

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

PUBLIC MEETING TOWN OF HUDSON, NH JULY 8, 2020

The Town of Hudson Planning Board will hold a regularly scheduled meeting on **Wednesday**, **July 8**, **2020** at **7:00 p.m**. at the **Hudson Community Center**, 12 Lions Ave., Hudson, NH. 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
 - 24 JUNE 20 Meeting Minutes/Decision

VI. CONCEPTUAL REVIEW ONLY

A. B & H Oil Fuel Storage Tank Farm CSP# 02-20 19 Constitution Drive Map 170/Lot 042

Purpose of plan: to show a mixed use consisting of a 4-bay garage (3,200 sf) for service/repairs of cars and trucks and associated office, as well as a 2,925 sf area for above ground oil fuel storage tanks for distribution/sale to customers off-site. Application Acceptance & Hearing.

VII. NEW BUSINESS

A. Melendy Road 2-Lot Subdivision SB# 12-20 140 Melendy Road Map 198/Lot 173

Purpose of plan: to subdivide Map 198/Lot 173 into two residential lots. Application Acceptance & Hearing.

VIII. ADJOURNMENT

Brian Groth Town Planner

POSTED: Town Hall, Library, Post Office, Web-06-27-20

| 5 | TOWN OF 2 | HUDSON | HUDSON NEW RESHIER |
|--------|--------------------------|--------------------------------|--------------------|
| \int | Planning | Board | THE ORPORATED THE |
| | Timothy Malley, Chairman | Roger Coutu, Selectmen Liaison | |

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

MINUTES/DECISIONS OF THE PLANNING BOARD MEETING DATE: JUNE 24, 2020

| In attendance = X | Alternate Seated = S | Partial Attendance = P | Excused Absence = E |
|-------------------|----------------------|------------------------|---------------------|
| Tim Malley | Ed Van der Veen | William Collins | Charlie Brackett |
| ChairX | Vice-Chair <u>X</u> | Secretary <u>X</u> | Member _X_ |
| Dillon Dumont | Jordan Ulery | Elliott Veloso | William Cole |
| MemberE | Member <u>X</u> | Alternate _X_ | Alternate _X_ |
| George Hall | Roger Coutu | Marilyn McGrath | Brian Groth |
| Alternate _X_ | Select. Rep _X_ | Alt. Select. RepX | Town Rep. <u>X</u> |

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I. CALL TO ORDER BY CHAIRPERSON AT 7:01 P.M.

- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL

IV. SEATING OF ALTERNATES

Mr. Hall was seated for Mr. Dumont.

V. MINUTES OF PREVIOUS MEETING(S)

• 10 June 20 Meeting Minutes – Decisions

Mr. Ulery moved to accept the 10 June 20 Meeting Minutes (as written/amended).

Motion seconded by Mr. Brackett. All in favor - motion carried 7/0/0.

• 13 June 20 Meeting Minutes – Decisions

Mr. Ulery moved to accept the 13 June 20 Meeting Minutes (as written/amended).

Motion seconded by Mr. Brackett. All in favor – motion carried 7/0/0.

VI. CORRESPONDENCE

A. Request to establish three bonds for Friars Court Apartment Complex by Elvis Dhima, Town Engineer.

Mr. Van der Veen moved to approve the bond amounts presented in the memorandum from the Town Engineer, Elvis Dhima, to the Town Planner, Brian Groth, for the project known as Friars Court located at 161 Lowell Road. The bond amounts are \$251,994 for the construction of Friars Drive, \$254,469 for the construction of on-site utilities, and \$68,697 for construction of off-site improvements on Lowell Road.

Motion seconded by Mr. Ulery. All in favor – motion carried 7/0/0.

B. Request to release School Impact Fees from Karen Burnell, Business Administrator, Hudson School District.

Mr. Ulery moved to recommend to the Board of Selectmen, the release of \$250,000.00 from the School Impact Fee Account (2080-000-051), in accordance with the written request from the Hudson School Board.

Motion seconded by Mr. Van der Veen. All in favor – motion carried 7/0/0.

VII. OLD BUSINESS

A. Hudson Logistics Center Subdivision, Site Plan & Conditional Use Permit

| SB# 11-20 | Lowell & Steele Road |
|-----------|--|
| SP# 04-20 | Map 234/Lots 5, 34 & 35, Map 239/Lot 1 |
| CU# 02-20 | |

Purpose of Plan: to show the dedication of a new subdivision road and the consolidation/subdivision/lot line adjustment of Map 234/Lots 005, 034 & 035, and Map 239/Lot 001. And, to propose commercial development consisting of three (3) new distribution and logistics buildings with associated access ways, parking, stormwater/drainage infrastructure and other site improvements. Continuance of Hearing.

Mr. Coutu moved, per the applicant's request, to defer discussion and consideration of the Hudson Logistics Center proposal, comprising Site Plan Application SP#04-20, Subdivision Application SB#11-20 and Conditional Use Permit Application CU#02-20, to date certain, July 22, 2020.

Motion seconded by Mr. Van der Veen. All in favor – motion carried 7/0/0.

VIII. ADJOURNMENT

Motion to adjourn by Mr. Ulery. Seconded by Mr. Brackett. All in favor – motion carried 7/0/0.

Meeting adjourned at 7:10p.m.

William Collins Secretary, Planning Board

These minutes are in draft form and have not yet been approved by the Planning Board.

Hudson Planning Board Minutes/Decisions June 24, 2020 Page 2

<u>B & H OIL COMPANY</u> CONCEPTUAL SITE PLAN APPLICATION #02-20

STAFF REPORT

July 8, 2020

SITE: 19 Constitution Drive; Map 170 Lot 42

ZONING: Industrial (I)

PURPOSE OF PLANS: The purpose of this plan is to show a mixed use [development] consisting of a 4-bay garage (3,200 sf) for service/repairs of cars and trucks and associated office, as well as a 2,925 sf area for above ground oil fuel storage tanks for distribution/sale to customer off-site.

PLANS UNDER REVIEW: Site Plan - Proposed Building [and Fuel Storage Area]; prepared by Edward N. Herbert Association Inc., 1 Frost Road, Windham, NH 03087; prepared for: B&H Oil Company, Inc., 6 Starwood Drive, Hampstead, NH, 030841; consisting of 4 sheets, and notes 1-11 on Sheet 1; dated May, 2020, last revised May, 2020.

ATTACHMENTS:

- A. Zoning Determination #20-042, dated May 8, 2020
- B. Departmental Review, Engineering & Zoning

APPLICATION TRACKING:

- June 8, 2020 Application Received
- July 8, 2020 Conceptual Meeting Scheduled

COMMENTS:

The purpose of the building and storage area is understood but the general purpose of the site is not certain. For instance, it is not clear if the two uses are related or independent of each other. The applicant should clarify if the intent of the garage is to service the delivery trucks or the general public.

Comments received by Engineering indicate plan requirements that would be needed for a formal application. The Town Engineer raises the issue of stormwater management: the applicant should be aware of Town's requirements and incorporate them into their site plan.

The Zoning Administrator notes that oil delivery trucks will be parked in-site. He questions whether or not there will be enough parking for the delivery trucks and employees. The parking scheme should be addressed by the applicant.

