



TOWN OF MILFORD, NH
OFFICE OF COMMUNITY DEVELOPMENT

1 UNION SQUARE, MILFORD, NH 03055

TEL: (603)249-0620

WEB: WWW.MILFORD.NH.GOV

Date: March 21, 2019
To: Planning Board
From: Lincoln Daley, Community Development Director
Subject: SD2019-01 - Richard Keogh, Tax Map 23, Lot 2, 118 Amherst Street. Major Subdivision Plan – Design Review proposal to subdivide the subject parcel into nine (9) total lots, the construction of an 820’ linear foot subdivision roadway, and related drainage/stormwater improvements.

BACKGROUND/PROPOSAL:

The applicant before the Planning Board for a design review for a major subdivision plan create nine (9) total lots, the construction of an 820’ linear foot subdivision roadway, and related drainage/stormwater improvements. Attached please find is the subdivision plan.

The purpose of the Design Review is to allow the Planning Board the opportunity to provide a more detailed review of an application. The Planning Board may review the basic concept of the application and provide suggestions, which might be of assistance in resolving problems with meeting requirements during formal consideration. The Planning Board may make decisions on the granting of waivers.

Design review discussions may be non-binding for the applicant and the Planning Board. However, any formal motions and decisions voted on are binding for the applicant and the Planning Board.

EXISTING USE/CONDITIONS:

The subject parcel consists of approximately 7.66 acres (333,670 sq.ft.) with 183 linear feet of frontage on Amherst Road. The property contains a single-family residence and accessory structures. Located to the south of the subject property is an established multi-family development. East and west of the property consists primarily of single-family residences. The property borders the Town of Amherst to the north where the property owner owns the abutting, undeveloped 5.75 acre property labeled, Map 3 Lot 85 in Amherst.

A wetland delineation was performed as part of the submittal and shows a substantial wetland resource area along the northern portion of the property. The topography for the subject property slopes downward from east to west approximately

LOT AREA:

Proposed Tax Map 23, Lot 2 = ±7.66 acres (333,670 sq.ft.)

APPLICATION STATUS:

The application is complete and ready to be accepted.

REGIONAL IMPACT:

Pursuant to RSA 36:54, the Board will need to determine if the subdivision results in a regional impact. Determination of potential regional impact may be found for applications which meet any of the following impacts:

1. Relative size or number of dwelling units as compared with existing stock
2. Proximity to the borders of a neighboring community
3. Transportation networks
4. Anticipated emissions such as light, noise, smoke, odors, or particles
5. Proximity to aquifers or surface waters which transcend municipal boundaries
6. Shared facilities such as schools and solid waste disposal facilities

If a determination of potential regional impact is made by the Board, the Planning Board will notify the regional planning commission and affected municipalities, in accordance with RSA 36:57 as amended.

NOTICES:

Notices were sent to all property abutters on March 15, 2019.

WAIVERS:

No waivers have been requested at this time.

BOARD ACTION(S) / DECISION(S)

In addition to the Determination of Regional Impact, the Board will need to determine the following as part of the Design Review process:

1. Determination on Open Space or Conventional Design.
2. Determination of maximum possible density.
3. Determination of possible impact studies.

ZONING:

The subject parcel lies within the Residential 'A' Zoning District. The intent of the Residence "A" District is to provide for low-density or low-intensity uses, primarily single-family residential on individual lots. The proposal calls for the creation of nine total lots each with a minimum area of 15,000 square feet and 100 feet of frontage on the subdivision roadway as required within the Zoning District for parcels serviced by municipal water and sewer.

The property falls outside of the groundwater protection district and the 100-year flood hazard area.

SUBDIVISION DESIGN AND DENSITY

The proposed subdivision falls under Section 6.07 Open Space And Conservation District whereby all subdivisions of land into five (5) or more residential lots, or developments of five (5) or more dwelling units, must incorporate the criteria in OSCD. The Planning Board will examine the subdivision proposal using the list of resources desirable for preservation to ensure that the proposed open space is consistent with the criteria set forth below and the purpose of the zoning district. At the discretion of the Planning Board, and if the proposed development does not meet the criteria, the development may be required to incorporate the criteria of a conventional subdivision as permitted by the underlying zoning district.

