ROBERT J. DIETEL

dietel@gcglaw.com (603) 545-3613



VIA HAND DELIVERY February 1, 2024

Stan Nadeau, Chair Town of Milton, Zoning Board of Adjustment 55 Industrial Way Milton, NH 03851

Re: Application for Variance from Article XXII, Sec. IV of the Town of Milton Zoning Ordinance; 34 McKeagney Road (Map 47, Lot 16)

Dear Chair Nadeau:

Enclosed please find a variance application submitted on behalf of Public Service Company of New Hampshire d/b/a Eversource Energy with respect to the applicant's property, which is located at 34 McKeagney Road (Map 47, Lot 16) (the "Property"). The purpose of this variance application, as described more fully in the attached application and supporting materials, is to allow the construction of a "Large Commercial Solar" facility on the Property. This facility is intended to connect with an existing distribution substation located on the Property.

We look forward to discussing this application with the Board, and appreciate the consideration of this variance request.

Sincerely,

Robert Dietel

cc: Chistopher Reino, Eversource Energy

February 1, 2024

Stan Nadeau, Chair Town of Milton, Zoning Board of Adjustment 55 Industrial Way Milton, NH 03851

Re: Authorization Letter in support of Application for Variance from Article XXII, Sec. IV of the Town of Milton Zoning Ordinance; 34 McKeagney Road (Map 47, Lot 16)

Dear Chair Nadeau:

This letter is to confirm that the law firm of Gallagher, Callahan & Gartrell, P.C. is authorized to represent Public Service Company of New Hampshire with respect to the above caption Application for Variance. Attorney Robert Dietel, and any other member of the Gallagher law firm, is authorized to represent us, and speak on our behalf, regarding this matter.

Sincerely, Public Service Company of New Hampshire d/b/a Eversource Energy

Ching Ros

Chris Reino Senior Project Manager Eversource Energy

Town of Milton Variance Application Instructions

Instructions to applicant for a variance from the Milton New Hampshire Zoning Board of Adjustment. The Board strongly recommends that, before making any appeal, you become familiar with Milton's Zoning Ordinance and with NH Statues Title LXIV, RSA Chapters 672 to 677, covering planning and zoning.

A <u>"Variance"</u> is one, which permits a use of land for a purpose that is not allowed by the Milton Zoning Ordinance such as a commercial use in a residential zone or a multi-family use in an area that only permits single-family dwellings. A variance is one, which also involves physical aspects of the development such as building height, setback or size, the number of parking spaces required; frontage, lot size, etc.

For a variance to be legally granted, you must show that your proposed use meets all five of the following conditions **per RSA 674:33**:

(1) The variance will not be contrary to the public interest;

- (2) The spirit of the ordinance is observed;
- (3) Substantial justice is done;
- (4) The values of surrounding properties are not diminished; and

(5) Literal enforcement of the provisions of the ordinance would result in an unnecessary hardship.

(A) For purposes of this subparagraph, "unnecessary hardship" means that, owing to special conditions of the property that distinguish it from other properties in the area:(i) No fair and substantial relationship exists between the general public purposes of the ordinance provision and the specific application of that provision to the property; and(ii) The proposed use is a reasonable one.

(B) If the criteria in subparagraph (A) are not established, an unnecessary hardship will be deemed to exist if, and only if, owing to special conditions of the property that distinguish it from other properties in the area, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it.

Hardship, as the term applies to zoning, results in a restriction, when applied to a particular property, becomes arbitrary, confiscatory, or unduly oppressive because of conditions of the zoning restrictions. Hardship, under zoning law, has nothing to do with the physical or economic condition of the owner.

If you are applying for a variance, you must first have some form of determination that your proposed use is not permitted without a variance. Most often, this determination is a denial of a building permit. A copy of the determination must be attached to your application.

The application form must be properly filled out. Describe the property by giving the area, frontage, side and rear lines, slopes, natural features and any other pertinent information regarding the property. Attach sketches, plot plans, pictures, construction plans, or whatever may help explain the proposed use. Include copies of prior applications concerning the property. Attach a plat drawing showing where the abutters abut your property.

Pursuant to RSA 676:7 the State law of New Hampshire, the Town of Milton is required to notify the applicant and every abutter of the public hearing by certified mail, return receipt requested. The cost of required publication or posting of notice and the cost of mailing said notices shall be paid by the applicant.

According to RSA 672:3, "abutter" is defined as "any person whose property is located in New Hampshire and adjoins or is directly across the street or stream from the land under consideration by the local land use board". For purposes of receiving testimony only, and not for purposes of notification, the term abutter shall include any person who is able to demonstrate that his land will be directly affected by the proposal under consideration. For purposes of receipt of notification by a municipality of a local land use board hearing, in the case of any abutting property being in condominium or other collective form of ownership, the term abutter means the officers of the collective or association, as defined in RSA 356:B, XXIII. Please note: All roads, highways, railroads, rivers, ponds and streams are neutral.

Prepare a list of all abutting property owners (use attached sheet), verify the list at Milton's Town Office, and return it with three (3) sets of 1" x 2-5/8" mailing labels and your application. List the names and mailing addresses of the applicant and/or property owner and authorized agent (surveyor), not more than five (5) days prior to submission, per RSA 676:4, 1(b). The accuracy of the list is the applicant's responsibility.

The Zoning Board of Adjustment will schedule a public hearing within 30 days of receipt of your properly completed application. Public Notice of the hearing will be posted and printed in Foster's Daily Democrat and notice will be mailed to you, all abutters, and other parties whom the Board may deem to have an interest, at least five (5) days prior to the date of the hearing. You and all other parties will be invited to appear in person or by agent/counsel to state reasons why the appeal should or should not be granted.

After the public hearing, the Board will reach a decision. You will be sent a Notice of Decision. If you believe the Board's decision is wrong, you have the right to appeal. The Selectmen or any party affected, have similar rights to appeal the decision in your case. To appeal, you must first ask the Board for a rehearing. The motion for rehearing must be in the form of a letter to the

Board. The motion must be made within 30 days of the Board's decision, and must set forth the grounds on which it is claimed the decision is unlawful or unreasonable.

The Board may grant such a rehearing if, in its opinion, good reason is stated in the motion. The Board will not reopen a case based on the same set of facts, unless its' convinced that an injustice would be created by not doing so. Whether or not a rehearing is held, you must have requested a rehearing before you can appeal to the courts. When a rehearing is held, the same procedure is followed as for the first hearing, including public notice and notice to all abutters. (Applicable fees will be charged to the applicant motioning for the rehearing).

Fees are charged to cover the cost of preparing and mailing the legally required notices:

Application Fee	.\$150.00
Abutter Notice	. \$8.53 each
Site Identification Sign	. \$5.00

Please make checks or money orders payable to the Town of Milton. Mail or deliver the completed application with all the necessary attachments to:

Land Use Department PO Box 310 Milton, NH 03851

Site Walk Authorization

The owner(s), by filing an application, hereby give permission for any member of the Milton Zoning Board of Adjustment and such agents or employees of the Town or other persons as the Zoning Board of Adjustment may authorize, to enter upon the property which is the subject of the application at all reasonable times for the purpose of such examinations and inspection as may be appropriate

may be appropriate.	CI-R	
Owner(s) Signature:	Can we	
	\bigcirc \bigcirc	
Authorized Agent Signa	ture:	
	\bigcirc	

Town of Milton "Variance" Application

Date Received:	Public Hearing:	
Applicant(s) Name: Public S	ervice Company of New Hampshire d/b/a Eversource Energy ("	Eversource")
Mailing Address: 780 N. Co	nmercial Street, Manchester, NH 03101	
Phone: 508-956-2109		

Land Owner's Na	ne(s): Eversource
Map# <u>47</u> Lo	# 16 Zone: Commercial Residential
Physical Address	of Property: 34 McKeagney Road, Milton, NH 03851

Note: This application is not acceptable unless all required statements have been made.

A "**Variance**" is requested from Article: <u>XXII</u>, Section: <u>IV</u> of the Milton Zoning Ordinance to permit: construction of a "Large Commercial Solar" facility on the Property.

Facts supporting this request:

1. The Variance will not be contrary to the public interest because: (*In responding to this question, please address: (1) Whether granting the variance would alter the essential character of the locality, and (2) Whether granting the variance would threaten public health, safety or welfare.*)

See attached Exhibit A.

2. The **spirit** of the ordinance is observed because:

See attached Exhibit A.

3. Granting the variance would do substantial **justice** because:

See attached Exhibit A.

4. The **values** of surrounding properties are not diminished because:

See attached Exhibit A.

5. Literal enforcement of the provision of the ordinance would result in an **unnecessary hardship.** Special conditions of the property distinguish it from other properties in the area because:

See attached Exhibit A.

(A) Denial of the variance would result in unnecessary hardship because:

(i) No fair and substantial relationship exists between the general purposes of the ordinance provision and the specific application of that provision to the property because:

See attached Exhibit A.

(ii) The proposed use is a reasonable one because: See attached Exhibit A.

(B) If the criteria in subparagraph (A) above are not established, explain why the property cannot be used in strict conformance with the ordinance and why a variance is therefore necessary to enable a reasonable use of it: See attached Exhibit A.

Map#/Lot#	Property Owner	Mailing Address:
	See attached Exhibit B	
	l	
<u> </u>		
Person who pro	epared this list:Chris Rei	no
Date on which	this list was prepared:	1/30/24
I haraby sartify	that all information process	ted on this form is to the host of my
knowledge, con	_	ted on this form, is to the best of my
	reparer:	
Signature of Pr	reparer:	

Abutter's List

Requirements for Granting a Variance: A Suggested Approach

Requirement	Explanation
1. The variance is not contrary to the public	The proposed use must not conflict with the
interest.	explicit or implicit purpose of the ordinance,
2. The spirit of the ordinance is observed	and must not alter the essential character of
2. The spirit of the ordinance is observed	the neighborhood, threaten public health,
	safety, or welfare, or otherwise injure "public
	rights."
3. Substantial justice is done.	The benefit to the applicant should not be
	outweighed by harm to the general public or
	to other individuals.
4. The values of the surrounding properties	Expert testimony on this question is not
are not diminished.	conclusive, but cannot be ignored. The board
	may also consider other evidence of the effect
	on property values, including personal
	knowledge of the members themselves.
5. Literal enforcement of the ordinance would	The applicant must establish that the property is
result in unnecessary hardship. Unnecessary	burdened by the zoning restriction in a manner
hardship means:	that is distinct from other similarly situated property.
Recourse of an axisle conditions of the property	property.
<i>Because of</i> special conditions of the property that distinguished it from other properties in	(a) Determine the purpose of the zoning
the area:	restriction in question. The applicant must
(a) There is no fair and substantial	establish that, because of the special conditions
relationship between the general public	of the property, the restriction as applied to the
purposes of the ordinance provision and the	property does not serve that purpose in a "fair
specific application of that provision to the	and substantial" way.
property; and	(b) The applicant must establish that the special
	(b) The applicant must establish that the special conditions of the property cause the proposed
(b) The proposed use is a reasonable one.	use to be reasonable. The use must not alter the
	essential character of the neighborhood.
Alternatively, unnecessary hardship means	č
that, owing to special conditions of the	As an alternative to (a) and (b) above, the
property that distinguish it from other	applicant can satisfy the unnecessary hardship
properties in the area, the property cannot be reasonably used in strict conformance with	requirement by establishing that, because of the
the ordinance.	special conditions of the property, there is no reasonable use that can be made of the property
the ordinatioe.	that would be permitted under the ordinance. If
	there is any reasonable use (including an
	existing use) that is permitted under the
	ordinance, this alternative is a not available.

The applicant must established ALL of the following:

EXHIBIT A TO VARIANCE APPLICATION

Supporting narrative addressing project description and variance criteria

Description of Property and Proposed Use:

This variance application is for property located at 34 McKeagney Road (Tax Map 47, Lot 16) (the "Property"). The Property is approximately 51 acres in size, and is located in the Commercial Residential District ("CR District"). The Property features an existing electrical distribution substation on site (the "Substation"), and is crossed by an electrical transmission line (the "Transmission Line"). The Substation was the subject of a site plan application in 2013, and an associated special exception and minor subdivision. Copies of the 2013 applications are attached to this Variance Application as Exhibit E. An aerial image of the Property and surrounding area is attached as Exhibit C.

The Property is located in an area that directly abuts the Industrial Commercial District and a portion of the Business Gateway Overlay District. The Property has frontage on McKeagney Road. A large portion of the western boundary abuts along Route 16. The opposite eastern side of the Property is bordered by a railroad right-of-way. The Property generally slopes from west to east across its width with a steep drop off along the eastern boundaries.

The above features impose significant limitations on the use of the Property, but render it particularly well suited for a solar facility. Accordingly, this application seeks relief from the Town's Zoning Ordinance for construction of a "Large Commercial Solar" facility as that term is defined in the Ordinance at Article XXII, Sec. III, F (the "Solar Facility"). As shown on the attached draft plan set, Exhibit D, the Solar Facility is intended to be located to the west of the existing transmission line, and largely behind or next to the existing Substation. It is anticipated that this Solar Facility will have a rated electrical nameplate capacity of between 4-5 MW, and will connect into the existing Substation to provide power to the electrical grid supporting the Town and region. If this application is approved, the proposed Solar Facility will be subject to further site plan review by the Town of Milton Planning Board, including the specific criteria applicable to Solar Facilities under Article XXII of the Zoning Ordinance. Accordingly, this application is limited to seeking a variance to allow a "Large Commercial Solar" use as a necessary prerequisite to Site Plan Review.

Variance Criteria:

1. The variance will not be contrary to the public interest;

The variance relief requested by this application will not be contrary to the public interest because it will support the electrical grid with clean, safe, renewable energy. In so doing, it advances the purposes of the Article XXII of the Zoning Ordinance, which specifically seeks to "facilitate State and National goals of developing clean, safe, renewable energy resources in accordance with the enumerated polices of RSA 374-G and 362-F that include national security and economic and environmental sustainability." *See* Article XXII (Solar Facilities), Sec. 1 (Purpose and Authority). Additionally, the proposed use will not alter the essential character of the locality because the Solar Facility will be constructed on a portion of Property that is located largely to the rear of the site, away from general public view from McKeagney Road, and to the side and rear of the existing Substation and Transmission Line.

Further, the Solar Facility does not threaten public health, safety, or welfare. Instead, it supports such interests by creating an additional source of renewable energy in support of the electrical grid.

2. The spirit of the ordinance is observed;

For the reasons set forth above, the spirit of the Zoning Ordinance is observed. In particular, the proposed use will advance the specific objectives of Article XXII; i.e., supporting the electrical grid with clean, safe and renewable energy. This Property provides an opportunity to advance those objectives on a site that is uniquely well suited to their location due to the presence of an existing Substation and Transmission Line.

3. Substantial justice is done;

Substantial justice is done because the proposed use does not present a harm to the public. To the contrary, the proposed use is anticipated to provide a general public benefit by adding additional renewable energy sources to the grid in the immediate area of the Town of Milton. Further, the proposal provides for a low impact use that does not drive traffic or other more intensive activities to the site. However, absent relief there would be substantial harm to the owner. This is due to unique features of the Property that limit development and use of the site. Those features include (1) the existing Substation and Transmission Line right-of-way, (2) the variable configuration of the boundaries and topography, and (3) limited site access due to abutting Route 16 and the railroad right-of-way.

4. The values of surrounding properties are not diminished;

The proposed use is in keeping with and supports the existing Substation and Transmission Line. Additionally, the proposed use will be concentrated in areas to the rear and side of the Property, behind and next to the Substation. As a result, the use will not change the character of the area. Further, the proposed use retains a large portion of undeveloped land on the eastern areas of the Property. Together, these features help to ensure that the values of surrounding properties are not diminished.

5. Literal enforcement of the provisions of the ordinance would result in unnecessary hardship.

Literal enforcement of the ordinance would result in unnecessary hardship because the Property's uses are limited by (a) its topography, (b) its variable boundaries, (c) being bisected by the Transmission Line, and (d) reduced access along its side and rear boundaries. In contrast, these features make the Property uniquely well suited for installation of a Solar Facility. In particular, the areas to be used are far removed from residential properties and can connect to the grid without other offsite impacts. Due to these factors, there is no fair and substantial relationship between the general public purposes of Article XXII, Sec. IV and its specific application to this Property. Additionally, the Property is uniquely different from other parcels in the CR District and immediate surrounding area. For example, lots within the CR District are intended to accommodate residential uses, professional establishments and retail uses with a minimum lot size of one acre, and are intended to connect to municipal water and sewer. *See* Article III, Sec. 3.2. This Property, however, is not appropriate for any of those zoning objectives for the reasons discussed above. In contrast, the Property is sized and configured in a way more aligned with the Industrial Commercial Zone, which directly abuts the Property, and allows for Large Commercial Solar by Conditional Use Permit. The Industrial Commercial Zone is generally comprised of larger lots that can accommodate commercial, retail and manufacturing uses. *See id*.

In addition to the above, the proposed use is reasonable and does not alter the essential character of the neighborhood. The proposed use is consistent with existing development on site and supports the Substation and surrounding electrical grid.

For the above reasons, literal enforcement of the ordinance would result in an unnecessary hardship.

