TOWN OF MILFORD

Office of Community Development

Planning • Zoning • Building Safety • Code Enforcement • Health Economic Development • Active Projects

Administrative Review

Date: June 10, 2023

To: Zoning Board of Adjustment

From: Terrey Dolan, Community Development Director

Subject: Case #2023-01 689 North Main Street, LLC and Salt Creek Properties, LLC. for the property

located at Tax Map 43, Lot 20-2. Special Exception Application

The applicants are before the Board of Adjustment seeking a Special Exception from the Milford Zoning Ordinance, Article VI, Sections 6.02.6.A and B to disturb approximately 2,299 square feet of wetlands area and 7,202 square feet of wetland buffer area to allow the construction gas station store, pump stations, access driveway and parking areas, and related stormwater water management structures for a property located in the Commercial and Limited Commercial Zoning Districts. In reviewing the files for this property, I offer the following comments:

1. Existing Conditions:

- a. The subject property is approximately two acres (87,120 sq. ft.) with approximately 324 feet of frontage on South Street and 234 linear feet of frontage on Nathaniel Drive. The property is undeveloped with a substantial forested area along the rear easter portion the property.
- b. The property would be serviced by municipal water and sewer.
- c. The subject property is primarily zoned Commercial with the remaining easterly portion falling in the Integrated Commercial Industrial Zoning District. The property is situated within the Town's southerly commercial corridor and close proximity to the Route 101 bypass (1,500 linear feet). To the north, the subject property abuts an existing commercial store, Electric Supply and undeveloped property. To the east, the property abuts undeveloped property and to the west, Kincaid Auto. To the south, the subject parcel abuts undeveloped land across Nathaniel Drive and to the southwest, a single-family residence.
- d. The property falls within the Level 1 Groundwater Protection District. The purpose of the district is to preserve, maintain, and protect from contamination existing and potential groundwater supply areas.
- 2. The proposal calls for the construction of a 6,500 square foot gas station store w/drive-through, 7 gas pump stations, three underground storage tanks, 23 parking spaces and associated internal paved travel ways, stormwater management design, and two access/egress drives off of South Street and Nathaniel Drive. In order to create/construct said project, this requires the disturbance of approximately 2,299 square feet of wetland resource areas and 7,202 square feet of wetland buffer area. See attached site plan dated 2/16/23.
 - A gas filling station is a permitted use within the Commercial Zoning District. The applicant is before Board seeking a Special Exception for the impacts to the wetland resource areas and related wetland buffers.
- 3. The disturbance of wetland and wetland buffer areas are permitted by Special Exception pursuant to Section 6.02.6. so long as the applicant, pursuant to Section 6.02.7.A, demonstrates by plan or example that the following factors have been considered in their design:



- 1. The need for the proposed project;
- 2. The plan proposed is the alternative with the least impact to the wetlands, surface waters and/or their associated buffers;
- 3. The impact on plants, fish and wildlife;
- 4. The impact on the quantity and/or quality of surface and ground water;
- 5. The potential to cause or increase flooding, erosion, or sedimentation;
- 6. The cumulative impact that would result if all parties owning or abutting a portion of the affected wetland, wetland complex and/or buffer area were also permitted alterations to the wetland and buffer proportional to the extent of their property rights;
- 7. The impact of the proposed project on the values and functions of the total wetland or wetland complex.

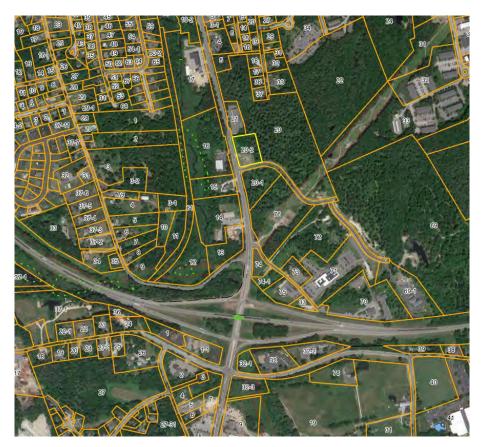
Included in their application, the applicant has provided responses to each of the criteria. See attached.

- 4. On March 9, 2023, the applicants appeared before the Milford Conservation Commission to present the proposal and receive input and comments. The Conservation Commission tabled the discussion seeking additional site information contained in the wetland permit. Since that time, the Commission held site walk and met to discuss application on April 13, 2023. On June 8, 2023, the applicant appeared before the Commission seeking additional guidance and input. See attached Commission memorandum.
- 5. The applicant has filed a concurrent Variance application from Milford Zoning Ordinance, Article VI, Sections 6.01.3.B.7 to allow the retail sale of petroleum products in the Groundwater Protection District on a property located in the Commercial and Limited Commercial Zoning Districts. (Please see Case #2023-02)

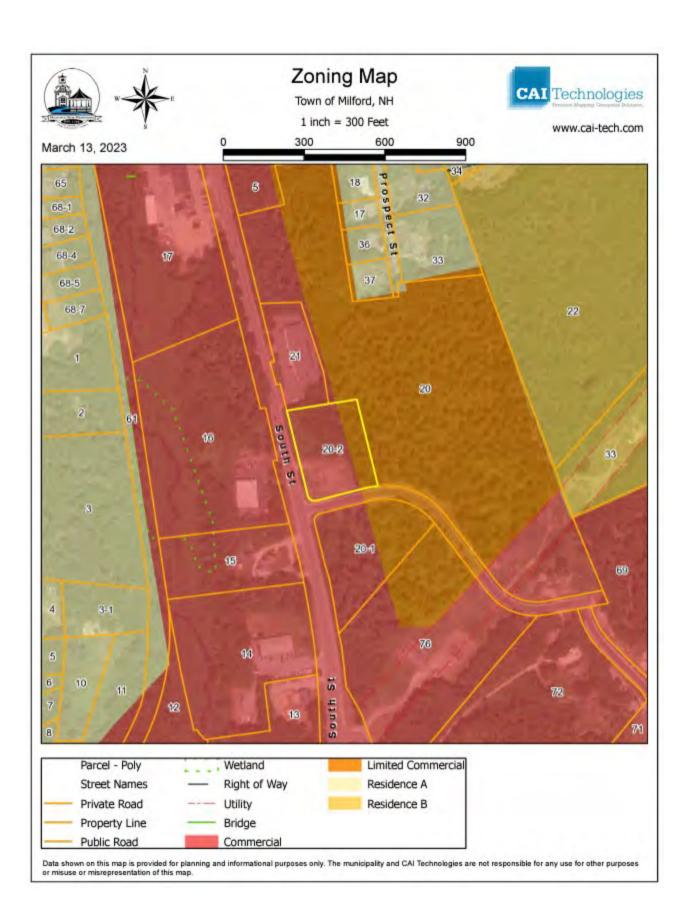
6. Staff Comments:

- a. The applicant should explain what alternatives designs and or layouts of the proposed driveways and site were considered to minimize the overall impact to both the delineated wetland resource area and buffer.
- b. The applicant should explain what stormwater management design alternatives were considered to (1) minimize the overall impact to both the delineated wetland resource area and buffer and (2) manage the existing stormwater volume and flow from the abutting parcels.
- c. The applicant should explain how the project will ensure the continued protection of the Town's groundwater.
- d. In addition to requiring a Special Exception, the project will also require approval by the Planning Board for a major site plan application and subdivision application (lot line adjustment).
- e. In addition to local permitting, the project will require both a Wetlands Permit and Alteration of Terrain Permit from NHDES.

Aerial Photos of Subject Property:









February 16, 2023

Town of Milford Planning Development Zoning Board of Adjustments 1 Union Square Milford, New Hampshire 03055



Re: Variance & Special Exception Application

Route 13 Gas Station - Tax Map 43; Lot 20-2

Corner of South Street (Route 13) & Nathaniel Drive

Milford, New Hampshire 03101 - KNA Project # 21-0526-1A

Dear Chairman and Board Members:

The above referenced parcel is being submitted for a Variance and Special Exception from the Milford Zoning Board. The property is located at the corner of South Street and Nathaniel Drive. The variance requested is from Article VI Overlay Districts; Section 6.01.3 Uses; B.7.a Prohibited Uses to allow for the retail sale of petroleum projects and Special Exceptions are from Article VI Overlay Districts; Section 6.02.6.A & B Special Exception is Required for to fill the existing wetland pocket and wetland buffer areas on the parcel for site circulation. The included documents outline the applicants request for this variance and Special Exception. All required information has been included within the submittal package. KNA will be present to further discuss the variance at the scheduled hearing,

Enclosed is the following material for your review and approval:

- 1. Applications for 1 Variance & 2 Special Exceptions.
- 2. Application fee:

Total Fee's Submitted:

ZBA Base Fee (Counts): = \$225.00 Abutters @ 4.75 per (20 abutters) = \$95.00 Total Fee: = \$320.00

3. 5 sets of Variance & Special Exception application.

4. Variance letter, Abutter's list & Label, Tax Map, Property Card, and ZBA exhibits

If you have any questions or comments, please contact me at (603) 627-2881.