Design Standards: List of Resources to Consider for Preservation:

- a. Open water, waterways, stream channels, floodplains and very poorly drained soils, including adjacent buffer areas as defined in 6.02.0 Wetland Protection District;
- b. The habitat of species listed as endangered, threatened, or of special concern by the NH Natural Heritage Inventory or by the NH Fish & Game Department's Non-game & Endangered Wildlife Program;
- c. Moderate slopes, fifteen to twenty-five (15-25) percent, and steep slopes, greater than twenty-five (25) percent, particularly those adjoining water courses and ponds.
- d. Prime (Federal designation) and Important (State designation) Agricultural Soils, as shown on the Agricultural Soils Map in the current Milford Conservation Plan;
- e. Historic sites and features;
- f. Existing or planned trails connecting the tract to other locations, including, but not limited to, the trails on the town trails map maintained by the Milford Conservation Commission of formal and informal trails;
- g. Other space or resources as required by the Planning Board for low-impact recreational or public interest use consistent with Section 6.04.1.
- h. Scenic views and elements of the town's rural character such as forested margins and agricultural fields.
- i. Undeveloped frontage along existing roads to manage increased density by minimizing views of new development from existing roads.

Based on the design and layout, the applicant is proposing a 9 lot conventional subdivision design. As stated previously, each of the proposed lots meet the minimum 15,000 square feet and 100 linear feet of frontage. Staff questions the viability of Map 23, Lot 2-8 given the limited building envelope due the extent of the delineated wetland resources areas and location of a detention basin within what appears to be feet from the residential house. The applicant should discuss and further clarify how this lot satisfies the purpose and intent of development regulations by providing

for the safe, attractive and harmonious development of land and to insure the health, safety and welfare of the residents of the Town of Milford.

In addition, the accessory structure shown on Map 23, Lot 2-2 associated with the existing house, appears to encroach upon the 30 foot front setback (new subdivision road) and 15 foot side setback and thus would require a Special Exception. The density is based on the number of lots which could be laid out in a conventional subdivision without the need to obtain variances, special exceptions, and/or waivers for lot frontage, setbacks, area, road and driveway grades. The applicant should clarify or consider revising the plan.

TRAFFIC AND ACCESS MANAGEMENT:

Access and egress from the subdivision will be from proposed roadway onto Amherst Street. The applicant should verify that the entrance provides adequate sight distance on Amherst Street. Given the proximity of the development to Amherst, the applicant should detail the anticipated number of vehicular trips.

DRAINAGE/STORMWATER MANAGEMENT:

The stormwater management design has not been submitted as part this application. The plan displays a detention basin on southern side of the proposed Map 23, Lot 2-8.

UTILITIES:

As stated previously, the intent is for each of the lots served by Town water and sewer. The applicant should further explain the purpose and intent potential access and utility easement.

INTERDEPARTMENTAL REVIEWS:

Ambulance: No comments.

Assessing: No comments.

Building Department: No comments

Code Enforcement/ Health: No comments.

Conservation Commission: See attached comments.

Environmental Programs/Stormwater: No stormwater and drainage plan has been submitted for review.

Fire Department: No comments.

Heritage Commission: No comments.

Police Department: No comments.

Public Works: No comments at this time.

Water/Sewer Utilities: The utility easement will not be utilized to extend municipal water and sewer into the Town of Amherst.

Community Development / Planning:

1. The plans display several existing stone walls on the property. The applicant is encouraged to reuse and incorporate the stone into the subdivision design and layout.
2. The snow storage areas shown at the ends of the subdivision roadway turnaround are located outside of the proposed Right of Way and would require the access/maintenance easements to store and maintain snow on private property.
3. Driveways located off of the ends of the turnaround areas of the proposed roadway are strongly discouraged (see lots 23-2-6 and 23-2-5).
4. The applicant should explain the purpose and intent of the proposed “potential access and utility easement”.
5. Please provide the total buildable enveloped for Map 23, Lot 2-8 subtracting the wetland resource areas, buffers, and the detention basin.
6. The existing sidewalk network is located 230 linear feet from the entrance of the proposed subdivision. Pursuant to

Section 7.03 of the Development Regulations, the Planning Board may require sidewalks for pedestrian traffic to provide a connection between the main entrances of housing and along public roadways. The Planning Board may also require sidewalks from along the road frontage if there is a reasonable expectation pedestrian patrons, residents, neighbors, children, shoppers or employees would be traveling to or from the site. The Planning Board should provide the applicant guidance with regards to potential inclusion of sidewalks as part of the final application process.

