



# Town of Tamworth New Hampshire

GROUNDWATER PROTECTION  
ORDINANCE CONDITIONAL USE  
PERMIT APPLICATION

Tamworth Groundwater Protection Ordinance, Article X. CONDITIONAL USES

The Planning Board may grant a Conditional Use Permit (CUP) for storage, handling, and use of regulated substances in quantities exceeding 55 gallons or 660 pounds dry weight at any one time, provided that an adequate spill prevention, control and countermeasure (SPCC) plan, in accordance with Article VII, is approved by the Select Board's designated agent.

**Check all applicable boxes. Items already checked are required.**

## I. General Information

**1. Applicant:**

Business Owner Name(s): \_\_\_\_\_

\_\_\_\_\_

Name of Business: \_\_\_\_\_

Type of Business: \_\_\_\_\_

Products and Services Provided: \_\_\_\_\_

\_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Email: \_\_\_\_\_

Telephone: \_\_\_\_\_

**2. Property Owner(s)** *(if different than Applicant)*

Name(s): \_\_\_\_\_

\_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Email: \_\_\_\_\_

Telephone: \_\_\_\_\_

Attach a copy of lease, or other agreement with owner, if different from Applicant.

**3. Property Location:**

Tax Map # / Lot #(s): \_\_\_\_\_ / \_\_\_\_\_ Street Address: \_\_\_\_\_

For Official Use:  
TOWN CLERK RECEIVED STAMP

**Processing of Application:**

Preliminary review for completeness

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

Deposit application check

Accepted as complete  
*(by full Board at noticed meeting)*

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

**Decision**

Application Approved

Conditionally Approved

Chair: \_\_\_\_\_

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

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**II. Purpose for which the Conditional Use Permit is sought:** \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**III. Information Required**

**Spill Prevention, Control and Countermeasure (SPCC) Plan:** Conditional uses, as described under Article X, part (A), using regulated substances shall submit a spill control and countermeasure (SPCC) plan to the Select Board’s designated agent, who shall determine whether the plan will prevent, contain, and minimize releases from ordinary or catastrophic events such as spills, floods or fires that may cause large releases of regulated substances. (See Groundwater Protection Ordinance, Section VII)

Attach a copy of the approved plan.

**Table 1. Hazardous Materials Inventory.** Date of Inventory: \_\_\_\_\_

Provide an inventory of all hazardous materials that could potentially pollute groundwater. List hazardous materials that are handled or stored on-site including: raw materials, intermediate products, final products and other materials.

| Hazardous Material | Purpose/Description | Location | Container Type | Container Size | Maximum Quantity Stored |
|--------------------|---------------------|----------|----------------|----------------|-------------------------|
|                    |                     |          |                |                |                         |
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|                    |                     |          |                |                |                         |

**IV. Access:** The applicant and its principal(s) agree to allow the municipality or its representatives to access the proposed structure(s) to inspect for compliance with local, state, and federal regulations.

**V. Public Hearing:** A Public Hearing is required for a Conditional Use Permit Application.

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## VI. Other Information

**Agent(s):** I/We authorize the following individual(s) to represent me/us before the Planning Board.

Name: \_\_\_\_\_ Email: \_\_\_\_\_

Company/Organization Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_ Telephone: \_\_\_\_\_

- Submission:** Two (2) copies of this completed form (signed by all the applicants) should be returned to the Tamworth Town Clerk by the close of business on the 1<sup>st</sup> of the month for the Application to be considered at that month's meeting. A digital copy, with all attachments, shall be emailed to [tamplanboard@gmail.com](mailto:tamplanboard@gmail.com).

**THIS APPLICATION IS PROVIDED AS A GUIDE. IT IS INTENDED TO ASSIST IN MEETING THE REQUIREMENTS OF TAMWORTH GROUNDWATER PROTECTION ORDINANCE. WHERE THIS APPLICATION AND THE TERMS OF THE ORDINANCE CONFLICT, THE ORDINANCE SHALL CONTROL. APPLICANTS ARE REQUIRED TO SATISFY ALL REQUIREMENTS OF THE ORDINANCE. APPLICANTS ARE ADVISED TO READ, UNDERSTAND AND RELY UPON THE ORDINANCE.**

- Notification List:** Provide a list of abutters (taken from town records not more than 5 days before submittal of this application) and other parties to be notified. For each name, include the Tax Map # / Lot #, name and mailing address.
- Mailing Labels:** Attach 3 mailing labels for each abutter and other party to be notified.

### LIST OF ABUTTERS AND PROFESSIONAL SUPPORT

Pursuant to RSA 676:4,I(d) of the State of New Hampshire, the Town of Tamworth is required to notify every abutter of the public hearing by certified mail, return receipt requested. The cost of required publication of said notice, and the cost of mailing said notice to abutters, shall be paid by the applicant. It is the applicant's responsibility to provide a list of abutters, parties holding an interest in the property (Right of Way, Easement, Covenant), and any professional who has placed his or her seal on a plan or plat that is being submitted (whether the plan was created for the current application or was created sometime before).

**ABUTTER** - "Abutter" means any person whose property is located in New Hampshire and adjoins or is directly across the street or stream from the land under consideration by the local land use board. For purposes of receiving testimony only, and not for purposes of notification, the term "abutter" shall include any person who is able to demonstrate that his land will be directly affected by the proposal under consideration. For purposes of receipt of notification by a municipality of a local land use board hearing, in the case of an abutting property being under a condominium or other collective form of ownership, the term "abutter" means the officers of the collective or association, as defined in RSA 356-B:3, XXIII. For purposes of receipt of notification by a municipality of a local land use board hearing, in the case of an abutting property being under a manufactured housing park form of ownership as defined in RSA 205-A:1, II, the term "abutter" includes the manufactured housing park owner and the tenants who own manufactured housing which adjoins or is directly across the street or stream from the land under consideration by the local land use board. RSA 672:3.

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**Fees:** When submitting an application, the following fees must be included:

- 1. Application Fee \$ 100.00
- 2. Postage Fees for abutters and other parties (*e.g. professional support*) Certified Notices  
Number of abutters & other parties \_\_\_\_\_ x \$12.00 each \$ \_\_\_\_\_

**Total Payment Due** \$ \_\_\_\_\_

Payment made payable to "Town of Tamworth".

Note: Additional fees for Board investigation may be assessed during the review process; see Ordinance Section XV.

If the property is not owned by an individual(s), one (1) copy of the legal document authorizing the signature must be submitted. Examples of this include, but are not limited to: Trust, LLC, Power of Attorney, and Executor of an Estate.

**Endorsement** (All Applicants must sign.)

I hereby certify that all information provided above is true and accurate to the best of my knowledge and belief and understand that the Planning Board will rely upon the representations made herein, which will become part of any approval; any false statements or misrepresentations may void any approval granted.

I/We hereby request that the Tamworth Planning Board review this Application for approval, including all plans, documents, and information herewith.

|                          |                          |      |
|--------------------------|--------------------------|------|
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|                          |                          |      |
|                          |                          |      |
| Printed Name of Owner(s) | Signature(s) of Owner(s) | Date |