

Victoria F. Sheehan Commissioner

To: Darlene Skipper-Olsen 412 Franklin Pierce Highway Barrington, NH 03825

THE STATE OF NEW HAMPSHIRE **DEPARTMENT OF TRANSPORTATION**

District 6 Office, PO Box 740, Durham, NH 03824



06-027-536

DRIVEWAY PERMIT

City/Town:

Barrington

Permit #:

06-027-536

Route/Road:

NH 9 (S0000009)

District:

06

Patrol Section: 603

Permit Date 3/27/2017

Tax Map:

Lot:

238

23-1 & 23-2

Development: Res. Subdivision/Home Business

Permission is hereby granted to construct (alter) a driveway, entrance, exit or approach adjoining NH 9 (S0000009), pursuant to the location and specifications as described below. Failure to adhere to the standards and engineering drawings previously approved shall render this instrument null and void. Failure to start or complete construction of said facility within one calendar year of the date of this permit shall require application for permit extension or renewal in accordance with the Driveway Access Rules. Facilities constructed in violation of the permit specifications or the rules, shall be corrected immediately upon notification by a Department representative. Any cost by the State to correct deficiencies shall be fully borne by the landowner. The landowner shall defend, indemnify and hold harmless the Department and its duly appointed agents and employees against any action for personal injury and/or property damage sustained by reason of the exercise of this permit.

Drive 1

Location:

Approximately 0.06 miles east of Village Place Dr on the south side of NH 9 (S0000009).

GPS: 43.209527 N 70.980181 W.

Specifications: This permit authorizes a paved access to be used as a Common drive. Any change in use, increase in use or reconstruction of the driveway requires reapplication.

> The right-of-way line is located 33 feet from and parallel to the centerline of the highway. The driveway shall not exceed 30 feet in width. The entrance of the drive may be flared; typically the flare radius is one half the driveway width.

Other Conditions:

No structures, including buildings, permanent or portable signs, lights, displays, fences, walls, etc. shall be permitted on, over or under the Highway Right of Way.

No parking, catering or servicing shall be conducted within the Highway Right of Way.

The applicant shall comply with all applicable ordinances and regulations of the municipality or other State Agencies.

The Department has relied on the title and subdivision information provided by the landowner. The Department has not performed additional title research and makes no warranty or representation concerning landowner's legal right to access. In the event of a dispute about the landowner's legal right to the access provided herein, the landowner will defend and indemnify the Department.

Vegetation and banking to be cut back, per attached plan, to allow for sight distance

This permit is for a change in use of an existing driveway.

This permit supercedes 06-027-458, dated June 8, 2006, and 06-027-193, dated June 14, 1984.

District Engineer

For Director of Administration

Copies: District, Town, Patrolman

Date: 3/31/2017

ApplID: 5566

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NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION

District 1, 641 Main St, Lancaster, NH 03584 District 2, 8 Eastman Hill Road, Enfield, NH 03748

District 3, 2 Sawmill Rd, Gilford, NH 03249

District 4, 19 Base Hill Road, Swanzey, NH 03446 District 6, PO Box 740, Durham, NH 03824

District 5, 16 East Point Drive, Bedford, NH 03110

APPLICATION FOR DRIVEWAY PERMIT

Pursuant to the provisions of Revised Statutes Annotated, Chapter 236, Section 13 (printed on reverse of application) and amendments thereto, and Declaratory Ruling 2000-01, permission is requested to: (select one); Construct

