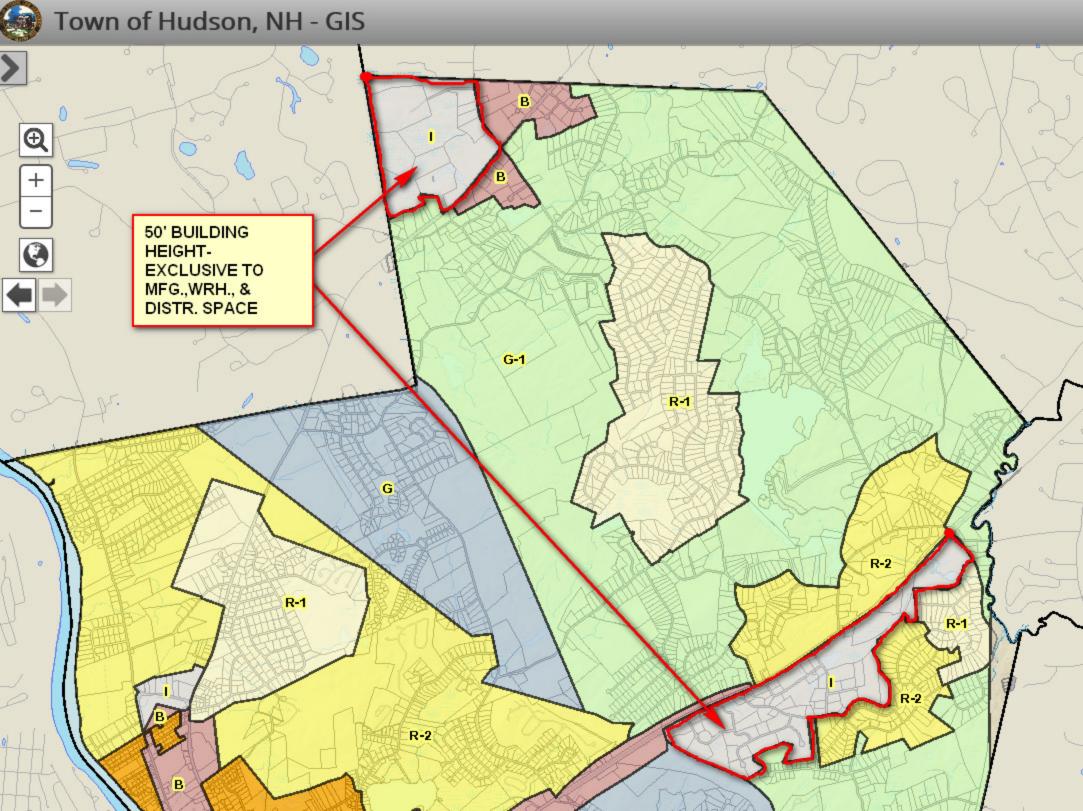
- Friel Golf Rd. (Map 234/Lot 001), 267 Lowell Rd. (Map 234/Lot 035) and 273 Lowell Rd. (Map 234/Lot 034).
- (4) The Industrial (I) zoning district located along the south border of Central St. (NH Rte. 111), starting at the westernmost border of this I district (i.e., just west of Hudson Park Dr.), running along said south border of Central St. to the west border of Sullivan Rd. and including all parcels located within this I zone.
- (5) The Industrial (I) zoning district located along the north side of Derry St. (NH Rte. 102), at the intersection of West St., and including all parcels located within this I zone.

A copy of the above-described amendment to the Town's Zoning Ordinance can be reviewed/obtained prior to the hearing at the Community Development Department Office, 12 School St., Town Hall.

Ι

DRAFT MOTION:			
		vn Warrant, as written in its entirety above, th 14. Building height, Sub-section A.	e
Motion by:	Second:	Carried/Failed:	





John,

Thank you for your hard work on making the elevated 50 foot exterior building height in Hudson a reality.

This kind of high bay logistics development like that which is taking place in Londonderry and Manchester near the airport will be very beneficial to the real estate tax base in Hudson.

Upon closer review of the edited draft warrant language I wanted to express my concern about how office space is treated. Every manufacturing or warehouse building has some amount of office space in them to support the business operations and administrative functions that take place within them. Sometimes the office space is concentrated at the front of the building in one or two stories. In many cases the office space can be spread throughout the entire building.

It was likely unintentional but the DRAFT warrant language seems to state that <u>only</u> uses dedicated to warehouse or manufacturing can be at the 50 foot height.

As you can tell by looking at the buildings built in Londonderry, usually the entire structure is 100% at the same height. It would not be economically feasible for developers to lower the ceiling height in portions of the building where office space was located. It would require them to switch the steel to a lower heights and create an unusual customized building design where a generic box is intended. Modifying the building design in this manner isn't logical. It limits future uses and negatively impacts the building's overall value as opposed to being at the same height.

I strongly urge that the language be edited to allow for whatever amount of office space that is required to support the warehouse or manufacturing the building was built for and into the future also be allowed to be at the 50 foot height as well.

Please let me know what questions or feedback you may have.

Please write back confirming your receipt of this email.

Sincerely,

Tom
Thomas P. Farrelly, SIOR
Executive Director

Direct: +1 603.628.2800 Mobile: +1 603.661.4854