

Town of Goshen

Excavation Regulations

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Town of Goshen

Excavation Regulations

I. Authority

Pursuant to the authority vested in the Town of Goshen by New Hampshire RSA 155-E:11, the Town of Goshen Planning Board hereby adopts these regulations to govern the commercial excavation of earth materials in the town of Goshen. These regulations apply solely to commercial excavations over which the Planning Board has authority under RSA 155-E. Excavation for a land-owner's personal use of material on the same land where it is excavated, as well as those excavations exempted from permits under RSA 155-E:2 and :2-a, are exempt from these regulations. These regulations are adopted as a supplement to the purposes and standards contained in New Hampshire RSA 155-E, as amended, which are hereby adopted by reference. All other applicable land use regulations in the Town of Goshen shall be complied with.

II. Purpose and Scope

The purpose of these excavation regulations is to uphold the intent and standards of RSA 155-E and maintain the availability of earth resources and construction materials, while at the same time protecting the interests of all those who reside in and visit the Town of Goshen. These regulations are designed to oversee the operation and reclamation of commercial earth excavations so as to minimize safety hazards which can be created by open excavations; to safeguard the public health and welfare; to preserve the natural assets of soil, water, forests, and wildlife; to protect historical and archaeological sites; to maintain the aesthetic features of the environment and community; to prevent land and water pollution; and to promote soil stabilization. The character and nature of the area adjacent to the proposed excavation site and future suitable use of the land after excavation has been completed shall be considered before any permit is granted.

III. Supplement to RSA 155-E

This section specifies provisions that the Town of Goshen has added as supplemental regulations to those which already exist in RSA 155-E. The provisions of RSA 155-E are in effect in all cases, unless the regulations of the Town of Goshen are more stringent.

The subsections within Section III of these regulations are numbered to correspond to the numbering of the provisions of RSA 155-E. For example, Section III.1 of these regulations, "Definitions," corresponds to RSA 155-E:1, "Definitions," and so on.

III.1. Definitions

In addition to the definitions in RSA 155-E:1 and the Town of Goshen Zoning Ordinance, the following definitions shall apply:

“ABUTTER” An “abutter” as defined in RSA 672:3. For purposes of notification and receiving testimony, “abutter” shall also include all affected towns and the regional planning commission(s) in the case of an excavation having regional impact, as determined by the Board.

“APPLICANT” The owner of the property to be excavated or the person to whom the owner has granted permission to excavate and who will be the person in charge of the excavation.

“APPLICATION” A properly filled out and executed excavation permit application with complete submission of information and plans as required by RSA 155-E and these regulations.

“AQUIFER” A water bearing stratum of permeable rock, sand, or gravel. The general location of these areas are shown on the maps included in the publication entitled *Geohydrology and Water Quality of Stratified Drift in the Lower Connecticut River Basin, Southwestern New Hampshire, Water Resources Report 92-4013, USGS, 1994.*

“BOARD” The Town of Goshen Planning Board.

“BUFFER” The area between the excavation site and a highway right-of-way and /or an abutting property line.

“OPERATION” For the purposes of Sections III.4-a.O and P of these regulations, the term “operation” includes the operation of any heavy motorized equipment or vehicles or the use of back-up warning devices or other noise-generating devices. It includes excavation activities, as well as any activity ancillary to excavation, such as land clearing or reclamation, which generates noise from power equipment such as bulldozers or chainsaws, except those allowed by conditions specifically noted in the permit. The term does not include the use of personal passenger vehicles to access or inspect the site or normal conversation.

“PIT AGREEMENT” The documentation identified in Section 106 of the *Standard Specifications for Road and Bridge Construction* of the State of New Hampshire, Department of Transportation, as amended.

“PROCESSING EQUIPMENT” Structures, machinery, equipment, or facilities that are placed on a site for the purposes of sorting, washing, screening, crushing, classifying, drying, or processing excavated earth materials.

“REGULATOR” The Town of Goshen Planning Board.

“TOPSOIL” All layers of earth that support organic growth and constitute an overburden to underlying sand and gravel.

“VISUAL BARRIER” A man-made structure or a natural vegetative growth. This includes, but is not limited to, wood fences or walls; vegetated fence-rows; forest or woodland, whether managed or undisturbed, natural or planted. Where no effective visual barrier exists, the Board may require the planting of a row of evergreens at least 4 feet in height at planting which will grow to a thick hedge no less than 6 feet high or the construction of a Board-approved fence that is opaque, neatly maintained, and not less than 6 feet high.