Sincerely,

Matthew J. Peterson

Sepior Project Manager

Keach Nordstrom Associates

10 Commerce Park North, Suite 3B

Bedford, NH 03110

Land Surveying

Landscape Architecture



ZBA Application MILFORD ZONING BOARD OF ADJUSTMENT GENERAL PROPERTY INFORMATION FOR ALL APPLICATIONS

PROPER	TY INFORMATION
Street Address: South Street	
Tax Map / Parcel #: 43-20-2	Lot Size: 2.001
PROPERTY	CURRENTLY USED AS
Vacant Land	
If the application involves multiple le	ots with different owners, attach additional
copies of this page.	1.50 P. 1.50 P
PRO	PERTY OWNER
Name: Salt Creek Properties	s, LLC
Address: P.O. Box 967	
City/State/Zip: Amherst, NH 030	31
Phone: ()	
Email:	
the owner or a third party. This is us might be a tenant, someone who pl	naking this proposal on behalf of themselves, sually the same as the property owner, but lans to purchase the property, an engineer or ame as the owner, just check "Same as owner" ank.
APPLICAL	NT/REPRESENTATIVE
SAME AS OWNER	
Name:689 North Main Street, I	LC
Address: 689 North Main Str	
City/State/Zip:Leomeinster, MA	
Email:	
Phone: ()1-978-549-2222	Cell: ()
The undersigned property owner(s) h agree to comply with all code	ereby authorize(s) the filing of this application and requirements applicable to this application.
Property Owner's signature	Date:

Case Numb	er:	WIN OF	MILFORD
Application	Number :	RECE	IVED
learing Da	te:	FFB 1	6 2023
Decision Da	te:	7.71	
Decision:	DB	ZBA	Office

X_	
Residence A	
Residence B	Residence R
Commercial	
☐ Limited Comn	nercial
☐ Industrial	
	mmercial-Industrial
Overlay District	mmercial-Industrial-2
	(check any that apply):
Overlay District	(check any that apply): eet Overlay
Overlay District West Elm Stre Nashua/Elm S	(check any that apply): eet Overlay
Overlay District West Elm Stre Nashua/Elm S	eet Overlay Street Overlay Community Overlay
Overlay District West Elm Stre Nashua/Elm S Commerce &	eet Overlay Street Overlay Community Overlay & Conservation
Overlay District West Elm Stre Nashua/Elm S Commerce & Open Space 8	eet Overlay Street Overlay Community Overlay Conservation

APPLICATION FEES

Application Fee: \$75.00

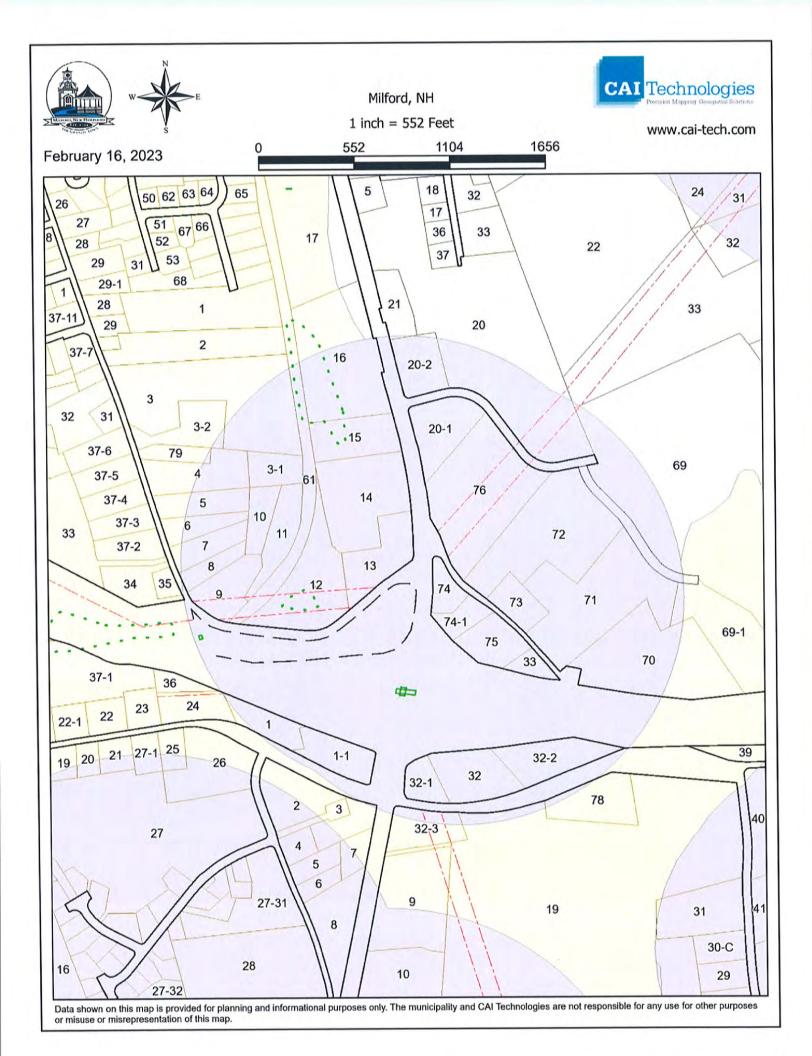
Abutters Fee: \$4 x 20

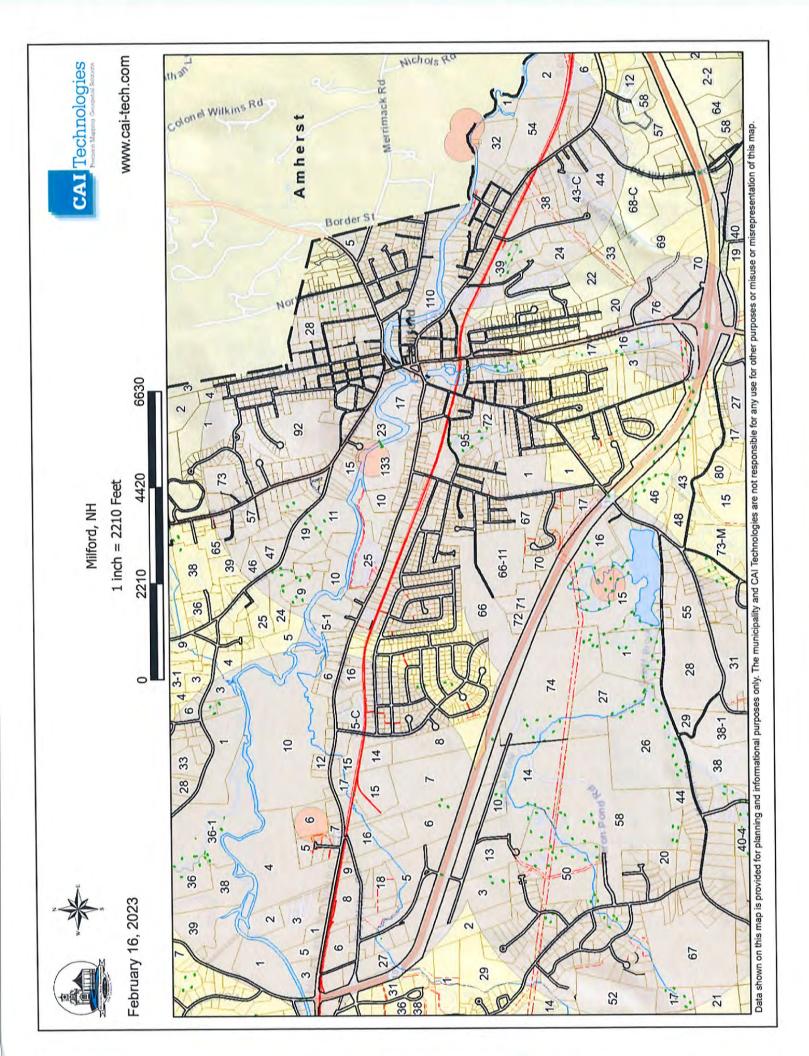
Amount received: \$95.00

Date Received: \$2000

Check Cash

THE FEES ASSOCIATED WITH THIS APPLICATION DO NOT APPLY TO ANY OTHER FEES REQUIRED FOR APPROVAL OF THIS PROJECT. PLANNING, IMPACT, BUILDING AND OTHER FEES MAY APPLY.







PROPERTY INFORMATION	Hearing Date:
Street Address: South Street	Decision Date:
Tax Map / Parcel #: Tax Map 43; Lot 20-2	Decision:
A Special Exception is a use which is permitted by the Zoning Ordinance, but requires approval from the Zoning Board of Adjustment. Most special exceptions have a list of additional criteria that must be met in order for the ZBA to approve the application. *Note that in addition to the specific criteria that may be listed for a particular special exception, all special exceptions are subject to the general criteria in Section 10.02.1 of the Zoning Ordinance.	Application for (check all that apply):
What section of the Zoning Ordinance are you applying under? Article VI Section 6.02.6.A & B Describe the use you are proposing under the above section of the Ordinance. Proposed Gas Station	 □ Change/Expansion of Nonconforming Use/Structure (2.03.1.C) ☑ Wetland Buffer Impact (6.02.6) □ Accessory Dwelling Unit (10.2.6) □ Office in Res-A & B (10.2.7) □ Home Business (7.12.6) □ Side/Rear Yard Setback Reduction (Zoning District Specific) □ Other
General Criteria Section 10.02.1 Describe the project you are requesting a Special Exception for:	
Impact to Wetlands and Buffer	
Explain how the proposal meets the general criteria as specified in Article X, Secti	on 10.02.1 of the Zoning Ordinance:
A. The proposed use is similar to those permitted in the district because: See enclosed letter	
B. The specific site is an appropriate location for the proposed use because: See enclosed letter	
C. The use as developed will not adversely affect the adjacent area because: See enclosed letter	
D. There will be no nuisance or serious hazard to vehicles or pedestrians because: See enclosed letter	
E. Adequate appropriate facilities will be provided for the proper operation of the proposed. See enclosed letter	sed use because:

Date Received:

Case Number:__ Application #:__ Date Complete:_

resident employees.

Exp	plain how the proposal meets the specific criteria of the Zoning Ordinance for each section:
WE	TLAND AND WETLAND BUFFER IMPACT 6.02.6
1.	
	See enclosed letter
2.	Is the plan proposed the least impactful to the wetlands, surface waters and/or associated buffers? Please explain.
	See enclosed letter
3.	Has the impact on plants, fish and wildlife been addressed? Please explain.
	See enclosed letter
4.	Has the impact on the quality and quantity of surface and ground waters been addressed? Please explain.
	See enclosed letter
5.	Has the potential for increased flooding, erosion and sedimentation been addressed? Please explain.
	See enclosed letter
6.	Has the cumulative impact if all parties owning or abutting the affected wetland were allowed to alter or impact the wetland or buffer area in the same way? Please explain.
	See enclosed letter
7.	Has the impact of the values and function of the overall wetland and wetland complex been addressed? Please explain.
	See enclosed letter
8.	Has a comment from the Milford Conservation Commission been solicited? Yes No_X_ Date of Conservation Commission Meeting attended: Pending
н	OME BUSINESS CRITERIA 7.12.6
1.	Is the Home Business located in the Residential 'A', Residential 'B', or Residential 'R' Zoning District?
2.	Please explain if the Home Business is conducted entirely within the dwelling or accessory structure.
3.	A sign of not more than six (6) square feet is allowed and shall not advertise in such a way that would encourage customers or salespersons to come to the property without an appointment. Please provide the dimensions, design, and approximate location of the sign.
4.	There shall be no more than two (2) non-resident employees of the Home Business. Please provide the total number of non-

Section continued on next page.

