



BUILDING, ZONING & LICENSING SERVICES
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**ZONING BOARD OF ADJUSTMENT
NOTICE OF DECISION
Case No 2014-05**

September 11, 2014

2014-05 Request to rehear application by AT& T Mobility for a Special Exception to provide zoning relief, for construction and operation of a telecommunications tower and facility located on the Lowell St. property. According to section 42.24A(c)(9) of the City's Zoning Ordinance.

Location: 156 A Lowell St. Map 244 Lot 2 Blk 1, Agricultural Zone

The request for the special exception was **Approved** as presented with the following stipulations:

- To grant the special exception based upon Attorney Grossman and the Abutters agreement, regarding how far back the tower will be situated and the fact the utility lines will be underground as Attorney Grossman stipulated. The utility lines to come back out of the ground to overhead no closer than at least 20ft. into the tree line.
- To move the tower back as far as possible but no closer that 150 ft from the back property line. Defer the distance change and the review of the new placement of the tower to the Planning Department.

The motion passed unanimously by the five voting members.

Ralph Torr, Chair
Rochester Board of Adjustment

It is the applicant's responsibility to obtain any applicable permits from local, state, and federal agencies. Contact the Department of Building, Zoning and Licensing Services at 332-3508 ext. 1, to apply for any necessary permits and certificates. Any work completed within the thirty (30) day appeal period, explained below, is at your risk.

Note: Any person affected has a right to appeal this decision. A request for a rehearing is the first step of an appeal. The request must be submitted to the Department of Building, Zoning and Licensing within **thirty (30) days** (calendar days starting the day after the decision is made). If a rehearing is not granted, the next step is to appeal to Superior Court within thirty (30) days. If a rehearing IS granted, it is the responsibility of the original applicant to present the case to the Zoning Board, with the same obligations and following the same procedure used when the case was first heard.

cc: Attorney Brian Grossman
John Nestor
Joseph P Casavant
Assessing Department
File