DRAFT MOTIONS

There are no actions to be taken as this is a conceptual non-binding review only.

CSP #02-20 Staff Report Page 1 of 1 Land Surveyors & Consulting Engineers

EDWARD N. HERBERT ASSOCIATES, INC.

One Frost Road Windham, NH 03087

Re: B & H Oil Company Conceptual Site Plan Map 170, Lot 042-000 19 Constitution Drive

Project Narrative

The property is located on the north side of Constitution Drive and is located in the Industrial (I) District. The property is currently an undeveloped lot and is surrounding by various industrial properties.

The purpose of this project is to show a mixed use consisting of a 4 bay garage (3,200 sf) for repairs of cars and trucks with associated office as well as a 2,925 sf area for above ground oil fuel storage tanks for distribution/sale to customers off-site

The property will be fenced on all sides with 8' high black chain link fence with 2 gates. The property will be serviced by one horseshoe shaped, one directional driveway with one dedicated ingress and one dedicated egress on Constitution Drive. A photo of typical tank storage has been enclosed.

CONCEPTUAL SITE PLAN APPLICATION FOR PLAN REVIEW TOWN OF HUDSON, NEW HAMPSHIRE

| Date of Application: May 29, 2020 | Tax Map # <u>170</u> Lot # <u>042-000</u> |
|--|---|
| Name of Project: <u>B & H Oil Fuel Storage T</u> | ank Farm |
| Zoning District: | General CSP# |
| ZBA Action: None | |
| PROPERTY OWNER: 19 Constitution Drive, LLC | DEVELOPER: |
| Name: <u>c/o Richard Conley</u> | B & H Oil Company, Inc. |
| Address: 24 Wisteria Drive | 6 Starwood |
| Address: Dover, NH 03820 | Hampstead, NH 03841 |
| Telephone # | 603-234-1397 |
| Fax # | |
| Email: | |
| PROJECT ENGINEER | SURVEYOR |
| Name: Michael Gospodarek | Paul Zarnowski |
| Address: 1 Frost Road | 1 Frost Road |
| Address: <u>Windham, NH 03087</u> | Windham, NH 03087 |
| Telephone #603-432-2462 | 603-432-2462 |
| Fax #603-425-2519 | 603-425-2519 |
| Email: engineering@enhinc.net | Paul@enhinc.net |

PURPOSE OF PLAN:

The purpose of this plan is to show a mixed use consisting of a 4 bay garage (3,200 sf) for service/repairs of cars and trucks and associated office, as well as a 2,925 sf area for above ground oil fuel storage tanks for distribution/sale to customers off-site.

CONCEPTUAL SITE PLAN DATA SHEET

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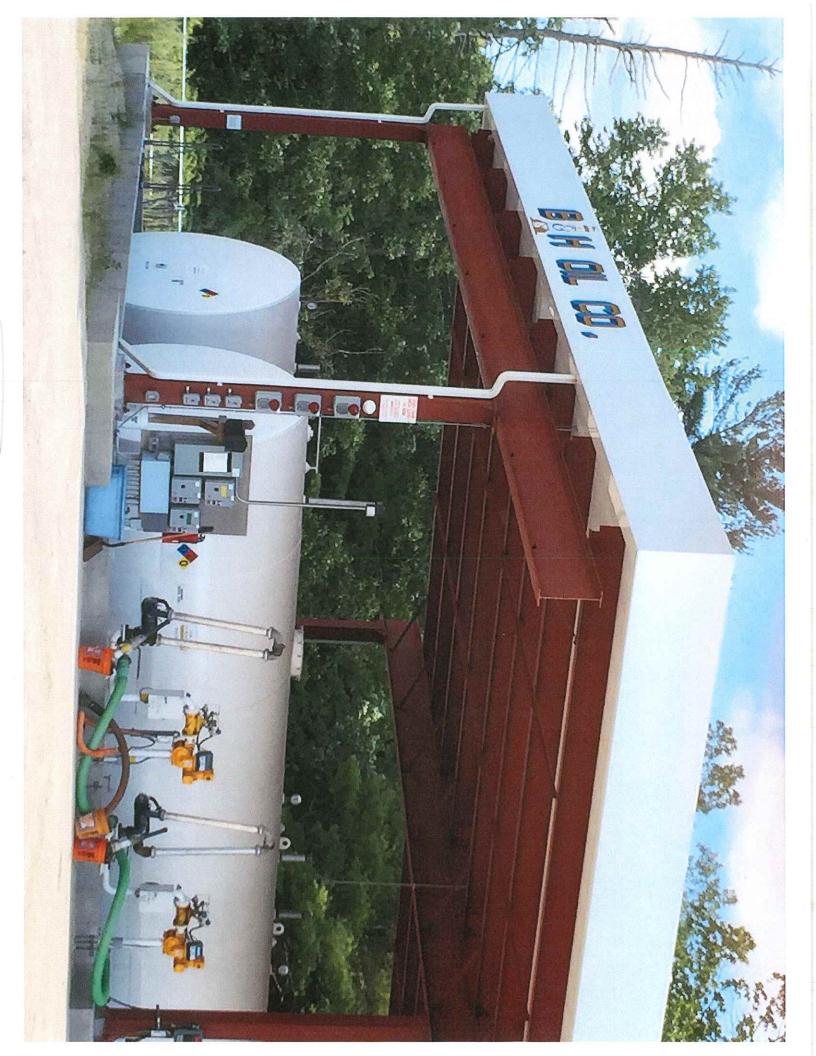
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| PLAN NAME: B & H Oil Fuel Storag | e Tank Farm | |
|------------------------------------|---|---|
| PLAN TYPE: <u>CONCEPTUA</u> | L SITE PLAN | |
| LEGAL DESCRIPTION: MAP_ | 170 | LOT <u>042</u> - <u>000</u> |
| DATE: | | |
| Location by Street | | we have not |
| Zoning: | Industrial | |
| Proposed Land Use: | Industrial - Garage for c | ar/truck repair/office/oil storage tanks |
| Existing Use: | Vacant lot | <u>.</u> |
| Surrounding Land Use(s): | Industrial | |
| Number of Lots Occupied: | 0 | |
| Existing Area Covered by Building: | 0 | |
| Existing Buildings to be removed: | 0 | |
| Proposed Area Covered by Building: | 2.2% | |
| Open Space Proposed: | 67.2% | |
| Open Space Required: | 40% or 43,212 SF | |
| Total Area: | S.F.: 108,030 | Acres: |
| Area in Wetland: | 4,160 SF Area Ste | ep Slopes: <u>8,308 SF</u> |
| Required Lot Size: | 30,000 SF | |
| Existing Frontage: | 211.78' on Constitut | ion Drive |
| Required Frontage: | 150' | |
| Building Setbacks: | Required* | Proposed |
| Front: | 50 | 50 |
| Side: Rear: | <u> 15 </u> | <u> </u> |

CONCEPTUAL SITE PLAN DATA SHEET (Continued)

| Flood Zone Reference: | Firm Community Map 33011C0519D 9-25-2009 |
|--|--|
| Width of Driveways: | Varies, minimum 26' |
| Number of Curb Cuts: | 1 |
| Proposed Parking Spaces: | 11 |
| Required Parking Spaces: | 9 |
| Basis of Required Parking (Use): | Garage for car/truck repair/office |
| Dates/Case #/Description/Stipulations of ZBA, Conservation Commission, NH Wetlands Board Actions: (Attach stipulations on separate sheet) | |
| | |

| | For Office Use | |
|------------------------|----------------|-------|
| Data Sheet Checked By: | | Date: |
| | | |





TOWN OF HUDSON

Land Use Division



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

Zoning Determination #20-042

May 8, 2020

Peter Zohdi Edward N. Herbert Assoc., Inc 1 Frost Road Windham, NH 03087

Re: <u>18 Constitution Dr</u> <u>Map 170 Lot 042-000</u> District: Industrial (I)

Dear Mr. Zodi,

Your request: What is the zoning district, use determination and site plan process for a proposed development on this parcel?