“WARM UP PERIOD” The warm up period is the 15 minutes immediately preceding, the by established town regulation, or by permitted exemption, start time of excavation activities. See section III.4-a. Operation Standards section P for additional guidelines.

III.2. Permit Required

All commercial excavations require a permit except those specifically exempted in RSA 155-E:2 and :2-a. For the effective implementation of the provisions of RSA 155-E:2 and :2-a, the following supplemental provisions shall also apply:

- A. For excavations for the purpose of highway construction as provided for in RSA 155-E:2, IV, a copy of the Pit Agreement shall be submitted to the Board along with a plan that identifies and limits the exemption granted to that portion of the pit which is necessary for the public highway project. The regulations in RSA 155-E:2, IV shall be complied with.
- B. For activities which are claimed to be exempt from excavation permits under RSA 155-E:2-a, 1(a) or 1(b), the Board shall, upon a request brought under Section III.9 of these regulations, determine the applicability of the exemption, subject to appeal under RSA 155-E:9. While the Board has no authority to alter the meanings of these state-law exemptions, the following general guidelines shall be utilized by the Board in interpreting them:
 - 1. An excavation incidental to one of the listed activities, where all earth materials are utilized elsewhere on the same property, or on contiguous property in common ownership, shall be deemed exempt from a permit.
 - 2. An excavation incidental to one of the listed activities, even where earth materials are removed from the property and/or sold, shall nevertheless be deemed exempt from a permit if the amount of earth materials removed is not appreciably greater than would be required for the underlying non-excavation activity, if that activity were undertaken irrespective of any purpose of removing or marketing earth materials.

3. As set forth in RSA 155-E:5, all excavated areas, even if not subject to permits, are nevertheless subject to the minimum and express reclamation standards as set forth in that section, except areas actually occupied by new structures or other uses which by their nature are inconsistent with those reclamation standards.

III.3. Application for Permit (Content of Application)

Any applicant subject to these regulations shall apply for a commercial excavation permit by submitting an application to the Board in accordance with the process described in Section III.7 of these regulations. The application must include an Excavation Plan and a Reclamation Plan in compliance with the items listed below in Sections III.3.A through D. The Board may waive particular items in Sections III.3.A through D below if the applicant has provided, to the Board's satisfaction, a rational justification for the exclusion of said items, in accordance with Section III.5-b.B of these regulations. All plans submitted shall be of a quality such that they are easily understood and of a specificity such that compliance can easily be monitored.

All expenses of preparation of all plans, maps, and reports accompanying the application are the applicant's responsibility.

At least six (6) copies of all plans and attachments shall be submitted to the Board and one copy shall be submitted to the Conservation Commission. In cases where the Board determines that a proposed excavation may have regional impact, the applicant shall submit an additional copy of the plan and attachments to the Board, which the Board will submit to the Upper Valley Lake Sunapee Regional Planning Commission.

A. Excavation Plan

The Excavation Plan shall be drawn at a scale of no less than 1"= 100' and it shall include the following items all shown on the drawn plan if this can be done legibly and clearly, but if not, then provided as an attachment, unless waived by the Board:

1. Name and address of the owner of the property to be excavated and the name and address of the person who will do the actual excavating.
2. Name, address, signature, and professional qualifications of the person preparing the plan.
3. Tax Map and Lot numbers of the site.
4. Seal of a professional engineer or licensed land surveyor registered in the State of New Hampshire.
5. Date, bar scale, and north arrow.
6. Zoning district(s) of the proposed excavation site and within 200 feet of the

- property boundary.
7. Sketch and description of the location and boundaries of the existing and proposed excavation areas.
 8. Locus map showing the proposed operation in relation to existing roads.
 9. Distances between disturbed areas (existing and proposed) and the closest property lines.
 10. Location of existing dwelling units, other buildings and structures, and, to the extent known, septic systems and wells within 200 feet of the property boundary.
 11. Names, location, and width of all public highways and rights-of-way within 200 feet of the property boundary.
 12. Location of all driveways and road intersections within 200 feet of the property boundary.
 13. Location of all easements (on or below ground) within 200 feet of the property boundary.
 14. Proposed routes of truck traffic.
 15. Location and extent of any stone walls, ledge outcroppings, utilities, and other significant natural and man-made features on the site.
 16. Existing topography at contour intervals of 5 feet or less.
 17. All surface drainage patterns including wetlands, standing water, lakes, ponds, streams, and the like.
 18. Sketch and description of existing and proposed haul roads, service roads, and other access roads, including width and surface materials.
 19. Breadth, depth, and slope of existing and proposed excavation areas.
 20. Size of existing and proposed excavation areas in acres and feet.
 21. Location of any existing and proposed accessory facilities and/or activities.
 22. Storage areas for topsoil to be used in reclamation (see Section III.4-a.Q).
 23. Seasonal high water table elevations, as evidenced in the soil morphology, based upon the current standards of the USDA/Natural Resources Conservation Service (NRCS) or based on a hydrogeologic study conducted by a licensed professional geologist (PG) qualified in hydrogeologic principles.

