

Hopkinton Planning Board
Notice of Decision
November 10, 2009

Notice is hereby given that the Hopkinton Planning Board held a public meeting/hearing on Tuesday, November 10, 2009, and made the following decision(s):

I. Minutes and Notice of Decision of October 13, 2009.

Review of the Minutes was deferred to the December 8, 2009 meeting.

Cettie Connolly, seconded by Bethann McCarthy, moved to approve the Notice of Decision of October 13, 2009 as presented. With five members voting, four (McCarthy, Taylor, Connolly and Wilkey) voted in favor and one (Hemingson) voted in abstention.

II. Application(s).

#2009-12 William A. Verville Trust – Request a consolidation of four (4) existing lots and re-subdivision of the property into three (3) lots. The properties are located off Farrington Corner Road in the R-3 district, Tax Map 266, Lots 48 – 51.

Celeste Hemingson, seconded by Cettie Connolly, moved to accept application #2009-12 as complete and for consideration. Motion carried unanimously (Hemingson, McCarthy, Taylor, Connolly and Wilkey).

Cettie Connolly, seconded by Bethann McCarthy, moved to approve application #2009-12 as presented. Motion carried unanimously (Hemingson, McCarthy, Taylor, Connolly and Wilkey).

#2009-13 New Cingular Wireless PCS, LLC on behalf of AT & T Mobility, Inc. – Request Site Plan Review and a modification of Conditional Use Permit pursuant to Section 3.10 (Personal Wireless Service Facilities) of the Hopkinton Zoning Ordinance. Applicant proposes to replace three (3) existing antennae with six (6) antennae on array, existing from the frame of the tower, and the installation of an additional 5' x 7' concrete pad at the base of the tower to accommodate additional radio equipment. The existing three-carrier, 90 foot telecommunications tower was approved by the Planning Board on April 15, 2003. The mono-pole is owned by Eastern Properties; however, the property is owned by Thomas Komisarek and is located at 67 Farrington Corner Road in the R-3 district, Tax Map 257, Lot 12.

Bethann McCarthy, seconded by Cettie Connolly, moved to accept application #2009-13 as complete and for consideration. Motion carried unanimously (Hemingson, McCarthy, Taylor, Connolly and Wilkey).

Celeste Hemingson, seconded by Cettie Connolly, moved to continue application #2009-13 to the December 8, 2009 hearing, so to give the Applicant an opportunity to provide the Board with a copy of the structural analysis; provide a comparison of what, if any, branches are missing from the actual tower as compared to those shown on the plan, and provide a diagram showing the monopole as it will appear with the new antennae. Motion carried unanimously (Hemingson, McCarthy, Taylor, Connolly and Wilkey).

#2009-14 New Cingular Wireless PCS, LLC on behalf of AT & T Mobility, Inc. – Request Site Plan Review and a modification of Conditional Use Permit pursuant to Section 3.10 (Personal Wireless Service Facilities) of the Hopkinton Zoning Ordinance. Applicant proposes to replace three (3) existing antennae with six (6) antennae on array, existing from the frame of the silo, and the installation of an additional 5' x 7' concrete pad at the base of the silo to accommodate additional radio equipment. The co-location on the existing 60-foot silo was approved by the Planning Board on August 20, 2002. The equipment is owned by Asset Resource Group; however, the property is owned by Stonynook Farm and is located at 47 Emerson Hill Road in the R-3 district, Tax Map 218, Lot 12.

Cettie Connolly, seconded by Bethann McCarthy, moved to accept application #2009-14 as complete and for consideration. Motion carried unanimously (Hemingson, McCarthy, Taylor, Connolly and Wilkey).

Celeste Hemingson, seconded by Cettie Connolly, moved to approve application #2009-14 as presented. Motion carried unanimously (Hemingson, McCarthy, Taylor, Connolly and Wilkey).

III. Adjournment.

With no other business to come before the Board, Mr. Wilkey declared the meeting adjourned at 8:02 PM. The next regular scheduled meeting of the Planning Board is Tuesday, December 8, 2009, at 7:00 PM in the Town Hall.

Karen L. Robertson
Planning Director

Upon finding that an application meets the submission requirements, the Planning Board will vote to accept the application as complete and a public hearing on the merits of the proposal will follow immediately. Should a decision not be reached at the public hearing, the application will remain on the Planning Board agenda until such time as it is either approved or disapproved.

The Planning Board reserves the right to adjourn the public hearing at 11:00 PM. All remaining applications that have not been reviewed will be rescheduled for review at the Planning Board's next scheduled public hearing.

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.