Zoning Review / Determination:

Our records show this is an undeveloped lot of record in the Industrial (I) district.

Your proposal based on plan sheet 4 of 7, dated April 2020 "work in progress 4-30-2020" (and email from Jeanne) indicates a mixed use consisting of x gals of above ground storage tanks of fuel for distribution/sale to customers off site, and a 3,200 sqft automotive service and repair garage w/associated office.

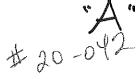
I would classify these uses per §334-21: <u>Table of Permitted Principal Uses</u> as permitted mixed uses: D-10 "Motor vehicle light service; motor vehicle general and body repair" and E-9 "Heating fuel storage and sales".

§334-10B states: "For the purposes of this chapter, multiple commercial or industrial uses/activities developed as part of a single site are considered a single principal use."

NOTE: this determination may be appealed to the Hudson Zoning Board of Adjustment within $3\theta \ll days$ of the receipt of this letter.

OF HUDSON WAY 05. 2020 toning D

COMMUNITY DEVELOPMENT DEPARTMENT 12 School Street Hudson, NH 03051 (603)886-6005 www.hudsonnh.goy



Town of Hudson

REQUEST FOR ZONING and/or PLANNING INFORMATION / DETERMINATION

| ······································ | |
|---|--|
| Date of request | 04/29/2020 |
| Property Location | 19 Constitution Drive |
| | Map 170 Lot 042 - 000 |
| Zoning District if known | Industrial |
| ⊠ Z | <u>Type of Request</u> oning District Determination Determination Process for Subdivision/Site Plan if required Other |
| Description of re | quest / determination: (Please attach all relevant documentation) |
| <u>Please see</u> storage ta | attached preliminary site plan and photo of typical |
| <u>no sales.</u> <u>cars and t</u> an oil fue | is in the Industrial District and will be private with We are proposing a 4 bay garage for service/repairs of rucks and a portion for an office. There will also be 1 storage tank area on site(see attached photo & y site plan). |
| Applicant Cont | act Information: |
| Name: Address: Phone Number: | Peter Zohdi 1 Frost Road, Windham, NH 03087 0: (603) 432-2462, C: (603) 234-7276 |
| | For Office use |
| | |
| NOTES: | |

ZONING DETERMINATION LETTER SENT [] DATE:

Groth, Brian

From:Dhima, ElvisSent:Tuesday, June 9, 2020 2:25 PMTo:Dubowik, Brooke; Bianchi, Dave; Buttrick, Bruce; Buxton, Robert; Forrence, Jess; Groth,
Brian; Michaud, JimSubject:RE: Department Sign Off - 19 Constitution Drive

Brooke

This is not ready for review but if you are looking for initial comments please see below

Looking at the plans I see the following missing

Utilities (water , sewer , gas (existing and proposed) Drainage (existing and proposed) Grading (proposed) Details and cross sections for all the components within the plan, pavement , curb, water, sewer , drainage,

I'm not sure if the applicant understands that the runoff needs to be detained and treated and I see no room left to do that

Basically there is nothing to review here for ENG at this time

Ε

Elvis Dhima P.E. Town Engineer 12 School Street Hudson, NH 03051 Phone: (603) 886-6008 Sent from my IPad



From: Dubowik, Brooke Sent: Monday, June 8, 2020 3:40 PM To: Bianchi, Dave <dbianchi@hudsor

To: Bianchi, Dave <dbianchi@hudsonnh.gov>; Buttrick, Bruce <buttrick@hudsonnh.gov>; Buxton, Robert <RBuxton@hudsonnh.gov>; Dhima, Elvis <edhima@hudsonnh.gov>; Forrence, Jess <jforrence@hudsonnh.gov>; Groth, Brian <bgroth@hudsonnh.gov>; Michaud, Jim <jmichaud@hudsonnh.gov> Subject: Department Sign Off - 19 Constitution Drive

Good afternoon,

The attached Conceptual Site Plan is going to be in front of the Board next month.

Groth, Brian

| From: | Buttrick, Bruce |
|--------------------------|--|
| Sent: | Wednesday, June 10, 2020 8:16 AM |
| То: | Dubowik, Brooke; Bianchi, Dave; Buxton, Robert; Dhima, Elvis; Forrence, Jess; Groth, Brian; Michaud, Jim |
| Subject: Attachments: | RE: Department Sign Off - 19 Constitution Drive 20-042 Zoning Determination - 19 Constitution Dr.pdf; RE: B&H Oil Preliminary Site Plan |

ALCON,

Brian, Elvis and I have had email conv with applicant recently, (I include my Zoning Determination of May 8) and a prior email attached.

Based on the email I had received, there will be parking of the oil delivery trucks on-site, that is not mentioned nor shown on the site plan or description/scope of business operations.

A general question/comment I have: is there enough parking? If patrons drop off cars overnight? The mechanics cars, the office, Fuel oil delivery trucks (and their drivers).

Bruce

From: Dubowik, Brooke

Sent: Monday, June 8, 2020 3:40 PM

To: Bianchi, Dave <dbianchi@hudsonnh.gov>; Buttrick, Bruce <bbuttrick@hudsonnh.gov>; Buxton, Robert <RBuxton@hudsonnh.gov>; Dhima, Elvis <edhima@hudsonnh.gov>; Forrence, Jess <jforrence@hudsonnh.gov>; Groth, Brian <bgroth@hudsonnh.gov>; Michaud, Jim <jmichaud@hudsonnh.gov> Subject: Department Sign Off - 19 Constitution Drive

Good afternoon,

The attached Conceptual Site Plan is going to be in front of the Board next month.

We don't normally ask for comments at the Conceptual level, but I thought it might streamline the Site Plan Application when they apply.

