

## **MINOR SUBDIVISION APPLICATION**

(a total of three or fewer lots)

## City of Rochester, New Hampshire

Date: 8/22/22	ls a conditional needed? Yes: <u>x</u> No: Unclear:
Property information	(If so, we encourage you to submit an application as soon as possible.)
Tax map #: 230 ; l	ot #('s): 21; Zoning district: GI
Property address/location	: 35 Industrial Way
Name of project (if applic	able):
	es; overlay zoning district(s)?
Property owner	
Name (include name of in	ndividual): Amarosa Industrial Park LLC and IWRLLC; David Francoeur
Mailing address: 17 Parkvie	w Terrace, Somersworth, NH 03878
Telephone #: 603-749-7100	Email: dave@allrealestatenh.com
Applicant/developer	(if different from property owner)
Name (include name of in	dividual): 35 Industrial Way Management LLC
Mailing address: same as o	wner
Telephone #:	Email:
Engineer/surveyor	
Name (include name of ir	ndividual): Norway Plains Associates, Inc.; Scott Lawler
Mailing address: PO Box 249	, Rochester, NH 03867
Telephone #: 603-335-3948	Fax #:
Email address: slawler@norw	vayplains.com Professional license #: 10026
Proposed project	
Number of proposed lots:	2 ; Are there any pertinent covenants? No
Number of cubic yards of	earth being removed from the site?
City water? yes x no	; How far is City water from the site? connected
City sewer? yes x_ no	; How far is City sewer from the site? connected
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Wetlands: Is any fill proposed? No ; area to be filled: N/A ; buffer impact? No
Comments
Please feel free to add any comments, additional information, or requests for waivers here:
Submission of application
This application must be signed by the property owner, applicant/developer (if different from property owner), and/or the agent.
I (we) hereby submit this Subdivision application to the City of Rochester Planning Board pursuant to the <u>City of Rochester Subdivision Regulations</u> and attest that to the best of my knowledge all of the information on this application form and in the accompanying application materials and documentation is true and accurate. As applicant/developer (if different from property owner)/as agent, I attest that am duly authorized to act in this capacity.
Signature of property owner: Nan House
Date: 27 HUG 2022
Signature of applicant/developer:
Date:
Signature of agent:
Date: _8/22/22
Authorization to enter subject property
I hereby authorize members of the Rochester Planning Board, Zoning Board of Adjustment, Conservation Commission, Planning Department, and other pertinent City departments, boards and agencies to enter my property for the purpose of evaluating this application including performing any appropriate inspections during the application phase, review phase, post-approval phase, construction phase, and occupancy phase. This authorization applies specifically to those particular individuals legitimately involved in evaluating, reviewing, or inspecting this specific application/project. It is understood that these individuals must use all reasonable care, courtesy, and diligence when entering the property.  Signature of property owner:
Date: 22 Mul 2022

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# <u>Conditional Use Permit Application</u> City of Rochester, New Hampshire

Date: 8/22/22
Property information
Tax map #: 230 ; Lot #('s): 21 ; Zoning district: GI
Property address/location: 35 Industrial Way
Name of project (if applicable):
Property owner
Name (include name of individual): Amarosa Industrial Park LLC and IWRLLC; David Francoeur
Mailing address: 17 Parkview Terrace, Somersworth, NH 03878
Telephone #: 603-749-7100 Fax
Applicant/developer (if different from property owner)
Name (include name of individual): 35 Industrial Way Management LLC
Mailing address: same as owner
Telephone #: Fax #:
Engineer/designer
Name (include name of individual): Norway Plains Associates, Inc.; Scott Lawler
Mailing address: PO Box 249, Rochester, NH 03867
Telephone #: 603-335-3948 Fax #:
Email address: slawler@norwayplains.com Professional license #: 10026
Proposed Project
Please describe the proposed project: to allow a parking lot on its own in the general industrial zoning district.