EXHIBIT B TO VARIANCE APPLICATION

Abutter's List

Parcel Number	Owner Name	Co-Owner Name	Owner Address	Owner City	Owner State	Owner Zip	
000047-000016-000000	PUBLIC SERVICE CO OF NH	D/B/A EVERSOURCE ENERGY	780 N. COMMERCIAL STREET	MANCHESTER	HN	03101	
NA	GALLAGHER CALLAHAN & GARTRELL	ROBERT DIETEL	214 N. MAIN STREET	CONCORD	HN	03301	
ABUTTERS							
Parcel Number	Owner Name	Co-Owner Name	Owner Address	Owner City	Owner State	Owner Zip	
000047-000002-000000	MICHAEL D PERKO		P. O. BOX 153	ROCHESTER	ΗZ	03866	
000047-000003-000000	MELISSA ZABKAR	ZACHARY ZABKAR	166 MCKEAGNEY ROAD	MILTON	HN	03851	
000047-000005-000000	PAUL S COOK		PO BOX 793	MILTON	HN	03851	
000047-000006-000000	EDWARD L HOWARD,		49 MCKEAGNEY ROAD	MILTON	HN	03851	
000047-000007-000000	THOMAS C WENTWORTH	LINDA J WENTWORTH,	47 MCKEAGNEY ROAD	MILTON	ΗZ	03851	
000047-000008-000000	JOHN C LARDNER, JR		23 MCKEAGNEY ROAD	MILTON	ΗZ	03851	
000047-000009-000000	JOYCE MAXWELL	JAMES MAXWELL	9 MCKEAGNEY RD	MILTON	ΗN	03851	
000047-000010-000000	DENNIS R HALL	SHARON E HALL	P. O. BOX 941	MILTON	ΗZ	03851	
000047-000011-000000	PUBLIC SERVICE CO OF NH		PO BOX 270	HARTFORD	СТ	06141	
000047-000012-000000	JILL A SENNETT	STUART R SENNETT, II	12 MCKEAGNEY ROAD	MILTON	HN	03851	
000047-000012-000001	ROBERT E FERRERA	JOSEPH FERRERA	24 MCKEAGNEY ROAD	MILTON	H	03851	
000047-000013-000000	CAROL B LASCALA	DAVID O LASCALA	201 OLD WAKEFIELD RD	MILTON	HN	03851	
000047-000014-000000	PUBLIC SERVICE CO OF NH		PO BOX 270	HARTFORD	ст	06141	
000047-000015-000000	COLE TUININGA	ALYSSA TUININGA	221 OLD WAKEFIELD RD	MILTON	H	03851	
000047-000015-000001	BRADD W GAULIN	LINDA GOUMAS	187 WHITE MOUNTAIN HWY	MILTON	ΗZ	03851	
000047-000015-0001-1	JOSEPH DOWNING SR.	SARAH A. DOWNING	185 WHITE MOUNTAIN HWY	MILTON	ΗZ	03851	
000047-000016-00001	RHEAUME LAMOUREAUX, GST	ELEANOR BAKER	25 CAMPFIRE CIRCLE	ALTON	HN	03809	
000047-000018-000000	MILTON TOWN OF	WWTP	PO BOX 310	MILTON	HN	03851	
000047-000019-000000	MICHAEL D PERKO,		P. O. BOX 153	ROCHESTER	HN	03866	
000047-000042-000000	KATHERINE GAY	ROBERT GAY	139 WHITE MT HIGHWAY	MILTON	ΗZ	03851	
000047-000043-000000	JANICE BROWN		212 OLD WAKEFIELD ROAD	MILTON	ΗZ	03851	
000047-000044-000000	MARK & FELINA NURMI		220 OLD WAKEFIELD RD	MILTON	H	03851	
000047-000045-000000	STEPHEN ENGLISH	RAELEAN WRIGHT	198 OLD WAKEFIELD ROAD	MILTON	HN	03851	
000049-000004-000000	89 MCKEAGNEY RD LLC		12 WILLEY STREET	ROLLINSFORD	HN	03869	
NA	CSX TRANSPORTATION		500 WATER STREET	JACKSONVILLE	FL	32202	
NA	PAN AM RAILWAYS, INC.		1700 IRON HORSE PARK	NORTH BILLERICA	MA	01862	

EXHIBIT C TO VARIANCE APPLICATION

Vicinity map depicting lot and immediate surrounding areas

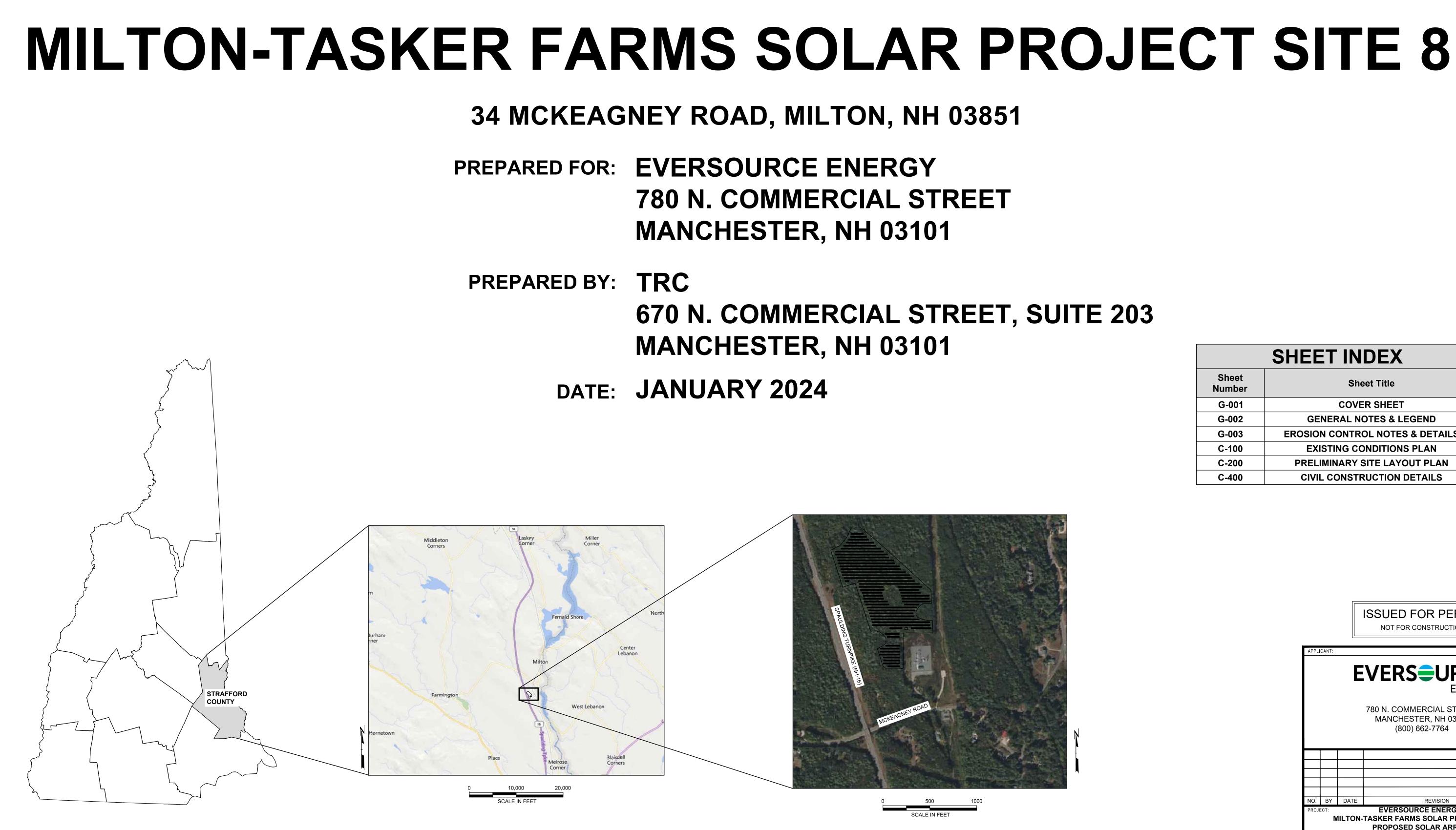


<u>Vicinty Map</u>: This image depicts the location of the property in relation to surrounding parcels. The abutter to the north/northeast (Tax Map 47, Lot 18) is owned by the Town of Milton and is the location of the Town's wastewater treatment facility. The area outlined in red is a railroad right-of-way.

<u>Image Source</u>: Town of Milton, NH, Tax Maps (Basemap, 2021/2022 Statewide Aerial, NH GRANIT) (available at: <u>https://next.axisgis.com/MiltonNH/Zg7ILwrpfsI6</u>)

EXHIBIT D TO VARIANCE APPLICATION

Plan set depicting proposed Solar Facility



NEW HAMPSHIRE

EVERSOURCE ENERGY

670 N. COMMERCIAL STREET, SUITE 203

MILTON

SITE LOCATOR

FOR PERMIT USE ONLY

	SHEET INDEX
Sheet Number	Sheet Title
G-001	COVER SHEET
G-002	GENERAL NOTES & LEGEND
G-003	EROSION CONTROL NOTES & DETAILS
C-100	EXISTING CONDITIONS PLAN
C-200	PRELIMINARY SITE LAYOUT PLAN
C-400	CIVIL CONSTRUCTION DETAILS

ISSUED FOR PERMIT NOT FOR CONSTRUCTION



780 N. COMMERCIAL STREET MANCHESTER, NH 03101 (800) 662-7764

NO. BY DATE REVISION APP'D. EVERSOURCE ENERGY MILTON-TASKER FARMS SOLAR PROJECT SITE 8 PROPOSED SOLAR ARRAY 34 MCKEAGNEY ROAD, MILTON, NH 03851

COVER SHEET

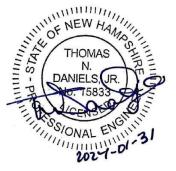
CJD/TRC PROJ. NO.:

TND

TND

JANUARY 2024

RC



RAWN BY:

HECKED BY:

PROVED BY:

670 N. Commercial Street Suite 203 Manchester, NH 03101 Phone: 603.263.9400 566272 - G SHEETS.dwg

G-001

566272

GENERAL NOTES

- 1. THE PROJECT APPLICANT IS PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE D/B/A EVERSOURCE ENERGY. FOR SIMPLICITY AND BREVITY, THE APPLICANT WILL BE REFERRED TO HEREIN AS 'EVERSOURCE ENERGY.'
- 2. THE PROJECT HORIZONTAL COORDINATES SYSTEM IS BASED ON NAD83 NEW HAMPSHIRE STATE PLANE (US SURVEY FEET, NH83F). ELEVATIONS ARE BASED ON NAVD88 (US SURVEY FEET).
- TOPOGRAPHY SHOWN ON THESE PLANS HAS BEEN COMPILED FROM PROPOSED AND EXISTING 3. CONTOURS SHOWN ON A PLAN PRVIDED BY EVERSOURCE COMPLETED BY TF MORAN ENGINEERS AND SURVEYORS OF BEDFORD, NH DATED 4/13/2013.
- 4. PROJECT PROPERTY BOUNDARIES ARE BASED ON INFORMATION PROVIDED BY EVERSOURCE FROM A SURVEY COMPLETED BY TF MORAN ENGINEERS AND SURVEYORS OF BEDFORD, NH ON 4/13/2023.
- 5. EXISTING UTILITIES ARE APPROXIMATE AND SHOULD BE VERIFIED BY CONTRACTOR. DIGSAFE SHALL BE NOTIFIED A MINIMUM OF 72-HOURS PRIOR TO COMMENCING ANY EXCAVATION.
- 6. THIS IS A PRELIMINARY DESIGN PLAN PROVIDED FOR PERMITTING ONLY. FINAL DESIGN SHALL BE MODIFIED BY CONTRACTOR TO MATCH FINAL ELECTRICAL INTERCONNECTION STUDIES, EQUIPMENT PURCHASED, AND POSSIBLE PERMIT CONSTRAINTS REVEALED DURING PROJECT'S REVIEW.
- ALL WORK DETAILED ON THESE PLANS AND PERFORMED UNDER THIS CONTRACT SHALL BE 7. CONSTRUCTED IN ACCORDANCE WITH THE PROJECT SPECIFICATIONS AND ANY OTHER APPLICABLE TECHNICAL REPORTS. WHERE INDICATED, STATE AND/OR LOCAL STANDARD SPECIFICATIONS SHALL APPLY.
- 8. THE CONTRACTOR SHALL ABIDE BY ALL LOCAL, STATE, AND FEDERAL LAWS, RULES AND REGULATIONS WHICH APPLY TO THE CONSTRUCTION OF THESE IMPROVEMENTS, INCLUDING STATE AND FEDERAL REQUIREMENTS, WITH RESPECT TO STORMWATER DISCHARGE.
- THE CONTRACTOR IS RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITY LINES WITHIN OR 9 ADJACENT TO THE CONSTRUCTION AREA. ANY DAMAGE TO EXISTING FACILITIES CAUSED BY CONSTRUCTION ACTIVITY SHALL BE REPAIRED OR REPLACED AT THE CONTRACTOR'S EXPENSE.
- 10. CONSTRUCTION SHALL NOT OCCUR IN ANY PUBLIC RIGHTS OF WAY, PUBLIC OR PRIVATE EASEMENTS BEYOND THE LIMITS OF DISTURBANCE, OR OUTSIDE THE PROPERTY LIMITS WITHOUT NECESSARY PERMITS. ANY PUBLIC OR PRIVATE PROPERTY OR IMPROVEMENTS DAMAGED DURING CONSTRUCTION SHALL BE REPAIRED TO THE SATISFACTION OF THE OWNER AT THE COST OF THE CONTRACTOR.
- 11. OVERNIGHT PARKING OF CONSTRUCTION EQUIPMENT SHALL NOT OBSTRUCT DRIVEWAYS OR DESIGNATED TRAFFIC LANES. THE CONTRACTOR SHALL NOT STORE ANY EQUIPMENT OR MATERIAL WITHIN THE PUBLIC RIGHT OF WAY. OVERNIGHT PARKING OF CONSTRUCTION VEHICLES ON PRIVATE PROPERTY IS THE SOLE RESPONSIBILITY OF THE CONTRACTOR.
- 12. ALL PROPERTY CORNERS OR MONUMENTS DESTROYED DURING CONSTRUCTION SHALL BE REPLACED AT THE CONTRACTOR'S EXPENSE. ALL PROPERTY CORNERS MUST BE RESET BY A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF NEW HAMPSHIRE.
- 13. CONTRACTOR IS RESPONSIBLE FOR MAINTAINING DRAINAGE THROUGHOUT THE CONSTRUCTION OF THE PROJECT.
- 14. CONTRACTOR SHALL FIELD FIT ALL PROPOSED CULVERT INVERTS TO PROVIDE POSITIVE DRAINAGE IN THE DIRECTION OF EXISTING SLOPES. ALL CULVERTS TO BE INSTALLED AT ADEQUATE DEPTHS AND TO DAYLIGHT. INLETS AND OUTLETS OF ALL CULVERTS TO BE STABILIZED WITH RIP RAP IN ACCORDANCE WITH THE EROSION CONTROL MEASURES.
- 15. THE CONTRACTOR SHALL SECURE PERMITS FROM THE STATE, COUNTY, AND TOWN AUTHORITIES AS NECESSARY BEFORE DRIVING CONSTRUCTION EQUIPMENT OVER AND ACROSS STATE, COUNTY OR TOWN MAINTAINED ROADS.
- 16. ALL WORK IN THE PUBLIC RIGHT OF WAYS SHALL CONFORM WITH THE NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION "STANDARD SPECIFICATIONS, CONSTRUCTION AND MATERIALS", DATED 2016 OR CURRENT EDITION..
- 17. WETLANDS AND WATERCOURSES AS SHOWN IN THIS PLAN SET WERE FIELD DELINEATED BY TRC COMPANIES, INC. IN OCTOBER 2023.
- 18. FLOOD ZONE CLASSIFICATION: THE SITE IS SHOWN AS ZONE X ON FEMA FIRM PANEL MAP 33017C0138D (MAY 17, 2005) WHICH IS DEFINED AS AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN.
- 19. SOILS INFORMATION WAS OBTAINED FROM A USDA-NRCS WEB SOIL SURVEY FOR STRAFFORD COUNTY. NH DATED JANUARY 25, 2024.
- 20. THE EROSION AND SEDIMENTATION CONTROL MEASURES FOR THIS PROJECT SHALL BE IN COMPLIANCE WITH THE STORMWATER POLLUTION PREVENTION PLAN (SWPPP) PREPARED FOR THE PROJECT.
- 21. TREES AND OTHER VEGETATION IN AREAS OF IDENTIFIED CLEARING AND GRUBBING MAY BE REDUCED TO CHIPS BY THE USE OF CHIPPING MACHINES OR STUMP GRINDER AND BE PREPARED FOR USE AS EROSION CONTROL MIX. ALL OTHER CHIPS AND WOOD WASTE RESULTING FROM CLEARING AND GRUBBING OPERATIONS SHALL BE DISPOSED OF OFF-SITE AT AN APPROPRIATELY LICENSED FACILITY AND IN A MANNER AS APPROVED BY THE OWNER.
- 22. ALL DEMOLITION WASTE, DEBRIS, AND RUBBISH GENERATED DURING CONSTRUCTION OF THE PROJECT SHALL BE PROPERLY REMOVED FROM THE SITE AS IT OCCURS. ALL MATERIALS SHALL BE PROPERLY DISPOSED OF OFF-SITE IN STRICT ACCORDANCE WITH ALL APPLICABLE LOCAL, STATE, AND FEDERAL REGULATIONS.THE CONTRACTOR SHALL PAY PARTICULAR ATTENTION TO THE PROPER HANDLING, STORAGE, AND DISPOSAL OF HAZARDOUS SUBSTANCES.
- 23. CONTRACTOR SHALL TAKE NECESSARY PRECAUTIONS TO AVOID DAMAGE TO EXISTING IMPROVEMENTS AND FACILITIES TO REMAIN IN PLACE. THE CONTRACTOR IS RESPONSIBLE FOR REPAIR AND REPLACEMENT OF DAMAGED ITEMS AS A RESULT OF CONSTRUCTION OF THE PROPOSED FACILITY.
- 24. THE WORK SHALL BE CARRIED OUT NEAR AND UNDER ENERGIZED EQUIPMENT. EXTREME CAUTION IS REQUIRED AT ALL TIMES. THE CONTRACTOR SHALL STRICTLY FOLLOW ALL APPLICABLE SAFETY REQUIREMENTS.
- 25. EARTHWORK: UNLESS EXPLICITLY STATED OTHERWISE, REFER TO THE LATEST EDITION OF THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF TRANSPORTATION, STANDARDS SPECIFICATIONS. CONSTRUCTION AND MATERIALS, FOR GENERAL REQUIREMENTS, PRODUCTS, AND EXECUTION RELATED TO THE COMPLETION OF PROPOSED WORK.

SIGNAGE NOTES

PROPOSED SIGNS SHALL BE IN COMPLIANCE WITH RELEVANT ZONING REQUIREMENTS REGARDING SIGNAGE SET FORTH BY THE TOWN OF MILTON.