If you have any comments, please send them to me no later than June 22nd. Thank you,

Brooke Dubowik

Planning Administrative Aide II



Town of Hudson 12 School Street Hudson, NH 03051 603-816-1267 (Direct) 603-594-1142 (Fax)

| LIST OF ABUT | TERS |
|--------------|---|
| 161-053-000 | 14 CLEMENT ROAD. LLC. 5694-291 1 WALL ST. HUDSON, NH 03051 |
| 161-054-000 | 14 CLEMENT ROAD. LLC. 5694-291 1 WALL ST. HUDSON, NH 03051 |
| 170-031-000 | TSD HOCKEY GROUP, LLC. 7566-1574 20 CONSTITUTION DR., HUDSON, NH 03051 |
| 170-034-000 | PRINCECAPE REALTY, LLC. 8242-2550 33 CONSTITUTION DR., HUDSON, NH 03051 |
| 170-038-000 | JOHN JAMER 7186-2629 97 SHADOW LAKE RD., SALEM, NH 03079 |
| 170-040-000 | CENTURY PARK, LLC. 5662-964 1 WALL ST., HUDSDN, NH 03051 |
| 170-041-000 | 1 WHEL ST., HODSEN, NH 05051 14 CLEMENT ROAD, LLC. 5694–291 1 WALL ST. HUDSON, NH 03051 |
| 170-042-000 | I WHEL ST. HODSDN, NH 03051 19 CONSTITUTION DRIVE, LLC. 7134-1135 С/П RICHARD CONFFY |
| 170-043-000 | 24 WISTERIA DR., DOVER, NH 03820 RONALD & PATRICIA MERRITT 7112-2854 |

| 0-043-000 | RONALI | J & C | PATR | ICIA | MERRIT | Т | 7112-2 | 854 |
|-----------|--------|-------|------|------|---------|----|--------|-----|
| | 15 HAY | NES | RD., | DEEF | RFIELD, | NH | 03037 | |
| | | | | | | | | |

ADDITIONAL PEOPLE TO NOTIFY:

PAUL ZARNOWSKI, LLS EDWARD N. HERBERT ASSOC., INC. 1 FROST ROAD WINDHAM, NH 03087

MICHAEL GOSPODAREK, PE EDWARD N HERBERT ASSOC., INC. 1 FROST ROAD WINDHAM, NH 03087

SHAYNE GENDRON EDWARD N HERBERT ASSOC., INC. 1 FROST ROAD WINDHAM, NH 03087

RALPH GLYNN B & H DIL COMPANY, INC. 6 STARWOOD ROAD HAMPSTEAD, NH 03841

DPEN SPACE CALCULATIONS:

PER SECTION 276-11.1(24) FORTY PERCENT, OF THE AREA OF THE LOT IS LOCATED DUTSIDE OF THE AREA BOUNDED BY THE CORRIDOR OR RIGHT-OF-WAY OF THE NASHUA-HUDSON CIRCUMFERENTIAL HIGHWAY AND THE MERRIMACK RIVER.

TOTAL LOT AREA = 108,030 SF OR 2.480 AC.

TOTAL PROPOSED BUILDING AREA INCLUDING GARAGE/OFFICE, FUEL STORAGE TANK AREA AND PAVEMENT = 35,344 SF

108,030 SF - 35,344 SF = 72,686 SF72,686 SF / 108,030 SF = 0.672 DR 67.2% DPEN SPACE PROVIDED

PARKING CALCULATIONS:

PROPOSED AUTOMOTIVE REPAIR WITH 4 WORKING BAYS = 8 SPACES PROPOSED OFFICE SPACE = 1 EMPLOYEE = 1 SPACE

TOTAL SPACES REQUIRED = 9, TOTAL SPACES PROVIDED = 11

TO THE BEST OF OUR KNOWLEDGE THIS PLAN COMPLIES WITH THE LATEST ADA REQUIRMENTS AS PUBLISHED IN THE LATEST REVISION DATE OF 2010.

FINAL SITE PLAN APPROVAL IS GRANTED FOR THE SITE PLAN ENTITLED: B & H OIL FUEL STORAGE TANK FARM, 19 CONSTITUTION DRIVE, HUDSON, NH, MAP 170, LOT 042, PREPARED BY EDWARD N. HERBERT ASSOC., INC. 1 FROST ROAD, WINDHAM, DATED MAY 2020, (LAST REVISED), CONSISTING OF SHEETS 1- AND NOTES 1 - ON SHEET 1 HILLSBORDUGH COUNTY REGISTRY OF DEEDS PLAN NO. HCRD#_____, 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.

2. ALL IMPROVEMENTS SHOWN ON THE SITE PLAN-OF-RECORD, INCLUDING NOTES 1-, SHALL BE COMPLETED IN THEIR ENTIRETY AND AT THE EXPENSE OF THE APPLICANT OR HIS ASSIGNS.

3. 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 LAND USE DEVELOPMENT, CONFIRMING THAT THE SITE CONFORMS TO THE PLANNING BOARD APPROVED SITE.

4. THE UNSITE DRAINAGE SYSTEM SHALL BE CUNSTRUCTED AND MAINTAINED IN CUMPLIANCE WITH NHDES RRQUIREMENTS FOR SUCH SYSTEMS.

5. PRIOR TO PLANNING BOARD ENDORSEMENT OF THE PLAN, IT SHALL BE SUBJECT TO FINAL REVIEW BY THE TOWN ENGINEER AND CLD.

6. CONSTRUCTION ACTIVITIES INVOLVING THE SUBJECT LOT SHALL BE LIMITED TO THE HOURS BETWEEN 7:00 A.M. AND 7:00 P.M. NO EXTERIOR CONSTRUCTION ACTIVITIES SHALL BE ALLOWED ON SUNDAYS. NOTE 15 SHALL BE ADDED TO THE PLAN SET.

7. HOURS OF REFUSE REMOVAL SHALL BE EXCLUSIVE TO THE HOURS BETWEEN 7:00 A.M. AND 7:30 P.M. MONDAY THROUGH SATURDAY ONLY.

8. HOURS OF OPERATION SHALL BE EXCLUSIVE TO THE HOURS BETWEEN 7:00 A.M. AND 7:00 P.M. MONDAY THROUGH SATURDAY ONLY.

APPROVED BY THE HUDSON PLANNING BOARD

DATE OF MEETING:

SIGNATURE DATE

PLANNING BOARD CHAIRMAN

PURSUANT TO THE SITE REVIEW REGULATIONS OF THE HUDSON PLANNING BOARD, THE SITE PLAN APPROVAL GRANTED HEREIN EXPIRES ONE YEAR FROM DATE OF APPROVAL.