Please describe the existing conditions:	the existing parcel is developed with condominiums and associated
parking.	
:	
Submission of application	
This application must be signed by the from property owner), and/or the agent.	property owner, applicant/developer (if different
Board pursuant to the <u>City of Rochester Z</u> knowledge all of the information on the application materials and documentation	e application to the City of Rochester Planning Coning Ordinance and attest that to the best of my his application form and in the accompanying is true and accurate. As applicant/developer (in attest that I am duly authorized to act in this Date: 22 Aug 2022
Signature of applicant/developer:  Signature of agent:	Date:
Signature of agent:	Date: <u>8/22/22</u>

## NORWAY PLAINS ASSOCIATES, INC.

LAND SURVEYORS • SEPTIC SYSTEM DESIGNERS • CIVIL ENGINEERS

P.O. Box 249 Continental Blvd. (03867) Rochester, NH 03866-0249 Phone (603) 335-3948 www.norwayplains.com



P. O. Box 268 31 Mooney St. Alton, NH 03809 Phone & Fax (603) 875-3948

August 23, 2022

Ryan O'Connor, Chief Planner Planning Department City of Rochester 33 Wakefield Street Rochester, NH 03867



Re: Minor Subdivision and Conditional Use Applications for 35 Industrial Management LLC; 35 Industrial Way, Map 230, Lots 21.

Dear Mr. O'Connor:

On behalf of 35 Industrial Management LLC, we hereby submit plans and applications for a proposed two-lot subdivision located at 35 Industrial Way. The parcel, Tax Map 230, Lot 21 comprising of 27.63 acres is located within the General Industrial (GI) zoning district and Wetland Conservation Overlay District. The property is located in Ten Rod Road Business Park which was created back in 1988 timeframe.

The subject lot is currently developed with a multi-tenant commercial and industrial building and associated parking lots. Access to the property is from Industrial Way at two locations at the cul-de-sac and another driveway approximately halfway along the parcel's frontage. The building is serviced by municipal water and sewer and underground utilities. The parcel is subject to several Eversource (fka PSNH) easements. Jurisdictional wetlands on the property were delineated by Joseph Noel, CWS, in August of 2022.

When the parcel was first created, it was actually two parcels, Lots 21 & 22 on Tax Map 230. The two lots were originally developed for Cabletron Systems, Inc. as their main research and development building. To accommodate the fast growing business on Lot 21, a large parking lot was built on Lot 22. In 2000, the parcel underwent a modification to which among other revisions, the common lot line between Lots 21 and 22 was abandoned. Thus, merging the two parcels into one lot. In around 2005, Cabletron Systems, Inc. sold the property and the building transitioned to multi-tenant spaces.

The applicant is proposing to subdivide the parcel into two parcels, essentially mimicking the original subdivision configuration. The parent parcel, Lot 21 will retain the existing building and all of the parking and vehicular circulation and unloading areas associated with the building. This 19.98 acre parcel will have over 225 feet of frontage on Industrial Way along with the two driveway access points at the cul-de-sac. In total, this lot will have 645 parking spaces, considerably more than is required by the current Site Plan Regulations for the various uses within the building.

The proposed parcel will be 7.65 acres in size and will have more than 1,631 feet of frontage, with the new property line generally following the stream that bisects the original parcel. This new parcel will consist of the large parking lot, 371 parking spaces with access in the middle of the frontage. Municipal water and sewer mains are located in the Industrial Way Right-of-Way that will service any future development.

Ultimately, this new lot will likely be redeveloped with a commercial or industrial building in the future, pending approval from the Rochester Planning Board. As such, a large amount of the parking lot will be repurposed for the new facility. However, until such time, the parking lot will be the primary use on this parcel. Parking lots within the General Industrial zoning district is permitted by Conditional Use Permit. Please find the attached Conditional Use Application included with the Minor Subdivision Application.