5. The Home Business shall not be more than 25% of the combined floor area of all structures on the property. Please detail the

total combined floor area of all structures on the property used for Home Business.



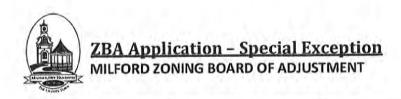
HOME BUSINESS CRITERIA 7.12.6 (Continued)

- Retail sales of goods incidental to Home Business are allowed. Please explain if there will be retail sales of goods incidental to Home Business.
- There shall be not more than sixteen (16) clients or deliveries per day. If applicable, please provide the anticipated number of clients or deliveries per day.
- 8. There shall be no parking of or deliveries by vehicles with more than two (2) axles. Only one (1) commercial vehicle may be parked on the property in conjunction with the Home Business. Please summarize the anticipated size of the delivery vehicles and number of commercial vehicles serving the Home Business.
- A Home Business shall not be conducted in a way that is perceptible in external effects (such as but not limited to noise, odors, traffic) from beyond the lot line between the hours of 9:00 p.m. and 7:30 a.m. Please explain the hours of operation.
- 10. The use shall not involve the storage or use of hazardous, flammable or explosive substances, other than types and amounts commonly found in a dwelling. The use shall not involve the use or storage of toxic substances. If applicable, please explain if there will be the storage of hazardous, flammable or explosive, or toxic substances associated with the Home Business and its location on the property.

ACCESSORY DWELLING UNITS 10.02.6

- Is the property going to be Owner Occupied?
- Has a Building Permit application been made? Copy of permit application attached?
- 3. Is the ADU developed in a manner which does not alter the character/appearance of the principal use as a single-family residence?
- 4. Is the ADU intended to be secondary and accessory to a principal single-family dwelling unit?
- 5. Does the ADU impair the residential character of the premises or the reasonable use, enjoyment and value of neighborhood?
- 6. Is there adequate off-street parking? How many spaces?
- 7. Are any additional curb cuts being proposed?
- 8. Are all necessary additional entrances or exits located to the side or rear of the building to the maximum extent possible? Please note on the plan.

Section continued on next page.



AC	CESSORY DWELLING UNITS 10.02.6 (Continued)
1.	Is there adequate sewer/septic and water for the additional inhabitants? Please include septic/sewer approval.
2.	Is there only one (1) ADU on the property?
3.	Is the ADU no more than 750 square feet gross floor area? How many square feet is the ADU?
4.	Does the ADU have no more than two (2) bedrooms? Please show on plans.
5.	If inside the existing dwelling, is there at least one common wall with a door between the two spaces at least 32 inches wide? Please show on plans.
6.	If a connecting hall is proposed, is the hallway at least 36 inches wide? Please show on plans.
7.	Has a Code Compliance inspection been conducted by the Building Inspector? Please include inspection report.
8.	Is the ADU incompliance with Section 10.02.6:A of the Milford Zoning Ordinance? How so?
9.	If no, has a Variance from Section 10.02.6:A been granted by the ZBA?
OF	FICE IN THE RESIDENCE A AND B DISTRICTS 10.02.7
1.	Is the specific site of the proposed office use located in an existing building that is an appropriate location for the proposed use and ancillary to the Residential Use permitted by right? Please explain.
2.	Will the use as proposed adversely affect adjacent Residential areas? Please explain.
3.	Will there will be any nuisance, such as but not limited to: noise, odor, hours of operation, traffic, deliveries and lighting associated with this use? Please explain.
4.	Will there be any outside storage? Please explain.
5.	Has the applicant made a site plan application to the Planning Board (hearing subsequent to Zoning Board approval)? Yes No Date of hearing:



February 16, 2023

Town of Milford Planning Department Zoning Board of Adjustments 1 Union Square Milford, New Hampshire 03055

Subject:

Variance & Special Exception Application

Route 13 Gas Station Tax Map 43; Lots 69-2

Nathaniel Drive & Ponemah Hill Road

Milford, New Hampshire 03055 KNA Project No. 21-0526-1A

Dear Chairman and Board Members:

The above referenced parcel is being submitted for a Variance and Special Exception from the Milford Zoning Board. The property is located at the corner of South Street and Nathaniel Drive. The Special Exceptions are from Article VI Overlay Districts; Section 6.02.6.A & B Special Exception is Required for to fill the existing wetland pocket and wetland buffer areas on the parcel for site circulation. The included documents outline the applicants request for this Special Exception. All required information has been included within the submittal package. KNA will be present to further discuss the variance at the scheduled hearing,

A. The proposed use is similar to those permitted in the district because:

There have been other similar permits issued for the surrounding parcels in the district, and this wetland and buffer pocket is an isolate pocket with little to no value to the surround wetland networks or wild life due to its nature of a small runoff pocket wetland along Route 13. See enclosed plans and photo's for reference.

B. The specific site is an appropriate location for the proposed use because:

This site is located at the interchange of two major State roads which the applicant believes makes this specific site an appropriate location for the proposed use.

C. The use as developed will not adversely affect the adjacent area because:

The adjacent parcels are zoned commercial and with the current AOT design standards that this site is required to design too, the applicant believes if this use was developed on site and constructed and monitored to today's standards it would not adversely affect the adjacent area.

Civil Engineering

Land Surveying

Landscape Architecture

D. There will be no nuisance or serious hazard to vehicles or pedestrians because:

The filling of the existing wetland and buffer on site to ensure a safe vehicle circulation around the site would create no nuisance or serious hazard to vehicles or pedestrians.

E. Adequate appropriate facilities will be provided for the proper operation of the proposed use because:

Per Town and State requirements the appropriate facilities will be provided for the proper operation of the proposed use.

Criteria for Evaluations:

1. The need for the proposed project;

The need to fill the small wetland and buffer area on the lot is to create site circulation for vehicle and truck movements throughout the site, it also allows for a cleaner stormwater management design that meets NHDES AOT regulations.

2. The plan proposed is the alternative with the least impact to the wetlands, surface waters and/or their associated buffers;

Due to the nature of this isolated wetland pocket along Route 13 with no connectivity to surround wetland complexes or buffers we feel proposed filling of the wetland and buffer and installation of a stormwater drainage design would yield the least impact to surround wetland and buffers.

3. The impact on plants, fish and wildlife;

Per the wetland function-value evaluation form and information from The Natural Heritage Bureau that there are no records of threatened or endangered species in the vicinity of the project area the applicant believes this special exception will not impact plants, fish and wildlife in the area.

4. The impact on the quantity and/or quality of surface and ground water;

This site is required to obtain an NHDES Alteration of Terrain permit which reviews and makes sure all stormwater runoff is not impacting the quantity or quality of surface and ground water in the projects area. This information will be outlined in a full stormwater drainage report should the project move forward.

5. The potential to cause or increase flooding, erosion, or sedimentation.

Again the site will be designed and permitted to NHDES Alteration of Terrain standards which will ensure no potential to cause or increase flooding, erosion, or sedimentation by

Civil Engineering

Land Surveying

Landscape Architecture

filling this wetland and buffer and actually the final design will ensure a greater protection to those concerns.

6. The cumulative impact that would result if all parties owning or abutting a portion of the affected wetland, wetland complex and/or buffer area were also permitted alteration to the wetland and buffer proportional to the extent of their property rights.

The applicant believes that the boards have already dealt with the majority of the cumulative impact of allowing abutting properties to impact the wetlands and buffers and I believe the area is being designed in the right manner to allow development and project the wetlands and buffers in the area. This wetland is an isolated PFO1B (Palustrine, Forested, Broad-leaved Deciduous, Saturated). There will be no impacts to abutters as the wetland doesn't travel off the property.

7. The impact of the proposed project on the values and function of the total wetland or wetland complex.

Again see the wetland function-value evaluation form for information related to the existing wetland, which has low function and values according to the USACE Highway Methodology

If you have any questions or comments, please contact me at (603) 627-2881.

