

HOPKINTON PLANNING BOARD
NOTICE OF DECISION
March 12, 2009

Notice is hereby given that the Hopkinton Planning Board held a meeting/public hearing on Thursday, March 12, 2009, and made the following decision(s):

I. Review of the Minutes of March 12, 2009.

Motion made by Edwin Taylor, seconded by Jane Bradstreet, to approve the minutes of March 12, 2009 as written. With four members voting, two voted in favor (Taylor and Ellsworth) and two abstained (Hemingson and Bradstreet).

Motion made by Jane Bradstreet, seconded by Edwin Taylor, to approve the Notice of Decision of March 12, 2009 as written. With four members voting, two voted in favor (Taylor and Ellsworth) and two abstained (Hemingson and Bradstreet).

II. Application(s).

#2009-4 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 nine (9) panel antennas on the existing monopine tower owned by Verizon Wireless and the installation of all associated cabling and base equipment. The property is owned by George H. Brown and Sheila Phillips, located at 845 Upper Straw Road in the R-4 district, Tax Map 265, Lot 16.

Motion made by Jane Bradstreet, seconded by Celeste Hemingson, to accept Application #2009-4 as complete and for consideration. Motion carried unanimously.

Motion made by Jane Bradstreet, seconded by Celeste Hemingson, to approve Application #2009-4 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 proof of appropriate liability insurance (section 3.10.9), and
3. Receipt of certification from a Structural Engineer certifying that the structural design is adequate to support the antennae.

Motion carried unanimously (Taylor, Bradstreet, Hemingson and Ellsworth).

III. Other Business.

- a) Public Hearing – Indicators of Growth Impact (section 13.4) – Due to scheduling conflicts, public hearing scheduled for Tuesday, March 17, 2009 had been rescheduled for Tuesday, April 14, 2009, 7:00 PM, Town Hall.
- b) Municipal Law Update – Due to scheduling conflicts, presentation by Attorney Bernie Waugh was rescheduled to a time and date to be determined.

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.