LIGHTING NOTES

- NO EXTERIOR LIGHTING IS PROPOSED ON THIS SITE.
- 2. IF EXTERIOR LIGHTING IS PROPOSED, IT SHALL BE DIRECTED DOWNWARD TO PREVENT GLARE AND LIGHT TRESPASS ONTO ADJACENT PROPERTIES, ROADWAYS, AND THE NIGHTTIME SKY.

WATER/SANITARY NOTES

- 1. THE PROJECT DOES NOT REQUIRE DOMESTIC WATER SUPPLY.
- 2. THE PROJECT WILL NOT INCREASE THE SEWAGE DISPOSAL NEEDS FOR THE SITE AND THEREFORE, DOES NOT REQUIRE SANITARY SEWER EXTENSIONS, SEWER SERVICE CONNECTIONS OR ONSITE SEWAGE DISPOSAL SYSTEMS.

PROJECT CONSTRUCTION SEQUENCING NOTES

THE CONTRACTOR SHALL SUBMIT A CONSTRUCTION SEQUENCING OR CONSTRUCTION PHASING PLAN FOR OWNER APPROVAL THAT COMPLIES WITH THE PERMITTING REQUIREMENTS, THE PROJECT SWPPP, AND OTHER REQUIREMENTS AS IDENTIFIED BY LOCAL AND STATE AUTHORITIES. THE PLAN SHALL SHOW THAT ACTIVE LAND DISTURBANCE WILL BE LIMITED TO LESS THAN FIVE (5) CONTIGUOUS ACRES AND SHALL ADEQUATELY DISCUSS, BUT NOT BE LIMITED TO, THE FOLLOWING ITEMS:

- DIRECTED BY THE OWNER.
- AREAS AROUND THE PROJECT SITE.

SOLAR ARRAY INSTALLATION NOTES

- TRANSPORTATION.
- MATERIALS PRIOR TO FINAL ACCEPTANCE.

SITE PREPARATION NOTES

- DEMOLITION ACTIVITIES
- APPROPRIATE UTILITY COMPANY.
- AND LOCAL LAWS AND REGULATIONS.
- MONUMENTS.

GRADING AND DRAINAGE NOTES

- 1. COMPACTION REQUIREM BELOW PAVED OR CONC TRENCH BEDDING MATE SAND BLANKET BACKFIL BELOW LOAM AND SEED *ALL PERCENTAGES OF MOISTURE CONTENT AS FIELD DENSITY TESTS S
- FERTILIZER AND MULCH.

UTILITY NOTES

EROSION CONTROL NOTES

1. SEE SHEET G-003

ZONING REQUIREMENTS

DISTRICT	MIN
	R
COMMERCIAL - RESIDENTIAL (CR)	

NOTE:

1. LARGE SCALE COMMERCIAL SOLAR GENERATING FACILITIES REQUIRE A VARIANCE TO OPERATE IN THE CR ZONE. 2. SINCE THE SITE IS LOCATED OUTSIDE OF THE COMPREHENSIVE SHORELAND ZONE, A MAXIMUM LOT COVERAGE IS NOT REQUIRED.

1. THE CONTRACTOR SHALL COMPLY WITH THE REQUIREMENTS FOR TEMPORARY AND PERMANENT EROSION AND SEDIMENTATION CONTROL MEASURES AS OUTLINED IN THE PROJECT SWPPP OR AS

2. PRIOR TO COMMENCING ONSITE EARTHWORK ACTIVITIES, THE CONTRACTOR SHALL ESTABLISH THE CONSTRUCTION WORKSPACE LIMITS AND IDENTIFY AND MARK SENSITIVE RESOURCES.

3. THE CONTRACTOR SHALL INSTALL ALL TEMPORARY EROSION AND SEDIMENTATION CONTROL BEST MANAGEMENT PRACTICES (BMPs) IN ORDER TO PROTECT DOWN GRADIENT AREAS. WHERE APPROPRIATE, DIVERSION BMPs SHALL BE IMPLEMENTED TO DIRECT RUNOFF FROM UPGRADIENT

4. AFTER PERMANENT EROSION AND SEDIMENTATION CONTROL MEASURES WITHIN THE CURRENT PHASE OF WORK ARE INSTALLED AND FUNCTIONING, THE CONTRACTOR SHALL OBTAIN OWNER APPROVAL BEFORE BEGINNING EARTHWORK IN THE SUBSEQUENT PHASE.

1. CONTRACTOR SHALL SUPPLY ALL LABOR, TOOLS, MACHINERY, EQUIPMENT, AND EQUIPMENT

2. CONTRACTOR SHALL BE RESPONSIBLE FOR STORAGE AND MAINTENANCE OF ALL EQUIPMENT AND

3. CONTRACTOR IS RESPONSIBLE FOR ALL QA/QC ACTIVITIES APPLICABLE TO THE WORK.

4. CONTRACTOR SHALL CONSTRUCT ALL ADDITIONAL TEMPORARY ACCESS ROADS AS NECESSARY TO FACILITATE THE CONSTRUCTION OF THE PV ARRAY PER THE CONSTRUCTION DOCUMENTS. UNLESS OTHERWISE BY OWNER, TEMPORARY ACCESS ROADS SHALL BE REMOVED AND THE FINISHED GRADE AND SURFACE RESTORED PRIOR TO FINAL ACCEPTANCE.

1. EROSION CONTROL MEASURES SHALL BE INSTALLED PRIOR TO THE START OF ANY CLEARING OR

2. ALL MATERIALS SCHEDULED TO BE REMOVED SHALL BECOME THE PROPERTY OF THE CONTRACTOR UNLESS OTHERWISE SPECIFIED. THE CONTRACTOR SHALL DISPOSE OF ALL MATERIALS OFF-SITE IN ACCORDANCE WITH ALL FEDERAL, STATE AND LOCAL REGULATIONS, ORDINANCES AND CODES.

3. COORDINATE REMOVAL, RELOCATION, DISPOSAL OR SALVAGE OR UTILITIES WITH THE OWNER AND

4. ANY EXISTING WORK OR PROPERTY DAMAGED OR DISRUPTED BY CONSTRUCTION/DEMOLITION ACTIVITIES SHALL BE REPLACE OR REPAIRED TO MATCH ORIGINAL EXISTING CONDITIONS BY THE CONTRACTOR AT NO ADDITION COST TO THE OWNER.

5. REMOVE TREES AND BRUSH AS REQUIRED FOR COMPLETION OF WORK. CONTRACTOR SHALL GRUB AND REMOVE ALL STUMPS WITHIN LIMITS OF WORK AND DISPOSE OF IN ACCORDANCE WITH FEDERAL, STATE

6. CONTRACTOR SHALL PROTECT ALL PROPERTY MONUMENTATION THROUGHOUT DEMOLITION AND CONSTRUCTION OPERATIONS. SHOULD ANY MONUMENTATION BE DISTURBED BY THE CONTRACTOR, THE CONTRACTOR SHALL EMPLOY A NEW HAMPSHIRE LICENSED SURVEYOR TO REPLACE DISTURBED

MENTS:	
CRETE AREAS	98%
ERIAL AND	
LL	98%
D AREAS	90%
COMPACTION SHAL	L BE OF THE MAXIMUM DRY DENSITY AT THE OPTIMUM
S DETERMINED AND	CONTROLLED IN ACCORDANCE WITH ASTM D-1557, METHOD C
SHALL BE MADE IN A	CCORDANCE WITH ASTM D-1556 OR ASTM 2922.

2. ALL DISTURBED AREAS NOT TO BE PAVED OR OTHERWISE TREATED SHALL RECEIVE 4" LOAM, SEED

3. ALL STORM DRAIN CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE NHOOT STANDARD SPECIFICATIONS FOR HIGHWAYS AND BRIDGES, LATEST EDITION.

1. COORDINATE ALL UTILITY WORK WITH APPROPRIATE UTILITY COMPANY.

2. ALL ELECTRICAL MATERIAL WORKMANSHIP SHALL CONFORM TO THE NATIONAL ELECTRIC CODE 2017 OR LATEST EDITION, AND ALL APPLICABLE STATE AND LOCAL CODES.

3. THE EXACT LOCATION OF NEW UTILITY SERVICES AND CONNECTIONS SHALL BE COORDINATED WITH THE ELECTRICAL DRAWINGS PREPARED BY OTHERS AND THE APPLICABLE UTILITY COMPANIES.

4. THE CONTRACTOR SHALL PROVIDE AND INSTALL ALL MANHOLES, BOXES, FITTINGS, CONNECTORS, COVER PLATES, AND OTHER MISCELLANEOUS ITEMS NOT NECESSARILY DETAILED ON THESE DRAWINGS TO RENDER INSTALLATION OF UTILITIES COMPLETE AND OPERATIONAL.

	DIMENSIONAL STANDARDS						
N. SETBACK STREE	FROM EDGE OF T (FT.)	MIN. SETBACK LINES		MAX. HEIGHT OF SOLAR ARRAY			
REQUIRED	PROVIDED	REQUIRED PROVIDED		REQUIRED	PROVIDED		
25'	>100'	25'	25'	35'	12'-0"		

ABUTTERS TABLE

Parcel Number	Property Address	Owner Name	Co-Owner Name	Owner Address	Owner City	Owner State	Owner Zip
000047-000002- 000000	170 MCKEAGNEY ROAD	PERKO, MICHAEL D		P. O. BOX 153	ROCHESTER	NH	03866
000047-000003- 000000	166 MCKEAGNEY ROAD	ZABKAR, MELISSA	ZABKAR, ZACHARY	166 MCKEAGNEY ROAD	MILTON	NH	03851
000047-000005- 000000	120 MCKEAGNEY ROAD	COOK,PAUL S		PO BOX 793	MILTON	NH	03851
000047-000006- 000000	49 MCKEAGNEY ROAD	HOWARD, EDWARD L		49 MCKEAGNEY ROAD	MILTON	NH	03851
000047-000007- 000000	47 MCKEAGNEY ROAD	WENTWORTH, THOMAS C	WENTWORTH, LINDA J	47 MCKEAGNEY ROAD	MILTON	NH	03851
000047-000008- 000000	23 MCKEAGNEY ROAD	LARDNER, JOHN C JR		23 MCKEAGNEY ROAD	MILTON	NH	03851
000047-000009- 000000	9 MCKEAGNEY ROAD	MAXWELL, JOYCE	MAXWELL, JAMES	9 MCKEAGNEY RD	MILTON	NH	03851
000047-000010- 000000	31 MCKEAGNEY ROAD	HALL, DENNIS R	HALL, SHARON E	P. O. BOX 941	MILTON	NH	03851
000047-000011- 000000	MCKEAGNEY ROAD	PUBLIC SERVICE CO OF NH		PO BOX 270	HARTFORD	СТ	06141
000047-000012- 000000	12 MCKEAGNEY ROAD	SENNETT, JILL A	SENNETT, STUART R II	12 MCKEAGNEY ROAD	MILTON	NH	03851
000047-000012- 000001	24 MCKEAGNEY ROAD Unit 1	FERRERA, ROBERT E	FERRERA, JOSEPH	24 MCKEAGNEY ROAD	MILTON	NH	03851
000047-000013- 000000	201 OLD WAKEFIELD ROAD	LASCALA CAROL B	LASCALA DAVID O	201 OLD WAKEFIELD RD	MILTON	NH	03851
000047-000014- 000000	32 MCKEAGNEY ROAD	PUBLIC SERVICE CO OF NH		PO BOX 270	HARTFORD	СТ	06141
000047-000015- 000000	221 OLD WAKEFIELD ROAD	TUININGA, COLE	TUININGA, ALYSSA	221 OLD WAKEFIELD RD	MILTON	NH	03851
000047-000015- 000001	187 WHITE MOUNTAIN HWY Unit 1	GAULIN BRADD W	GOUMAS LINDA	187 WHITE MOUNTAIN HWY	MILTON	NH	03851
000047-000015- 0001-1	185 WHITE MOUNTAIN HWY Unit 1-1	DOWNING SR., JOSEPH	DOWNING, SARAH A.	185 WHITE MOUNTAIN HWY	MILTON	NH	03851
000047-00016-0 00001	MCKAEGNEY ROAD	RHEAUME LAMOUREAUX, GST	ELEANOR BAKER	25 CAMPFIRE CIRCLE	ALTON	NH	03809
000047-000018- 000000	227 WHITE MOUNTAIN HWY	MILTON TOWN OF	WWTP	PO BOX 310	MILTON	NH	03851
000047-000019- 000000	ROUTE 16	PERKO, MICHAEL D		P. O. BOX 153	ROCHESTER	NH	03866
000047-000042- 000000	139 WHITE MOUNTAIN HWY	GAY, KATHERINE	GAY, ROBERT	139 WHITE MT HIGHWAY	MILTON	NH	03851
000047-000043- 000000	212 OLD WAKEFIELD ROAD	BROWN JANICE		212 OLD WAKEFIELD ROAD	MILTON	NH	03851
000047-000044- 000000	220 OLD WAKEFIELD ROAD	NURMI, MARK & FELINA		220 OLD WAKEFIELD RD	MILTON	NH	03851
000047-000045- 000000	198 OLD WAKEFIELD ROAD	ENGLISH, STEPHEN	WRIGHT, RAELEAN	198 OLD WAKEFIELD ROAD	MILTON	NH	03851
000049-000004- 000000	89 MCKEAGNEY ROAD	89 MCKEAGNEY RD LLC		12 WILLEY STREET	ROLLINSFORD	NH	03869
N/A	CSX TRANSPORTATION			500 WATER STREET	JACKSONVILLE	FL	32202
N/A	PAN AM RAILWAYS, INC.			1700 IRON HORSE PARK	NORTH BILLERICA	MA	01862

PROJECT PARAMETERS

PARCEL SIZE = 51 ACRES

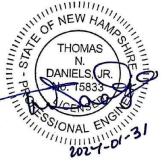
PROPOSED IMPERVIOUS AREA = 68,602 SQUARE FEET / 1.57 ACRES PROPOSED DISTURBED AREA = 19.81 ACRES PROPOSED USE % = 39%

LEGEND

	SURVEYED PROPERTY BOUNDARY
	APPROXIMATE UTILITY EASEMENT
	EXISTING UNPAVED ROAD
xx	EXISTING FENCE
W W	EXISTING WATERLINE
	EXISTING BUILDING
	EXISTING MAJOR CONTOUR
1072	EXISTING MINOR CONTOUR
x 815.7	EXISTING SPOT ELEVATION
	EXISTING TREES AND/OR BRUSH
	DELINEATED WETLAND
	DELINEATED STREAM
<u> </u>	EXISTING CULVERT
OE OE	EXISTING OVERHEAD ELECTRIC
С	EXISTING UTILITY POLE
LOD	LIMITS OF DISTURBANCE
	PROPOSED CULVERT
	PROPOSED ACCESS ROAD
(1072)	PROPOSED MINOR CONTOUR
(1070)	PROPOSED MAJOR CONTOUR
······.	PROPOSED TREE LINE
-ooo	PROPOSED CHAIN LINK FENCE
SF	PROPOSED SILT FENCE/PERIMETER SEDIMENT BARRI
UGE	PROPOSED MV UNDERGROUND ELECTRIC
ОЕ ОЕ - Ф	PROPOSED OVERHEAD ELECTRIC LINE AND POLE
	PROPOSED FIXED-TILT SOLAR ARRAY
	PROPOSED EQUIPMENT PAD
	BUILDING SETBACK
	50' WETLAND SETBACK

ISSUED FOR PERMIT NOT FOR CONSTRUCTION

APPL	CANT				
	780 N. COMMERCIAL STREET MANCHESTER, NH 03101 (800) 662-7764				
NO.	BY	DATE		REVISION	APP'D.
PROJI	PROJECT: EVERSOURCE ENERGY MILTON-TASKER FARMS SOLAR PROJECT SITE 8 PROPOSED SOLAR ARRAY 34 MCKEAGNEY ROAD, MILTON, NH 03851				
TITLE	TITLE: GENERAL NOTES & LEGEND				
DRAW	'N BY:		CJD/TRC	PROJ. NO.:	566272
CHEC	KED BY:		TND		
APPROVED BY:		TND	G-002		
DATE: JANUARY 2024 670 N. Commercial Street Suite 203 Manchester, NH 03101 Phone: 603.263.9400		Suite 203 NH 03101			



GENERAL PROJECT INFORMATION

PROJECT NAME:

PROJECT ADDRESS: 34 MCKEAGNEY ROAD

PROJECT DESCRIPTION

THE PROJECT CONSISTS OF SOLAR ENERGY SYSTEM DEVELOPMENT. THE WORK IS ANTICIPATED TO START IN JUNE 2025 AND BE OPERATIONAL IN 2026.

DISTURBED AREA

THE TOTAL AREA TO BE DISTURBED IS APPROXIMATELY +/- 20 ACRES.

NAME OF RECEIVING WATER

THE STORMWATER RUNOFF FROM THE SITE WILL BE DISCHARGED VIA OVERLAND FLOW TO GREAT BROOK AND THE SALMON FALLS RIVER

EROSION CONTROL NOTES

- ALL EROSION CONTROL MEASURES AND PRACTICES SHALL CONFORM TO THE "NH DES STORMWATER MANUAL VOLUME 2 AND NHDES ALTERATION OF TERRAIN BUREAU "STORMWATER DESIGN GUIDANCE FOR LARGE SOLAR ARRAYS" DATED FEBRUARY 2020.
- DRAWINGS FOR EROSION CONTROL MEASURES. CONTRACTOR SHALL INSTALL TEMPORARY EROSION CONTROL BARRIERS,
- DRAWINGS AS THE FIRST ORDER OF WORK. PERIMETER CONTROLS INCLUDING SILT FENCES, MULCH BERM, AND/OR SILT
- AREAS HAVE BEEN STABILIZED.
- EROSION CONTROL DEVICES UPON COMPLETION OF CONSTRUCTION. ALL DISTURBED AREAS NOT OTHERWISE BEING TREATED SHALL RECEIVE 4"
- LOAM, SEED AND FERTILIZER. INSPECT ALL INLET PROTECTION AND PERIMETER CONTROLS WEEKLY AND AFTER EACH RAIN 0STORM OF 0.25 INCH OR GREATER. REPAIR/MODIFY PROTECTION AS NECESSARY TO MAXIMIZE EFFICIENCY OF FILTER. REPLACE ALL FILTERS WHEN SEDIMENT IS 1/3 THE FILTER HEIGHT
- CONSTRUCT EROSION CONTROL BLANKETS ON ALL SLOPES STEEPER THAN 3:1. AREAS OF DISTURBANCE THAT OCCUR WITHIN 50-FEET OF A NATURAL RESOURCE, A DOUBLE ROW OF PERIMETER CONTROLS SHALL BE PROVIDED.
- USE OF SEDIMENT CONTROL PRODUCTS WITH PLASTIC AND/OR NYLON NETTING IS PROHIBITED.