Sincerely,

Matthew J. Peterson Senior Project Manager

Keach Nordstrom Associates 10 Commerce Park North, Suite 3B

Bedford, NH 03110



Photo #1: looking north into wetland. 9/28/2022



Photo #2: Looking south into wetland. 9/28/2022



Photo #3: Looking east into lot. Cleared area. 9/28/2022



Photo #4: Looking north into brush area. 9/28/2022

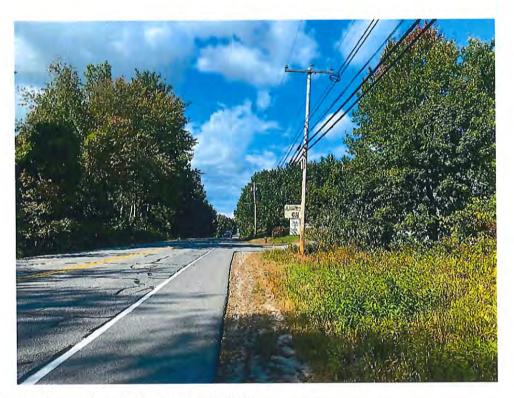


Photo #5: Looking north on NH Route 13. 9/28/2022

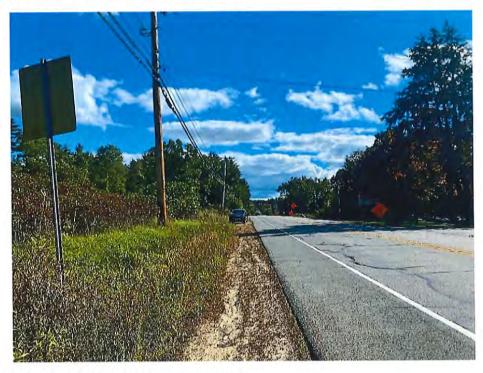


Photo #6: Looking south on NH Route 13. 9/28/2022

The Highway Methodology Workbook Supplement





US Army Corps of Engineers_® New England District Wetland Functions and Values

A Descriptive Approach

Wetland Function-Value Evaluation Form

Total area of wetland 4, 2, 115 Human made? NO Is wetland	Is wet	part	or? NO or a "habitat island"? \es	Latitude 42, 82261 Longitude 71.64616
Adjacent land use Commercial		Distance to nearest	Distance to nearest roadway or other development 85 cx	Prepared by: AEC Date 21912013
Openinant wetland systems present Isolotical forested	PFO 18	NEHORS Contiguous undev	Nethan Contiguous undeveloped buffer zone present NO	Wetland Impact: Type EM Area 2,2995
Is the wetland a separate hydraulic system? YeS		not, where does the wetland	If not, where does the wetland lie in the drainage basin? N/A	Evaluation based on:
How many tributaries contribute to the wetland? NONE	Jone	Wildlife & vegetation diver	Wildlife & vegetation diversity/abundance (see attached list)	Office Field Corps manual wetland delineation
Function/Value	Suitability Y/N	ty Rationale (Reference #)*	Principal Function(s)/Value(s)	completed? Y \sqrt{N}
Groundwater Recharge/Discharge	Z	S	Isolated Wettand	
Floodflow Alteration	Z	3,5,6,9	low flood storage	
Fish and Shellfish Habitat	Z	1,1	No Fish in Metand	
Sediment/Toxicant Retention	2	'n		
Nutrient Removal	2	11, 4, 5		
Production Export	Z		Manbush bluebenny	
Sediment/Shoreline Stabilization	Z	3	0	
Wildlife Habitat	2	14		
A Recreation	2		Wetland is an Private Drangging	Program
Educational/Scientific Value	2		Wetland is an Rivert Present	7,130
Uniqueness/Heritage	2	1,2,16		
Visual Quality/Aesthetics	2	11.17		
ES Endangered Species Habitat	2		NO Stark listed threater	No Stark listed threatened or endorered social succest
Other				
Notes:			* Refer to l	* Refer to backup list of numbered considerations.



Appendix A

Wetland evaluation supporting documentation; Reproducible forms.

Below is an example list of considerations that was used for a New Hampshire highway project. Considerations are flexible, based on best professional judgment and interdisciplinary team consensus. This example provides a comprehensive base, however, and may only need slight modifications for use in other projects.



GROUNDWATER RECHARGE/DISCHARGE— This function considers the potential for a wetland to serve as a groundwater recharge and/or discharge area. It refers to the fundamental interaction between wetlands and aquifers, regardless of the size or importance of either.

CONSIDERATIONS/QUALIFIERS

- Public or private wells occur downstream of the wetland.
- Potential exists for public or private wells downstream of the wetland.
- Wetland is underlain by stratified drift.
- Gravel or sandy soils present in or adjacent to the wetland.
- 5. Fragipan does not occur in the wetland.
- Fragipan, impervious soils, or bedrock does occur in the wetland.
- Wetland is associated with a perennial or intermittent watercourse.
- Signs of groundwater recharge are present or piezometer data demonstrates recharge.
- Wetland is associated with a watercourse but lacks a defined outlet or contains a constricted outlet.
- 10. Wetland contains only an outlet, no inlet.
- 11. Groundwater quality of stratified drift aquifer within or downstream of wetland meets drinking water standards.
- 12. Quality of water associated with the wetland is high.
- 13. Signs of groundwater discharge are present (e.g., springs).
- 14. Water temperature suggests it is a discharge site.
- 15. Wetland shows signs of variable water levels.
- 16. Piezometer data demonstrates discharge.
- 17. Other



FLOODFLOW ALTERATION (Storage & Desynchronization) — This function considers the effectiveness of the wetland in reducing flood damage by water retention for prolonged periods following precipitation events and the gradual release of floodwaters. It adds to the stability of the wetland ecological system or its buffering characteristics and provides social or economic value relative to erosion and/or flood prone areas.

CONSIDERATIONS/QUALIFIERS

- Area of this wetland is large relative to its watershed.
- Wetland occurs in the upper portions of its watershed.
- Effective flood storage is small or non-existent upslope of or above the wetland. 3. 4.
- Wetland watershed contains a high percent of impervious surfaces.
- Wetland contains hydric soils which are able to absorb and detain water. 5.
- Wetland exists in a relatively flat area that has flood storage potential. 6. 7.
- Wetland has an intermittent outlet, ponded water, or signs are present of variable water level.
- During flood events, this wetland can retain higher volumes of water than under normal or average 9.
- Wetland receives and retains overland or sheet flow runoff from surrounding uplands.
- 10. In the event of a large storm, this wetland may receive and detain excessive flood water from 11.
- Valuable properties, structures, or resources are located in or near the floodplain downstream from the wetland.
- 12. The watershed has a history of economic loss due to flooding.
- 13. This wetland is associated with one or more watercourses.
- 14. This wetland watercourse is sinuous or diffuse.
- 15. This wetland outlet is constricted.
- 16. Channel flow velocity is affected by this wetland.
- 17. Land uses downstream are protected by this wetland.
- 18. This wetland contains a high density of vegetation.
- 19. Other

FISH AND SHELLFISH HABITAT (FRESHWATER) — This function considers the effectiveness of seasonal or permanent watercourses associated with the wetland in question for fish and shellfish habitat.

CONSIDERATIONS/QUALIFIERS

- Forest land dominant in the watershed above this wetland.
- Abundance of cover objects present.

STOP HERE IF THIS WETLAND IS NOT ASSOCIATED WITH A WATERCOURSE

- Size of this wetland is able to support large fish/shellfish populations. 4.
- Wetland is part of a larger, contiguous watercourse.
- Wetland has sufficient size and depth in open water areas so as not to freeze solid and retain 5. some open water during winter. 6.
- Stream width (bank to bank) is more than 50 feet.
- Quality of the watercourse associated with this wetland is able to support healthy fish/shellfish 7.
- 8. Streamside vegetation provides shade for the watercourse.
- Spawning areas are present (submerged vegetation or gravel beds). 9. 10.
- Food is available to fish/shellfish populations within this wetland.
- Barrier(s) to anadromous fish (such as dams, including beaver dams, waterfalls, road crossing) are absent from the stream reach associated with this wetland. Evidence of fish is present. 12.
- Wetland is stocked with fish. 13.
- 14. The watercourse is persistent.
- 15. Man-made streams are absent.
- Water velocities are not too excessive for fish usage. 16.
- Defined stream channel is present. 17.
- 18. Other

Although the above example refers to freshwater wetlands, it can also be adapted for marine ecosystems. The following is an example provided by the National Marine Fisheries Service (NMFS) of an adaptation for the fish and shellfish function.

FISH AND SHELLFISH HABITAT (MARINE) — This function considers the effectiveness of wetlands, embayments, tidal flats, vegetated shallows, and other environments in supporting marine resources such as fish, shellfish, marine mammals, and sea turtles.

CONSIDERATIONS/QUALIFIERS

- 1. Special aquatic sites (tidal marsh, mud flats, eelgrass beds) are present.
- 2. Suitable spawning habitat is present at the site or in the area.
- Commercially or recreationally important species are present or suitable habitat exists.
- The wetland/waterway supports prey for higher trophic level marine organisms.
- 5. The waterway provides migratory habitat for anadromous fish.
- Essential fish habitat, as defined by the 1996 amendments to the Magnuson-Stevens
 Fishery & Conservation Act, is present (consultation with NMFS may be necessary).
- 7. Other



SEDIMENT/TOXICANT/PATHOGEN RETENTION — This function reduces or prevents degradation of water quality. It relates to the effectiveness of the wetland as a trap for sediments, toxicants, or pathogens in runoff water from surrounding uplands or upstream eroding wetland areas.

CONSIDERATIONS/QUALIFIERS

- 1. Potential sources of excess sediment are in the watershed above the wetland.
- Potential or known sources of toxicants are in the watershed above the wetland.
- Opportunity for sediment trapping by slow moving water or deepwater habitat are present in this wetland.
- 4. Fine grained mineral or organic soils are present.
- Long duration water retention time is present in this wetland.
- Public or private water sources occur downstream.
- The wetland edge is broad and intermittently aerobic.
- The wetland is known to have existed for more than 50 years.
- 9. Drainage ditches have not been constructed in the wetland.

STOP HERE IF WETLAND IS NOT ASSOCIATED WITH A WATERCOURSE.

- 10. Wetland is associated with an intermittent or perennial stream or a lake.
- 11. Channelized flows have visible velocity decreases in the wetland.
- Effective floodwater storage in wetland is occurring. Areas of impounded open water are present.
- 13. No indicators of erosive forces are present. No high water velocities are present.
- 14. Diffuse water flows are present in the wetland.
- 15. Wetland has a high degree of water and vegetation interspersion.
- Dense vegetation provides opportunity for sediment trapping and/or signs of sediment accumulation by dense vegetation is present.
- 17. Other



NUTRIENT REMOVAL/RETENTION/TRANSFORMATION — This function considers the effectiveness of the wetland as a trap for nutrients in runoff water from surrounding uplands or contiguous wetlands and the ability of the wetland to process these nutrients into other forms or trophic levels. One aspect of this function is to prevent ill effects of nutrients entering aquifers or surface waters such as ponds, lakes, streams, rivers, or estuaries.

- Wetland is large relative to the size of its watershed.
- 2. Deep water or open water habitat exists.
- 3. Overall potential for sediment trapping exists in the wetland.

