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JUN - 5 2012

FRANCES FORM

NONRESIDENTIAL SITE PLAN APPLICATION City of Rochester. New Hampshire Date: 6/5/2012 [office use only. fee paid \_\_\_\_ amount \$ 34.00 date paid Property information Tax map #: 115 ; Lot #('s): 41 Zoning district: Business 2 (B2) Property address/location: 299 North Main Street, Rochester, NH Name of project (if applicable): Cumberland Farms, Inc. Size of site: 0.76 acres; overlay zoning district(s)? Property owner Name (include name of individual): Cumberland Farms, Inc. Mailing address: 100 Crossing Boulevard, Framingham, MA 01702 Telephone #: (508) 270-1400 Fax #: Applicant/developer (if different from property owner) Name (include name of individual): Same. Mailing address: Telephone #: \_\_\_\_\_ Fax #: \_\_\_\_\_ Engineer/designer Name (include name of individual): MHF Design Consultants, Inc. c/o Frank C. Monteiro Mailing address: 44 Stiles Road, Suite One, Salem, NH 03079 Telephone #: (603) 893-0720 Fax #: (603) 893-0733 Email address: fcm@mhfdesign.com Professional license #: 7152 Proposed activity (check all that apply) New building(s): X Site development (other structures, parking, utilities, etc.): X

Addition(s) onto existing building(s): Demolition: X Change of use:

(continued <u>Nonresidential Site Plan</u> application Tax Map: <b>115</b> Lot: _ <b>_41</b> )
Describe proposed activity/use: Retail motor fuel outlet which includes a 4,503 sq. ft.
convenience store and fueling dispensing area with 4 dispensers (8 fueling positions) and an overhead canopy.
Describe existing conditions/use (vacant land?): Retail motor fuel outlet which includes a
3,991 sq. ft. building consisting of a convenience store and an AT&T Wireless retail store
and a fuel dispensing area with 4 dispensers (8 fueling positions) and an overhead
canopy.
Utility information
City water? yes 🗶 no; How far is City water from the site?
City sewer? yes <u>X</u> no <u>;</u> How far is City sewer from the site?
If City water, what are the estimated total daily needs? gallons per day
If City water, is it proposed for anything other than domestic purposes? yes 🗶 no
If City sewer, do you plan to discharge anything other than domestic waste? yes no 🗶
Where will stormwater be discharged? A combination of onsite and offsite stormwater
drainage systems.
Building information
Type of building(s): <u>Wood framed Convenience Store Structure, Metal Canopy Structure</u>
Building height: 30'-10" Finished floor elevation: ~ Elev. 236.0
Other information
# parking spaces: existing: 15 total proposed: 16; Are there pertinent covenants? No
Number of existing employees: 2 ; number of proposed employees total: 3
Check any that are proposed: variance 🗶 ; special exception; conditional use 🗶
Wetlands: Is any fill proposed? No; area to be filled:; buffer impact?

Proposed post-development disposition of site (should total 100%)				
	Square footage	% overall site		
Building footprint(s) – give for each building	C-store:4,513, Canopy:2,496	21%		
Parking and vehicle circulation	19,226 sf	58%		
Planted/landscaped areas (excluding drainage)	4,911sf	15%		
Natural/undisturbed areas (excluding wetlands)	2,000 sf	6%		
Wetlands	N/A	NA		
Other – drainage structures, outside storage, etc.				

(continued <u>Nonresidential Site Plan</u> application Tax Map: 115 Lot: 41)		
Comments		
Please feel free to add any comments, additional information, or requests for waivers here:		
Please see the attached Project Narrative.		
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 Site Plan application to the City of Rochester Planning Board		
pursuant to the City of Rochester Site Plan Regulations 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 I am duly authorized to act in this capacity.  Cumberland Farms, Inc.		
Signature of property owner: By Kasheen a. Arusa		
Kathleen A. Sousa, Land Planning Manager  Date: June 5, 2012		
Signature of applicant/developer:		
Date:		
Signature of agent:		
Date:		
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.		
Cumberland Farms, Inc.		
Signature of property owner: By: Laneur a South		
Kathleen A. Sousa, Land Planning Manager  Date: June 5, 2012		