161-012-000

160

-104-000

160

-105-000

169

-019-000

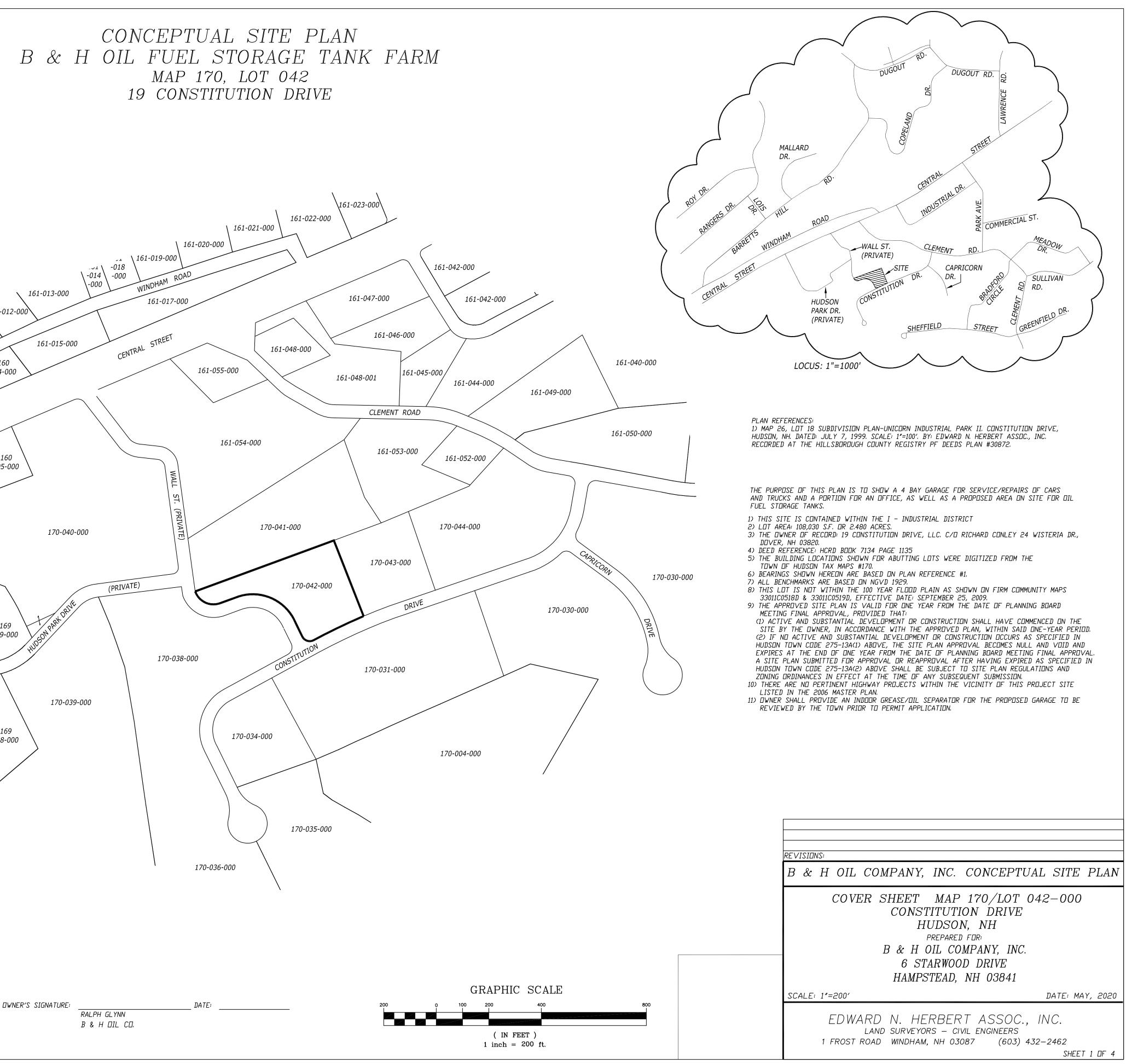
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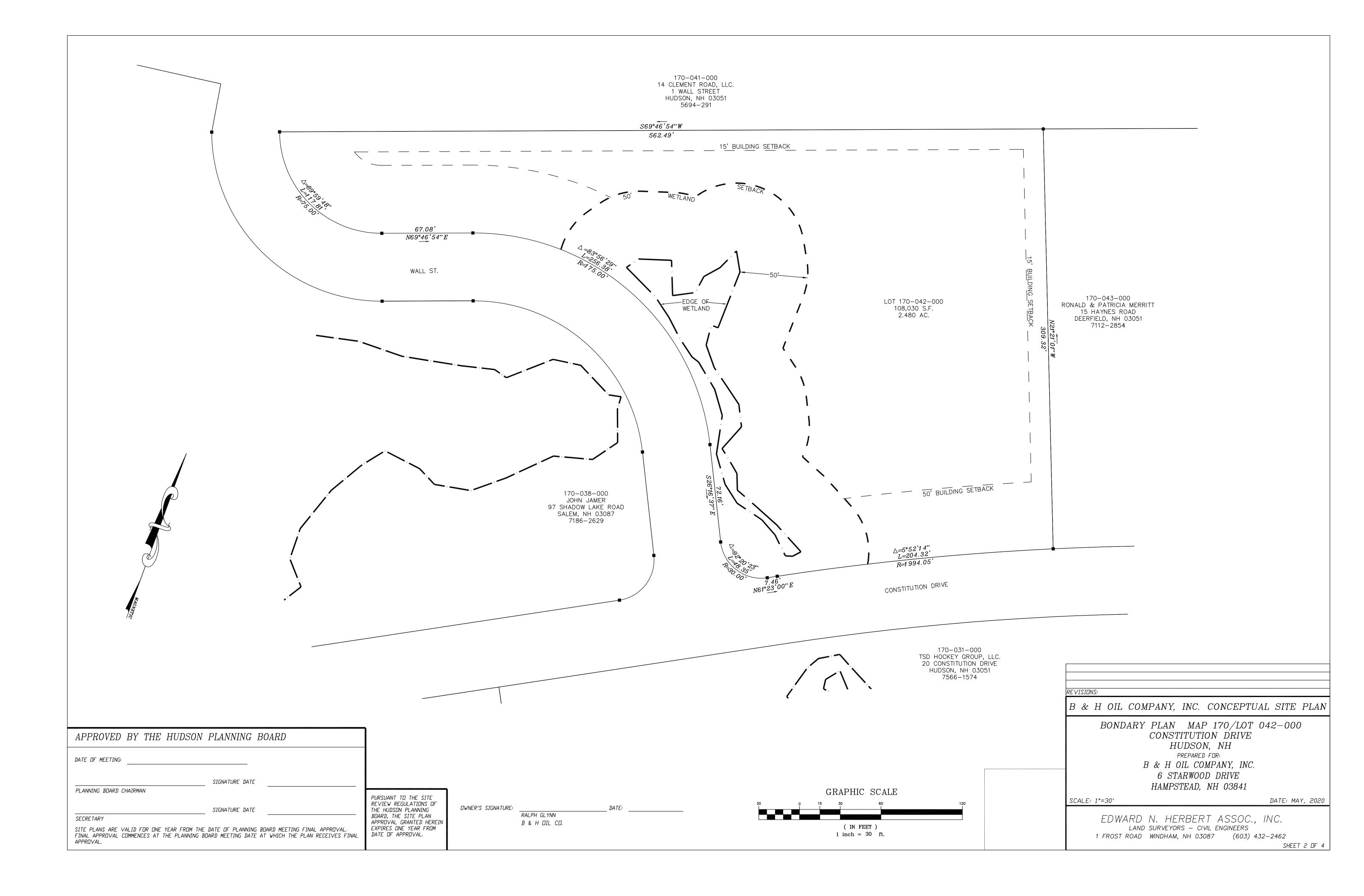
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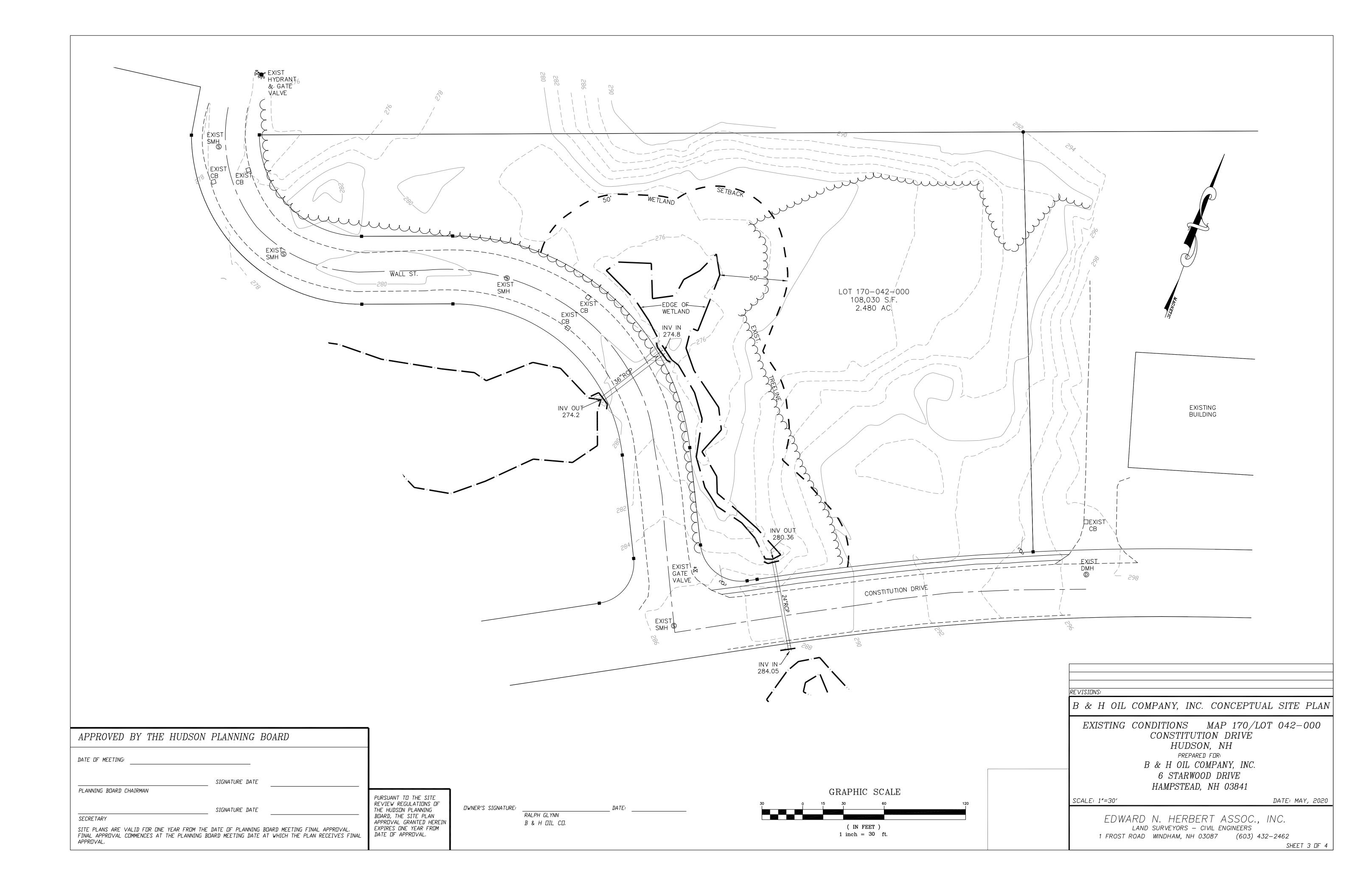
SECRETARY