- Potential sources of excess nutrients are present in the watershed above the wetland. 4. 5.
- Wetland saturated for most of the season. Ponded water is present in the wetland. 6.
- Deep organic/sediment deposits are present.
- Slowly drained fine grained mineral or organic soils are present. 7.
- Dense vegetation is present. 8.
- Emergent vegetation and/or dense woody stems are dominant. 9.
- 10. Opportunity for nutrient attenuation exists.
- 11. Vegetation diversity/abundance sufficient to utilize nutrients.

STOP HERE IF WETLAND IS NOT ASSOCIATED WITH A WATERCOURSE.

- 12. Waterflow through this wetland is diffuse.
- 13. Water retention/detention time in this wetland is increased by constricted outlet or thick vegetation.
- 14. Water moves slowly through this wetland.
- 15. Other

PRODUCTION EXPORT (Nutrient) — This function evaluates the effectiveness of the wetland to produce food or usable products for humans or other living organisms.



CONSIDERATIONS/QUALIFIERS

- Wildlife food sources grow within this wetland. 1.
- Detritus development is present within this wetland 2.
- Economically or commercially used products found in this wetland. 3.
- Evidence of wildlife use found within this wetland. 4.
- Higher trophic level consumers are utilizing this wetland. 5.
- Fish or shellfish develop or occur in this wetland. 6.
- 7. High vegetation density is present.
- Wetland exhibits high degree of plant community structure/species diversity. 8. 9.
- High aquatic vegetative diversity/abundance is present.
- Nutrients exported in wetland watercourses (permanent outlet present). 10.
- "Flushing" of relatively large amounts of organic plant material occurs from this wetland. 11. 12.
- Wetland contains flowering plants that are used by nectar-gathering insects. 13.
- Indications of export are present.
- High production levels occurring, however, no visible signs of export (assumes export is attenuated). 14. 15.

SEDIMENT/SHORELINE STABILIZATION — This function considers the effectiveness of a wetland to stabilize streambanks and shorelines against erosion.



- Indications of erosion or siltation are present. 1.
- Topographical gradient is present in wetland. 2.
- 3. Potential sediment sources are present up-slope.
- Potential sediment sources are present upstream. 4.
- No distinct shoreline or bank is evident between the waterbody and the wetland or upland. 5.
- A distinct step between the open waterbody or stream and the adjacent land exists (i.e., sharp 6. bank) with dense roots throughout. 7.
- Wide wetland (>10') borders watercourse, lake, or pond.
- High flow velocities in the wetland. 8.
- The watershed is of sufficient size to produce channelized flow. 9.
- 10. Open water fetch is present.
- Boating activity is present. 11.
- Dense vegetation is bordering watercourse, lake, or pond. 12.
- High percentage of energy-absorbing emergents and/or shrubs border a watercourse, lake, or pond. 13.
- Vegetation is comprised of large trees and shrubs that withstand major flood events or erosive incidents and stabilize the shoreline on a large scale (feet).
- Vegetation is comprised of a dense resilient herbaceous layer that stabilizes sediments and the shoreline on a small scale (inches) during minor flood events or potentially erosive events. 16. Other



WILDLIFE HABITAT — This function considers the effectiveness of the wetland to provide habitat for various types and populations of animals typically associated with wetlands and the wetland edge. Both resident and/or migrating species must be considered. Species lists of observed and potential animals should be included in the wetland assessment report.

CONSIDERATIONS/QUALIFIERS

- 1. Wetland is not degraded by human activity.
- Water quality of the watercourse, pond, or lake associated with this wetland meets or exceeds Class A or B standards.
- 3. Wetland is not fragmented by development.
- Upland surrounding this wetland is undeveloped.
- More than 40% of this wetland edge is bordered by upland wildlife habitat (e.g., brushland, woodland, active farmland, or idle land) at least 500 feet in width.
- Wetland is contiguous with other wetland systems connected by a watercourse or lake.
- Wildlife overland access to other wetlands is present.
- 8. Wildlife food sources are within this wetland or are nearby.
- Wetland exhibits a high degree of interspersion of vegetation classes and/or open water.
- Two or more islands or inclusions of upland within the wetland are present.
- 11. Dominant wetland class includes deep or shallow marsh or wooded swamp.
- More than three acres of shallow permanent open water (less than 6.6 feet deep), including streams in or adjacent to wetland, are present.
- 13. Density of the wetland vegetation is high.
- 14. Wetland exhibits a high degree of plant species diversity.
- Wetland exhibits a high degree of diversity in plant community structure (e.g., tree/ shrub/vine/grasses/mosses)
- 16. Plant/animal indicator species are present. (List species for project)
- 17. Animal signs observed (tracks, scats, nesting areas, etc.)
- Seasonal uses vary for wildlife and wetland appears to support varied population diversity/abundance during different seasons.
- 19. Wetland contains or has potential to contain a high population of insects.
- Wetland contains or has potential to contain large amphibian populations.
- 21. Wetland has a high avian utilization or its potential.
- 22. Indications of less disturbance-tolerant species are present.
- 23. Signs of wildlife habitat enhancement are present (birdhouses, nesting boxes, food sources, etc.).
- 24. Other

In March 1995, a rapid wildlife habitat assessment method was completed by a University of Massachusetts research team with funding and oversight provided by the New England Transportation Consortium. The method is called WEThings (wetland habitat indicators for non-game species). It produces a list of potential wetland-dependent mammal, reptile, and amphibian species that may be present in the wetland. The output is based on observable habitat characteristics documented on the field data form. This method may be used to generate the wildlife species list recommended as backup information to the wetland evaluation form and to augment the considerations. Use of this method should first be coordinated with the Corps project manager. A computer program is also available to expedite this process.

RECREATION (Consumptive and Non-Consumptive) — This value considers the suitability of the wetland and associated watercourses to provide recreational opportunities such as hiking, canoeing, boating, fishing, hunting, and other active or passive recreational activities. Consumptive opportunities consume or diminish the plants, animals, or other resources that are intrinsic to the wetland. Non-consumptive opportunities do not consume or diminish



CONSIDERATIONS/QUALIFIERS

- Wetland is part of a recreation area, park, forest, or refuge. 1.
- 2. Fishing is available within or from the wetland.
- Hunting is permitted in the wetland. 3.
- Hiking occurs or has potential to occur within the wetland. 4.
- Wetland is a valuable wildlife habitat. 5.
- The watercourse, pond, or lake associated with the wetland is unpolluted. 6. 7.
- High visual/aesthetic quality of this potential recreation site.
- Access to water is available at this potential recreation site for boating, canoeing, or fishing.
- The watercourse associated with this wetland is wide and deep enough to accommodate canoeing and/or non-powered boating. 10.
- Off-road public parking available at the potential recreation site.
- 11. Accessibility and travel ease is present at this site.
- The wetland is within a short drive or safe walk from highly populated public and private areas. 13. Other

EDUCATIONAL/SCIENTIFIC VALUE — This value considers the suitability of the wetland as a site for an "outdoor classroom" or as a location for scientific study or research.



- 1. Wetland contains or is known to contain threatened, rare, or endangered species. 2.
- Little or no disturbance is occurring in this wetland.
- Potential educational site contains a diversity of wetland classes which are accessible 3. 4.
- Potential educational site is undisturbed and natural.
- Wetland is considered to be a valuable wildlife habitat. 5.
- 6. Wetland is located within a nature preserve or wildlife management area. 7.
- Signs of wildlife habitat enhancement present (bird houses, nesting boxes, food sources, etc.). 8.
- Off-road parking at potential educational site suitable for school bus access in or near wetland. 9.
- Potential educational site is within safe walking distance or a short drive to schools. 10.
- Potential educational site is within safe walking distance to other plant communities. 11.
- Direct access to perennial stream at potential educational site is available. 12.
- Direct access to pond or lake at potential educational site is available. 13.
- No known safety hazards exist within the potential educational site. Public access to the potential educational site is controlled.
- 15.
- Handicap accessibility is available.
- Site is currently used for educational or scientific purposes. 16. 17.



UNIQUENESS/HERITAGE — This value considers the effectiveness of the wetland or its associated waterbodies to provide certain special values. These may include archaeological sites, critical habitat for endangered species, its overall health and appearance, its role in the ecological system of the area, its relative importance as a typical wetland class for this geographic location. These functions are clearly valuable wetland attributes relative to aspects of public health, recreation, and habitat diversity.

- Upland surrounding wetland is primarily urban.
- Upland surrounding wetland is developing rapidly. 2.
- More than 3 acres of shallow permanent open water (less than 6.6 feet deep), 3. including streams, occur in wetlands. 4.
- Three or more wetland classes are present.
- 5. Deep and/or shallow marsh or wooded swamp dominate.
- High degree of interspersion of vegetation and/or open water occur in this wetland. 6. 7.
- Well-vegetated stream corridor (15 feet on each side of the stream) occurs in this
- Potential educational site is within a short drive or a safe walk from schools. 8. 9.
- Off-road parking at potential educational site is suitable for school buses.
- No known safety hazards exist within this potential educational site. 10.
- Direct access to perennial stream or lake exists at potential educational site. 11.
- Two or more wetland classes are visible from primary viewing locations. 12.
- 13. Low-growing wetlands (marshes, scrub-shrub, bogs, open water) are visible from primary viewing locations.
- Half an acre of open water or 200 feet of stream is visible from the primary viewing 14.
- Large area of wetland is dominated by flowering plants or plants that turn vibrant colors in different seasons.
- General appearance of the wetland visible from primary viewing locations is unpolluted and/or undisturbed. 17.
- Overall view of the wetland is available from the surrounding upland.
- Quality of the water associated with the wetland is high. 18.
- Opportunities for wildlife observations are available. 19.
- Historical buildings are found within the wetland. 20.
- Presence of pond or pond site and remains of a dam occur within the wetland. 21.
- Wetland is within 50 yards of the nearest perennial watercourse. 22.
- Visible stone or earthen foundations, berms, dams, standing structures, or 23. associated features occur within the wetland.
- Wetland contains critical habitat for a state- or federally-listed threatened or 24. endangered species.
- Wetland is known to be a study site for scientific research.
- Wetland is a natural landmark or recognized by the state natural heritage inventory authority as an exemplary natural community.
- Wetland has local significance because it serves several functional values. 27.
- Wetland has local significance because it has biological, geological, or other features that are locally rare or unique. 29.
- Wetland is known to contain an important archaeological site. 30.
- Wetland is hydrologically connected to a state or federally designated scenic river. 31.
- Wetland is located in an area experiencing a high wetland loss rate.
- 32. Other

VISUAL QUALITY/AESTHETICS — This value considers the visual and aesthetic quality or usefulness of the wetland.

