ACTON SHEET REGULAR MEETING PLANNING BOARD PORTSMOUTH, NEW HAMPSHIRE

7:00 P.M. CITY COUNCIL CHAMBERS OCTOBER 18, 2001 CITY HALL, MUNICIPAL COMPLEX, 1 JUNKINS AVENUE

MEMBERS PRESENT: Arthur Parrott, Chairman; Faye Goldberg; Thaddeus J.

"Ted" Jankowski, Deputy City Manager; Noele Clews,

City Council Representative; Ernie Carrier; and,

Donald Coker, alternate

MEMBERS ABSENT: Kenneth Smith, Vice Chairman; Richard A. Hopley,

Building Inspector; John Sullivan; Raymond Will; and,

Paige Roberts, alternate

ALSO PRESENT: David M. Holden, Planning Director; and,

Lucy E. Tillman, Planner I

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I. PUBLIC HEARINGS

A. The application of **Steve Kelm**, owner and applicant, for property located at **5-7 South Mill Street** and **Louis Wyman**, owner and applicant, for property located at **18 Pickering Street** wherein Preliminary and Final Approval is requested for a lot line relocation which would result in the following: 5-7 South Mill Street would have its lot area decreased from 4,034 s.f. to 3,202 s.f. and 18 Pickering Street would have its lot area increased from 2,724 s.f. to 3,556 s.f. Said property is shown on Assessor Plan 102 as Lots 15 and 23 and lies within a General Residence B district. Plat plans are recorded in the Planning Department as 18.1-01.

Voted to **grant** Preliminary and Final Approval for the lot line relocation subject to Board of Adjustment approval for the creation of a more non-conforming lot.

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B. The application of **Peter Middleton**, owner and applicant, for property located at **76 Lawrence Street** and **Dan Schwarz**, owner and applicant, for property located at **9 Middle Road** wherein Preliminary and Final Approval is requested for a lot line relocation which would result in the following: 76 Lawrence Street would have its lot area decreased from 9,914 s.f. to 9,890 s.f. and 9 Middle Road would have its lot area increased from 10,023 s.f. to 10,047 s.f. The proposed lot line relocation would result in the existing garage located at 9 Middle Road having a non-conforming rear setback. Said property is shown on Assessor Plan Assessor Plan 152 as Lots 46 and 47 and lies within a General Residence A district. Plat plans are recorded in the Planning Department as 19.1-01.

Voted to **grant** Preliminary and Final Approval for the lot line relocation subject to Board of Adjustment approval for any setback relief; such as, the rear setback for the garage on the Schwarz lot.

C. The application of **Joseph Arnstein** for property located off **Foch Avenue** wherein a Conditional Use Permit is requested as allowed in Article VI, Section 10-608(B) of the *Zoning Ordinance* to allow the construction of a single-family home within an Inland Wetlands Protection District. Said property is shown on Assessor Plan 233 as Lot 144 and lies within a Single Residence B district. Plans are recorded in the Planning Department as 08.2-01. (**This application was tabled at the Board's September 20, 2001, meeting to this meeting.**)

Voted to take the application off the table. **Voted** to **grant** approval of the Conditional Use Permit subject to the following stipulations: That the driveway be constructed of permeable material; such as, gravel or rock; and that no trees will be harvested for sale.

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D. The application of **Bernard and Agnes Maxam** for property located off **Coach Road** wherein a Conditional Use Permit is requested as allowed in Article VI, Section 10-608(B) of the *Zoning Ordinance* to allow the construction of a 9,100 s.f. building for office and manufacturing use within an Inland Wetlands Protection District. Said property is shown on Assessor Plan 297 as Lots 4-3 and 4-3A and lies within an Industrial district. Plans are recorded in the Planning Department as 10.2-01. (**This application was tabled at the Board's September 20, 2001, meeting to this meeting.)**

Voted to take the application off the table. **Voted** to **table** application until such time as a recommendation is made by the Conservation Commission.

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E. The application of **Griffin Family Corporation**, owner, and **Clean Harbors Environmental Services, Inc.**, applicant, for property located off **Griffin Road** wherein a Special Permit is requested as allowed in Article VIII, Section 10-801 of the *Zoning Ordinance* to allow the excavation of 1,600 tons \pm of unsuitable fill to be disposed of off site. Clean fill will be brought in from off site. Said property is shown on Assessor Plan 263 as Lot 1-4 and lies within an Industrial district. Plans are recorded in the Planning Department as 24.1-01.