SIGNATURE DATE

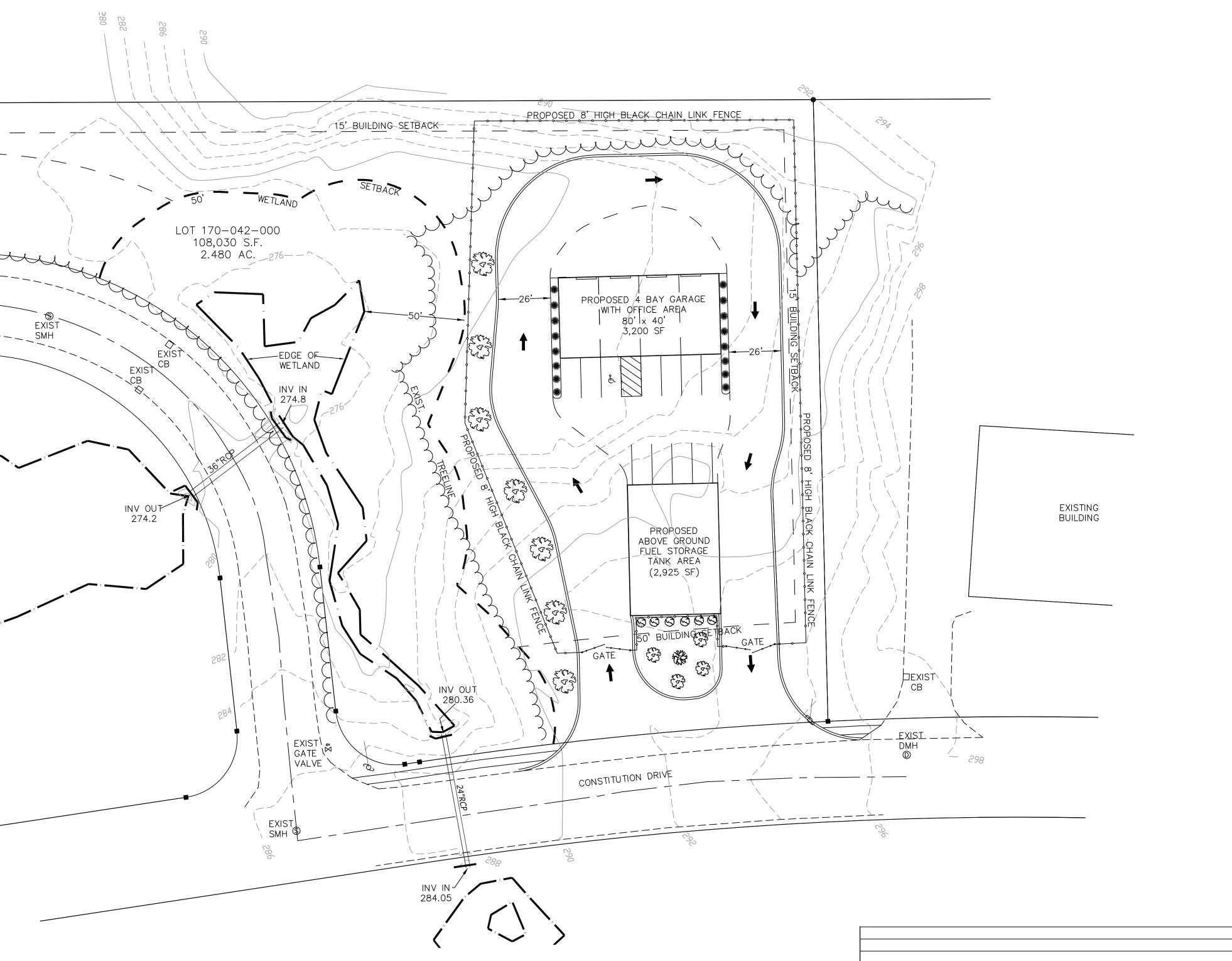
SITE PLANS ARE VALID FOR ONE YEAR FROM THE DATE OF PLANNING BOARD MEETING FINAL APPROVAL. FINAL APPROVAL COMMENCES AT THE PLANNING BOARD MEETING DATE AT WHICH THE PLAN RECEIVES FINAL APPROVAL.