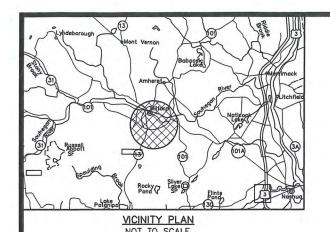


CONSIDERATIONS/QUALIFIERS

- Multiple wetland classes are visible from primary viewing locations. 1.
- Emergent marsh and/or open water are visible from primary viewing locations. 2. 3.
- A diversity of vegetative species is visible from primary viewing locations. 4.
- Wetland is dominated by flowering plants or plants that turn vibrant colors in different seasons. 5.
- Land use surrounding the wetland is undeveloped as seen from primary viewing locations. 6.
- Visible surrounding land use form contrasts with wetland.
- Wetland views absent of trash, debris, and signs of disturbance. 7.
- Wetland is considered to be a valuable wildlife habitat. 8.
- 9. Wetland is easily accessed.
- Low noise level at primary viewing locations. 10.
- Unpleasant odors absent at primary viewing locations. 11.
- Relatively unobstructed sight line exists through wetland. 12.
- 13. Other

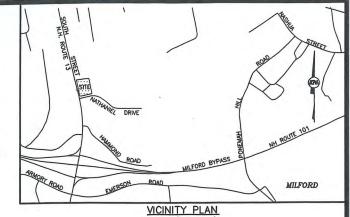
ENDANGERED SPECIES HABITAT — This value considers the suitability of the wetland to support threatened or endangered species.

- Wetland contains or is known to contain threatened or endangered species. 1.
- Wetland contains critical habitat for a state or federally listed threatened or endangered species. 2.



ZBA EXHIBIT IMPACT PLAN SET MILFORD RASHID GAS STATION

MAP 43 LOT 20-2 SOUTH STREET MILFORD, NEW HAMPSHIRE



TAX MAP PLAN

OWNER SALT CREEK PROPERTIES, LLC PO BOX 967 AMHERST, NEW HAMPSHIRE 03031

APPLICANT 689 NORTH MAIN STREET, LLC 689 NORTH MAIN STREET LEOMEINSTER, MASSACHUSETTS 10453

PREPARED BY: KEACH-NORDSTROM ASSOCIATES, INC. 10 COMMERCE PARK NORTH, SUITE 3 BEDFORD, NEW HAMPSHIRE 03110 (603) 627-2881



SCALE: 1" = 500'±

Civil Engineering Land Surveying Landscape Architecture 10 Commerce Park North, Suite 3B, Bedford, NH 03110 Phone (603) 627-2881 FEBRUARY 16, 2023

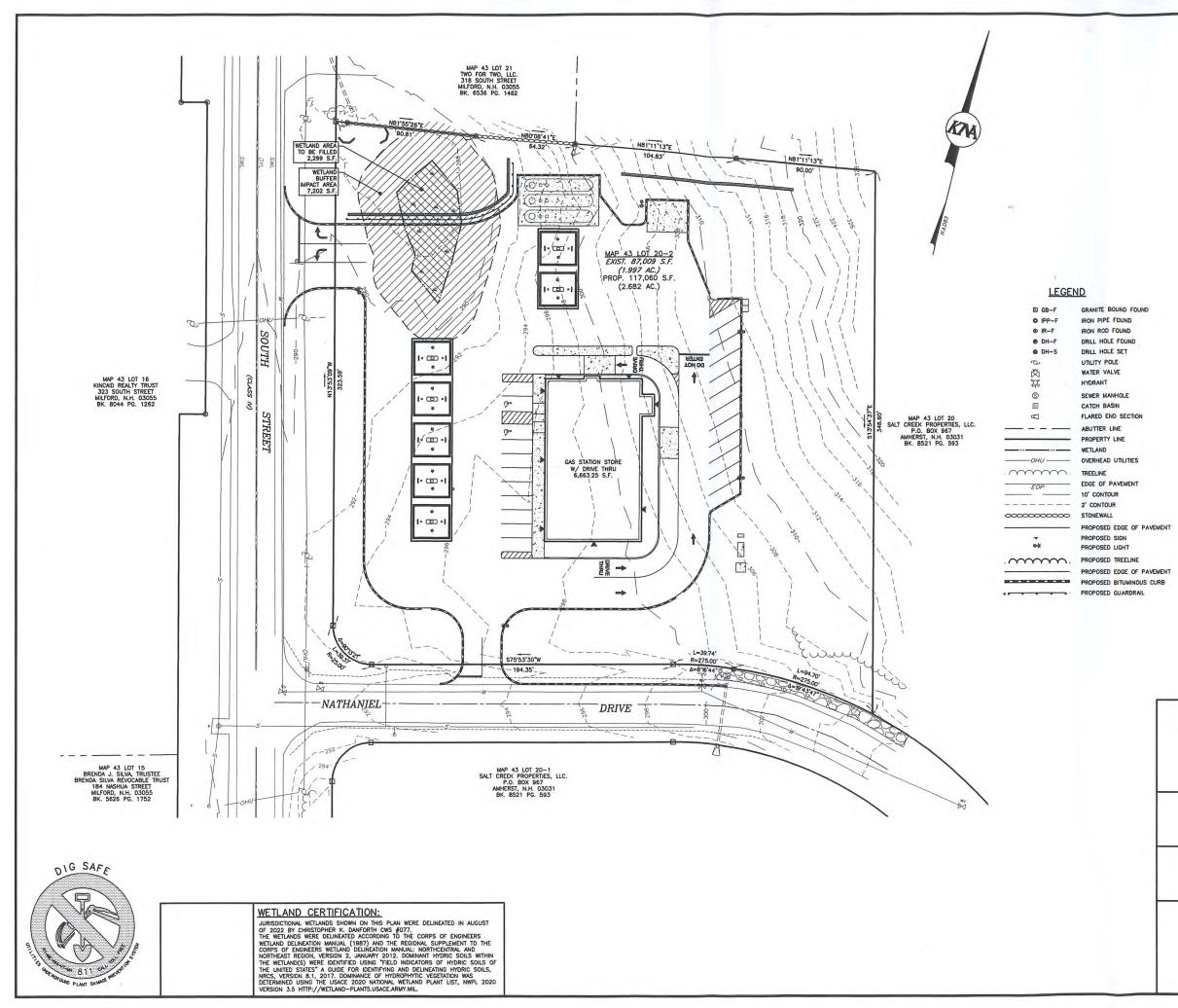
PROJECT NO. 21-0526-1A

SHEET TITLE	SHEET No.
EXISTING CONDITIONS PLAN	1
WETLAND IMPACT PLAN	2
NON-RESIDENTIAL SITE PLAN	3
GRADING & DRAINAGE PLAN	4
EROSION CONTROL DETAILS	5

INV.=279.85

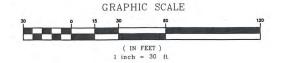
RIM=287.71

LEGEND



REMOVALS/DEMOLITION NOTES:

- THE PURPOSE OF THIS PLAN IS TO SHOW THE PROPOSED REMOVALS ASSOCIATED WITH THE DEVELOPMENT OF MAP 43 LOTS 20-2.
- THE CONTRACTOR SHALL BE RESPONSIBLE FOR CONTACTING "DIG SAFE" AT 811 AT LEAST 72 HOURS BEFORE DIGGING.
- ALL STUMPS, ROOTS, BRANCHES, BRUSH, WOODS AND OTHER PERISHABLE MATERIAL RESULTING FROM THE CLEARING AND GRUBBING OPERATIONS SHALL BE DISPOSED OF BY AN APPROVED METHOD.
- STRIP, STOCKPILE AND REUSE ONSITE GRAVEL AND FILL AREAS WHERE APPROPRIATE IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE DESIGN ENGINEER.
- REMOVE ALL ASPHALT, CURBING, CONCRETE, VEGETATION, TREES, SHRUBS, LIGHT POLES, SIGNAGE AND STRUCTURES WITHIN THE HATCHED AREA, UNLESS OTHERWISE NOTED.
- EXISTING ASPHALT REMOVED FROM THE SITE AS PART OF THIS SITE PLAN SHALL BE GROUND AND REUSED AS FILL OR TRUCKED OFFSITE AND DISPOSED OF BY AN APPROVED METHOD.
- DEBRIS REMOVED FROM THE SITE SHALL BE DISPOSED OF IN ACCORDANCE WITH ALL LOCAL, STATE AND FEDERAL REGULATIONS.



WETLAND IMPACT PLAN MILFORD RASHID GAS STATION

MAP 43 LOT 20-2 SOUTH STREET MILFORD, NEW HAMPSHIRE HILLSBOROUGH COUNTY

OWNER:

SALT CREEK PROPERTIES, LLC P.O. BOX 967 AMHERST, NH 03031 BK. 8521 PG. 593

APPLICANT: 689 NORTH MAIN STREET LLC 689 NORTH MAIN STREET LEOMINSTER, MA 10453

KEACH-NORDSTROM ASSOCIATES, INC. Civil Engineering Land Surveying Landscape Architecture 10 Commerce Park North, Suite 3B, Bedford, NE 03110 Phone (603) 627-2881

	4.3		REVISIO	NS		
	No. DATE			DESCRIPTION		
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	DATE	FEBRUAR	16, 2023	SCALE: 1" = 30'		
	PROJ	ECT NO: 2	1-0526-1A	SHEET 2 OF 5		

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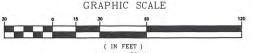
PROPOSED RETAINING

GENERAL NOTES:

A. THE PURPOSE OF THIS PLAN IS TO DEPICT THE PROPOSED CONSTRUCTION OF A GAS STATION AND RETAIL STORE WITH DRIVE—THRU WINDOW ON MAP 43 LOT 20–2.

