

Application for Conditional Use  
**Conditional Uses and Buffer Reductions**  
Section 42.19 - Conservation Overlay District  
City of Rochester, NH

Date: \_\_\_\_\_

**Property information**

Tax map #: \_\_\_\_\_; Lot #(s): \_\_\_\_\_; Zoning district: \_\_\_\_\_

Property address/location: \_\_\_\_\_

Name of project (if applicable): \_\_\_\_\_

**Property owner**

Name (include name of individual): \_\_\_\_\_

Mailing address: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Fax \_\_\_\_\_

**Applicant/developer** (if different from property owner)

Name (include name of individual): \_\_\_\_\_

Mailing address: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Fax #: \_\_\_\_\_

**Engineer/designer**

Name (include name of individual): \_\_\_\_\_

Mailing address: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Fax #: \_\_\_\_\_

Email address: \_\_\_\_\_ Professional license #: \_\_\_\_\_

**Proposed Project**

Please describe the proposed project: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Please describe the existing conditions: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

(continued Conditional Use application Tax Map: \_\_\_\_\_ Lot: \_\_\_\_\_ )

*\*Please fill in **one** of the next two sections – for either Conditional Uses or Buffer Reductions\**

### **Conditional Uses**

For Conditional Uses only, justify the proposal in terms of each of the criteria below (in accordance with subsection 42.19 (i) (1) (A)). All four criteria must be satisfied.

(i) The proposed construction is essential to the productive use of land not in the COD.

---

---

---

(ii) Design and construction methods will be such as to minimize impact upon the wetlands and will include restoration of the site consistent with the permitted use.

---

---

---

(iii) There is no feasible alternative route on land controlled by the applicant that does not cross the CO District nor has less detrimental impact on the wetlands. Nothing in this Section shall limit the applicant from exploring alternatives with abutting property owners.

---

---

---

(iv) Economic advantage is not the sole reason for the proposed location of work.

---

---

---

*(Buffer Reductions on next page)*

## Buffer Reductions

For Buffer Reductions only, justify the proposal in terms of each of the criteria below (in accordance with subsection 42.19 (i) (2) (B)). All four criteria must be satisfied.

(i) The structure for which the exception is sought cannot feasibly, after consideration of all reasonable alternatives, be constructed on a portion or portions of the lot, which lie outside the CO district, **or** the application of the CO district eliminates greater than 50% of the buildable area located on the parcel **or** in the judgment of the Planning Board, the proposed site layout would result in a significantly higher quality design.

---

---

---

(ii) The proposed structure and use must be consistent with the purpose and intent of Section 42.19 and provisions must be made to ensure that drainage from the structure will not adversely impact any wetlands.

---

---

---

(iii) There shall be no impervious areas for parking within the reduced buffer for which the Conditional Use Approval is sought.

---

---

(iv) The maximum building coverage is limited to 50% of the outer half of the buffer zone, as shown in the diagram below.

---

---

(v) Best management practices must be demonstrated to the satisfaction of the Planning Board.

---

---

---

## Submission of application

This application must be signed by the property owner, applicant/developer (if different from property owner), *and/or* the agent.

*I/we hereby submit this Conditional Use application to the City of Rochester Conservation Commission and Planning Board pursuant to the City of Rochester Zoning Ordinance and attest that to the best of my knowledge all of the information on this application form and in the accompanying application materials and documentation is true and accurate. As applicant/developer (if different from property owner)/as agent, I attest that I am duly authorized to act in this capacity.*

Signature of property owner: \_\_\_\_\_

Date: \_\_\_\_\_

Signature of applicant/developer: \_\_\_\_\_

Date: \_\_\_\_\_

Signature of agent: \_\_\_\_\_

Date: \_\_\_\_\_

## Authorization to enter subject property

I hereby authorize members of the Rochester Conservation Commission and Planning Board, and other pertinent City departments, boards and agencies to enter my property for the purpose of evaluating this application including performing any appropriate inspections. This authorization applies specifically to those particular individuals legitimately involved in evaluating, reviewing, or inspecting this specific application/project. It is understood that these individuals must use all reasonable care, courtesy, and diligence when entering the property. (It is not necessary to sign this provision if a Planning Board application has been submitted.)

Signature of property owner: \_\_\_\_\_

Date: \_\_\_\_\_

### Conservation Commission Recommendation:

Name of project

- ☐ Approval
- ☐ Approval with conditions
- ☐ Denial

[illegible]

date

date