STABILIZATION

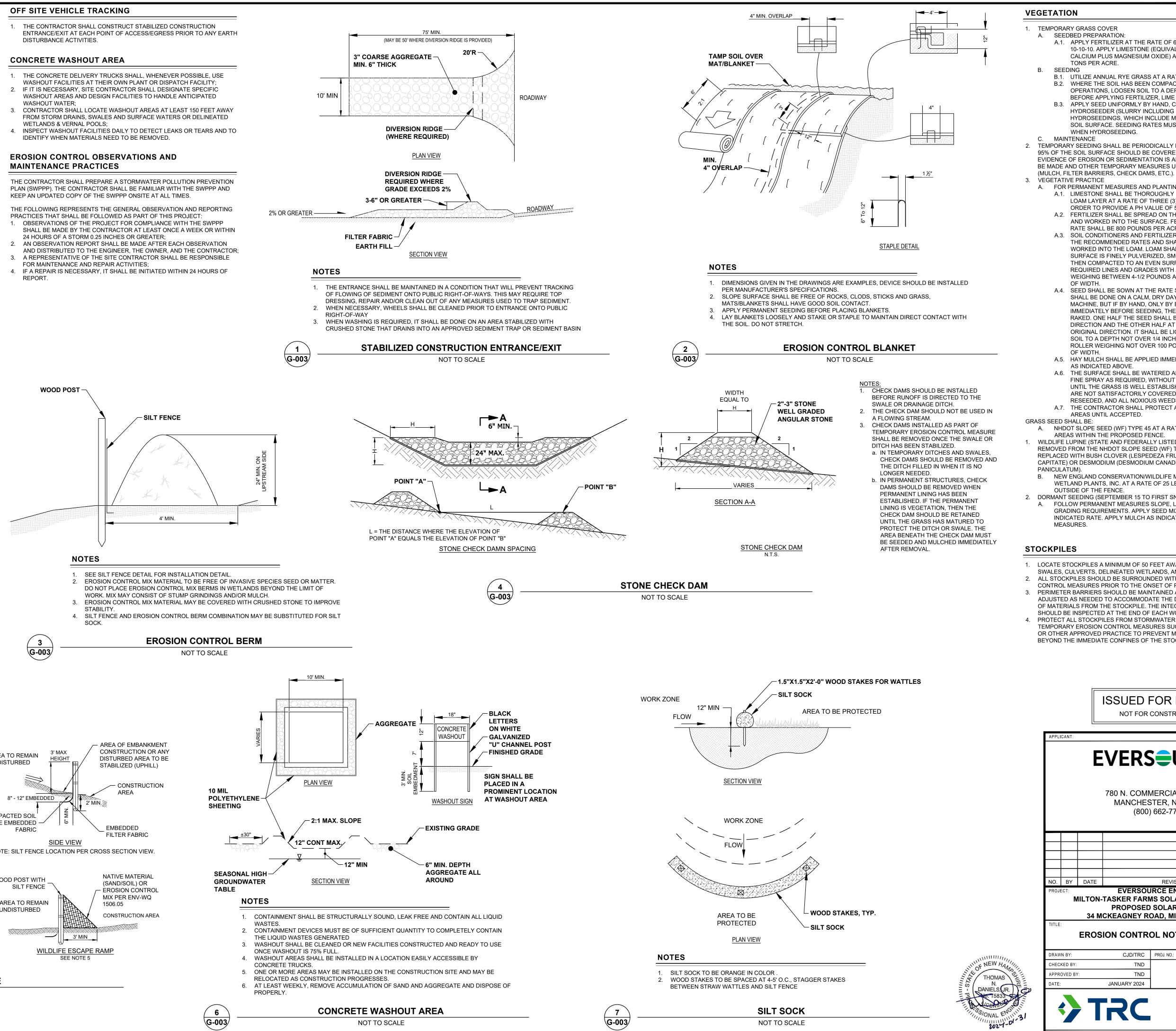
- AN AREA SHALL BE CONSIDERED STABLE WHEN ONE OF THE FOLLOWING HAS OCCURRED:
- BASE COURSE GRAVELS HAVE BEEN INSTALLED IN GRAVEL ROAD AREAS; A MINIMUM OF 85% VEGETATED GROWTH HAS BEEN ESTABLISHED A MINIMUM OF 3" OF NON-EROSIVE MATERIAL SUCH AS STONE OR RIP-RAP HAS BEEN INSTALLED:
- D. EROSION CONTROL BLANKETS HAVE BEEN PROPERLY INSTALLED. WINTER STABILIZATION PRACTICES:
- A. ALL PROPOSED VEGETATED AREAS THAT DO NOT EXHIBIT A MINIMUM OF 85 PERCENT VEGETATIVE GROWTH BY OCTOBER 15, OR WHICH ARE DISTURBED AFTER OCTOBER 15, SHALL BE STABILIZED BY SEEDING AND INSTALLING EROSION CONTROL BLANKETS ON SLOPES GREATER THAN 3:1, AND SEEDING AND PLACING 3 TO 4 TONS OF MULCH PER ACRE, SECURED WITH ANCHORED NETTING, ELSEWHERE. THE INSTALLATION OF EROSION CONTROL BLANKETS OR MULCH AND NETTING SHALL NOT OCCUR OVER ACCUMULATED SNOW OR ON FROZEN GROUND AND SHALL BE COMPLETED
- ALL DITCHES OR SWALES WHICH DO NOT EXHIBIT A MINIMUM OF 85 PERCENT VEGETATIVE GROWTH BY OCTOBER 15, OR WHICH ARE DISTURBED AFTER OCTOBER 15. SHALL BE STABILIZED TEMPORARILY WITH STONE OR EROSION CONTROL BLANKETS APPROPRIATE FOR THE DESIGN FLOW CONDITIONS;
- AFTER NOVEMBER 15, INCOMPLETE ROAD SURFACES, WHERE WORK HAS STOPPED FOR THE WINTER SEASON, SHALL BE PROTECTED WITH A MINIMUM OF 3 INCHES OF CRUSHED GRAVEL, OR IF CONSTRUCTION IS TO CONTINUE THROUGH THE WINTER SEASON BE CLEARED OF ANY ACCUMULATED SNOW AFTER EACH STORM EVENT;
- STABILIZATION SHALL BE INITIATED ON ALL LOAM STOCKPILES, AND DISTURBED AREAS, WHERE CONSTRUCTION ACTIVITY SHALL NOT OCCUR FOR MORE THAN TWENTY-ONE (21) CALENDAR DAYS BY THE FOURTEENTH (14TH) DAY AFTER CONSTRUCTION ACTIVITY HAS PERMANENTLY OR TEMPORARILY CEASED IN THAT AREA. STABILIZATION MEASURES TO BE USED INCLUDE: TEMPORARY SEEDING;
- B. MULCHING. WHEN CONSTRUCTION ACTIVITY PERMANENTLY OR TEMPORARILY CEASES WITHIN 100 FEET OF NEARBY SURFACE WATERS OR DELINEATED WETLANDS, THE AREA SHALL BE STABILIZED WITHIN SEVEN (7) DAYS OR PRIOR TO A RAIN EVENT. ONCE CONSTRUCTION ACTIVITY CEASES PERMANENTLY IN AN THESE AREAS, SILT FENCES, MULCH BERMS, STRAW BALE BARRIERS AND ANY EARTH/DIKES SHALL BE REMOVED ONCE PERMANENT MEASURES ARE ESTABLISHED.
- EARTH DIKES, PIPING OR STABILIZED CHANNELS WHERE POSSIBLE. SHEET RUNOFF FROM THE SITE SHALL BE FILTERED THROUGH SILT FENCES, MULCH BERMS, OR SILT SOCKS.

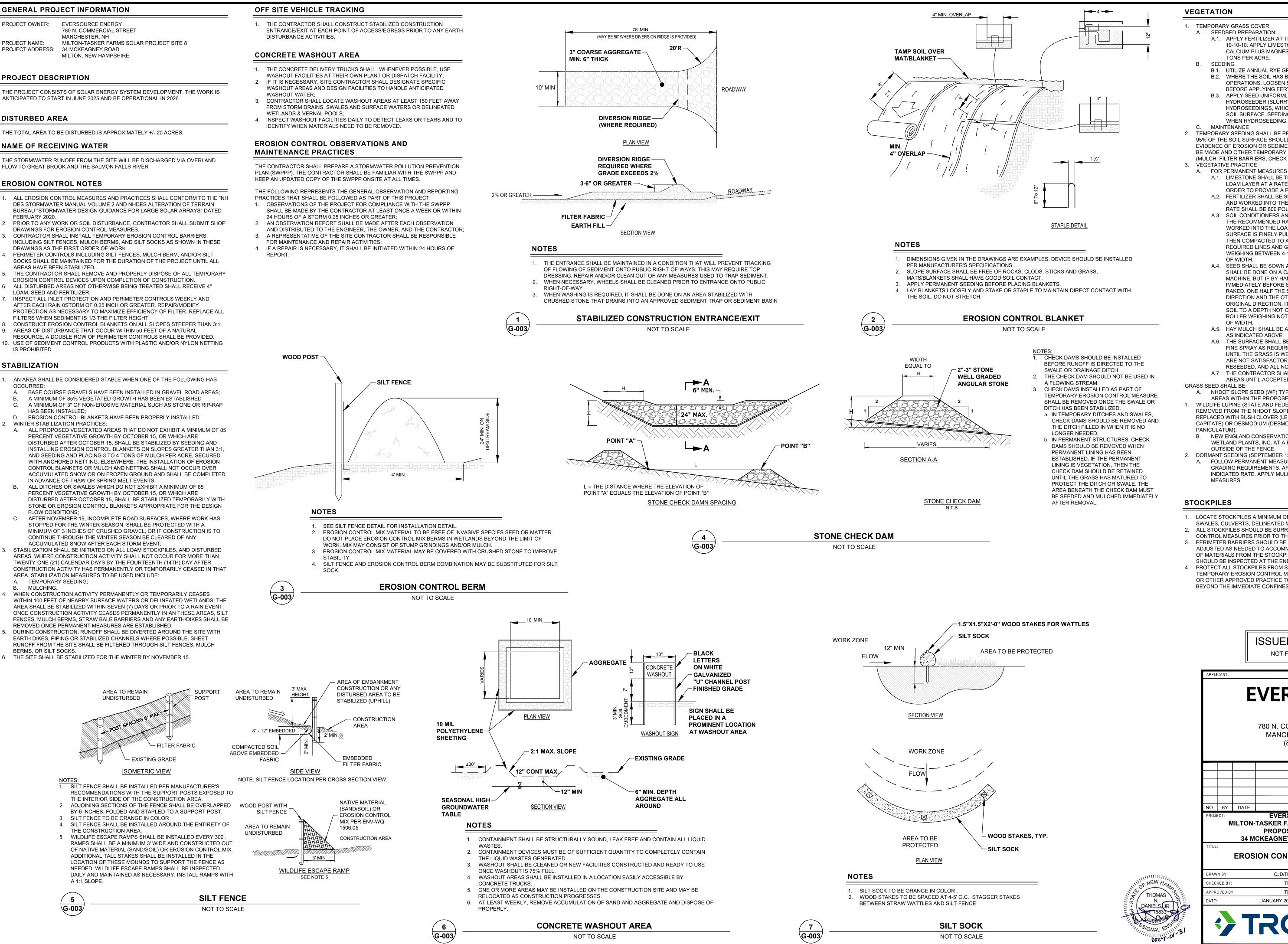
DISTURBANCE ACTIVITIES.

- WASHOUT AREAS AND DESIGN FACILITIES TO HANDLE ANTICIPATED WASHOUT WATER;
- WETLANDS & VERNAL POOLS;
- IDENTIFY WHEN MATERIALS NEED TO BE REMOVED.

- 24 HOURS OF A STORM 0.25 INCHES OR GREATER;

- REPORT.





- - A.1. APPLY FERTILIZER AT THE RATE OF 600 POUNDS PER ACRE OF 10-10-10. APPLY LIMESTONE (EQUIVALENT TO 50 PERCENT CALCIUM PLUS MAGNESIUM OXIDE) AT A RATE OF THREE (3)
 - B.1. UTILIZE ANNUAL RYE GRASS AT A RATE OF 40 LBS/ACRE. B.2. WHERE THE SOIL HAS BEEN COMPACTED BY CONSTRUCTION OPERATIONS, LOOSEN SOIL TO A DEPTH OF TWO (2) INCHES BEFORE APPLYING FERTILIZER, LIME AND SEED.
 - B.3. APPLY SEED UNIFORMLY BY HAND, CYCLONE SEEDER, OR HYDROSEEDER (SLURRY INCLUDING SEED AND FERTILIZER). HYDROSEEDINGS, WHICH INCLUDE MULCH, MAY BE LEFT ON SOIL SURFACE. SEEDING RATES MUST BE INCREASED 10% WHEN HYDROSEEDING.

2. TEMPORARY SEEDING SHALL BE PERIODICALLY INSPECTED. AT A MINIMUM, 95% OF THE SOIL SURFACE SHOULD BE COVERED BY VEGETATION. IF ANY EVIDENCE OF EROSION OR SEDIMENTATION IS APPARENT. REPAIRS SHALL BE MADE AND OTHER TEMPORARY MEASURES USED IN THE INTERIM (MULCH, FILTER BARRIERS, CHECK DAMS, ETC.).

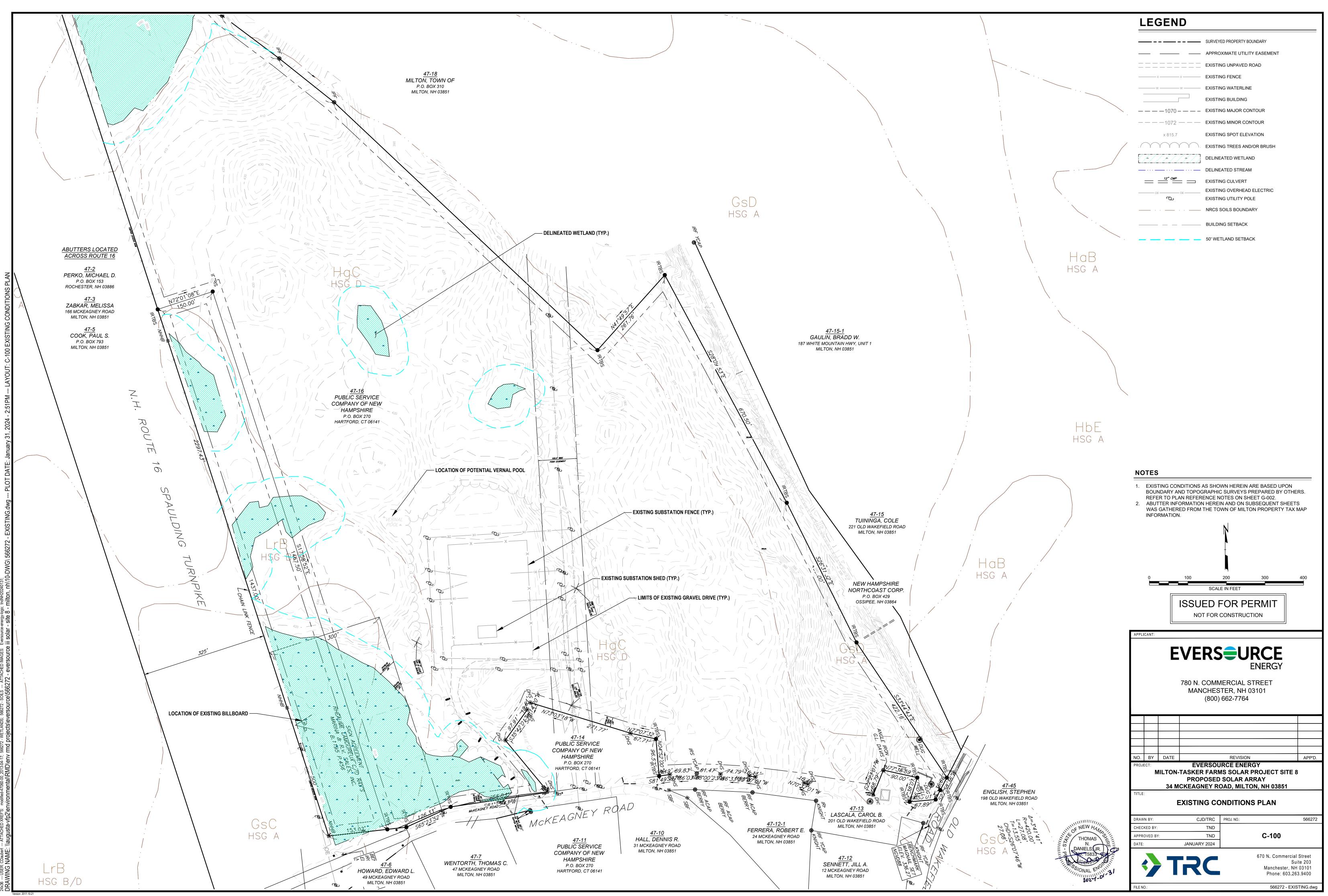
- A. FOR PERMANENT MEASURES AND PLANTINGS.
- A.1. LIMESTONE SHALL BE THOROUGHLY INCORPORATED INTO THE LOAM LAYER AT A RATE OF THREE (3) TONS PER ACRE IN ORDER TO PROVIDE A PH VALUE OF 5.5 TO 6.5.
- A.2. FERTILIZER SHALL BE SPREAD ON THE TOP LAYER OF LOAM AND WORKED INTO THE SURFACE. FERTILIZER APPLICATION RATE SHALL BE 800 POUNDS PER ACRE OF 10-20-20 FERTILIZER. A.3. SOIL CONDITIONERS AND FERTILIZER SHALL BE APPLIED AT
- THE RECOMMENDED RATES AND SHALL BE THOROUGHLY WORKED INTO THE LOAM. LOAM SHALL BE RAKED UNTIL THE SURFACE IS FINELY PULVERIZED, SMOOTH AND EVEN, AND THEN COMPACTED TO AN EVEN SURFACE CONFORMING TO THE REQUIRED LINES AND GRADES WITH APPROVED ROLLERS WEIGHING BETWEEN 4-1/2 POUNDS AND 5-1/2 POUNDS PER INCH
- A.4. SEED SHALL BE SOWN AT THE RATE SHOWN BELOW. SOWING SHALL BE DONE ON A CALM, DRY DAY, PREFERABLY BY MACHINE, BUT IF BY HAND, ONLY BY EXPERIENCED WORKMEN. IMMEDIATELY BEFORE SEEDING, THE SOIL SHALL BE LIGHTLY RAKED. ONE HALF THE SEED SHALL BE SOWN IN ONE DIRECTION AND THE OTHER HALF AT RIGHT ANGLES TO THE ORIGINAL DIRECTION. IT SHALL BE LIGHTLY RAKED INTO THE SOIL TO A DEPTH NOT OVER 1/4 INCH AND ROLLED WITH A HAND ROLLER WEIGHING NOT OVER 100 POUNDS PER LINEAR FOOT A.5. HAY MULCH SHALL BE APPLIED IMMEDIATELY AFTER SEEDING
- A.6. THE SURFACE SHALL BE WATERED AND KEPT MOIST WITH A FINE SPRAY AS REQUIRED, WITHOUT WASHING AWAY THE SOIL,
- UNTIL THE GRASS IS WELL ESTABLISHED. ANY AREAS WHICH ARE NOT SATISFACTORILY COVERED WITH GRASS SHALL BE RESEEDED, AND ALL NOXIOUS WEEDS REMOVED. A.7. THE CONTRACTOR SHALL PROTECT AND MAINTAIN THE SEEDED
- A. NHDOT SLOPE SEED (WF) TYPE 45 AT A RATE OF 95LBS/ACRE IN AREAS WITHIN THE PROPOSED FENCE.
- WILDLIFE LUPINE (STATE AND FEDERALLY LISTED SPECIES) SHALL BE REMOVED FROM THE NHDOT SLOPE SEED (WF) TYPE 45 SEED MIX AND REPLACED WITH BUSH CLOVER (LESPEDEZA FRUTESCENS OR LESPEDEZA CAPITATE) OR DESMODIUM (DESMODIUM CANADENSE OR DESMODIUM
- B. NEW ENGLAND CONSERVATION/WILDLIFE MIX BY NEW ENGLAND WETLAND PLANTS, INC. AT A RATE OF 25 LBS/ACRE IN AREAS
- 2. DORMANT SEEDING (SEPTEMBER 15 TO FIRST SNOWFALL) A. FOLLOW PERMANENT MEASURES SLOPE, LIME, FERTILIZER AND GRADING REQUIREMENTS, APPLY SEED MIXTURE AT TWICE THE INDICATED RATE. APPLY MULCH AS INDICATED FOR PERMANENT
- 1. LOCATE STOCKPILES A MINIMUM OF 50 FEET AWAY FROM CATCH BASINS. SWALES, CULVERTS, DELINEATED WETLANDS, AND VERNAL POOLS.
- 2. ALL STOCKPILES SHOULD BE SURROUNDED WITH TEMPORARY EROSION CONTROL MEASURES PRIOR TO THE ONSET OF PRECIPITATION. 3. PERIMETER BARRIERS SHOULD BE MAINTAINED AT ALL TIMES. AND
- ADJUSTED AS NEEDED TO ACCOMMODATE THE DELIVERY AND REMOVAL OF MATERIALS FROM THE STOCKPILE. THE INTEGRITY OF THE BARRIER SHOULD BE INSPECTED AT THE END OF EACH WORKING DAY. 4. PROTECT ALL STOCKPILES FROM STORMWATER RUN-OFF USING
- TEMPORARY EROSION CONTROL MEASURES SUCH AS BERMS, SILT SOCK, OR OTHER APPROVED PRACTICE TO PREVENT MIGRATION OF MATERIAL BEYOND THE IMMEDIATE CONFINES OF THE STOCKPILES.