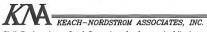
1. MAP 43 LOT 20–2 INDICATES TOWN OF MILFORD, NEW HAMPSHIRE TAX ASSESSOR'S MAP AND LOT NUMBER.

2. AREA OF PARCEL.



NON-RESIDENTIAL SITE PLAN MILFORD RASHID GAS STATION

APPLICANT: 689 NORTH MAIN STREET LLC 689 NORTH MAIN STREET LEOMINSTER, MA 10453



	REVISIONS				
No. DATE		DESCRIPTION			
DATE	: FEBRUAR	r 16, 2023	SCALE: 1" = 30'		
PROJ	ECT NO: 2	1-0526-1A	SHEET 3 OF 5		

EXISTING PIPEINV=284.48
CONTRACTOR TO
REGRADE AND RESTORE
AREA AND REPAIR PIPE
AS NECESSARY.

LEGEND □ GB-F GRANITE BOUND FOUND IRON PIPE FOUND O IPP-F IRON ROD FOUND @ IR-F DRILL HOLE FOUND ● DH-F DH-S DRILL HOLE SET UTILITY POLE 数以 WATER VALVE HYDRANT SEWER MANHOLE (S) CATCH BASIN III B ABUTTER LINE PROPERTY LINE WETLAND WATER LINE

----OHU -----====== DRAINAGE LINE mmm. ---- 2' CONTOUR

-BIORETENTION POND 3
POND TO BE LINED WITH
30MIL IMPERMEABLE LINER
& HAVE 6" UNDERDRAIN
TOP ELEV.=294.25
BOTTOM ELEV.=291.00

CONVEYANCE SWALE S=0.50%

41'-15" HDPE S=0.080

PROP. DMH#31-5'ø RIM=297.50 INV.IN=287.15 INV.IN=292.00 INV.OUT=286.35

-91'-15" HDPE S=0.015

135'-15" HDPE S=0.080

PROP. 05#30 RIM=293.35 UNDERDRAIN=288 (INV.OUT=288.50

BIORETENTION POND 4
POND TO BE LINED WITH
JOMIL IMPERMEABLE LINER
AVE 6" UNDERDRAIN
TOP ELEV.=290.25
BOTTOM ELEV.=288.00

Q60 ...

(Opp : 296.00

0,000

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296.15

- 295.85

CaB

GAS STATION STORE

W/ DRIVE THRU 6,663.25 S.F.

FFF=297.00

PROP. 0S#10 RIM=293.50 UNDERDRAIN=289.50 SINV.OUT=289.00

DRIVE

295.80-

₽X2

-BC=296.40 TC=296.90

(1.997 AC.) PROP. 117,060 S.F. (2.682 AC.)

* MAP 43 LOT 20 SALT CREEK PROPERTIES, LLC. P.O. BOX 967 AMHERST, N.H. 03031 BK. 8521 PG. 593

FLARED END SECTION

OVERHEAD UTILITIES TREELINE FOGE OF PAVEMENT ___ 10' CONTOUR STONEWALL

. SOIL LINE SETBACK ZONE LINE PROPOSED EDGE OF PAVEMENT PROPOSED EASEMENT PROPOSED SIGN PROPOSED LIGHT

> PROPOSED TREELINE PROPOSED EDGE OF PAVEMENT PROPOSED VERTICAL GRANITE CURB PROPOSED CHAIN LINK FENCE PROPOSED GUARDRAIL

CONSTRUCTION NOTES:

1. ALL WORK SHALL CONFORM TO THE APPLICABLE REGULATIONS AND STANDARDS OF THE TOWN OF MILEORD, AND SHALL BE BUILT IN A WORKMANLIKE MANNER IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS. ALL WORK PERFORMED IN THE NEW HAMPSHIRE DEPARMENT OF TRANSPORTATION RICHIT-OF-WAY SHALL CONFORM TO THE STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, STATE OF NEW HAMPSHIRE, DEPARMENT OF TRANSPORTATION, APPROVED AND ADDPTED 2010 ARE HEREBY INCORPORATED BY REFERENCE.

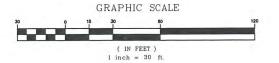
1. CONSTRUCTION SHALL CONFORM TO THE TPICAL SECTIONS AND DETAILS SHOWN ON THE PLANS. ALL DRAINAGE PIPES SHOWN SHALL BE HOPE. CATCH BASINS SHALL BE TYPE B, AND LANG 3 SUMPS UNILESS CHIEWISE NOTED.

2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING. SHOWN OR NOT SHOWN ON THE SECONSTRUCTION AND PROPROPHATE FOR WAS PROVED THE STANDARD OF THE STANDARD THE PROPOSED CONSTRUCTION. THE ENGINEER SHALL BE NOTHED IN WRITING OF ANY UTILITIES FOUND INTERFERING WITH THE PROPOSED CONSTRUCTION, AND APPROPHATE REMEDIAL ACTION TAKEN BEFORE PROCEEDING WITH THE WORK. THE CONTRACTOR SHALL BE RESPONSIBLE FOR CONTRACTOR "DIG SAFE" AT BIT AT LEAST 72 HOURS BEFORE DIGGING.

4. ALL DRAINAGE PIPE SHALL BE INSTALLED FOLLOWING MANUFACTURER'S INSTALLATION INSTRUCTIONS.

5. A QUALIFIED PROFESSIONAL SHALL BE RETAINED TO PERFORM THE INFILITATION INSTRUCTIONS. AND SHALL PROVIDE THE INFORMATION AND TEST RESULTS TO THE TOWN OF MILFORD TO VERIFY THE ASSUMED INFILTRATION RATES USED IN THE STORMWATER MODEL

LOAM & SEED ALL DISTURBED AREAS (TYP.)



GRADING & DRAINAGE PLAN MILFORD RASHID GAS STATION

MAP 43 LOT 20-2 SOUTH STREET MILFORD, NEW HAMPSHIRE HILLSBOROUGH COUNTY

OWNER: SALT CREEK PROPERTIES, LLC P.O. BOX 967 AMHERST, NH 03031 BK. 8521 PG. 593

APPLICANT: 689 NORTH MAIN STREET LLC 689 NORTH MAIN STREET LEOMINSTER, MA 10453

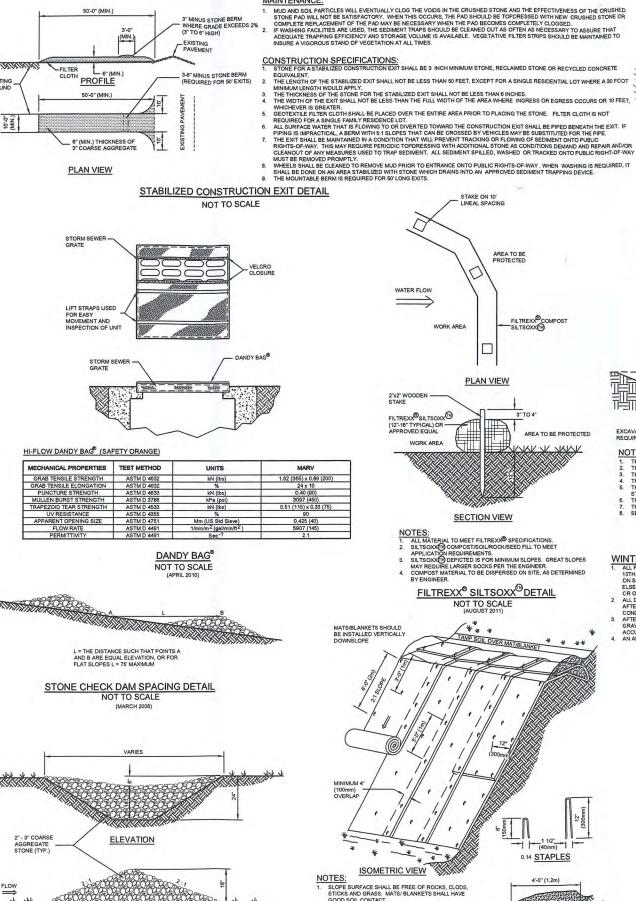
KEACH-NORDSTROM ASSOCIATES, INC. Civil Engineering Land Surveying Landscape Architecture 10 Commerce Park North, Suite 3B, Bedford, NH 03110 Phone (603) 627-2881

		REVISIO	ONS
No.	DATE	DI	SCRIPTION BY
-			
DATE	: FEBRUAR	16, 2023	SCALE: 1" = 30'
PROJ	ECT NO: 2	1-0526-1A	SHEET 4 OF 5

NPDES NOTE

THIS PROJECT DISTURBS IN EXCESS OF 1—ACRE OF LAND. THEREFORE IT WILL BE REQUIRED TO OBTAIN NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT COVERAGE AS ISSUED BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA). THE OWNER/DVE/LOPER AND "OPERATIOR" (GENERAL CONTRACTOR) SHALL EACH BE REQUIRED TO PREPARE AND SUBMIT A NOTICE OF INTENT (NO)) TO THE EPA PRIOR TO THE START OF CONSTRUCTION AND SHALL BE RESPONSIBLE FOR THE PREPARATION AND IMPLEMENTATION OF A STORM WATER POLLUTION PREVAITION PLAN (SWPPP) MEETING THE REQUIREMENTS OF THE CURRENT CONSTRUCTION GENERAL PERMIT.