24. Test pits and/or monitoring wells that extend deep enough to establish the seasonal high water table, ledge, or a minimum of 8 feet below the maximum excavation depth as part of the excavation plan. Test pit or boring logs may be submitted separately and be incorporated into the plan by reference. The Board reserves the right to require further hydrogeological studies of the site, as determined appropriate by the Board.
25. Existing vegetation, including type and height.
26. Existing and proposed fencing, visual barriers, and other barriers, including height and materials, with an indication of which existing barriers are to remain intact.
27. Aquifer locations and limits, as designated by the United States Geological Survey.
28. Location of any processing equipment to be placed on the site. (Provisions of the Goshen Zoning Ordinance which pertain to gravel-crushing equipment shall be complied with.)

B. Attachments to Excavation Plan

The following explanatory and narrative materials shall be submitted as attachments to the Excavation Plan:

1. Narrative describing the nature of usage of the proposed excavation site, including information on where excavated materials will be transported, whether the public or customers will be allowed to remove material directly from the site; and any services that the Town may be required to furnish.
2. Statement as to the estimated volume of material to be removed annually and over the life of the project; the estimated duration of the project; and a description of project phasing.
3. Narrative of hauling information, including proposed routes to be utilized, the type and weight of motor vehicles involved, the proposed frequency and schedule of operations of such vehicles, and the proposed maximum number of truck trips per day. The Board may require modifications to such plans and/or may place conditions upon such operations, depending on surrounding land uses and road conditions. If deemed necessary, the Board may require that a traffic study be done at the applicant's expense in accordance with RSA 155-E:3, VII and 155- E:11, III to ensure that public safety, neighborhood compatibility, and road capacity and condition have been properly considered and addressed in the proposed hauling plans.
4. Measures to be used, consistent with the operational standards contained in Section III.4-a of these regulations, to control erosion, sedimentation, water

- pollution, dust and other air pollution, and hazards to human safety during the excavation process.
5. A copy of the stormwater pollution prevention plan (SWPPP) which the company is required to prepare to meet EPA Phase II Stormwater Program requirements. The applicant shall submit periodic reports of their monitoring and compliance with this plan, as required by the Board.
 6. A description of equipment maintenance plans, including timing and location, and how oil, fuel, or other potential hazards will be handled at such a location.
 7. Narrative explaining the specific actions the applicant will take relative to the handling and storage of fuels and chemicals to be used at the site. Such actions must be consistent with the requirements of NH Code of Administrative Rules Env-Ws 421 and DES fact sheet WD-WSEB-22-4.
 8. Methods to prevent materials from the site from being tracked onto public highways.
 9. Narrative explaining the specific actions the applicant will take to reduce noise, dust, fumes, litter, and vibration.
 10. Narrative explaining the specific actions the applicant will take to ensure site security as well as to ensure comprehensive safety of site workers and unauthorized personnel.
 11. Narrative explaining the specific actions the applicant will take relative to the handling of any proposed explosives on site. (See Section III.4-a.V of these regulations for operational standards.)
 12. Blasting Plan, if any blasting activities are anticipated on the site. This plan shall include a detailed description of anticipated blasting activities during the excavation operations. Depending on the location of proposed blasting activities, the Board may establish hours and days when blasting may or may not be permitted. (See Section III.4-a.V of these regulations for operational standards.)
 13. Processing Equipment Plan, if any structures or processing equipment are anticipated on the site. This plan shall include a detailed description of the nature, purpose, and expected usage of all structures and equipment. Depending on the anticipated purpose and location of proposed structures and processing equipment, the Board may establish hours and days when processing may or may not be permitted.

C. Reclamation Plan

The Reclamation Plan shall be drawn at the same scale as the Excavation Plan, and it shall cover the same area and shall include the items listed below, all shown on the drawn plan if this can be done legibly and clearly, but if not, then provided as an attachment, unless waived by the Board. If deemed necessary by the Board, the reclamation plan and its attachments shall be reviewed by a qualified environmental professional to address permanent stabilization of the site at the applicant's expense in accordance with RSA 155-E:11, III.