				CONSTRUCTION		
APPL	ICANT:					
		E	780 N. COMM MANCHES	VERCIAL STRE TER, NH 0310 662-7764	ERGY	
NO.	BY	DATE		REVISION		APP'D.
_	PROJECT: EVERSOURCE ENERGY MILTON-TASKER FARMS SOLAR PROJECT SITE 8 PROPOSED SOLAR ARRAY 34 MCKEAGNEY ROAD, MILTON, NH 03851					
TITLE	::			OL NOTES &		
DRAW	/N BY:		CJD/TRC	PROJ. NO.:		566272

670 N. Commercial Street Suite 203 Manchester, NH 03101 Phone: 603.263.9400

G-003

566272 - G SHEETS.dwg





LEGEND

	SURVEYED PROPERTY BOUNDARY
	APPROXIMATE UTILITY EASEMENT
	EXISTING UNPAVED ROAD
XX	EXISTING FENCE
	EXISTING WATERLINE
	EXISTING BUILDING
1070	EXISTING MAJOR CONTOUR
— — — —1072 — — —	EXISTING MINOR CONTOUR
x 815.7	EXISTING SPOT ELEVATION
	EXISTING TREES AND/OR BRUSH
/du//du//du//	DELINEATED WETLAND
· · · · · · · · · · · ·	DELINEATED STREAM
<u> </u>	EXISTING CULVERT
OE OE	EXISTING OVERHEAD ELECTRIC
G	EXISTING UTILITY POLE
LOD	LIMITS OF DISTURBANCE
	PROPOSED CULVERT
	PROPOSED ACCESS ROAD
1072	PROPOSED MINOR CONTOUR
	PROPOSED MAJOR CONTOUR
	PROPOSED TREE LINE
_ooo	PROPOSED CHAIN LINK FENCE
SF	PROPOSED SILT FENCE/PERIMETER SEDIMENT BARRIER
	PROPOSED MV UNDERGROUND ELECTRIC
OE OE -∲	PROPOSED OVERHEAD ELECTRIC LINE AND POLE
	PROPOSED FIXED-TILT SOLAR ARRAY
	PROPOSED EQUIPMENT PAD
	BUILDING SETBACK
	50' WETLAND SETBACK

NOTES

- 1. IT IS THE INTENT OF THESE PLANS THAT THE CONTRACTOR SHALL PRESERVE EXISTING VEGETATION TO THE MAXIMUM EXTENT
- PRACTICAL.
 2. EXISTING CONDITIONS AS SHOWN HEREIN ARE BASED UPON BOUNDARY AND TOPOGRAPHIC SURVEYS PREPARED BY OTHERS. REFER TO PLAN REFERENCE NOTES ON SHEET G-002.

ISSUED FOR PERMIT NOT FOR CONSTRUCTION

SCALE IN FEET

EVERS URCE

780 N. COMMERCIAL STREET MANCHESTER, NH 03101 (800) 662-7764

NO. BY DATE REVISION APP'D. EVERSOURCE ENERGY MILTON-TASKER FARMS SOLAR PROJECT SITE 8

PROPOSED SOLAR ARRAY 34 MCKEAGNEY ROAD, MILTON, NH 03851

PRELIMINARY SITE LAYOUT PLAN

CJD/TRC PROJ. NO.: DRAWN BY: 566272 HECKED BY: TND C-200 PPROVED BY: TND JANUARY 2024 670 N. Commercial Street Suite 203

RC

<u>47-45</u> ENGLISH, STEPHEN 198 OLD WAKEFIELD ROAD

MILTON, NH 03851

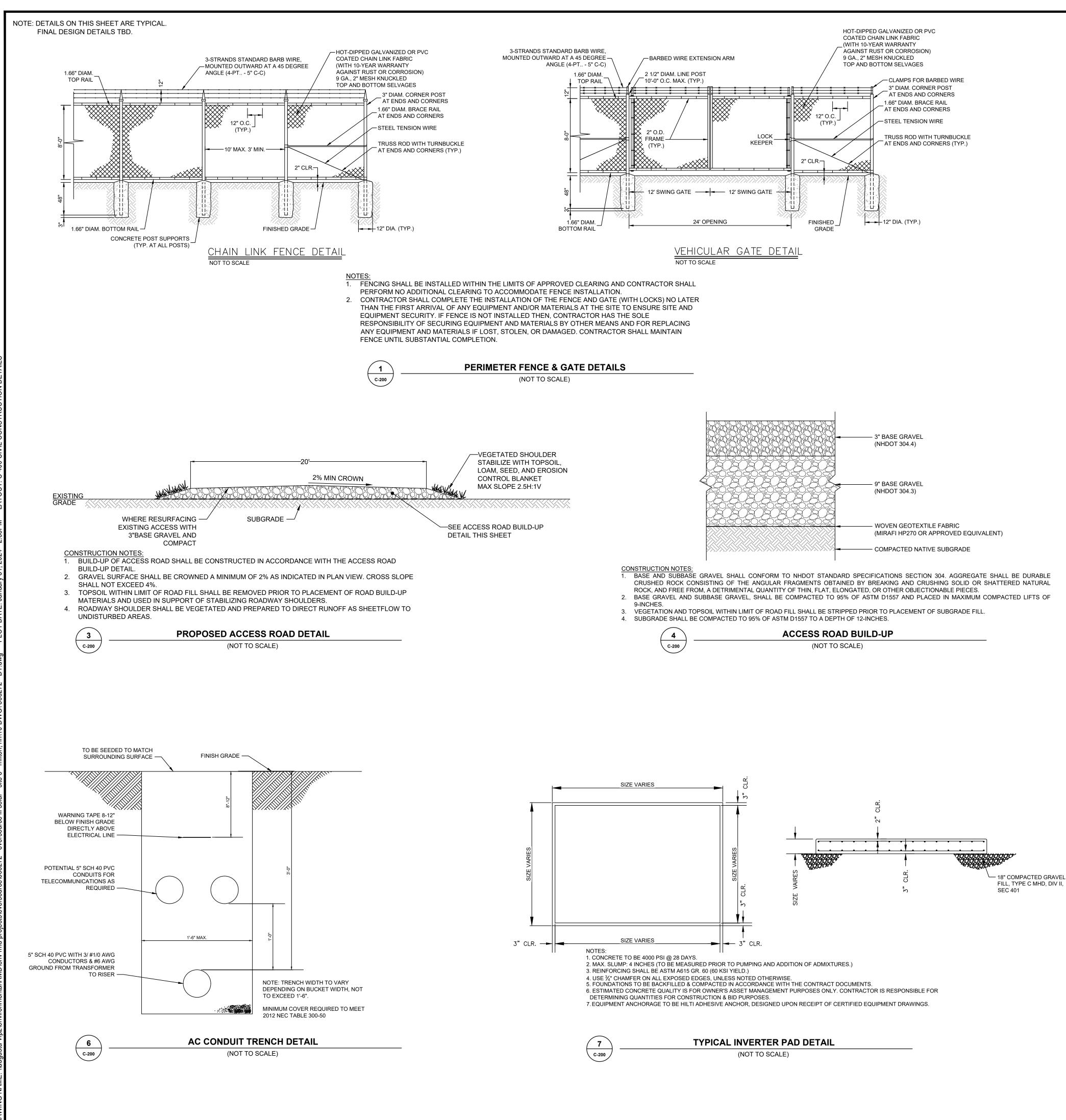
NEW H

THOMAS

DANIELS. JR.

Manchester, NH 03101 Phone: 603.263.9400

566272 - BASE.dwg



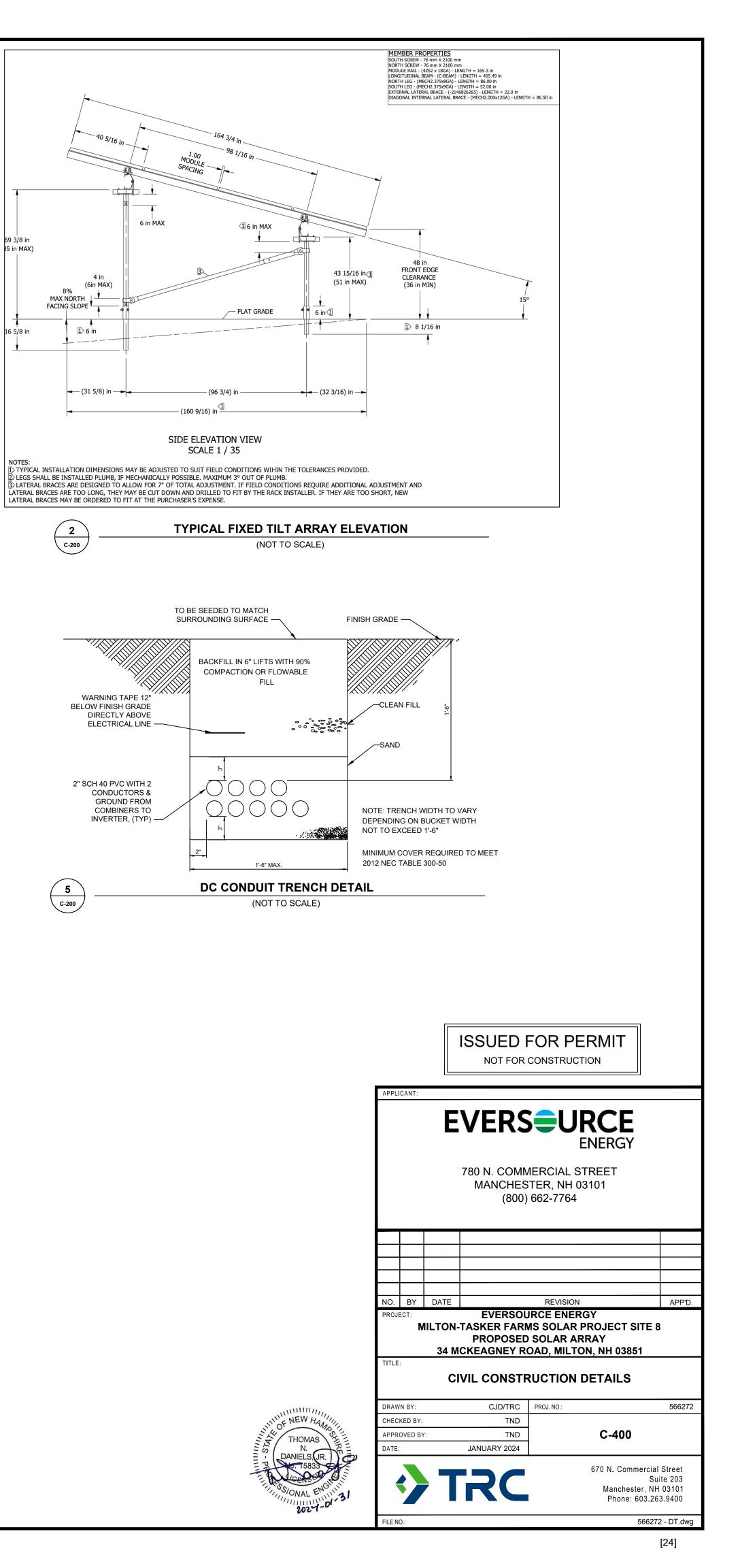


EXHIBIT E TO VARIANCE APPLICATION

Prior application materials associated with property

Town of Milton "Special Exception" Application

Date Received:

Public Hearing Date:

Applicant(s) Name: PUBLIC SERVICE COMPANY OF NH-Mailing Address: PO BOX 330, MANCHESTER, NH 03105 Phone: 603 634-3068

Land Owner's Name(s): RHEAUME J LAMOUREUX, TR OF RHEAUME J LAMOUREUX TRUST Map # 47 Lot # 16 Zone: (CR) COMMERCIAL RESIDENTIAL Physical address of property: MCKEAGNEY ROAD, MILTON, NH

Note: This application is not acceptable unless all required statements have been made.

Description of proposed use showing justification for a Special Exception as specified in Milton's Zoning Ordinance.

Article: <u>III</u>, Section <u>3.5</u> of the Milton Zoning Ordinance Described as: TO ALLOW A PUBLIC UTILITY TO INSTALL A DISTRIBUTION SUBSTATION ON A PARCEL OF LAND LOCATED IN THE COMMERCIAL RESIDENTIAL ZONING DISTRICT.

SEE ATTACHED FOR JUSTIFICATION.

Applicants signature: Pat Augort	Date:	3/13/13
Property Owners signature: Pat Purpent	Date:_	3/13/13

After the public hearing, the Board will reach a decision. You will be sent a Notice of Decision. If you believe the Board's decision is wrong, you have the right to appeal. The Selectmen or any party affected, have similar rights to appeal the decision in your case. To appeal, you must first ask the Board for a rehearing. The motion for rehearing must be in the form of a letter to the Board. The motion must be made within 30 days of the Board's decision, and must set forth the grounds on which it is claimed the decision is unlawful or unreasonable.

The Board may grant such a rehearing if, in its opinion, good reason is stated in the motion. The Board will not reopen a case based on the same set of facts, unless its' convinced that an injustice would be created by not doing so. Whether or not a rehearing is held, you must have requested on before you can appeal to the courts. When a rehearing is held, the same procedure is followed as for the first hearing, including public notice (Fosters) and notice to all abutters. (Applicable fees will be charged to the applicant motioning for the rehearing).

Fees are charged to cover the cost of preparing and mailing the legally required notices:

Application Fee	\$150.00
Abutters Notice	
Public Notice Fee \$75.00 minimum or cost + 10%	administration fee

Please make checks or money orders payable to the Milton Zoning Board of Adjustment. Mail or deliver the completed application with all the necessary attachments to:

Zoning Board of Adjustment PO Box 310 Milton NH 03851

Important

Property Identification signs must be posted on the property for the 5-days prior to hearing. Failure to post may result in application not being accepted.

