

PLANNING BOARD NOTICE OF DECISION

LAND USE REGULATION WAIVER REQUEST APPLICATION CASE 2009-002

Map 1 Lot 591 located at 686 Flanders Road (Pat's Peak) in the Commercial Recreational (CR) Zoning District. The applicant, George Fredette of SFC Engineering Partnership, Inc. on behalf of Pat's Peak Ski Area, Inc., is requesting a waiver from the provisions of the Zoning Ordinance and Site Plan Review Regulations per NH RSA 674:30 to construct a 130' communications tower and 10'x20' (180 sqft floor area) equipment shelter. The proposed tower is for PSNH intra-company communications. This application is being noticed as a Development of Regional Impact per NH RSA 36:54- 36:57.

At the February 11, 2009 Planning Board meeting, the Board voted **6-0 to Grant the Waiver Request**, per RSA 674:30, with the conditions listed below.

1. An additional \$180 is owed to the Town for abutter notification
2. Revise the Cover Sheet of the Plans: Property Owner and Applicant need to be corrected; Planning Board Approval Box should read "Waiver Request per NH RSA 674:30 approved by Henniker Planning Board"
3. Revise Sheet 2 of the Plans: Note #4 is incorrect; the abutter list is incorrect/incomplete
4. Add a note to the Plans stating "No other tenants can co-locate on the tower unless they meet the criteria listed in NH RSA 647:30".
5. Provide 3 revised/corrected copies of the plans with original stamps and signatures to the Town for final approval.

Any person aggrieved by any decision of the Planning Board has the right to appeal the decision of the Board as prescribed in NH RSAs and Town Regulations.

Gary Guzouskas, Vice Chair
February 17, 2009