

HOPKINTON PLANNING BOARD
NOTICE OF DECISION
JANUARY 13, 2009

Notice is hereby given that the Hopkinton Planning Board held a public hearing on Tuesday, January 13, 2009, and made the following decision(s):

I. Application(s).

#2008-15 Omnipoint Communications Inc.—Requested Site Plan Review and a Conditional Use Permit pursuant to Section 3.10 of the Hopkinton Zoning Ordinance. The proposal is to co-locate six (6) panel antennas on a previously approved wireless telecommunications facility. The proposal includes the installation of all associated cabling and base equipment. The property is owned by Merrimack County Telephone (TDS Telecom), located at 124 Watchtower Road in the R-2 (medium density) district, shown on Tax Map 240 as Lot 41.

Michael Wilkey, seconded by Cettie Connolly, moved to accept application PL#2009-1 as complete and for consideration. With seven members voting, all seven voted in favor of the motion (O'Brien, McCarthy, Hemingson, Taylor, Wilkey, Taylor and Ellsworth).

Michael Wilkey, seconded by James O'Brien, moved to approve application PL#2009-1 with the following conditions:

1. Receipt of a non-lapsing bond for the removal of all equipment, including antennas (section 3.10.9);
2. Receipt of certification from a Structural Engineer certifying that all required bracing and reinforcement has been completed, prior to the issuance of the building permit. For detail refer to the Structural Analysis Report prepared by TDS Telecommunications, dated December 17, 2008, prepared by H.E. Bergeron Engineers, Inc., and
3. Receipt of a revised site plan showing the correct location of the existing telecommunications facility.

With seven members voting, all seven voted in favor of the motion (O'Brien, McCarthy, Hemingson, Taylor, Wilkey, Taylor and Ellsworth).

II. Zoning Amendments.

Celeste Hemingson, seconded by Jane Bradstreet, moved to recommend the adoption of the following proposed amendments to the Hopkinton Zoning Ordinance. Amendments to be included on the March 2009 Annual Town Meeting Warrant.

1. Amend section III, Table of Uses 3.6.G.7 Earth Products Removal correcting referenced section of Zoning Ordinance.
2. Section III Establishment of Districts and Uses, add new Table of Uses 3.6.H.16 Small Wind Energy Systems in accordance with Section III, subsection 3.11.
3. Add new section III, 3.11 Small Wind Energy Systems. New subsection to include authority, purpose, definitions, procedure for review, standards, abandonment, violation and penalties. Subsection as a result of NH Revised Statutes Annotated 674:62-66.

With seven members voting, all seven voted in favor of the motion (O'Brien, McCarthy, Hemingson, Bradstreet, Wilkey, Taylor and Ellsworth).

Karen L. Robertson
Planning Director

In accordance with RSA 677:15, any person(s) aggrieved by any decision of the Board concerning application(s) may present to the Superior Court a petition, duly verified, setting forth that such a decision is illegal or unreasonable in whole or part and specifying the grounds upon which the same is claimed to be illegal or unreasonable. Such petition shall be presented to the court within thirty (30) days after the Board's final decision regarding the application in question has been filed and becomes available for public inspection in the Planning Office.