Site Walk Authorization

The owner(s), by filing an application, hereby give permission for any member of the Milton Zoning Board of Adjustment and such agents or employees of the Town or other persons as the Zoning Board of Adjustment may authorize, to enter upon the property which is the subject of the application at all reasonable times for the purpose of such examinations and inspection as may be appropriate.

may ne appropriate.	Ω , Ω in
Owner(s) Signature:	Pat Puyant

Authorized Agent Signature: Mil Miler

Map#/Lot#	Property Owner	Mailing Address:	
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	141.11.1		
erson who p	repared this list: Nic	KOLAS (JOLON	
ate on whic	h this list was prepared:	HOLAS GOLON 3/12/13	
hereby certi nowledge, c		esented on this form, is to the best of my	
ignature of l	Preparer: $\eta = \eta = \eta$	L	
		. Revised 02/1	2/0
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[28]

Article VIII. A. Special Exceptions

A special exception is requested from <u>Article III: Section 3.5 Table of Principal Uses</u> of the Town of Milton Zoning Ordinance to permit the construction of a public utility electrical substation on a lot zoned Commercial Residential (CR).

Facts supporting this request:

1. That the specific site is an appropriate location for the proposed use or structure:

The proposed site is located across the street from the existing North Rochester Substation on McKeagney Road and has an existing distribution ROW which bisects the subject property. From a design standpoint it is most efficient to locate a new substation nearest the existing infrastructure it will connect to as well as site the substation nearest the immediate area it is intended to serve. This site accomplishes both objectives.

2. That the use will not be injurious, noxious, offensive or detrimental to the neighborhood:

The substation is set back approximately 400' from McKeagney Road and 150' from the nearest abutting property (also located on McKeagney Road). An appropriate tree buffer will remain between the substation and its surroundings such that the substation will not be readily visible from the right-of-way or abutting properties. Additionally in that there is a (20) foot grade change between McKeagney Road and the finish elevation of the substation the grade change will also provide a natural screening of the use. The energized electrical components located within the substation will be surrounded by a (9) foot high barb-wire-arm fence designed to National Electrical Safety Code (NESC) standards. The fence will provide security for the electrical equipment within and safety for the public.

In that abutting properties will be adequately buffered and the energized electrical equipment will be secure we see no reason why the use would be injurious, noxious, offensive or detrimental to the neighborhood as it will be providing the benefit of increased reliability of electrical service to the immediate area.

3. That there will be no undue nuisance or serious hazard to pedestrian or vehicular traffic, including the location and design of access ways and off-street parking:

It would be our opinion that the location and nature of the use of the substation would preclude it from creating any undue traffic nuisance or impair pedestrian safety as there is no pedestrian access provided in this area and traffic considerations consist of initial construction then monthly inspections. The access drive has been located to avoid wetland impacts/buffers and the geometry has been designed to accommodate the largest vehicle anticipated for the site.

4. That adequate and appropriate facilities and utilities will be provided to insure the proper operation of the proposed use and structure so that the use will not be contrary to the public health, safety or welfare:

e,

The requested special exception will allow for installation of a safe, secure electrical substation with the purpose of providing an essential service to the general public, which by law, PSNH is required to provide adequate electrical service to benefit the public. No sewer or water is needed for the proposed use and stormwater management will be provided with appropriate onsite facilities.

Re: Justification for Special Exception Public Service Company of New Hampshire Tasker Farm Substation, Milton, NH

5. That the proposed use or structure is consistent with the spirit of this ordinance and the intent of the Master Plan:

The proposed use fits within the spirit and intent of the Zoning Ordinance and the Master Plan in that the requested use will not create hazards to the health, safety, or general welfare of the public, nor be detrimental to the use of or out of character with the adjacent neighborhood. Granting the special exception would not be contrary to the public interest as it facilitates the adequate provision of electricity, an essential public requirement.

> Town of Milton- Special Exception Application PSNH: Tasker Farm Substation

Zoning Board of Adjustment **PO BOX 310 MILTON NH 03851** (603) 652-4129

NOTICE OF ZONING BOARD DECISION

March 29, 2013

Public Service Co. of NH P.O. Box 330 Manchester, NH 03105

TF Moran 48 Constitution Drive Bedford, NH 03110

Case # 3013-1: Rheume J. Lamoureaux Trust, Map 47 Lot 16. Application for a Special Exception from Article III Section 3.5 of the Milton Zoning Ordinance to allow a public utility to install a distribution sub station on a parcel of land located in the Commercial Residential Zone. Property is a 58.6 acre parcel located on McKeagney Rd..

The Zoning Board of Adjustment, at its meeting of March 28, 2013 and after due Public Hearing, completed its consideration of your Special Exception application. As a result of such consideration, it was voted that your Special Exception application be approved for construction of a distribution on McKeagney Rd.

Sincerely, Land Use Clerk

cc. Norway Plains

TOWN OF MILTON APPLICATION FOR MINOR SUBDIVISION

1. Name of Applicant (S):	
Address of Applicant:PO BOX 330 MANCHESTER NH 03105	
Phone Number:Cell Number:	
2. Name of Owner of Record: RHEAUME J LAMOUREUX, TR OF RHEAUME J LAMOUREUX TRUST	<u> </u>
Address of Owner of Record: MCKEAGNEY ROAD, MILTON NH 03851	
Phone Number of Owner of Record:	
3. Name of Surveyor: TFMORAN INC.	
Address of Surveyor: 48 CONSTITUTION DRIVE BEDFORD NH 03110	
Phone Number of Surveyor: (603)472-4488	
4. Location of proposed Minor Subdivision:	
Street: MCKEAGNEY ROAD	
Tax Map Number: Lot Number:	
Number of Total Acres in parcel:56	2 · ·
5. Number of new lots to be created: 1 Acres in each: 5 AC	-
6. Intended use (Check one): Residential 🗌 Commercial 🖾 Industrial 🗌	
 Attached List of names and addresses of abutters to be completed (page 2) (Also show on plat) 	<u>.</u>
8. Statement of intent: SUBDIVIDE LOT 47-16 INTO TWO LOTS.	
9. Payment to the Town of Milton for the following:	
Application Fees:	
1. Application Fee \$ 200.00 2. Lot Creation Fee (\$100.00 per new lot) \$ 100.00 3. Abutters Notice (\$7.00 per abutters) \$ 147.00	· · ·
4. Recording Fee (\$30.00 per drawing & \$18.00 per page written documents) (\$25.00 fee for L CHIP)	ID UPON RECORDING
5. Town Engineer review, if required (3 rd party engineering review) \$ Total of all Application Fees \$	

Application form ---- Minor Subdivision Milton Planning Board

[32]

The applicant and/or owner certifies that this application is correctly completed with all required attachments and requirements and that any additional costs for engineering or professional services incurred by the Planning Board or the Town of Milton in the approval process of this application shall be borne by the applicant and/or

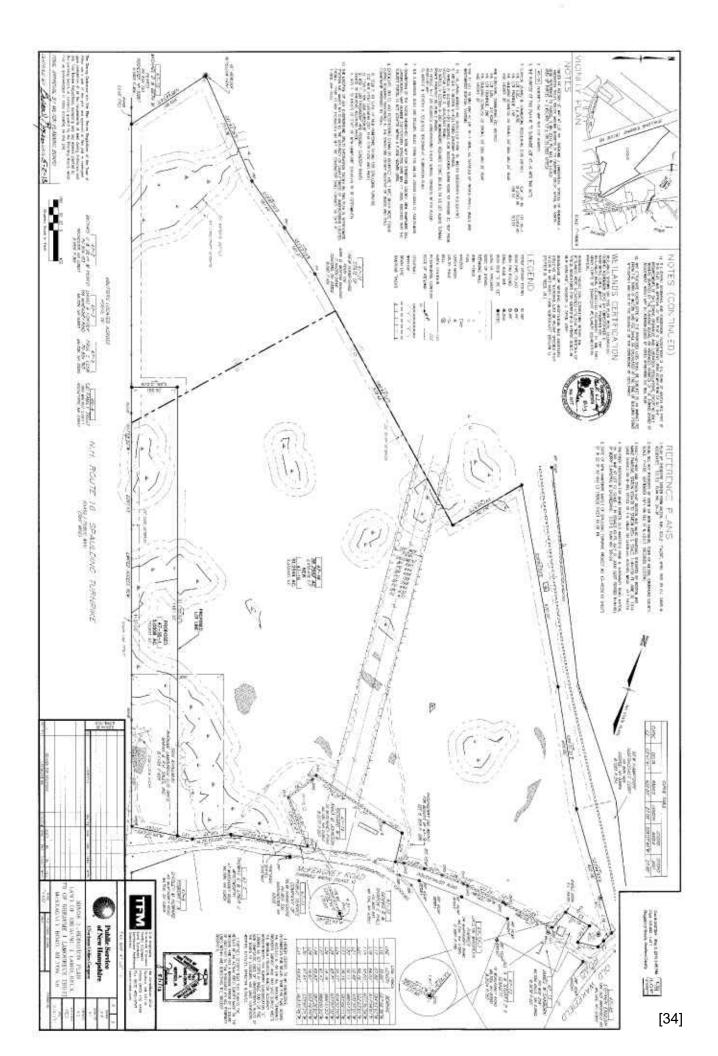
2 |27/13 Owner: AGENT:

"I hereby authorize the Milton Planning Board and its agents to access my land for the purpose of reviewing this plan or any other inspections deemed necessary by the board or its agents to ensure conformance of the site improvements with the approved plan and all Town of Milton ordinances and regulations."

[33]

Signature of Date: 2/27/13 + Purealt **Owner:**

Application form --- Minor Subdivision Milton Planning Board



Town of Milton Site Plan Application

Date Received:	Preliminary:	Public Hearing:
Major:	Minor:	Design Review:
Applicant(s) Name:	Public Service Company	of NH Phone: 603 634-3068
Mailing Address: POF	Box 330, Manchester, NH 0	3105
Land Owner's Name(s)	Rheaume J Lamoureu, Tr	of Rheaume J Lamoureux Trust
Mailing Address: 29 C	ampfire Circle, Alton, NH	03809 Map # <u>47</u> Lot #16
Zone: (CR) Commercia		
Physical address of prop	perty: McKeagney Road,	Milton, NH

Professional Certification

 Preparer of Plat: Nicholas Golon, P.E.

 Company:
 TFMoran, Inc.

 Job Title:
 Senior Project Manager
 Phone Number: 603 472-4488

 Address:
 48 Constitution Drive, Bedford, NH 03110

By signing the application, the preparer certifies that he/she has read and understands all applicable regulations.

Preparer's Signature: Mich Molon

Site Walk Authorization

The property owner(s), by signing the application, hereby give permission for any member of the Milton Planning Board, Conservation Commission 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 the application at all reasonable times for the purpose of such examination(s), survey(s), test(s) and inspection(s) as may be appropriate.

Applicant(s)s Signature:	Pat Pupult	
Land Owner(s) Signature:	Pat Pujant	

Present Use:	Vacant
Proposed Use:	Electrical Distribution Substation

Version: 8/24/05

Lot Size: Acres: 56.3 Square feet: 2,450,478 Flood Zone? No If yes, what zone? Is there a certificate? Is the property in Current Use? Yes, for signage only Acres: 3.44 +/-Is the property in the Water District? NA Sewer District? NA Access to Site: Town Road: McKeagney Road State Road/Highway: Other: Site Development Data: Number of Buildings: 1 (List 2 or more separately on the back of this form) Square Footage: 1232 Floors: 1 Height of Building: 1-story Finished Floor Elevation: 418.6 Green Area: Paved Area: NA Handicapped Spaces: NA Parking Spaces: NA Setbacks: Front: 420' Back: 767' Left Side: 376' Right Side: 822' Multi-Family Residential: (NA) Number of Existing Units: ______Number of Proposed Units: ______ Proposed Square Footage: Existing Square Footage: Commercial/Industrial: (NA) Number of Existing Units:______Number of Proposed Units:______
 Existing Square Footage:
 Proposed Square Footage:

 Hours of Operation:
 Days of Operation:
 Number of Employees: Number of Restrooms:

-Failure to fulfill requirements may result in unnecessary delays in preparing an acceptable application.

-A preliminary discussion fee of \$50.00 will be charged and applied to the application fee.

-All additional fees will be billed by certified mail and paid before public hearing.

-The fees include but are not limited to: Application fee \$125 minor/\$150 major), Fosters notice (\$75.00+), Certified abutter notices (\$8/ea.), Remapping fee (\$55/per map affected), Land Use Review (\$50).

-There is an additional fee for recording the mylar with the Registry of Deeds, checks should be payable as such.

-The Board may hire, at the applicant's expense, a professional engineer, surveyor, planner, attorney, or others qualified as necessary to properly review the proposal and completed development. The applicant shall open an escrow account with the Town for any such reviews. Such professionals shall report their analyses, reviews, and findings directly to the Board.

-The Board may require additional information in order to make an informed decision. Such additional information may include, but not be limited to: fiscal impact, traffic impact, environmental impact, etc. Abutters list must be prepared within five (5) days of 2submittal of application [36] Revised 3.5.10

Abutters list must include:

▲ All abutters

Property owner(s)

Applicant(s)

★ Authorized representative

NA Other towns/regions (if applicable).

★ Three sets of 1"X2.75" mailing labels

Application must be signed by:

- ▲ ____Applicant(s)
- × Property owner(s) PES ATTACHEO.
- × Preparer of plat

Application shall be accompanied with one (1) boundary plan (additional plans may be requested) showing:

- ★ Abutter name including Tax Map & Lot Number
- ★ _____Two (2)-foot topography
- Building setbacks
- _____ ₩etland setbacks

× Driveways

Wetlands/Surface waters/Water courses/Water bodies

- Easement, Right of way, Future right of way, Covenants or Deed restrictions
- NA Wells and/or septic systems NONE PROPOSED.
- Existing features (buildings, stonewalls, dams, culverts, historic landmarks, cemeteries, vegetation, etc)
- NA Photograph of existing signage and/or proposed signage None Paseo.
 - Endorsement Block for the Planning Board

Additional information to accompany plans (If applicable):

- **x** Twenty (20) 11X17 copies of the plan
- **x** _____Twenty (20) copies of the signed application
- Fifteen-(15)-postage-paid-envelopes
- X Stormwater/Erosion Control Report
- NA Detailed bond estimate Is THIS
- NA Shoreland Protection Act noted on the plans -Not LICATED IN SHORELAND.
- NA _Water/and or Sewer Commission approval
- **NA** CC approval of the wording of the easement/buffer
- NA Power of Attorney
- NA Road profile
- Road Agent/Fire Department Approval letter (Third Party paid by applicant)
 - × List of all proposed uses
 - ➤ Plan for snow removal

State Permits for the following:

NA State Septic approval(s)

- ____Driveway(s)
- **№** Wetlands

Rendunte Site Specific

Certified List of Abutters

Pursuant to RSA 676:7, the State Law of New Hampshire, the Town of Milton is required to notify the applicant and every abutter of the Public Hearing by certified mail, return receipt requested. The cost of required publication or posting of notice and the cost of mailing said notices, shall be paid by the applicant.

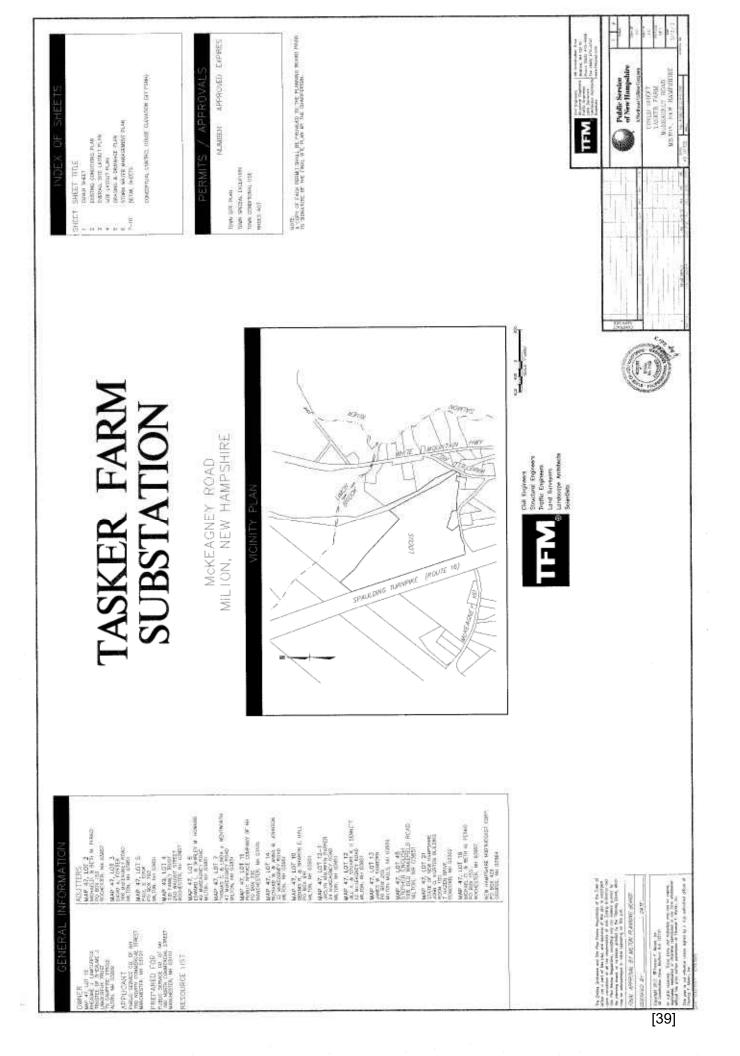
According to RSA 672:3, "Abutter" is defined as "Any person whose property is located in New Hampshire and adjoins or is directly across the street or stream from the land under consideration by the local Land Use Board. For purposes of receiving testimony only, and not for purposes of notification, the term abutter shall include any person who is able to demonstrate that his land will be directly affected by the proposal under consideration. For purposes of receipt of notification by a municipality of a local Land Use Board hearing, in the case of an abutting property being a condominium or other collective form of ownership, the term abutter means the officers of the collective or association, as defined in RSA 356-B:3,XXIII.