FRANCIS X. BRUTON, III CATHERINE A. BERUBE

# Bruton & Berube, PLLC

ATTORNEYS AT LAW

798 Central Avenue Dover, NH 03820

TEL (603) 749-4LAW (4529) FAX (603) 343-2986

www.brutonlaw.com

June 20, 2012

# VIA HAND DELIVERED

Attn: Marcia Gasses City of Rochester Second Floor, City Hall 31 Wakefield Street Rochester, NH 03867-1917 JUN 2 0 2012

Planning Dept.

RE: Cumberland Farms, Inc.

Map 115, Lot 41 - 299 North Main Street, Rochester, NH

Dear Ms. Gasses:

Enclosed for your convenience, please find two copies of labels for the abutters of the above referenced project.

Should you have any questions regarding the enclosed application, please do not hesitate to contact me.

Sincerely,

Francis X. Bruton, III

E-mail: fx@brutonlaw.com

FXB/mas Enclosures

cc:

Cumberland Farms, Inc.

MHF Design Consultants, Inc. Gove Environmental Services, Inc.

## **Project Narrative**

Cumberland Farms, Inc. is the current owner of the property located at 299 North Main Street in Rochester, New Hampshire. Cumberland Farms, Inc. operates an existing convenience store/gas station on the site. In addition, there currently exists a tenant on site, selling wireless phones. The property is depicted on the City of Rochester's tax maps at Map 115, Lot 41. The property consists of an existing building which contains 3,991 sq. ft. The property also includes gasoline dispensers, utilized for the sale of gasoline to the general public. The property is located in the Business-2 (B2) Zone. Retail sales and gas operations are permitted as a matter of right in the B2 Zone. As a result of a reciprocal easement previously granted to McDonald's, there exists shared access to the property between the Cumberland Farms, Inc. store and the McDonald's restaurant.

Cumberland Farms, Inc. intends to completely raze and rebuild the existing building with a new 4,513 sq. ft. convenience store. In addition, they will replace the canopy and gasoline dispensers. The property will also no longer have a tenant with a separate business on the parcel.

In order to plan for the project, Cumberland Farms, Inc. recently finalized a lot line adjustment through this Board with the owner of the adjacent lot, where the CVS is located, adding an additional 10,393 sq. ft. to the lot.

Copies of plans depicting the proposed project are attached hereto. The number of gas dispensers will remain the same with four (4) dispensers, containing eight (8) fueling positions. As a result of the improved site layout, the activity on the site will be moved further back from the frontage, thus facilitating the location of the required vegetative buffer, and increasing traffic flow within the property, resulting in a safer environment for members of the public utilizing the business. In addition, we have enclosed copies of elevations of the proposed new building and canopy. The façade will certainly result in an increased aesthetic presentation of the property, all of which is understood to be of importance to the City, as this area represents one of the gateways to the City of Rochester.

The Applicant has already met with the City's Planner, with respect to reviewing the project, and has made alterations to the project based upon comments made by the Planning Department, with respect to moving the structures proposed on the property further back away from the frontage, thus providing for greater areas of vegetation along the frontage.

During the course of its review, the Applicant has identified that it will require certain variances. Specifically, a pylon sign will be proposed to be located within the middle of the frontage. Currently, the Rochester Zoning Ordinance allows for pylons, but requires a ten (10) foot setback. The Applicant however, can only locate this sign within two (2) feet from the property line. However, the sign will actually be located ten (10) feet from the existing curb line along Route 11. In addition, the size of the sign will need to be addressed before the Zoning Board of Adjustment. Currently, the existing sign is 72 sq. ft. per side. At one time, the sign was actually greater than the existing sign, as it used to include a 4 ft. diameter gulf circle sign on top of the existing signage. Nonetheless, the proposed sign will be approximately 106 sq. ft. per side, where 75 sq. ft. per side is allowed. In addition, the Applicant proposes that two (2)