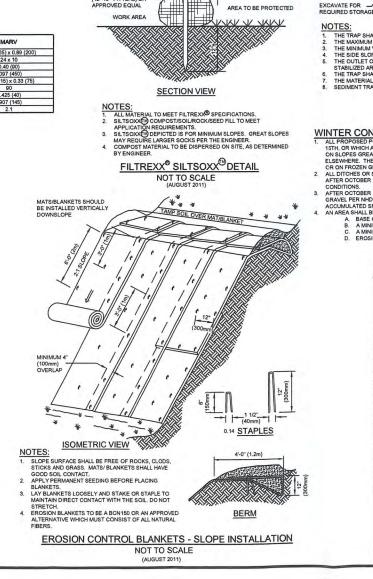




CROSS-SECTION STONE CHECK DAM DETAIL

NOT TO SCALE

MAINTENANCE:



ISOMETRIC VIEW VARIABLE

PROFILE

WEIR CREST

NOTES:

1. THE TRAP SHALL BE INSTALLED AS CLOSE TO THE DISTURBED AREA OR SOURCE OF SEDIMENT AS POSSIBLE.

2. THE MAXIMUM CONTRIBUTING DRAINAGE AREA TO THE TRAP SHALL BE LESS THAN 5 ACRES.

3. THE MINIMUM VOLUME OF THE TRAP SHALL BE 3,500 CUBIC FEET OF STORAGE FOR EACH ACRE OF DRAINAGE AREA.

4. THE SIDE SLOPES OF THE TRAP SHALL BE 3,500 FLOTER, AND SHALL BE STABILIZED IMMEDIATELY AFTER THEIR CONSTRUCTION.

5. THE OUTLET OF THE TRAP SHALL BE A MINIMUM OF ONE FOOT BELOW THE CREST OF THE TRAP AND SHALL DISCHARGE TO A

STABILIZED AREA
THE TRAP SHALL BE CLEANED WHEN 50 PERCENT OF THE ORIGINAL VOLUME IS FILLED.
THE MATERIALS REMOVED FROM THE TRAP SHALL BE PROPERLY DISPOSED OF AND STABILIZED.
SEDIMENT TRAPS AND/OR BASINS SHOULD BE USED AS NECESSARY TO CONTAIN RUNOFF UNTIL BASINS/PONDS ARE STABILIZED.

TEMPORARY SEDIMENT TRAP DETAIL NOT TO SCALE

SECTION A-A

WINTER CONSTRUCTION NOTES:

1. ALL PROPOSED POST-DEVEL OPHENT VEGETATED AREAS WHICH DO NOT EXHIBIT A MINIMUM OF 85% VEGETATIVE GROWTH BY OCTOBER 15TH, OR WHICH ARE DISTURBED AFTER OCTOBER 15TH, OR WHICH ARE DISTURBED AFTER OCTOBER 15TH, SHALL BIG STABILIZED BY SEEDING AND INSTALLING EROSION CONTROL BLANKETS OR NILOPES GREATER THAN 4:1, AND SEEDING AND PLACING 3 TO 4 TONS OF MULCH PER ACRE, SECURED WITH ANCHORED NETTING. ELSEWHERE THE PLACEMENT OF EROSION CONTROL BLANKETS OR MULCH AND NETTING SHALL NOT OCOUR OCYCE ACCUMULATED SNOW OR ON FROZEN GROUND AND SHALL BE COMPLETED IN ADVANCE OF THAW OR SPRING MELT EVENTS.

2. ALL DITCHES OR SWALES WHICH DO NOT EXHIBIT A MINIMUM OF 85% VEGETATIVE GROWTH BY OCTOBER 15TH, OR WHICH ARE DISTURBED AFTER OCTOBER 15TH, SHALL BE STABILIZED WITH STONE OR EROSION CONTROL BLANKETS APPROPRIATE FOR THE DESIGN FLOW CONDITIONS.

CONDITIONS.
AFTER OCTOBER 15TH, INCOMPLETE ROAD OR PARKING SURFACES SHALL BE PROTECTED WITH A MINIMUM OF 3 INCHES OF CRUSHED GRAVEL PER NHDOT ITEM 304.3 OR, IF CONSTRUCTION IS TO CONTINUE THROUGH THE WINTER SEASON, BE CLEARED OF ANY

GRAVEL PER NHDOT ITEM 304.3 OR, IF CONSTRUCTION IS TO CONTINUE THROUGH THE WINTER SEASON, BE CLE/ ACCUMULATED SNOW AFTER EACH STORM EVENT.
AN AREA SHALL BE CONSIDERED STABLE IF ONE OF THE FOLLOWING HAS OCCURRED:
A. BASE COURSE GRAVELS ARE INSTALLED IN AREAS TO BE PAVED,
B. A MINIMUM OF 85% VEGETATED GROWTH HAS BEEN ESTABLISHED;
C. A MINIMUM OF 87 ON FON-EROSIVE MATERIAL SUCH AS STONE OR RIP RAP HAS BEEN INSTALLED; OR
D. EROSION CONTROL BLANKETS HAVE BEEN PROPERLY INSTALLED.

EROSION CONTROL DETAILS MILFORD RASHID GAS STATION

MAP 43 LOT 20-2 SOUTH STREET MILFORD, NEW HAMPSHIRE HILLSBOROUGH COUNTY

APPLICANT: 689 NORTH MAIN STREET LLC 689 NORTH MAIN STREET LEOMINSTER, MA 10453

-1.5" TO 2" STONE FILLED CENTER

Civil Engineering Land Surveying Landscape Architecture 10 Commerce Park North, Suite 3B, Bedford, NH 03110 Phone (603) 627-2881

OWNER:

SALT CREEK PROPERTIES, LLC P.O. BOX 967

KEACH-NORDSTROM ASSOCIATES, INC.

REVISIONS No. DATE DESCRIPTION DATE: FEBRUARY 16, 2023 SCALE: 1" = 30' PROJECT NO: 21-0526-1A SHEET 5 OF 5

Town of Milford CONSERVATION COMMISSION

Town Hall
1 Union Square
Milford, NH 03055-4240
(603) 249-0628
www.milford.nh.gov
conservation@milford.nh.gov



June 9, 2023

To: Zoning Board of Adjustment

Re: Case # 2023-01,02,03 Rashid South Street Gas Station project Map-Lot 043-020-002

Special Exception for Wetland and Buffer Impact

Variance for Prohibited Use of a Gas Station located in the Groundwater Protection Area

To the Board,

The Conservation Commission met with the applicant at their March 9 2023 meeting and at the March 30 scheduled site visit, which was also attended by members of the Planning and Zoning Boards. There was another meeting with the applicant on June 8, 2023, who took the opportunity to address MCC concerns. The MCC members have some questions and comments which are listed below.

Criteria for Evaluation (ZO 6.02.7):

- 1. The need for the impact. The MCC does not think that this is the best use for the parcel. It is located in the Groundwater Protection Zone 1 in which the storage of petroleum products is prohibited.
- 2. The plan is the least impact to the site. The plan proposes two access points in order to maximize the number of pumps while efficiently directing large trucks around a small parcel. There does not appear to be any thought to reduce the number of pumps so that one entrance would be sufficient, thus avoiding the wetland located on the northwest corner of the parcel. This gas station is not an appropriate location for this parcel, as it is located in the Groundwater Protection Zone 1, where underground petroleum storage units are prohibited.
- 3. The impact on plants, fish and wildlife. There is a small wetland which is 5% of the parcel. It is part of a potential wildlife corridor, as identified on the NH Wildlife Corridors Map produced by NH Fish and Game. Without a study, it is very difficult to state what the impact will be to wildlife moving across the landscape. Usually, wetlands are impacted by a crossing which often accommodates wildlife movement; not a complete fill, removing this natural resource from the landscape. Our observation at the site visit is that the landscape is 'directing' wildlife towards the culvert that carries drainage across South Street into the wetland/open space on the west side of South Street.
- 4. The impact on the quantity and quality of surface and ground water. This parcel is located in the Groundwater Protection Area 1, which prohibits the storage of liquid petroleum products. The applicant cannot guarantee that there will not be an accidental release of petroleum products. One criterion for determining a Groundwater Protection Area level 1 is how quickly a substance can move across and into the aquifer. The Canton Fine Sandy Loam (CaB) soil type found on this site is

- considered a well-drained soil, indicating that any spills will quickly infiltrate, making it harder to collect impacted soil. Using data available on NH DES One Stop Mapper, the parcel is located approximately 370 feet from highly transmissible soils.
- 5. The potential to cause or increase flooding, erosion or sedimentation. Stormwater treatments are designed which will manage the stormwater for the site. However, the infiltration is being designed to handle the drainage from the adjacent property, thus increasing the impact to this site. Should this require additional environmental study by a third party?
- 6. The cumulative impact if all parties abutting this wetland or buffer were permitted to make equivalent alterations to the landscape. Typically, wetlands are temporarily impacted and mitigation is provided with wildlife friendly structures. This project requires the fill of the existing wetland. Essentially, removing a resource from the landscape. It is difficult to assess the damage to wildlife if every abutter were to fill the wetlands on their property, but it is hard to imagine that this would be beneficial for the wildlife using the landscape.
- 7. The impact of the proposed project on the values and functions of the total wetland or wetland complex. This project will remove the existing wetland from the landscape. We cannot determine how important this wetland is to the wildlife moving across the landscape. It appears to be the only refuge on this parcel for animals heading downslope to the wetlands on the west side of South Street. They are being 'funneled' towards the culvert from this wetland so that there is a safe passage under South Street. Removal of the wetland will change movement patterns, which may not be beneficial.

MCC questions/thoughts

- 1. Please ask the applicant to demonstrate how the applicant attempted to avoid or minimize the impact. What mitigation measures will be taken to provide any of the resources that are provided by this wetland? What efforts were made to reduce the site size so that the wetland could remain?
- 2. What is the proposed treatment for the invasives that are present on the property?
- 3. How will the applicant demonstrate that the stormwater recharge meets Ambient Groundwater Quality Standards (Env-wm 1403.05)?
- 4. The MCC members do not think that this is the appropriate use for this parcel. Map43-20-2 is located in the Groundwater Protection Zone 1, which prohibits the storage of liquid petroleum products. There are other uses for which this parcel could be used which would not require the filling of this wetland and would reduce the risk for a major impairment to the aguifer.

The Milford Conservation Commission members do not support this application for the above stated use to build and operate a gas station and convenience store on a parcel located in the Groundwater Protection Area Level 1.

Respectfully Milford Conservation Commission