STAFF RECOMMENDATIONS:

The applicant should be prepared to address the comments raised by the Planning Board, Conservation Commission, Town Consultants, Staff, and public pertaining to the Design Review Subdivision Plan. The Planning Board will need to determine if the subdivision design does not meet the criteria for an Open Space design and can proceed with a conventional design. In addition, the Planning Board will need to determine the maximum density for the subdivision (without requiring waivers and/or special exceptions) prior to allowing the applicant to proceed to the final application. If the Board requires additional information or further clarification regarding the proposal, the Board may decide to continue the Design Review process. Staff would strongly encourage the Board to schedule a site visit

Town of Milford
CONSERVATION COMMISSION

Town Hall
1 Union Square
Milford, NH 03055-4240
(603) 249-0628
Fax (603) 673-2273
www.milford.nh.gov
conservation@milford.nh.gov



MEMORANDUM

March 18, 2019

To: Milford Planning Board

**Re: Interdepartmental Review Map 23 Lot 2
Major Subdivision - Keogh**

To the Board,

The Conservation Commission reviewed this plan at their March 14, 2019 meeting. The Commission has some comments.

1. The Conservation Commission would like to have a site walk of this site and the proposed work. This could be coordinated with any Planning Board site visit scheduled.
2. The Conservation Commission requests that no house lots be created that contain wetlands or their associated buffer. This request would result in the removal of lots 23-2-7 & 8 or make all the lots smaller to keep the number of lots.
3. The Conservation Commission would like alternatives to a drainage pond be designed and implemented to handle the stormwater treatment of this subdivision.

The Commission appreciates the opportunity to review this application. We look forward to seeing a well-designed project that improves the natural resource functionality of the site.

Very Respectfully,

Chris Costantino
Milford Conservation Commission

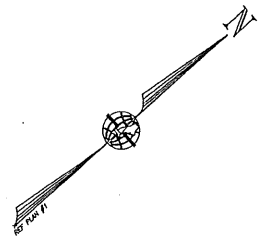
APPROVED

MILFORD, NH PLANNING BOARD

SUB DIVISION #: _____

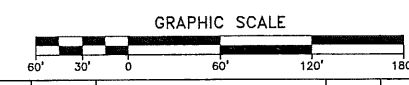
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SIGNED: _____



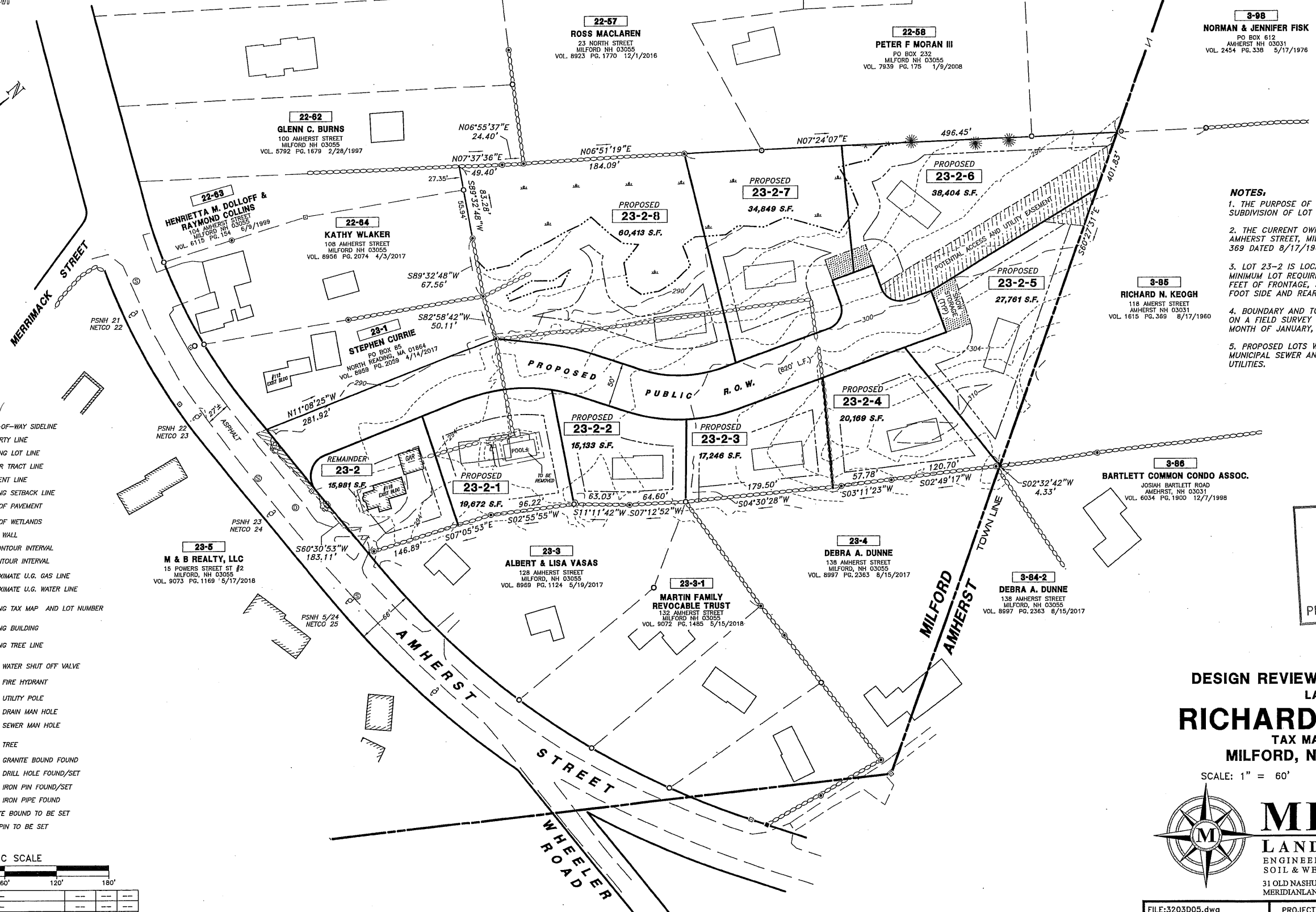
LEGEND:

- RIGHT-OF-WAY SIDELINE
- PROPERTY LINE
- - - ABUTTING LOT LINE
- - - FORMER TRACT LINE
- - - EASEMENT LINE
- - - BUILDING SETBACK LINE
- - - EDGE OF PAVEMENT
- - - EDGE OF WETLANDS
- - - STONE WALL
- - - 10' CONTOUR INTERVAL
- - - 2' CONTOUR INTERVAL
- - - APPROXIMATE U.G. GAS LINE
- - - APPROXIMATE U.G. WATER LINE
- 23-2 EXISTING TAX MAP AND LOT NUMBER
- EXISTING BUILDING
- EXISTING TREE LINE
- EXIST. WATER SHUT OFF VALVE
- EXIST. FIRE HYDRANT
- EXIST. UTILITY POLE
- EXIST. DRAIN MAN HOLE
- EXIST. SEWER MAN HOLE
- EXIST. TREE
- EXIST. GRANITE BOUND FOUND
- EXIST. DRILL HOLE FOUND/SET
- EXIST. IRON PIN FOUND/SET
- EXIST. IRON PIPE FOUND
- GRANITE BOUND TO BE SET
- IRON PIN TO BE SET



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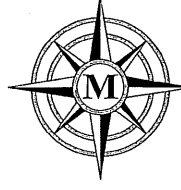
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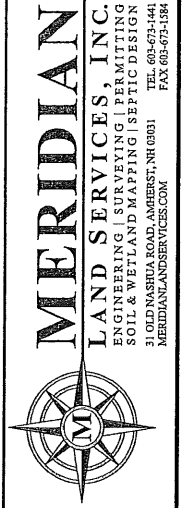
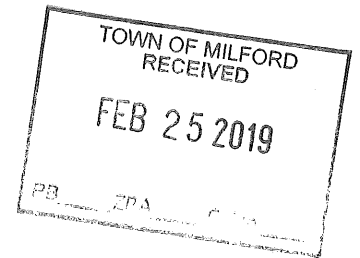
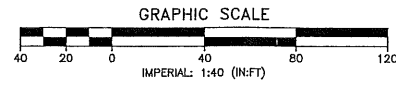
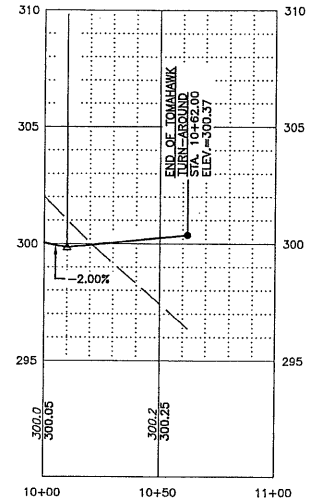
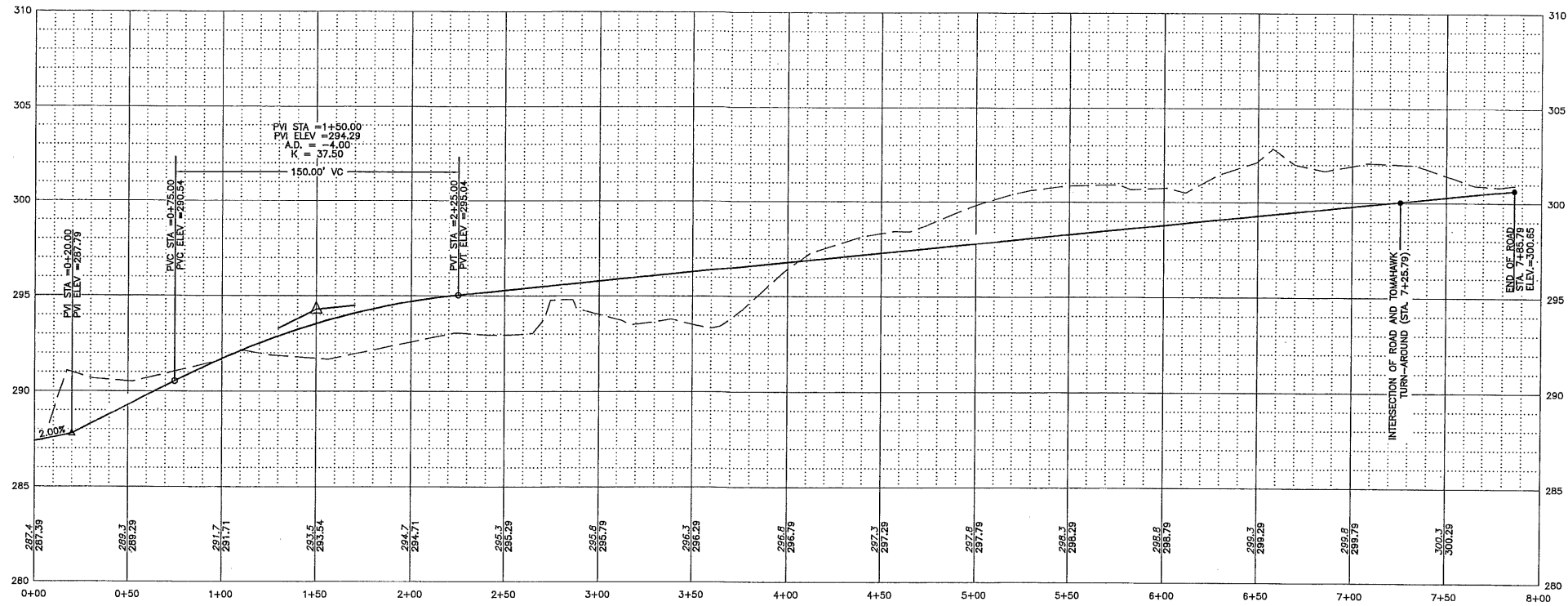
- NOTES:**
1. THE PURPOSE OF THIS PLAN IS TO DEPICT A PROPOSED SUBDIVISION OF LOT 23-2 INTO NINE RESIDENTIAL LOTS.