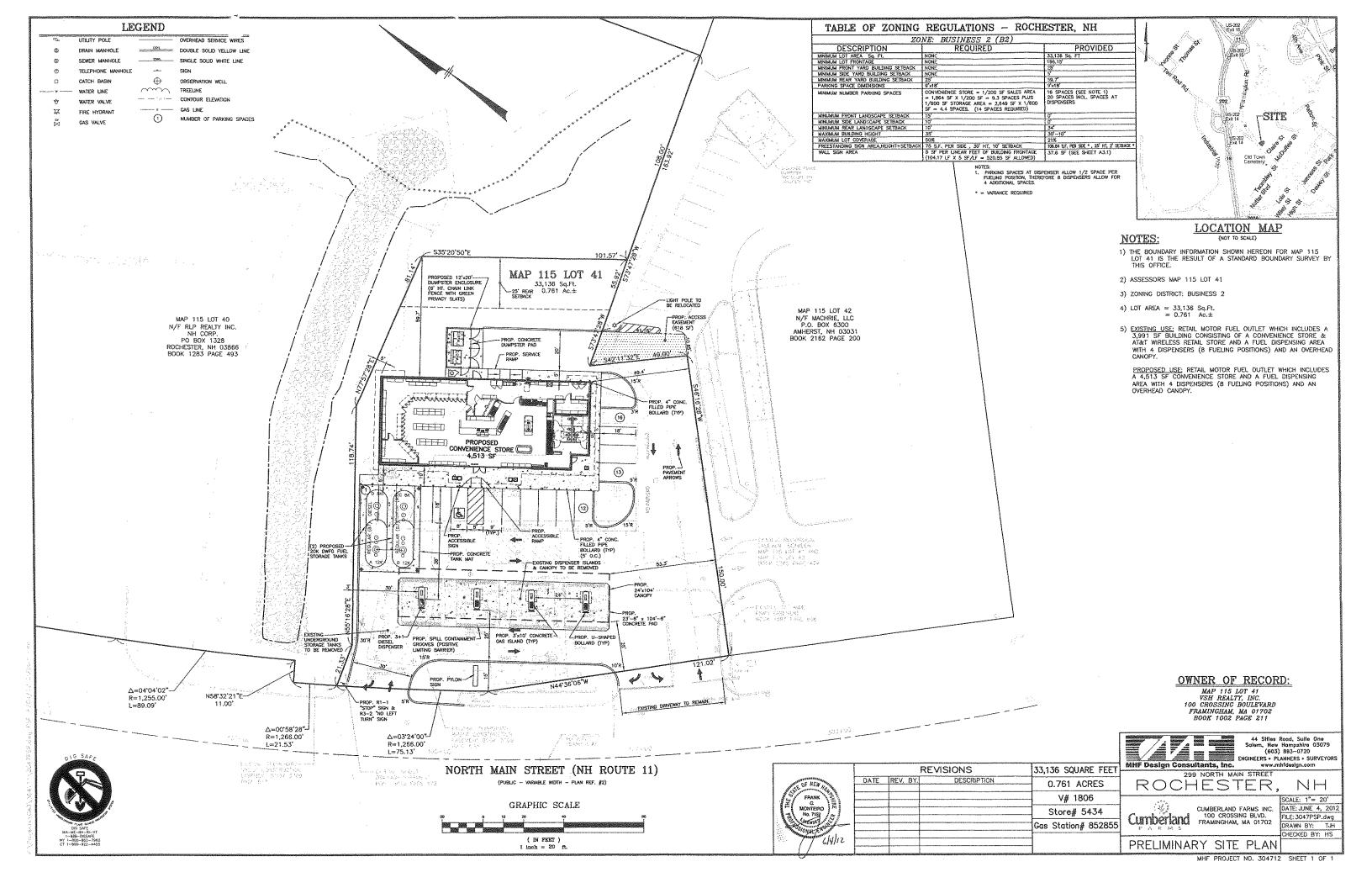
signs be located upon the canopy and one (1) sign be located on the building. The zoning regulations, however, only provide for one (1) wall sign per lot. Although the signs will be fairly small, within the canopy, the Applicant will be seeking a variance to allow these two (2) additional signs.