(Indicate quantity of) 1 driveway enti	rance(s) to my property on the (select): South side of lin Pierce Highway In the Town of Barrington at a location which will meet the aid statutes.
The driveway entrance(s) requested is	s (are) for access to: Residence (select). Other: Home Business
Feet (select): North of Utility :	business or subdivision: 2 Residents + Home based Gardening/Flower shop Pole Number: st of Road or Junction: Village Place Drive
Town Tax Map # <u>238</u> and Lot # <u>23.1</u>	<u>& 23.2</u>
2. To construct drivewa specifications as issued. 3. To defend, indemnify appointed agents and reason of the exercise To furnish and install adequately handle included a constructed. I have provided that the Department of the D	y entrance(s) only for the bonafide purpose of securing access to private property such that tway is used for no purpose other than travel. y entrance(s) at permitted location(s). y entrance(s) in accordance with statutes, rules, standard drawings, and permit ed by the New Hampshire Department of Transportation. y and hold harmless the New Hampshire Department of Transportation and its duly employees against any action for personal injury and/or property damage sustained by of this permit. drainage structures that are necessary to maintain existing highway drainage and treased runoff resulting from the land development and obtain all easements thereto. uly authorized agent of the owner of the parcel upon which the driveway will be ovided accurate and complete title and subdivision information concerning the parcel to lerstand that the Department is relying on this information in considering this application ent does not perform independent title research or make judgments about title or access
1, 17/1 of the parcel. If	clude copy of current deed and, if not the same, previous deed dated prior to July this parcel is part of a larger tract subdivided after July 1, 1971, then provide ans and deed history dating back to at least July 1, 1971.
Attach sketch or plan sh distance to town road, to utility pole (including po	owing existing and proposed driveway(s) and the adjacent highway indicating own line, or other readily identifiable feature or landmark and also to the nearest ole numbers)
HW Shopen Ol	412 Franklin Pierce Highway
Signature of Landowner (Applic Darrene Skipper-Olsen	ant) Mailing Address
Printed Name of Landowner	Barrington, NH 03825 Town/City, State, Zip Code
Date: _August 4, 2016	
Contact /Agent, if not Landowne	r: Randy R. Orvis/Geometres Blue Hills,LLC 603-859-2367
FOR OFFICE USE ONL GPS N = Section:	Y: GPS W = Width: Speed:
D! 14 . CW	Specu.

Permit Number Assigned:

