



PLANNING & DEVELOPMENT DEPARTMENT

City Hall Annex

33 Wakefield Street

Rochester, New Hampshire 03867-1917

(603) 335-1338 - Fax (603) 330-0023

Web Site: www.rochesternh.gov

Planning Board
Zoning Board
Conservation Commission
Historic District Commission
Arts & Culture Commission

NOTICE OF DECISION

May 3, 2023

Lisa Rocheleau
A&L Investments, LLC
40 Winter Street, Suite 306E
Rochester, NH 03867

Re: 4-Lot subdivision. Case# 256 – 67 – A – 23

Dear Applicant:

This is to inform you that the Rochester Planning Board at its May 1, 2023 meeting **APPROVED** your application referenced above.

"Applicant", herein, refers to the property owner, business owner, individual(s), or organization submitting this application and to his/her/its agents, successors, and assigns.

Precedent Conditions [Office use only. Date certified: _____; CO signed off? _____; As- Builts received? _____; All surety returned? _____]

All of the precedent conditions below must be met by the applicant, at the expense of the applicant, prior to the plans being certified by the Planning Department. Certification of the plans is required prior to issuance of a building permit or recording of any plans. Once these precedent conditions are met and the plans are certified the approval is considered final.

*Please note** If all of the precedent conditions are not met within 6 calendar months to the day of the board's approval – by November 1, 2023 - the board's approval will be considered to have lapsed and resubmission of the application will be required. It is the sole responsibility of the applicant (or his/her agent) to ensure that these conditions are met by this deadline. We urge the applicant to carefully track his/her progress in meeting the individual conditions. See RSA 674:39 on vesting.

1. Plan modifications.
 - a. None
2. Plan notes. Add the following notes (or equivalent) to the plan drawings:
 - a. Remove duplicate note stating adherence to Subdivision Regulations.
 - b. Label test-pit locations
 - c. As per Subdivision Regulations 5.13, reasonable efforts should be made to preserve trees along the roadway with a diameter of five (5) inches or greater.
 - d. Plans must be tied to New Hampshire State Plan Coordinates and include a minimum two points showing a Northing and Easting in NH State Plane North American Datum 1983 coordinates. Elevations to reference North American Vertical Datum of 1988.
3. Confirmation is required from a Wetland Scientist to verify if vernal pools are present on lots 256-67-2 and 256-67-3.
4. A Surveyor must submit a signed letter to the Planning Department stating that the new lot corner monuments have been set (Subdivision Regulation 6.1) and reference pins have been set on all easement bounds (Subdivision Regulation 5.7.4).
5. Current Use. The subject property or a portion of it is presently in Current Use. The applicant must provide to the City of Rochester Assessing Department a revised current use map and/or any other items needed to assure that the requirements of RSA 79-A and the New Hampshire Department of Revenue's Administrative Rules are satisfied. We encourage you to contact the Assessing Department at 332-5109 as soon as possible to discuss with them the financial ramifications of converting current use land. It will facilitate the process for you if you contact the department well in advance of commencing the project.
6. Final Drawings. (a) four sets of large black-line plus (b) one set of 11" x 17" final approved site plan drawings (c) one electronic version by pdf and a CAD drawing (dwg or dgn file format) referencing NH State Plane North American Datum 1983 coordinates must be on file with the City. *Each individual sheet in every set of drawings must be stamped and signed by the land surveyor, engineer, or architect responsible for the site plans.* (The applicant need only submit additional black-line sets of drawings or individual sheets, as needed, to make five complete sets – consult the Planning Department). At the discretion of the Planning Department minor changes to drawings (as required in the precedent conditions above) may be marked by hand. Note: If there are significant changes made to the plans, as specified above, one full size paper check print must be sent to the Planning Department for review prior to producing these final drawings. Once the plan is recorded at the Registry of Deeds, submit two 11x17 recorded copies of the plan. Assessing will need an 11x17 recorded copy of the plan.
7. Recording. The plat, this notice of decision (per RSA 676:3 III), and deed (a deed is required if the lots are owned by two separate parties or if one lot is sold prior to recording of this plat), and associated easements, must be recorded together at the Strafford County Registry of Deeds within six calendar months to the date the plat is certified (e.g. if certified September 9th they must be

recorded by March 9th). See RSA 478:1-a regarding plat requirements. Failure to comply with this requirement herein shall render the lot line adjustment null and void. An 11x17 copy of the recorded plans and a copy of all recorded documents must be submitted to the Planning Department.

General and Subsequent Conditions

All conditions below are attached to this approval.

1. The property owner must work with the Planning Department to ensure all parcels are addressed per E911 requirements prior to building permit submittal.
2. Water service lines are required to be inspected prior to any new connection to existing infrastructure. An excavation permit will be required for any work within the Right-of-Way, please contact the Department of Public Works once the new water line location has been determined.
3. Other permits. All required Municipal, State and Federal permits must be obtained prior any site construction or modification – including any Driveway/Curb Cut permit, Water Service Connection Permit, Cross Connection Control Permit NHDES AOT/SWPPP Stormwater Permit, NHDES Wetlands Permits, etc., as appropriate – with copies of permits or confirmation of approvals delivered to the Planning Department.
4. Development on the lot/s beyond 5,000 SF will require a Stormwater Permit from DPW per Ch 218 Stormwater Management and Erosion Control ordinance.
5. Project vesting is defined by RSA 674:39. Substantial Completion of the Subdivision shall be defined as meeting all precedent conditions and recording of the Certified Plans.
6. Execution. The project must be built and executed exactly as specified in the approved application unless changes are approved by the City.
7. Approvals. All of the documentation submitted in the application package by the applicant and any requirements imposed by other agencies are part of this approval unless otherwise updated, revised, clarified in some manner, or superseded in full or in part. In the case of conflicting information between documents, the most recent documentation and this notice herein shall generally be determining.
8. Violations. In the event of any violations of these conditions of approval or of any pertinent local, state, or federal laws – such as those regarding erosion and sedimentation control, wetlands, stormwater management, and general site development standards – the City of Rochester reserves the right to take any appropriate permissible action, including, but not limited to, withholding of building permits, withholding of certificates of occupancy, withholding of driveway permits, revocations of permits/approvals, referring violations to other agencies, and calling of bonds.
9. Other permits. It is the responsibility of the applicant to obtain all other local, state, and federal permits, licenses, and approvals which may be required as part of this project. Contact the City of Rochester's Building, Zoning and Licensing Department at 332-3508 regarding building permits. Please also contact the City of Rochester Fire Department at 330-7182 to ensure that the proposed

building meets all Fire Codes. Finally, please contact the Department of Public Works for any stormwater, sewer, or water permits or fees that are required.

10. APPEAL PROCESS: Pursuant to RSA 677:15, an aggrieved party may appeal this decision to the Strafford County Superior Court within 30 days of the date the Board voted to approve or disapprove the application, or to the ZBA pursuant to RSA 676:5, III within 30 days of the date the Board made its decision.

Sincerely,



Shanna B. Saunders,
Director of Planning & Development

Cc: File

SUBD-23-5

Norway Plains Assoc.