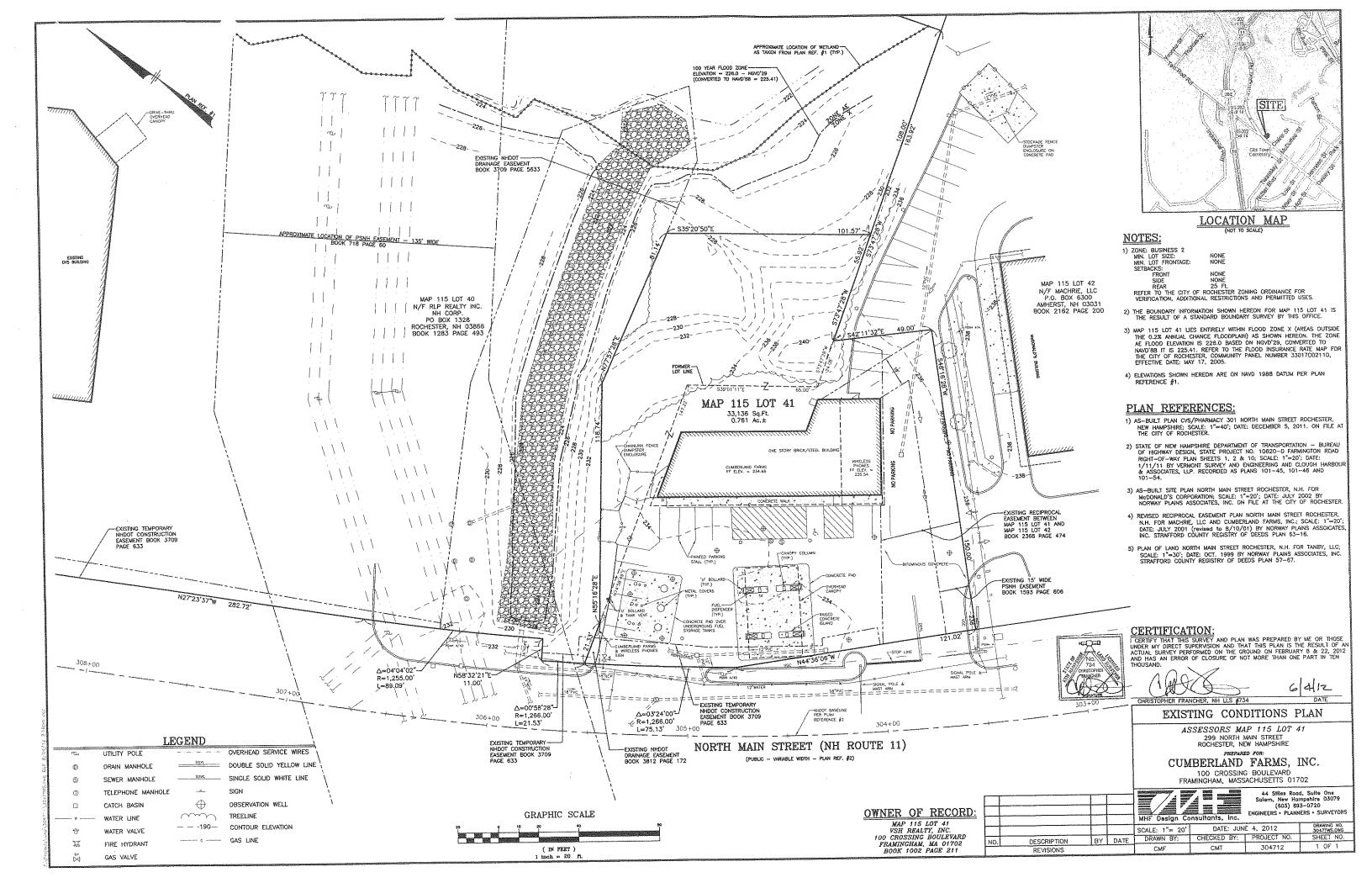
The applicant will be meeting with the City's Technical Review Group on June 12, 2012 to address any concerns that department heads may have with respect to the proposed project. At this time, the Applicant is also working with the NH Department of Transportation, with its traffic engineer, to ascertain what design criteria may be desirable from the Department of Transportation's perspective.