The existing bridge that connects the two parcels would be gated in the event that emergency vehicles need a secondary egress point. Access easements will be developed and recorded as part of this subdivision. All other future utility connections will be independent between the two parcels.

We look forward to discussing this project with staff and the Planning Board. Thank you for your consideration Sincerely,

NORWAY PLAINS ASSOCIATES, INC.

By:

Scott A. Lawler, PE, Project Engineer

cc: 35 Industrial Management, LLC

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Catherine A. Berube Register of Deeds, Strafford County **LCHIP** STA197144

25.00 TRANS TAX ST858034 102,000.00



#### **QUITCLAIM DEED**

Return to:

19 Cherry Lane

Madbury, NH 03823

Amarosa Industrial Park, LLC

Nashua VP, LLC, a New Hampshire limited liability company, and The Arthur W. Sullivan Revocable Trust, both with an address of 670 N. Commercial Street, Suite 303, Manchester, New Hampshire (collectively, the "Grantor"), for consideration paid, grants to Amarosa Industrial Park, LLC, a New Hampshire limited liability company with an address of 19 Cherry Lane, Madbury, New Hampshire, a 60% undivided interest as tenant in common, and IWR LLC, a New Hampshire limited liability company with an address of 17 Parkview Terrace, Somersworth, New Hampshire, a 40% tenant in common (collectively, the "Grantee"), with **QUITCLAIM COVENANTS**, the following premises situated in Rochester, County of Strafford, State of New Hampshire, consisting of:

A certain tract or parcel of land located on the northerly and northwesterly side of Industrial Way in the City of Rochester, County of Strafford, State of New Hampshire, shown as Lot 230/21 and 230/22 on a plan entitled, "Subdivision Plan - Industrial Way - Rochester, NH for Cabletron Systems, Inc." dated October 2000 and revised to August 27, 2001 by Norway Plains Associates, Inc., said plan being recorded at the Strafford County Registry of Deeds in Plan Drawer 63, Number 15. The subject tract is more particularly bounded and described as follows:

Beginning at a point on the northerly side of the Industrial Way cul-de-sac at land shown on the above referenced plan as Lot 230/20; thence running along Lot 230/20 North 47°-05'-22" West 90.84 feet to a point; thence turning and continuing along Lot 230/20 South 74°-01'-08" West 245.12 feet to a point; thence turning and continuing along Lot 230/20 North 54°-44'-54" West 82.61 feet to a point at land now or formally of Maurice M. Brock Trust; thence turning and running along land of said Trust North 36°-28"-56" East 157.04 feet to a point at the end of a stone wall; thence turning and continuing along land of said Trust and following a stone wall North 38°-47'-40" East 145.63 feet to a drill hole set at the end of a stone wall; thence turning and continuing along land of said Trust North 35°-59'-13" East 646.71 feet to a point at the end of a stone wall; thence turning and continuing along land of said Trust and following a stone wall North 39°-16'-05" East 229.23 feet to a point at land now or formerly of the City of Rochester; thence turning and running along land of the City of Rochester 52°-03'-28" East 299.74 feet to an iron pipe at the end of a stone wall at land now or formerly of George and Ann Stearns; thence turning and running along land of Stearns and following Book: 5032 Page: 774