Voted to **grant** the Special Permit and to authorize the Public Works Department to coordinate activities with Clean Harbors. The Board stipulated that the plan specify the location of the silt fences.

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F. The application of **Griffin Family Corporation**, owner, and **Clean Harbors, Inc.**, applicant, for property located off **Griffin Road** wherein a Conditional Use Permit is requested as allowed in Article VI, Section 10-608(A) and (B) of the *Zoning Ordinance* for the excavation of unsuitable fill of approximately 1,600 tons with clean fill to be brought in from off-site. Said property is shown on Assessor Plan 263 as Lot 1-4 and lies within an Industrial district. Plans are recorded in the Planning Department as 11.1-01.

Voted to grant the Conditional Use Permit subject to the stipulations from the Conservation Commission as follows: That monitoring wells be installed as directed by the City's Water Department; and, that the contractor be prepared to install and maintain such silt fences as may prove to be necessary in order to preclude any run-off into wetland areas. A further stipulation

from the Board was that a report will be submitted to the Board from the Public Works and Planning Departments regarding the progress being made on this project within 90 days of the approval by the Board.

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G. The Portsmouth Planning Board, acting pursuant to NH RSA 12-G:13 and Chapter 500 of the Pease Development Authority Subdivision Regulations, will review and make a recommendation to the Board of Directors of the Pease Development Authority regarding the following: The application of **Lonza Biologics** for property located at **101 International Drive** wherein Preliminary and Final Approval is requested for a lot line relocation whereby Lonza's present fifteen acre \pm lot would be increased to a 17.112 acre \pm lot. Said property is shown on Assessor Plan 299 and lies within the Airport/Business/Commercial district. Plat plans are recorded in the Planning Department as 17.1-01.

Voted to **recommend approval** of the lot line relocation to the Pease Development Authority Board of Directors subject to the stipulation that permanent boundary monuments be installed as per the Pease Development Authority regulations.

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H. The Portsmouth Planning Board, acting pursuant to NH RSA 12-G:13 and Chapter 400 of the Pease Development Authority Site Review Regulations, will review and make a recommendation to the Board of Directors of the Pease Development Authority regarding the following: The application of **Lonza Biologics** for property located at **101 International Drive** wherein site plan approval is requested for the construction of a four-story, $400 \pm \text{space parking}$ garage to replace a surface parking lot for a previously approved building expansion with associated site improvements. Additional revisions to previous approvals include a slight reduction in building footprint, elimination of the third floor, increase in first and second floor areas and increased number of loading docks together with miscellaneous utility revisions. Said property is shown on Assessor Plan 299 and lies within the Airport/Business/Commercial district.

Voted to **recommend approval** of the site plan subject to the following stipulations from the Technical Advisory Committee. The language in italics was added by the Planning Board.

- 1. That the landscaping plan shall be approved by Alanson Sturgis, Chairman of the Conservation Commission, or his designee;
- 2. That the site plan indicate a grate and oil separator structure at the collection point for the stormwater runoff;
- 3. That the location of the fire hydrant(s) and the fire protection system be approved by the Fire Marshal, Charlie Jones; and,
- 4. That a determination be made from the ten-year buildout as to when a left-turn lane will be warranted on International Drive at the Lonza driveway and on Goose Bay Drive at

2600 Lafayette Road

Voted to approve an amended site plan for Water Country with the understanding that the Site Review Agreement would be executed within 90 days and that funds would be submitted to the department within that period of time as a contribution to the cost of the traffic signalization at the intersection of Ocean and Banfield Roads.

Gosling Meadows

Mr. Holden gave a "heads up" report to the Board concerning the Portsmouth Housing Authority's desire to construct an addition to its maintenance building at Gosling Meadows; that some issues are arising and that it is likely that a Conditional Use Permit will be required.

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Enforcement procedures

Mr. Holden gave a report of the procedure in effect between the department and the Zoning Officer regarding the assurance that compliance is being had with stipulations associated with various approvals.

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V. ADJOURNMENT

Voted to adjourn at approximately 9:40 p.m.

Respectfully submitted by:

Barbara B. Driscoll Acting Secretary