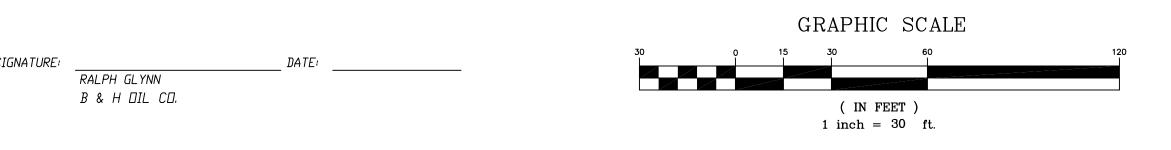


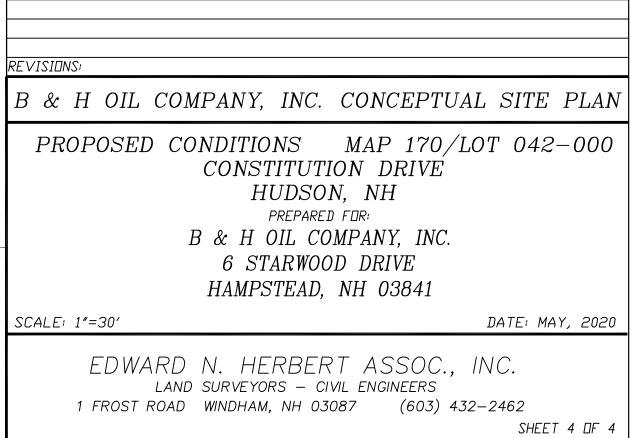




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| APPROVED BY THE HUDSON PLANNING | BOARD | - |
| DATE DF MEETING: | BOARD | |
| | BOARD | PURSUANT TO THE SITE REVIEW REGULATIONS OF THE HUDSON PLANNING OWNER'S |







MELENDY ROAD SUBDIVISION SUBDIVISION APPLICATION #02-20

STAFF REPORT

July 8, 2020

SITE: 140 Melendy Road, Map 198 Lot 173

ZONING: General (G)

PURPOSE OF PLANS: The purpose of this plan is to illustrate the subdivision of tax map 198-173 (4.024 acres) into two parcels.

PLANS UNDER REVIEW: Subdivision – Resulting into two lots; prepared by Jeffrey Land Surveys, LLC, 1 Burgess Drive, Litchfield, NH 03052; prepared for: Denise and Leroy Thompson, 140 Melendy Road, Hudson, NH; consisting of 1 sheet, and notes 1-10 on Sheet 1; dated February, 2019.

ATTACHMENTS:

- A. Waiver Request Forms
- B. Departmental Reviews: Engineering
- C. Notice of Decision: Variance granted on April 25, 2020

APPLICATION TRACKING:

- June 8, 2020 Application Received
- July 8, 2020 Public Hearing Scheduled

WAIVER REQUESTS:

- §276-6.D Traffic Study
- §289-20.C Drainage Study

COMMENTS:

Variance - The Zoning Board granted the reduced frontage variance for proposed lot 198-173-1. The applicant should reference the approval in the notes section.

Department Reviews - Comments received by Engineering indicate the applicant should provide a driveway plan and profile, stamped by NHPE, for the new lot prior to recording the plan.

Plan Note Consistency – There are inconsistencies between the acreage stated in the notes and what is on the plan (note #3). Note #4 does not reference the correct parcel. The applicant should correct these notes.

Shared Driveway - The shared driveway may pose maintenance issues, the applicant should have a permanent maintenance agreement in place prior to issuance of C.O.

SB #12-20 Staff Report Page 1 of 3

WAIVER MOTIONS GRANT a waiver:

I move to grant a waiver from 276-6.D – traffic study, based on the Board's discussion, the testimony of the Applicant's representative, and in accordance with the testimony provided in the application.

Motion by: _____Second: ____Carried/Failed: _____

I move to grant a waiver from 289-20.C - drainage report, based on the Board's discussion, the testimony of the Applicant's representative, and in accordance with the testimony provided in the application.

Motion by: _____Second: _____Carried/Failed: _____

DRAFT MOTIONS

ACCEPT the subdivision application:

I move to accept the subdivision application for 140 Melendy Road, Map 198 Lot 173.

Motion by: ______Second: _____Carried/Failed: _____

[If the Board needs more information, move to <u>defer</u> the application and indicate why]

<u>CONTINUE</u> the public hearing to a date certain:

I move to continue the public hearing for the subdivision application for 140 Melendy Road, Map 198 Lot 173, to date certain, _____.

Motion by: ______ Second: ______ Carried/Failed: ______

[If the Board needs more time to deliberate, move to <u>continue</u> the hearing]

<u>APPROVE</u> the site plan application:

I move to approve the subdivision application titled Subdivision Plan, 140 Melendy Road; prepared by Jeffrey Land Surveys, LLC, 1 Burgess Drive, Litchfield, NH 03052; prepared for: Denise and Leroy Thompson 140 Melendy Road, Hudson, NH; consisting of 1 sheet, and notes 1-10 on Sheet 1; dated February, 2019; subject to, and revised per, the following stipulations:

- 1. All stipulations of approval shall be incorporated into the Development Agreement, which shall be recorded at the HCRD, together with the Plan.
- 2. A cost allocation procedure (CAP) amount of \$5,850 for each single-family dwelling unit, or \$5,335 for each dwelling unit shall within a duplex, be paid prior to the issuance of a Certificate of Occupancy for the proposed building.
- 3. Construction activities involving the proposed undeveloped lots shall be limited to the hours between 7:00 A.M. and 7:00 P.M., Monday through Saturday. No exterior construction activities shall occur on Sunday.
- 4. A permanent maintenance agreement shall be put in place prior to issuance of Certificate of Occupancy.

Motion by: _____ Second: _____ Carried/Failed: _____.

| Name of Subdivision/Site Plan:140 MELENDY ROA | D SUBDIVISION |
|---|--|
| Street Address: 140 MELENDY ROAD | |
| DENISE & LEROY THOMPSON | hereby request that the Planning Board |
| waive the requirements of item <u>HTC-289-6D</u> | of the Hudson Land Use Regulations |
| in reference to a plan presented by GREGG JEFFREY | LLS |
| (name of surveyor and en | ngineer) dated for |
| property tax map(s) 198 and lot(s) 173 | 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 Land Use Regulations.

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

A traffic study would cause unnecessary financial burden on the applicant. The proposed

subdivision will only create one additional lot, therefore the impact to Melendy Rd. is negligible.

Reason(s) for granting this waiver, relative to not being contrary to the spirit and intent of the Land Use Regulations: (if additional space is needed please attach the appropriate documentation hereto): <u>The ordinance is in place for larger projects that present significant increases to traffic</u> <u>volume on adjacent roadways</u>. The proposed two-lot subdivision is not expected to <u>significantly increase traffic volumes in the area, therefore, granting of the waiver is in</u> keeping with the spirit and intent of the ordinance.