a stone wall South 48°-06'-27" East 239.68 feet to an iron pipe in said stone wall; thence turning and continuing along land of Stearns and following a stone wall South 46°-34'-46" East 106.47 feet to a point; thence turning and continuing along land of Stearns and following a stone wall South 41°-48'-47" East 87.52 feet to a point; thence turning and continuing along land of Stearns and following a stone wall South 32°-13'-39" East 54.23 feet to a point; thence turning and continuing along land of Stearns and following a stone wall South 09°-29'-29" East 62.01 feet to a point; thence turning and continuing along land of Stearns and following a stone wall South 16°-14'-14" East 30.52 feet to an iron pipe at the end of a stone wall at land of the City of Rochester; thence turning and running along land of the City of Rochester North 84°-51'-50" East 128.30 feet to a point on the northwesterly side of Industrial Way; thence turning and running along Industrial Way on the arc of a curve to the left having a radius of 330.00 feet and an arc length of 45.36 feet to a point of tangency; thence turning and continuing along Industrial Way South 17°-07'-40" East 300.28 feet to a point of curvature; thence turning and continuing along Industrial Way on the arc of a curve to the right having a radius of 370 feet and an arc length of 564.78 feet to a point of tangency; thence turning and continuing along Industrial Way South 70°-19'50" West 89.81 feet to a point of curvature; thence turning and continuing along Industrial Way on the arc of a curve to the right having a radius of 345.00 feet and an arc length of 451.06 feet to a point; thence turning and continuing along Industrial Way on the arc of a curve to the left having a radius of 405.00 feet and an arc length of 150.22 feet to a capped rebar at a point of tangency; thence turning and continuing along Industrial Way North 56°-00'-38" West 222.85 feet to a point of curvature; thence turning and continuing along Industrial Way on the arc of a curve to the right having a radius of 75.00 feet and an arc length of 59.66 feet to a point; thence turning and continuing along Industrial Way on the arc of a curve to the left having a radius of 75.00 feet and an arc length of 165.79 feet to the point of beginning. The described tract contains 1,203,659 square feet, or 27.64 acres.

Together with the non-exclusive right to pass over Lot 230/20 for secondary access to the parking lot located at the northwesterly corner of the premises.

Subject to the following easements and/or rights-of-way:

- 1. A 30-foot-wide utility easement for the benefit of the City of Rochester as shown on the above referenced plan. This easement is reserved for the purpose of enabling the City of Rochester to and its successors and assigns, to construct, repair, rebuild, maintain, operate and utilize sewer and/or water pipes and lines across the subject property within said 30-foot easement. This reservation includes the right of the City of Rochester and its successors and assigns, to enter upon the subject premises with any and all persons, equipment and vehicles necessary to install, construct, repair and maintain underground sewer and/or water pipes and lines and associated apparatus.
- A utility easement for the benefit of Public Service Company of New Hampshire extending over southwesterly, northwesterly and northeasterly portions of the subject tract. Reference is made to the aforementioned plan for a more particular description of this easement.

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3. The right of Lot 230/20 to pass and repass in common with Lot 230/21 over the existing driveway located at the northwesterly corner of the subject premises for the purpose of access to and from Industrial Way.

Meaning and intending to describe and convey the same premises conveyed to the within Grantor by Deed dated December 19, 2005 and recorded with the Strafford County Registry of Deeds on December 21, 2005 at Book 3310, Page 0547.

This is not homestead property.

EXECUTED this 5th day of may

**GRANTOR(S):** Nashua VP, LLC

By: Shane D. Brady, Member Duly Authorized

The Arthur W. Sullivan Revocable Trust

By: Arthur W. Sullivan, Trustee **Duly Authorized** 

### STATE OF NEW HAMPSHIRE HILLSBOROUGH, SS

Then personally appeared before me on this 5th day of mou 2022 the said Arthur W. Sullivan, Trustee of The Arthur W. Sullivan Revocable Trust, and Shane D. Brady, Sole Member of Nashua VP, LLC, and acknowledged the foregoing to be their voluntary act and deed on behalf of the Grantors in said capacity.