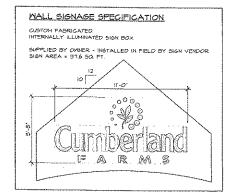
Cumberland Farms, Inc. looks forward to working with the Planning Board with respect to developing a project that is suitable not only for Cumberland Farms, Inc., but which produces a project that the City of Rochester can be proud of. Cumberland Farms, Inc. looks forward to appearing at the July 2<sup>nd</sup> hearing of the Planning Board in order to further discuss this project.

# ABUTTER'S LIST CUMBERLAND FARMS GROUP 299 NORTH MAIN STREET MAP 115 LOT 41 ROCHESTER, NH MHF #304711 AS OF 5/31/12

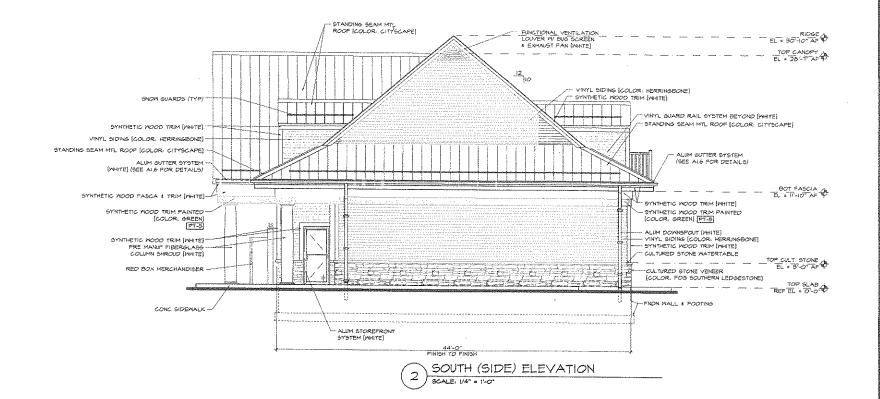
MAP/LOT	NAME/ADDRESS
115/41 (SUBJECT PARCEL)	CUMBERLAND FARMS, INC. 100 CROSSING BLVD.
	FRAMINGHAM, MA 01702
115/40	RLP REALTY, INC. NH CORP. P.O. BOX 1328
	ROCHESTER, NH 03866
115/42	MACHRIE, LLC C/O COLLEY & MCCOY P.O. BOX 6300 AMHERST, NH 03031
115/29/1	HOME DEPOT USA, INC. # 3489 C/O ADVANTAGE IQMS 222 P.O. BOX 2440 SPOKANE, WA 99210
115/29	HANNAFORD BROTHERS CO. ATTN: REAL ESTATE P.O. BOX 1000 MS-6000 PORTLAND, ME 04104
115/31	BROCK PROPERTIES, LLC 298 NORTH MAIN STREET ROCHESTER, NH 03867
115/37	LEEMILTS PETROLEUM, INC COMETTY PETROLEUM MARKETING, INC. 1500 HEMPSTEAD TURNPIKE EAST MEADOW, NY 11554
SURVEYOR ENGINEER	CHRISTOPHER M. FRANCHER, L.L.S. FRANK C. MONTEIRO, P.E. MHF DESIGN CONSULTANTS, INC. 44 STILES ROAD, SUITE ONE SALEM, NH 03079
WETLAND SCIENTIST	JIM GOVE, CSS, CWS GOVE ENVIRONMENTALSERIVCES, INC. 8 CONTINENTAL DRIVE, BLDG 2, UNIT H EXETER, NH 03833
ATTORNEY	FRANCIS X. BRUTON, III, ESQUIRE BRUTON & BERUBE, PLLC 798 CENTRAL AVENUE DOVER, NH 03820







(3) FRONT WALL SIGNAGE DETAIL



SCALE: 1/4" = 1'-0"





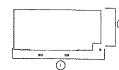
AHARONIAN & associates inc.