 2. THE CURRENT OWNER OF LOT 23-2 IS RICHARD KEOGH, 118 AMHERST STREET, MILFORD NH 03055. SEE HCRD BK. 1615 PG. 369 DATED 8/17/1960.
 3. LOT 23-2 IS LOCATED WITHIN THE RESIDENCE "A" DISTRICT. MINIMUM LOT REQUIREMENTS INCLUDE 15,000 S.F. LOT AREA, 100 FEET OF FRONTAGE, 30 FOOT FRONT BUILDING SETBACK AND 15 FOOT SIDE AND REAR BUILDING SETBACK.
 4. BOUNDARY AND TOPOGRAPHIC INFORMATION SHOWN IS BASED ON A FIELD SURVEY PERFORMED BY THIS OFFICE DURING THE MONTH OF JANUARY, 2019.
 5. PROPOSED LOTS WILL BE SERVED BY A PUBLIC ROAD WITH MUNICIPAL SEWER AND WATER SERVICES AND UNDERGROUND UTILITIES.

TOWN OF MILFORD
RECEIVED
FEB 25 2019
PB ZBA Office

DESIGN REVIEW SUBDIVISION PLAN
LAND OF:
RICHARD N. KEOGH
TAX MAP 23 LOT 2
MILFORD, NEW HAMPSHIRE
SCALE: 1" = 60' FEBRUARY 25, 2019



MERIDIAN
LAND SERVICES, INC.
ENGINEERING | SURVEYING | PERMITTING
SOIL & WETLAND MAPPING | SEPTIC DESIGN
31 OLD NASHUA ROAD, AMHERST, NH 03031 TEL: 603-673-1441
MERIDIANLANDSERVICES.COM FAX: 603-673-1584



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SUBDIVISION
 PROFILES

RICHARD KEOGH
 AMHERST STREET
 MAP 23 LOT 2
 MILFORD, NEW HAMPSHIRE

FEBRUARY 25, 2019

SCALE: 1" = 40'

P-2
 SHEET
 FILE: 3203P05.dwg
 PROJECT: 3203.05
 SHEET NO. 2 OF 2