Notary Public/Justice of the Peace

My commission expires: 32712024

<u>Minor Subdivision Checklist</u>
(Minor subdivisions involve a total of 3 lots or fewer)



\*To be filled out by applicant/agent (with notes to be inserted by staff)

See regulations for other specific requirements City of Rochester Planning & Development Department

Project Name:		_Map:	230	Lot: 21		Date: 8/22/22	
Applicant/agent: Norway Plains Associates Inc.		Signa	ature: _	Polilo	ent.	Badger	
(Staff review by:		_ Date:	10			<i>"</i>	_)
General items	Yes	No	N/A	Waiver Request	had	Comments	
4 sets completed applications	$\boxtimes$						
Total application fee  4 copies of narrative	X   X						
<ul><li>3 sets of full-size plans</li><li>2 sets of 11 X 17 reductions</li></ul>	$\square$						
Completed abutters list							
Copy of existing covenants, easements, and deed restrictions	$\boxtimes$						
Plan Information Basic information including:							
Name of project	$\boxtimes$						
• Date	$\boxtimes$						
North arrow	$\boxtimes$						_
• Scale	$\boxtimes$						_
• Legend	$\boxtimes$						_
Revision block	$\boxtimes$						
• Vicinity sketch - not less than 1" = 1,000	$\times$						
Name and address of developer/applicant	$\boxtimes$						
Name, stamp, and NH license # of land surveyor	$\square$						

General items		Waiver					
<del></del>	Yes	No	N/A	Reque	ested Comments		
City tax map & lot #'s	$\boxtimes$						
Subdivision approval statement (per regulations)	$\boxtimes$						
Notation on plans: "For more information about this subdivision contact"	$\boxtimes$						
Approval block (for signature by staff attesting to Planning Board approval)	$\boxtimes$						
References to neighboring plans and subdivisions	$\boxtimes$						
Information on abutting properties:							
owner name	$\boxtimes$						
owner address	$\boxtimes$						
• tax map and lot #	$\times$						
<ul> <li>approximate square footage of lots</li> </ul>	$\boxtimes$						
<ul> <li>approximate building footprints</li> </ul>	$\times$						
• use	$\times$						
Zoning designations of subject tract and in vicinity of tract					-		
Zoning overlay districts	$\boxtimes$						
<u>Platting</u> Surveyed property lines including:							
<ul> <li>existing and proposed bearings</li> </ul>	$\boxtimes$						
existing and proposed distances	$\times$				3		
• monuments	$\boxtimes$				5 <del></del>		
<ul><li>benchmarks</li></ul>	$\times$				Œ		
Proposed square footage for each lot	$\boxtimes$				Q <del></del>		
Subdivision # on each lot (1, 2, 3, etc.)	$\boxtimes$				99		
Error of closure statement	$\boxtimes$						

2

Existing Topographic Features				Waive	r
	Yes	No	N/A	Reques	sted Comments
Existing buildings/structures	$\times$				
Existing driveways and access points	$\times$				
Contour lines and spot elevations	$\boxtimes$				
Soil types and boundaries	$\times$				
Soil test pit locations, profiles, and depth to water table and ledge			$\boxtimes$		
Percolation test locations and results			X		
Water features (ponds, streams)	$\boxtimes$				
Wetlands (including name of NH certified wetland scientist who delineated)	$\times$				
Statement whether located in flood area, and, if so, 100 year flood elevation	$\boxtimes$				
Delineation of treed and open areas	$\boxtimes$				
Stone walls and archaeological features	$\square$				
Location of rock outcroppings			X		
Trails and footpaths			X		
<u>Utilities</u> Show existing and proposed for all subject Water lines/well (with protective radius)	lots a	nd with	in right	of way.	
Sewer lines/septic system and leach field	$\times$				
Electric, telephone, cable TV (underground)	$\times$				
Gas lines			$\boxtimes$		
Other Elements					
Prospective access points (may be subject to change)	$\boxtimes$				
Drainage plan - structures, details, and analysis			$\boxtimes$		
Grading plan			$\boxtimes$		
Earth being removed from site(in cubic yards	)		$\boxtimes$		
Erosion and sedimentation plan			$\boxtimes$		
Proposed covenants, if any			$\boxtimes$		
Road Acceptance Policy and Procedure: Is there a public road proposed?		$\boxtimes$			
If yes, Have you read and understand the					
Road acceptance procedure?			$\boxtimes$		

1 P

Additional Comments	<u>s:</u>			