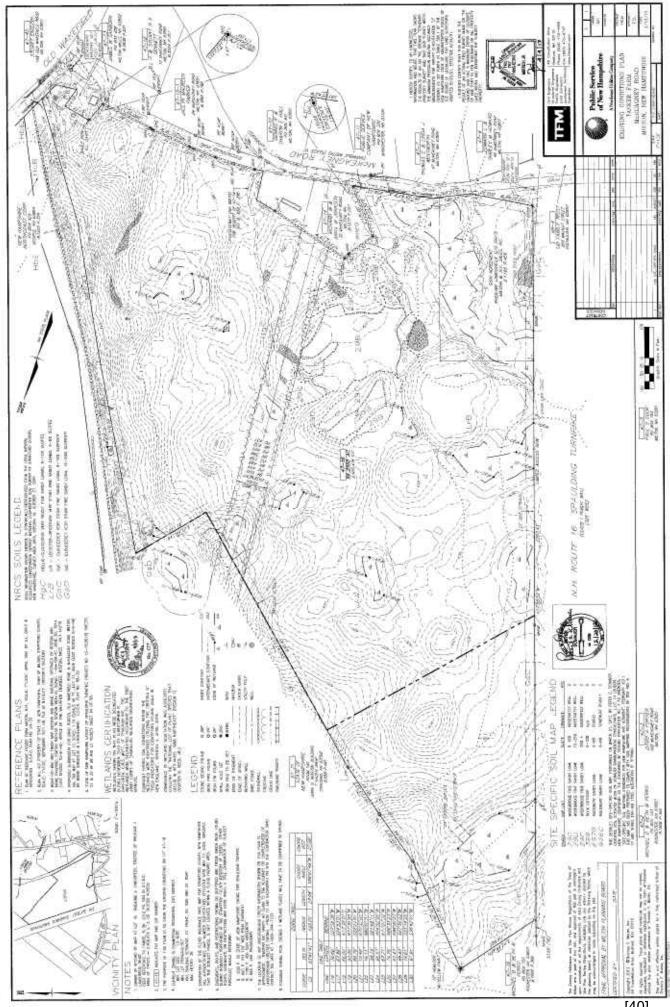
The following information must be completed by the applicant in order to begin the subdivision/site plan review/lot line adjustment application process. Below, list the names and mailing addresses of the applicant, authorized agent (surveyor) and all abutters as indicated in Town records, not more than five (5) days prior to submission, per RSA 676:4,I(b). Attach additional copies of this form if necessary.

wiap# Lot#	rroperty Owner	Maning Address:
	(SEE ATTACHED)	
	(See Amorieo)	
I		
		•
Person who p	repared this list: NICHOLAS GOLO-	1
Date on which	h this list was prepared: $3/12/13$	
I hereby certi	fy that all information presented on this form, i	s to the best of my knowledge, correct.
	Preparer: $\gamma_{\mathcal{A}} \eta_{\mathcal{L}}$	
	,	

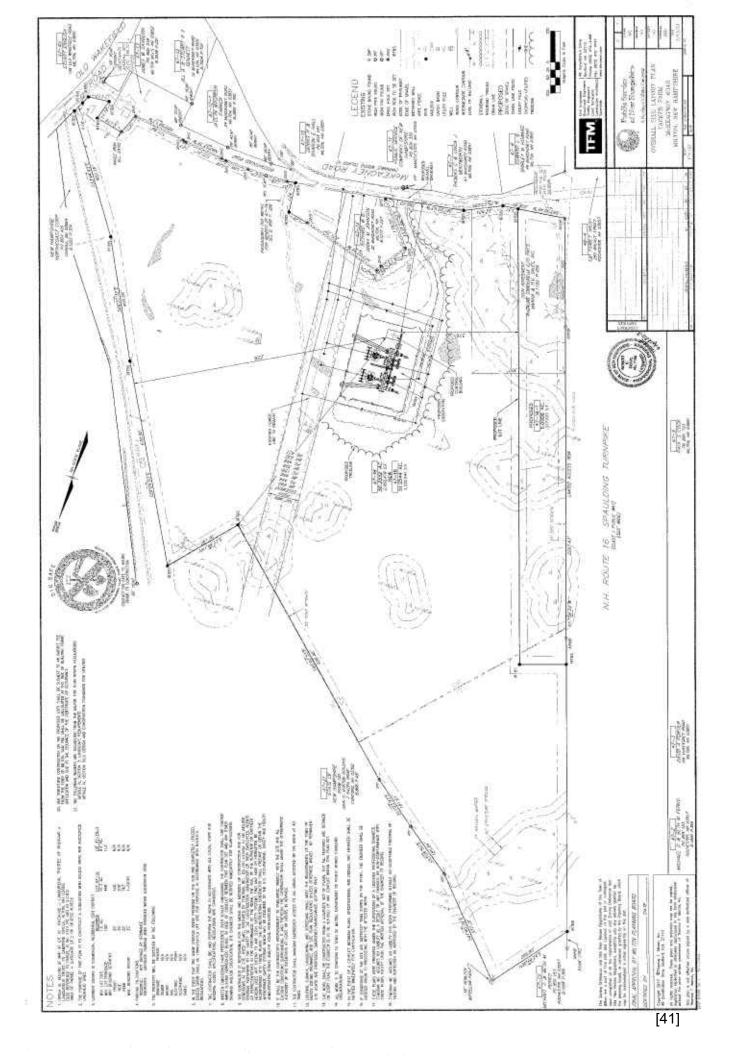
Map# Lot# Property Owner

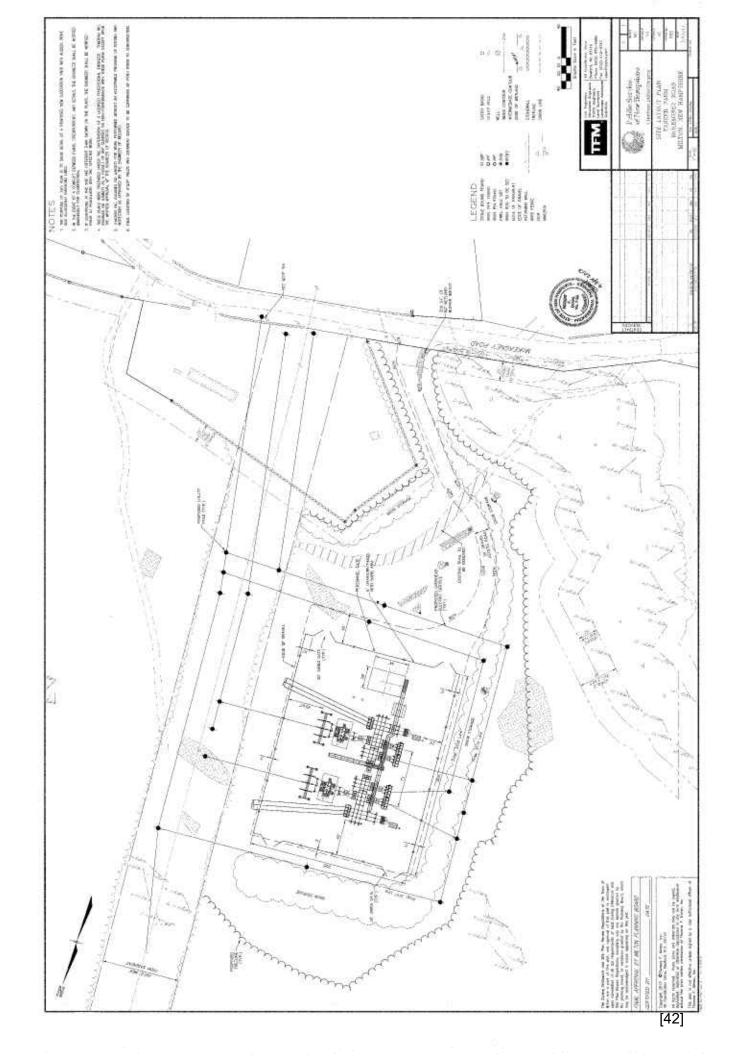
Mailing Address:

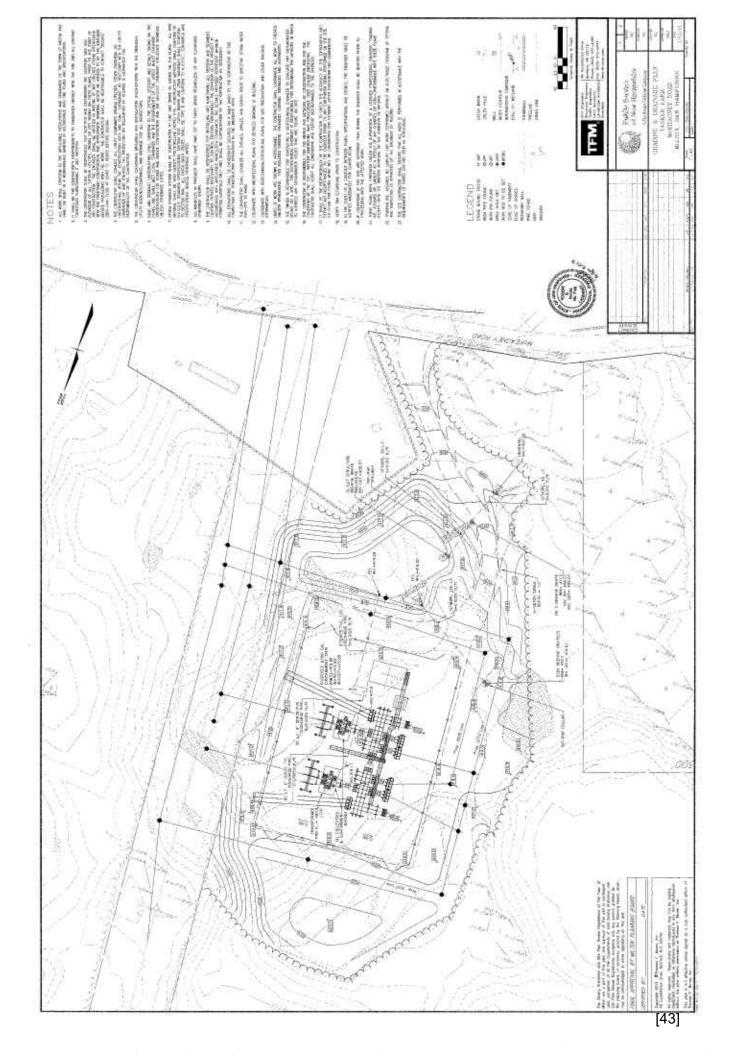


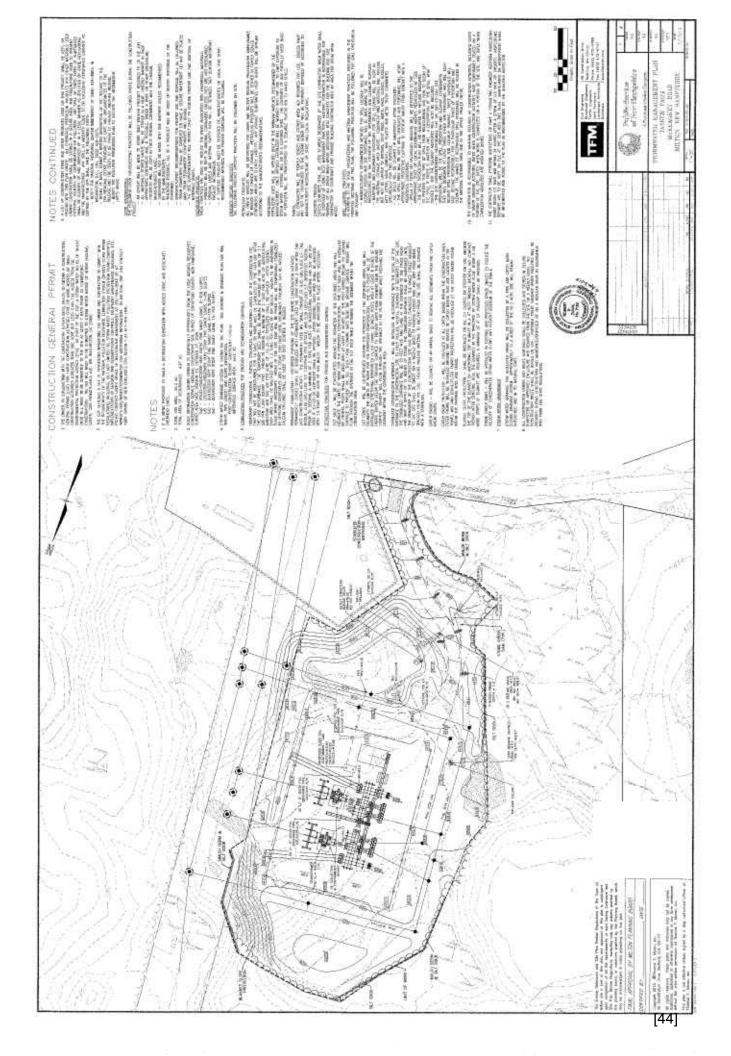


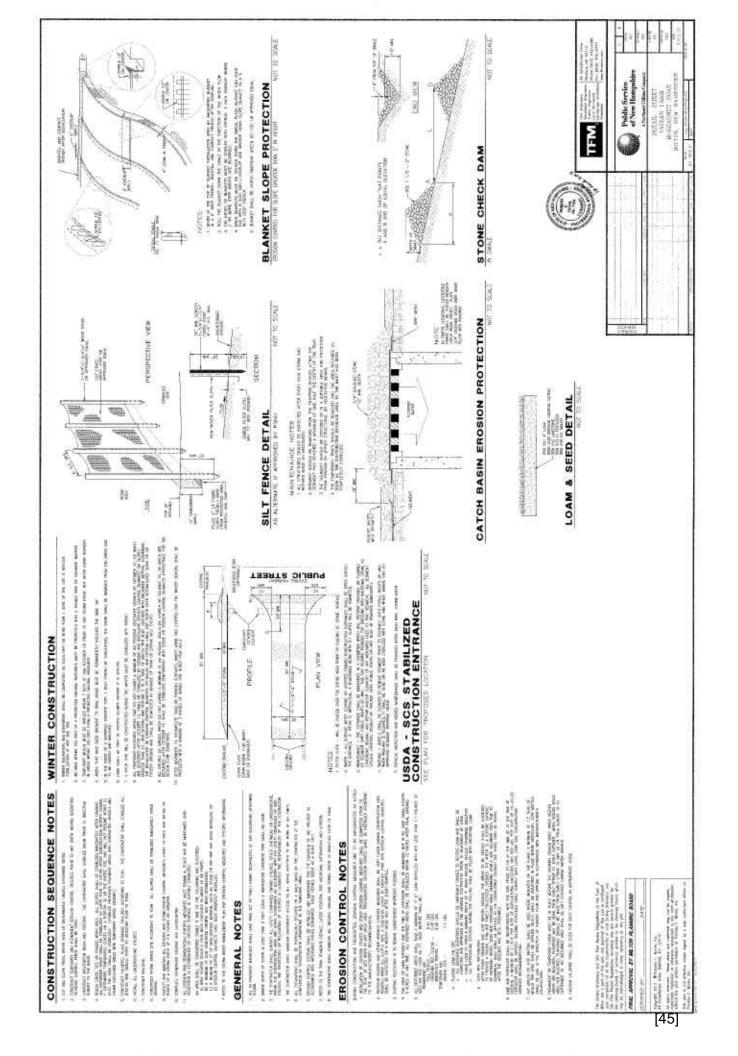
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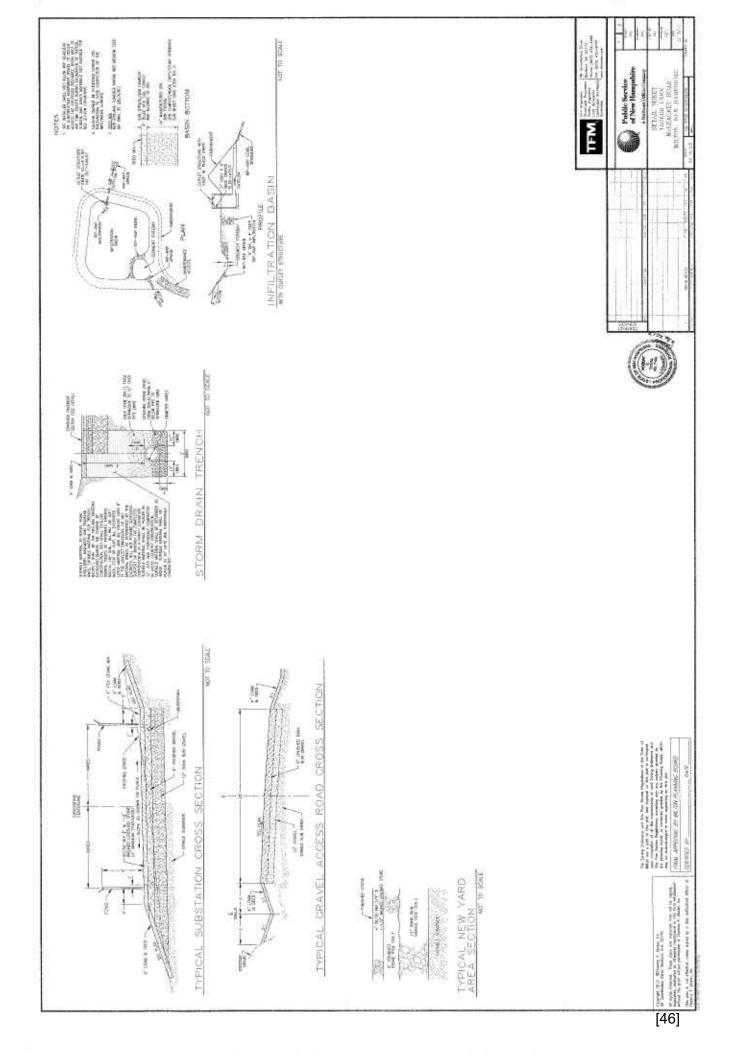