Kerry Thomps Signed. Applicant or Authorized Agent

Page 6 of 8 Subdivision Application - Hudson NH

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| Name of Subdivision/Site Plan: <u>140 MELENDY R</u> | COAD SUBDIVISION |
|---|--|
| Street Address: 140 MELENDY ROAD | |
| DENISE & LEROY THOMPSON | hereby request that the Planning Board |
| waive the requirements of item HTC 289-20C | of the Hudson Land Use Regulations |
| in reference to a plan presented by GREGG JEFF | REY LLS |
| (name of surveyor a | nd engineer) dated for |
| property tax map(s) 198 and lot(s) 173 | 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 Land Use Regulations.

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

The production of a Drainage Study for the subject project would present an

unnecessary financial hardship to the applicant.

Reason(s) for granting this waiver, relative to not being contrary to the spirit and intent of the Land Use Regulations: (if additional space is needed please attach the appropriate documentation hereto): The ordinance is in place to mitigate adverse downstream effects for larger projects with significant increases to impervious coverage. The subject project simply proposes to subdivide one existing lot into two lots. The additional impervious area is neglibible and will contribute to downstream flooding, therefore, granting of the waiver is in keeping with the spirit and intent of the ordinance.

Applicant or Authorized Agent

Page 6 of 8 Subdivision Application - Hudson NH

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Dhima, Elvis

From:Dhima, ElvisSent:Friday, June 12, 2020 8:16 AMTo:Dubowik, Brooke; Bianchi, Dave; Buttrick, Bruce; Buxton, Robert; Forrence, Jess; Groth,
Brian; Michaud, JimSubject:RE: Dept Sign Off - Melendy Rd. 2-Lot Subdivision

Brooke

I have only one comment

1. Applicant shall provide driveway plan and profile, stamped by NHPE, for the new lot prior to recording the plan.

Thanks

Ε

Elvis Dhima, P.E. Town Engineer

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



Town of Hudson NEW HAMPSHIRE 03051

From: Dubowik, Brooke
Sent: Wednesday, June 10, 2020 1:10 PM
To: Bianchi, Dave <dbianchi@hudsonnh.gov>; Buttrick, Bruce <bbuttrick@hudsonnh.gov>; Buxton, Robert
<RBuxton@hudsonnh.gov>; Dhima, Elvis <edhima@hudsonnh.gov>; Forrence, Jess <jforrence@hudsonnh.gov>; Groth, Brian <bgroth@hudsonnh.gov>; Michaud, Jim <jmichaud@hudsonnh.gov>
Subject: Dept Sign Off - Melendy Rd. 2-Lot Subdivision

Good afternoon, Attached is a sign off for a subdivision at 140 Melendy Road. Please return by June 22nd. Thank you,

Brooke Dubowik Planning Administrative Aide II



12 School Street Hudson, NH 03051 603-816-1267 (Direct) 603-594-1142 (Fax)

Doc # 9022580 Jun 7, 2019 9:42 AM Book 9175 Page 2787 Page 1 of 1 Register of Deeds, Hillsborough County

Hudson Zawikg A43 FEES: SURCHARGE: 200 CASH:

Send recorded copy to

TOWN OF HUDSON ZONING BOARD OF DJUSTMENT 12 School Street, Hudson, New Hampshire 03051

NOTICE OF DECISION

Map 198, Lot 173, Zone G (General), Case # 198-173

ZBA Decision 04/25/2019

Variance - GRANTED

Property Owner & Address: Denise & Leroy Thompson, 140 Melendy Road, Hudson, NH 03051

Property Location: 140 Melendy Road, Hudson, NH 03051

Action sought: Variance to subdivide and create a new 'flag' lot with insufficient frontage and a shared driveway.

Zoning Ordinance Articles: VII §334-27, Table of Minimum Dimensional Requirements

Action granted: After review of the testimony and the surveyed plan noting that the lot contains enough frontage but the existing house is in the center and the topography depicting steep slopes and ledge encumbering a separate driveway, noting that Planning Board review and finalization of access to the proposed new lot to the rear of the property is needed before the lot is created, and review of the criteria for the granting of a Variance and determination that each criteria has been met, motion made, seconded and voted 4:1 to grant the variance to create a flag lot with insufficient frontage based on the plan prepared by Greg Jeffrey, LLS, dated Feb 2019, with no stipulations.

NOTE: All representations of fact or intention made by the applicant during testimony before the Zoning Board of Adjustment relative to the obtaining of this relief shall be considered conditions of this approval, regardless of the fact that such facts or intentions may not have been specifically stated as stipulations of the motion. For details of specific discussion relative to this decision, please consult the public minutes recorded during this hearing.

hand Marachill

Charles J. Brackett, ZBA Chairman, Town of Hudson Signature

Bruce Buttrick, Zoning Administrator, Town of Hudson Signature

5/9/19 Date 5/8/19

SUBDIVISION PLAN DATA SHEET

| PLAN NAME: 140 MEL | ENDY ROAD SUBDIVISION | |
|---|---|--|
| PLAN TYPE: Conventional | Subdivision Plan or Open Space Development (Circle One) | |
| LEGAL DESCRIPTION: | MAP 198 LOT 173 | |
| DATE: 6.2.2 | | |
| Address: | 140 Melendy Road | |
| Total Area: | S.F. <u>175,293 SF</u> Acres: <u>4.024 AC</u> | |
| Zoning: | G | |
| Required Lot Area: | 43,560 SF | |
| Required Lot Frontage: | 150 LF | |
| Number of Lots Proposed: | 2 | |
| Water and Waste System Proposed: | PRIVATE WELL, PRIVATE SEPTIC | |
| Area in Wetlands: | 0 SF | |
| Existing Buildings To Be Removed: | 1 (GARAGE) | |
| Flood Zone Reference: | N/A, SEE FIRM MAP 3011C0538D | |
| Proposed Linear Feet Of New Roadway: | 0 LF | |

SUBDIVISION PLAN DATA SHEET

Dates/Case #/Description/ Stipulations of ZBA, Conservation Commission, NH Wetlands Board Action: VARIANCE GRANTED FOR INSUFFICIENT FRONTAGE

4/25/19, CASE 198-173

(Attach Stipulations on Separate Sheet) NONE

List Permits Required: STATE SUBDIVISION, STATE SEPTIC

| *Waivers Requested: | Hudson Town Code <u>Reference</u> | Regulation Description |
|---------------------|--------------------------------------|------------------------|
| | 1. 275-9.B | TRAFFIC STUDY |
| | 2. 275-8.9.A | DRAINAGE PLAN |
| | 3. | |
| | 4. | |
| | 5. | |
| | 6. | |
| | 7. | |

*(Left Column for Town Use)

(For Town Use Only)
Data Sheets Checked By: _____ Date: _____
Page 4 of 8
Subdivision Application - Hudson NH

SUBDIVISION PLAN APPLICATION AUTHORIZATION

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 Planner, the Town Engineer, 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: | mede Thomps der thomp Date: 5-25-2020 |
|----------------------|---------------------------------------|
| Print Name of Owner: | DENISE & LEROY THOMPSON |

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

| Signature of Developer: | Date: |
|--------------------------|-------|
| Print Name of Developer. | |

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

