

FIRST EMENDATION

TO THE REPORT OF THE COMMISSIONER

BEDFORD 13953, X-A000(143) Reconstruction of NH 101

SPECIAL COMMITTEE PUBLIC HEARING

October 2, 2014 – Bedford High School Cafeteria – 7 PM

On March 11, 2015 the Special Committee appointed by the Governor and Executive Council conducted a Special Committee meeting to discuss the project, review the Department's resolutions to the issues as written in the Report of Commissioner, and determine whether there is necessity for the layout of the project as presented. As reflected in the minutes for the meeting, Councilor Pappas and Councilor Sununu voted in favor of the necessity for the project, but both were opposed to the construction of the Constitution Drive Service Road as shown on the Public Hearing Plan. They requested access to Carlyle Place (Parcel 57) be maintained to NH 101. In response, the NHDOT will modify the design to allow left and right turns in to the property, while restricting left turns out of the property.

Councilor Pappas and Councilor Sununu also requested consideration of compensation for potential impact to the border trees on Parcel 26, Biscornet, through the right of way acquisition process in response to property owner concerns. This consideration is understood and will be incorporated in to the ROW acquisition process.

In response, the Report of the Commissioner, which resulted from the above referenced Public Hearing and signed on February 11, 2015, is hereby emended as follows:

Delete the limitations of access to Parcel 57 that read:

Parcel 57	Pond Haven Associates	0 points of access
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Substitute the following emended description:

Parcel 57	Pond Haven Associates	1 point of access
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Delete a portion of the response to item 7 (Parcel 61) that read:

Response: The Town of Bedford requested the service road layout in order to provide better connections to Constitution Drive from outlying properties and improve access management. The land being serviced with this town road will not have access to NH 101 directly, the access will be provided via the proposed town service road, to Constitution Drive and the signalized intersection with NH 101. The removal of the existing NH 101 drive for parcel 57 serves a public purpose by improving safety and allowing elimination of a conflict point along NH 101. Construction of the town service road for public purpose is allowable within state statutes. This service road will be a town owned and maintained road once it is constructed by this project

Substitute the following emended description:

Response: The NHDOT will not include the layout of the Constitution Drive Service Road as proposed across parcels 58 and 61. The project design shown at the Public Hearing will be

modified to reflect Parcel 57, Carlyle Place, will continue to have access to NH 101. The proposed median island design will be modified to allow left turns in to the property, in order to facilitate emergency access for the facility. Right turns in and out of the facility will be allowed, but left turns out of the property will be prohibited

Delete a portion of the response to item 18 (Parcel 57) that read:

Response: The NHDOT appreciates the support for the service road as proposed and will move ahead with the final design details as part of this construction project.

Substitute the following emended description:

Response: The NHDOT will not include the layout of the service road as proposed across parcels 58 and 61. The project design shown at the Public Hearing will be modified to reflect Parcel 57, Carlyle Place, will continue to have access to NH 101. The proposed median island design will be modified to allow left turns in to the property, in order to facilitate emergency access for the facility. Right turns in and out of the facility will be allowed, but left turns out of the property will be prohibited. The NHDOT will continue to coordinate with the Town for alternatives of the connector roads to Constitution Drive. Should the necessary rights be secured, NHDOT would incorporate the design and construction of the connector.

Date: _____

4-16-15



William Cass

Assistant Commissioner

NH Department of Transportation