



PLANNING & DEVELOPMENT DEPARTMENT  
City Hall - Second Floor  
31 Wakefield Street  
Rochester, New Hampshire 03867-1917  
(603) 335-1338 - Fax (603) 335-7585  
Web Site: [www.rochesternh.net](http://www.rochesternh.net)

Planning & Zoning  
Community Development  
Conservation Commission  
Historic District Commission  
Arts & Culture Commission

ZONING BOARD OF ADJUSTMENT  
NOTICE OF DECISION  
Case No 2013-15

April 15, 2013

**2013-15** Application by Waste Management of NH (John Nadeau, District Manager) for a special exception under Article 42.11 and 42.23 Section (c)(16) of the City's Zoning Ordinance to permit development of two on-site borrow areas to support on-site construction and operations.

**Location:** Off 30 Rochester Neck Road  
Map 267 Lot 2 and Map 262 Lot 22  
Industry 4, Industry 4-A, and Agricultural Zones

The above special exception was **GRANTED** as requested, at the Zoning Board of Adjustment's April 10, 2013 meeting, by an affirmative vote of at least three members of the Zoning Board of Adjustment for the following reasons:

- The specific site is an appropriate location for the proposed use or structure.
- The proposal is not detrimental, injurious, obnoxious, or offensive to the neighborhood.
- There will not be undue nuisance or serious hazard to pedestrian or vehicular traffic, including the location and design of access ways and off-street parking.
- Adequate and appropriate facilities and utilities will be provided to insure the proper operation of the proposed use or structure.
- The proposed use or structure is consistent with the spirit of this ordinance and the intent of the Master Plan.

Ralph Torr, Chair  
Rochester Board of Adjustment

It is the applicant's responsibility to obtain any applicable permits from local, state, and federal agencies. Contact the City of Rochester Code Enforcement Department at 332-3508 to apply for any necessary permits and certificates. Any work completed within the thirty (30) day appeal period, explained below, is at your risk

**Note:** Any person affected has a right to appeal this decision. A request for a rehearing is the first step of an appeal. The request must be submitted to the Planning Department within **thirty (30) days** (calendar days starting the day after the decision is made). If a rehearing is not granted, the next step is to appeal to Superior Court within thirty (30) days. If a rehearing IS granted, it is the responsibility of the original applicant to present the case to the Zoning Board, with the same obligations and following the same procedure used when the case was first heard

cc: Building Safety Department  
Assessing Department  
Sanborn, Head Associates  
File