310 George Wasnington Highway Suite 100 Smithfield, Rhods Island C 2 9 1 7 T 491-232-5010 F 491-232-5088

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FOR REVIEW

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100 Crossing Blvd, Fromingham, Massachusetts STORE # 5434

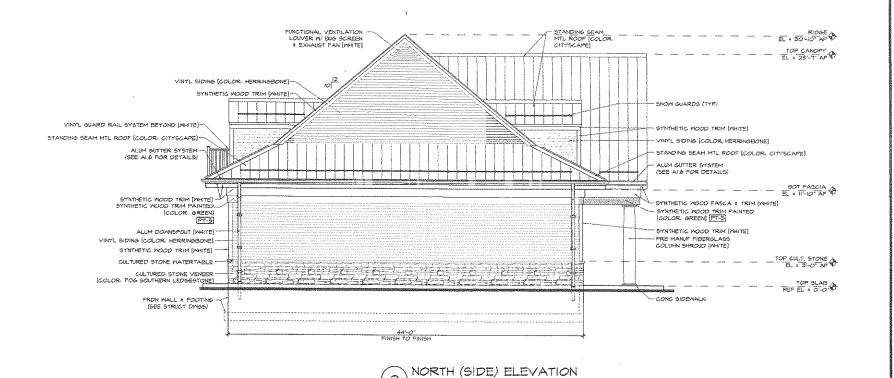
PROP # V1806 299 & 301 N. MAIN STREET

> ROCHESTER, NH Strafford County

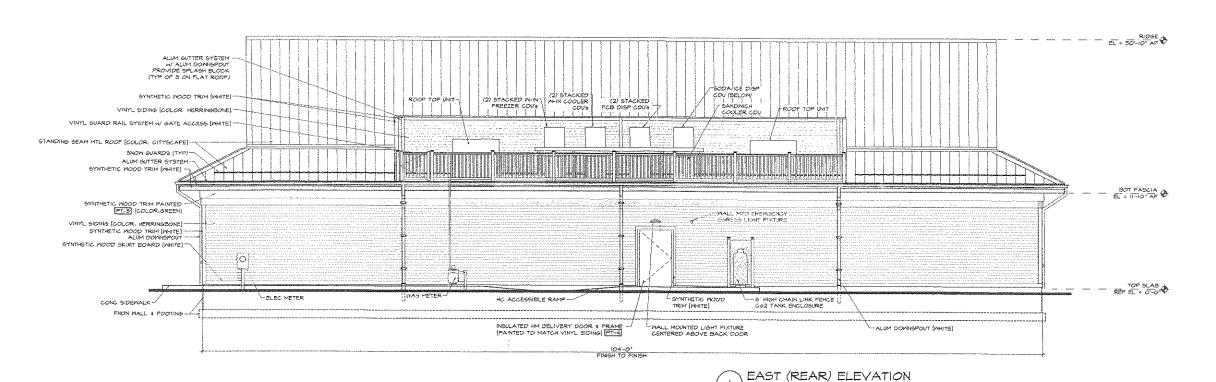
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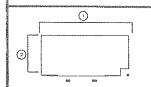
AHARONIAN & ASSOCIATES INC. ARCHITECTS

310 George Washington Highway Suite 100 Smithfield, Rhode Island O 2 9 1 7

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## DEPOLATIVE

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FOR REVIEW

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CUITIDET & INC.

E A R M S

100 Crossing Bird, Framingham, Massachuseits

STORE # 5434 PROP # V1806

299 & 301 N. MAIN STREET

ROCHESTER, NH Strafford County

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