- § 236:13 Driveways and Other Accesses to the Public Way. I. It shall be unlawful to construct, or alter in any way that substantially affects the size or grade of, any driveway, entrance, exit, or approach within the limits of the right-of-way of any class I or class III highway or the state-maintained portion of a class II highway that does not conform to the terms and specifications of a written permit issued by the Commissioner of transportation.
- II. Pursuant to this section, a written construction permit application must be obtained from and filed with the department of transportation by any abutter affected by the provisions of paragraph I. Before any construction or alteration work is commenced, said permit application shall have been reviewed, and a construction permit issued by said department. Said permit shall:
- (a) Describe the location of the driveway, entrance, exit, or approach. The location shall be selected to most adequately protect the safety of the traveling public.
- (b) Describe any drainage structures, traffic control devices, and channelization islands to be installed by the abutter.
- (c) Establish grades that adequately protect and promote highway drainage and permit a safe and controlled approach to the highway in all seasons of the year.
- (d) Include any other terms and specifications necessary for the safety of the traveling public.
- III. For access to a proposed commercial or industrial enterprise, or to a subdivision, all of which for the purposes of this section shall be considered a single parcel of land, even though acquired by more than one conveyance or held nominally by more than one owner:
- (a) Said permit application shall be accompanied by engineering drawings showing information as set forth in paragraph II.
- (b) Unless all season safe sight distance of 400 feet in both directions along the highway can be obtained, the commissioner shall not permit more than one access to a single parcel of land, and this access shall be at that location which the commissioner determines to be safest. The commissioner shall not give final approval for use of any additional access until it has been proven to him that the 400-foot all season safe sight distance has been provided.
- (c) For the purposes of this section, all season safe sight distance is defined as a line which encounters no visual obstruction between 2 points, each at a height of 3 feet 9 inches above the pavement, and so located as to represent the critical line of sight between the operator of a vehicle using the access and the operator of a vehicle approaching from either direction.
- IV. No construction permit shall allow:
- (a) A driveway, entrance, exit, or approach to be constructed more than 50 feet in width, except that a driveway, entrance, exit, or approach may be flared beyond a width of 50 feet at its junction with the highway to accommodate the turning radius of vehicles expected to use the particular driveway, entrance, exit or approach.
- (b) More than 2 driveways, entrances, exits or approaches from any one highway to any one parcel of land unless the frontage along that highway exceeds 500 feet.
- V. The same powers concerning highways under their jurisdiction as are conferred upon the commissioner of transportation by paragraphs I, II, III and IV shall be conferred upon the planning board in cities and towns in which the planning board has been granted the power to regulate the subdivision of land as provided in RSA 674:35, and they shall adopt such regulations as are necessary to carry out the provisions of this section. Such regulations may delegate administrative duties, including actual issuance of permits, to a highway agent, board of selectmen, or other qualified official or body. Such regulations, or any permit issued under them, may contain provisions governing the breach, removal, and reconstruction of stone walls or fences within, or at the boundary of, the public right of way, and any landowner or landowner's agent altering a boundary in accordance with such provisions shall be deemed to be acting under a mutual agreement with the city or town pursuant to RSA 472:6, II (a).
- VI. The commissioner of transportation or planning board shall retain continuing jurisdiction over the adequacy and safety of every existing driveway, entrance, exit, and approach to a highway, whether or not such access was constructed or installed pursuant to a permit under this section, and, unless the access is a public highway, the owners of property to which the access is appurtenant shall have continuing responsibility for the adequacy of the access and any grades, culverts, or other structures pertaining to such access, whether or not located within the public right of way. If any such access is or becomes a potential threat to the integrity of the highway or its surface, ditches, embankments, bridges, or other structures, or a hazard to the safety of the traveling public, by reason of siltation, flooding, crosion, frost action, vegetative growth, improper grade, or the failure of any culvert, traffic control device, drainage structure, or any other feature, the commissioner of transportation or planning board or their designee may issue an order to the landowner or other party responsible for such access to repair or remove such hazardous condition and to obtain any and all permits required therefor. The order shall describe the hazard, prescribe what corrective action or alteration in the location or configuration of such access shall be required, and set a reasonable time within which the action shall be completed. Such an order shall be sent by certified mail, and shall be enforceable to the same extent as a permit issued under this section. If the order is not complied with within the time prescribed, the commissioner or planning board or their designee may cause to be taken whatever action is necessary to protect the highway and the traveling public, and the owner or other responsible party shall be civilly liable to the state or municipality for its costs in taking such action.
- § 236:14 Penalty. Any person who violates any provision of this subdivision or the rules and regulations made under authority thereof shall be guilty of a violation if a natural person, or guilty of a misdemeanor if any other person; and, in addition, shall be liable for the cost of restoration of the highway to a condition satisfactory to the person empowered to give such written permission.

FigureIX BETWEEN TWO ADJACENT GRADES APPROXIMATES LEVEL GROUND. DITCHES ARE RECOMMENDED FOR UNCURBED DRIVEWAYS IN GRADES OF MAJOR ENTRANCES USE SLOPE END SECTIONS ON ALL DRIVEWAYS SHALL HAVE THE ALGEBRAIC DIFFERENCE A SECTION CONTIGUOUS TO GRADES OF OTHER DRIVES SHOULD NOT EXCEED 15%. SHOULD NOT EXCEED 10%. SHOULD NOT EXCEED 8%. BEYOND THE PLATFORM BEYOND THE PLATFORM THE HIGHWAY WHICH — CULVERT WHERE NEEDED 1,2" MIN. OR AS SPECIFIED) CULVER PIPES. CUT SLOPES. SECTION 53 NOTES: 1) 23 (9 2) 7 FILL 10% TYPICAL RURAL DRIVE IN 4.67% POINT OLD GROUND (existing) GRADE 20'-MIN. DESIRABLE 4,00% PLATFORM SHOULDER. frauci way EDGE OF 11/27/2006 DATE