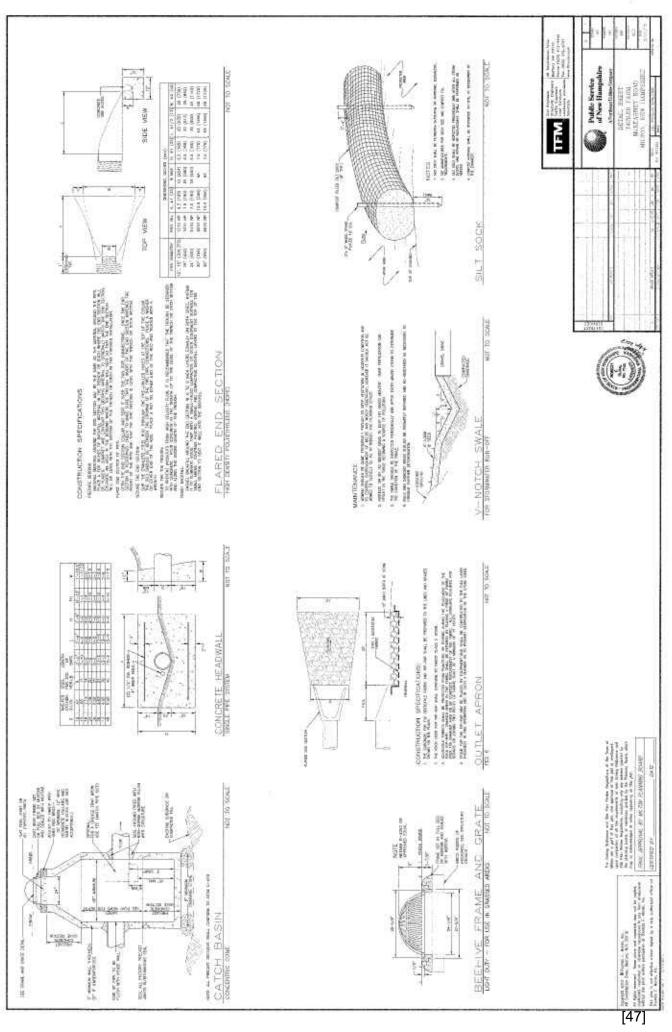


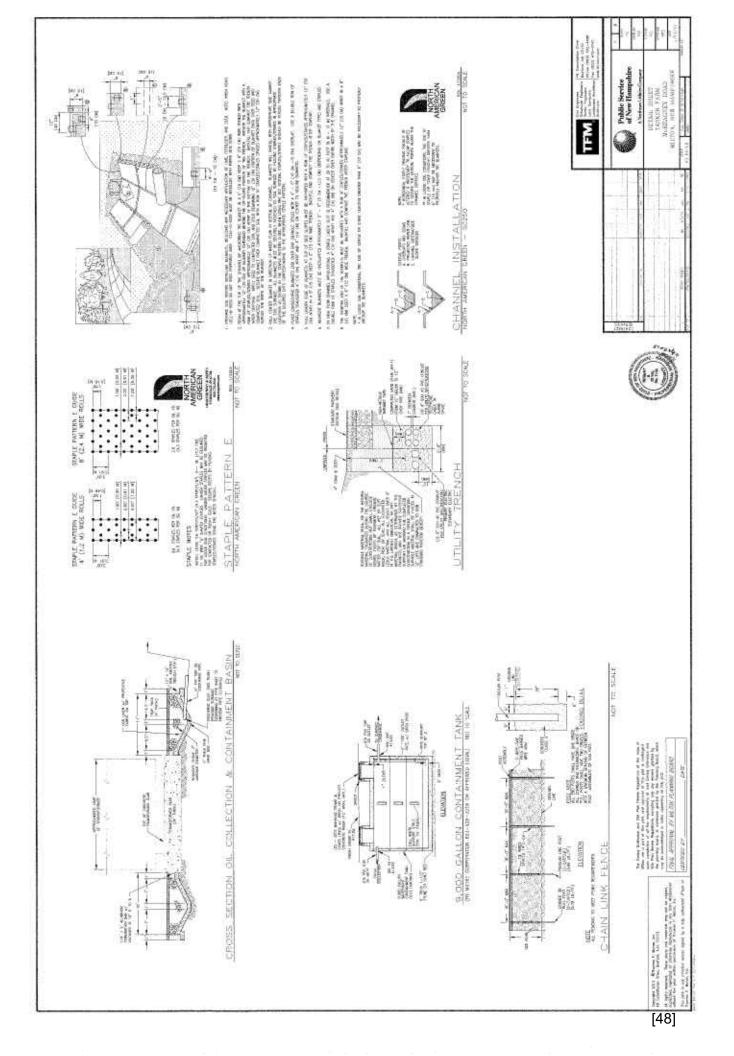


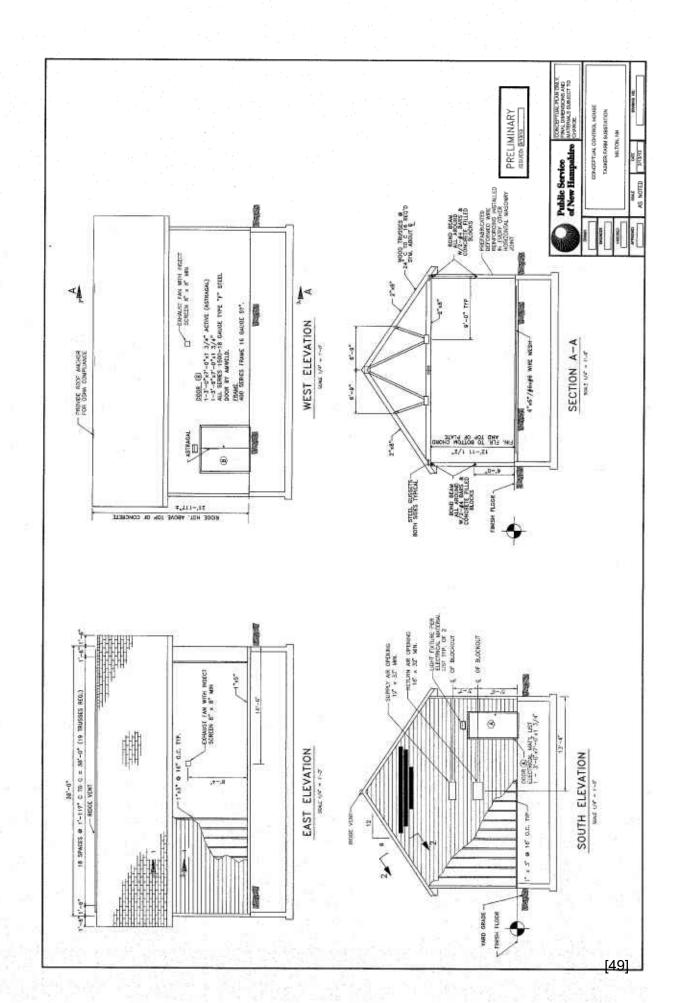












Town of Milton Planning Board - Regular Meeting Tuesday April 2, 2013 Milton Town Hall 6:30 P.M. Meeting Minutes

Members in attendance: Chairman Brian Boyers, Peter Hayward, Bob Bourdeau, Robbie Parsons, Larry Brown and Selectmen's Representative Tom Gray. Also in attendance Jerry Coogan Town Planner and Recording Clerk Wendy Keane.

Public in attendance: Richard & Anna Johnson, Pat Pinault, Phil Massicotte and Nick Golon.

Chairman Boyers called the meeting to order at 6:36 pm.

Election of Officers:

MOTION: Robbie Parsons moved to appoint Brian Boyers as Chairman to the Planning Board. Seconded by Bob Bourdeau. Motion carried 5-0.

MOTION: Robbie Parsons moved to appoint Pete Hayward as the Vice Chairman of the Planning Board. Seconded by Larry Brown. Motion carried 5-0.

 Minor Subdivision Plan: TF Moran/PSNH applicant, Lamoureaux Trust owner. Subdivision of Map 47 Lot 16 parcel into 2 lots which one will be 51.2544 acres and the other being 5.0008 acres. Property located on McKeagney Road, Tax Map 47 Lot 16 in the Commercial Residential Zone.

Robbie Parsons and Bob Bourdeau made the Board and applicants aware that they are abutters to the property that will be discussed this evening, however feel that they can remain impartial and stated that they do not plan to recuse themselves from the case. Chairman Boyers inquired if the representatives from PSNH or TF Moran objected to this. They stated "no".

Nick Golon, TF Moran, inquired if the Board would like to begin with discussion of the waivers.

Chairman Boyers stated they would begin with the waivers.

 Waiver Request: Article IV Section IV-4 (C) (2) of the Milton Subdivision Regulations, which requires driveway aprons connecting to paved streets be paved a minimum width of 12 feet, maximum of 20 feet between the edge of the travelled way of the street to which they intersect and the limit of the right of way. The applicant requests to allow the existing gravel driveway which presently services the area to become Lot 47-16-1 to remain in its current state. The existing gravel driveway is suitable for its current and intended use as it will continue to see limited traffic.

Bob Bourdeau inquired where the pavement ends in relation to the property. Nick Golon stated that there is pavement coming off of the smaller lot that will not be an issue, however a paved entrance off of the dirt road onto the proposed 51 acre lot may cause concern.

Larry Brown asked about permeable surface and drainage and asked that there be photographic documentation of the roadway at the time of construction.

MOTION: Bob B. moved to grant the wavier for Article IV Section IV-4 (C) (2) of the Milton Subdivision Regulations. Seconded by Larry Brown. Motion carried 6-0.

2. Waiver request: Article IV Section IV – 1 (f) ROW Dedication Minor Subdivision, which requires dedication of right of way where less than 25 feet exists between the property and the occupied centerline of the public street. The proposed lot consisting of five acres provides in excess of the necessary 25" but a segment of the 50+ acre lot to remain is substandard in that the right of way width from the centerline of McKeagney Rd. varies between 19 an 25 feet. In that the classification of McKeagney Rd. turns to Class VI just beyond the subject lot it would appear providing additional right of way in this area would be unnecessary unless there are future plans to upgrade the remaining Class VI portions of McKeagney Rd.

Nick Golon stated that there is an area that the do not have the required 25' and are not aware of any future improvements to the road by the Town. Larry Brown asked if there were to be any future necessity by the town if it would be a problem for PSNH. Nick Golon stated that it is a 6' area being discussed but would not foresee any objections by PSNH to be approached. Nick Golon also made the Board aware that the 6' is a defined wetlands channel.

MOTION: Larry Brown moved to approve the waiver for Article IV Section IV – 1 (f) ROW Dedication Minor Subdivision. Seconded by Bob Bourdeau. Motion carried 6-0.

3. Waiver Request: Article IV SectiOon IV-2(b) ROW Monumentation Minor Subdivision, which requires stone bounds to be set along all angle points of existing or platted streets. The existing lot contains numerous angle points in close proximity along the property boundary associated with both McKeagney Rd. and Old Wakefield Rd. Due to the impracticality of installing stone bounds in such close proximity to each other the applicant is proposing to permanently monument these turning points with iron rods. MOTION: Bob Bourdeau moved to approve the waiver for Article IV Secti0on IV-2(b) ROW Monumentation Minor Subdivision. Seconded by Robbie Parsons. Motion carried 6-0.

4. Waiver Request: Article IV Section IV-7(A) Underground Utility Services Minor Subdivision, which requires utilities, including electric, to be installed underground. It is our understanding that this regulation is intended more to govern typical development utility services versus an electrical distribution service entering and exiting a proposed electrical substation. Due to the nature of the project as a public infrastructure improvement it is not prudent or feasible to install these services underground due to; cost, inefficiency in maintaining the integrity of the service and the need to enter into the existing electrical service network which is located overhead and supported by utility poles.

Nick reminded the Board that this site is for existing overhead lines.

MOTION: Bob Bourdeau moved to approve the waiver. Seconded by Peter Hayward. Motion carried 6-0.

5. Waiver request: Article III-3(C)(3)(b) Topographic Subdivision Plan Minor Subdivision, which requires the preparation of a subdivision plan containing two topographic intervals, a minimum of two benchmarks, site specific soil mapping, and test pit and well locations. Accompanying our request for a Town Subdivision we have provided a site plan application and associated plans which provide the applicable information requested by the article we are seeking to be waived. In that the information is provided in a suitable format we would ask not to provide duplicate information in the form of a Topographic Subdivision Plan.

MOTION: Bob Bourdeau moved to approve the Waiver from Article III-3(C)(3)(b) Topographic Subdivision Plan Minor Subdivision. Seconded by Larry Brown. Motion carried 6-0.

MOTION: Bob Bourdeau moved to accept the application as complete. Seconded by Robbie Parsons. Motion carried 6-0.

Public Comments: Brian Boyers asked if there were any comments from the public. There being none, the public session was closed.

Bob B. stated that in the past the snow machines had access to the site for trails however the new plan shows that it will be blocked off. Nick Golon stated that he believes that PSNH will continue to work with the snowmobile club. Larry Brown inquired about a marking on Map 44 Lot 14. Nick explained that it is in relation to a grave site that is on the property and the passageway from the discontinued road to the gravesite.

MOTION: Larry Brown moved to approve the subdivision plan for discussion purposes. Seconded by Bob Bourdeau. Larry stated that on the "mother lot" there is an existing billboard that was given approval for a height of 50' which has increased in height. He would like to extinguish any possibility of the potential for another billboard. Brian Boyers stated that issue is not under their pervue at this time.

MOTION: Brian Boyers moved to approve the subdivision as presented by TF Moran on behalf of PSNH. Seconded by Larry Brown. Motion carried 6-0.

Site Plan Review. TF Moran/PSNH applicant, Lamoureaux Trust owner. Site plan review for proposed 1232 sf building to be utilized as a substation. Property located on McKeagney Road, Tax Map 47 Lot 16 in the Commercial Residential Zone.

Nick Golon stated that there are two constraints on the frontage of the property in that a large portion of it is on a Class VI road and the other that there are wetlands areas to consider. The proposed site of the driveway is the best given the area.

Larry Brown stated that it was discussed at the ZBA meeting that the location of the driveway is the most reasonable and prudent compromise and the permeable surface of the driveway would be beneficial.

MOTION: Larry Brown moved to approve a Conditional Use Permit. Seconded by Bob Bourdeau. Motion carried 6-0.

MOTION: Bob Bourdeau moved to grant a waiver for Article IV Section IV5C . Seconded by Peter Hayward. Motion carried 6-0.

Discussion was held on a request for waiver from Article IV V-3 Landscape and buffer: Nick Golon explained that most of the existing buffer will remain as screening, however closest to the lines and the immediate site will need to be cleared. He also stated that PSNH is in talks with the Johnsons to purchase their property, however the buffer would most likely remain as is.

Bob Bourdeau inquired if the old substation will remain in place. Nick stated that it will.

MOTION: Robbie Parsons moved to approve the waiver for Landscape and Buffer. Seconded by Peter Hayward. Bob Bourdeau stated that he would like to hold off on a vote for the Landscape Buffer waiver until they have heard from the public. Robbie Parsons withdrew the Motion. MOTION: Bob Bourdeau moved to accept the Site Plan application as complete with the understanding that this is based on further discussion with the abutters during the public comment session regarding Landscaping and Buffer Waiver. Seconded by Robbie Parsons. Motion carried 6-0.

Public Session was opened. Jerry Coogan stated that he does have concern for McKeagney Rd. and suggested to TF Moran that they should meet with Pat Smith of the Highway Department and document the roads prior to work and after completion.

Robbie asked what the approximate weight of the trucks will be. Nick explained that they will be 53" trailers or shorter and most of the travel will be along Old Wakefield Rd. which is a state road.

Pat Pinault stated that they will require proper permitting from the State of NH to use Old Wakefield Rd and that the trucks move slowly and have a sensor on them that regulates the speed.

MOTION: Peter moved to approve the waiver for Landscape and Buffer. Seconded by Bob Bourdeau. Motion carried 6-0.

MOTION: Bob Bourdeau moved to approve the application for Site Plan with the following conditions:

- PSNH to work closely with the Road Agent to document existing McKeagney Road conditions prior to and after construction of the substation; and
- PSNH agrees to repair any damage to the Town roads caused by construction of the substation;
- c. Receipt of all required State and local permits including Alteration of Permit (AoT) and others prior to construction

Motion seconded by Larry Brown. Motion carried 6-0.

MOTION: Bob Bourdeau moved to pay the invoice for Jerry Coogan as presented. Seconded by Robbie Parsons. Motion carried 6-0.

MOTION: Bob Bourdeau moved to pay the invoice to White Mountain Survey as presented. Seconded by Peter Hayward. Motion carried 6-0.

MOTION: Bob Bourdeau moved to adjourn. Seconded by Larry Brown. Motion carried 3-0.

Meeting adjourned at 7:34 PM.

Respectfully submitted,

Wendy L. Keane

Land Use Clerk

EXHIBIT F TO VARIANCE APPLICATION

Determination letter confirming need for variance relief

From:	Bruce W. Woodruff <banduvian@msn.com></banduvian@msn.com>	
Sent:	Tuesday, January 30, 2024 11:30 AM	
То:	Robert J. Dietel	
Cc:	Reino, Christopher J	
Subject:	RE: 34 McKeagney Road, Milton, NH (Tax Map 47, Lot 16)	

Robert,

You are correct; the proposed use is not allowed by right in that zoning district as you've explained. This email may be considered the required determination.

Bruce W Woodruff Milton Town Planner 603-767-3287 banduvian@msn.com

Sent from Mail for Windows 10

From: Robert J. Dietel <dietel@gcglaw.com>
Sent: Tuesday, January 30, 2024 9:54:25 AM
To: banduvian@msn.com <banduvian@msn.com>
Cc: Reino, Christopher J <christopher.reino@eversource.com>
Subject: 34 McKeagney Road, Milton, NH (Tax Map 47, Lot 16)

Good morning Bruce,

As previously discussed, I am in the process of preparing a variance application for Eversource Energy with respect to property located at 34 McKeagney Road in Milton, NH. The property is located in the Commercial Residential district, is approximately 51 acres in size, and has an electrical distribution substation located on it and a ROW crossing the property. The substation was the subject of a 2013 special exception application.

The applicant is seeking to construct a "Large Commercial Solar" facility on the property, as that term is defined in the Town of Milton Zoning Ordinance. Based on our review of the Zoning Ordinance, and following conversations with you, it is our understanding that Large Commercial Solar facilities are not permitted in the Commercial Residential District absent a variance. *See* Article XXII (Solar Facilities), Sec. IV (Table of Permitted Uses). In addition, it is our understanding that the Town of Milton requires an applicant seeking variance relief to include with their application a written determination that a use is not permitted. Accordingly, I am writing to request your determination that the construction of a Large Commercial Solar Facility is not permitted in the Commercial Residential district, per Article XXII, Sec. IV, and therefore, a variance application is required before engaging in such use on the Property.

We intend to submit the variance application this Friday, so that it may be heard at the February 22, 2024 meeting of the Milton ZBA. Therefore, we appreciate if you can provide your determination at your earliest convenience and in advance of the Friday filing deadline.

Thank you for your attention to this matter. We appreciate your review and assistance.

Best regards,

Robert J. Dietel

Gallagher, Callahan & Gartrell, PC 214 N. Main Street Concord, NH 03301