1. Name and address of the owner of the property and name and address of the person who will do the actual excavation.
2. Name, address, signature, and professional qualifications of the person preparing the plan.
3. Seal of a professional engineer or licensed land surveyor registered in the State of New Hampshire.
4. Date, bar scale, and north arrow.
5. Boundaries of the area proposed for reclamation (must include at a minimum all excavated or disturbed areas) and the land within 200 feet of the boundary of this site.
6. Size of the area proposed for reclamation in acres and feet (must include at a minimum all excavated or disturbed areas).
7. Anticipated final topography at the completion of excavation and restoration at 5-foot contour intervals. (See Section III.5.D of these regulations for slope specification standards that must be followed.) Where exact final topography is uncertain due to unknown variables, the plan shall specify an expected range of variation. Any anticipated changes or deviations from the Board-approved expected final topography, or range of final topography, shall be subject to Board approval in accordance with Section III.10.B of these regulations.
8. Cross-sectional views showing existing, excavated, and anticipated reclaimed topographical configurations. Where exact final topography is uncertain due to unknown variables, the plan shall specify an expected range of variation. Any anticipated changes or deviations from the Board-approved expected final topography, or range of final topography, shall be subject to Board approval in accordance with Section III.10.B of these regulations.
9. Final surface drainage pattern, including the location and physical characteristics of all drainage facilities.
10. A narrative comparison between test pit information or monitoring well bore log

data and the proposed contours of the reclamation plan, to determine the location of all excavated areas where the seasonal high water table is less than 12 inches from the new, restored surface, which shall then be evaluated as to whether it shall be designated as “wetland” and subject to state, federal, and local wetlands regulations.

11. Location of buried vegetative or other debris.

D. Attachments to Reclamation Plan

The following explanatory materials shall be submitted as attachments to the Reclamation Plan:

1. Anticipated uses or range of possible uses of the site after excavation activities are concluded, if known. (See Section III.5.B of these regulations for reclamation standards that must be followed.) Any change in plans which will render the site unsuitable for the Board-approved statement of future use or range of uses shall be subject to prior Board approval in accordance with Section III.10.B of these regulations.
2. An anticipated schedule of reclamation, or an anticipated order in which the different areas of the excavation are expected to be depleted and reclaimed, together with a range of anticipated times for completion of such areas, including the anticipated maximum time within which all reclamation shall be complete unless extended by the Board.
3. A description of all anticipated reclamation activities and methods to be used, both permanent and temporary, including seeding mixtures, mulching materials, and their application rates, together with all plant species to be used, including their quantities and sizes, or in the alternative a range of possible plant species to be used, with a description of the factors which will later determine those plants actually to be used.
4. Soil conditioning specifications. Liming, fertilizing, and other conditioning shall be required based on UNH, Natural Resources Conservation Service (NRCS), or other equivalent soils analysis organizations.
5. Erosion and sedimentation control plan, consistent with the DES-approved stormwater pollution prevention plan (SWPPP).

E. Administrative Items

In addition to the Excavation Plan and Reclamation Plan and the attachments thereto, the following items shall be submitted as part of the application for an excavation permit. At least six (6) copies of each item shall be submitted to the Board and one

copy of each item shall be submitted to the Conservation Commission. In cases where the Board determines that a proposed excavation may have regional impact, the applicant shall submit an additional copy of the application to the Board, which the Board will submit to the Upper Valley Lake Sunapee Regional Planning Commission:

1. Town of Goshen Application for Excavation Permit form, which shall be supplied by the Board and submitted in completed form by the applicant.
2. For a new excavation or an expansion of an existing excavation, a special exception approval from the Goshen Zoning Board of Adjustment (ZBA), together with copies of all impact studies and other materials which the applicant submitted to the ZBA in support of its application.
3. If the owner or excavator is a business enterprise other than a single proprietor, a list of names and addresses of principal owners, agents, officers, partners, directors, and other persons performing a function similar to a director.
4. If the applicant or excavator or any of their corporate officers or principal owners or subsidiaries has held an excavation permit which has been suspended or revoked or which has had a reclamation bond or similar security forfeited either in New Hampshire or in any other jurisdiction of the United States within the five-year period prior to submission of the application, an explanation of any such suspension, revocation, or forfeiture must be attached.
5. Name and telephone number of a site manager who may be contacted with regard to any issues, problems, or emergency conditions at the site.
6. Copies of all required permits from state or federal agencies.
7. Names and addresses of all abutters, to be obtained from the Town records not more than five days before filing the application.

F. Application Fee

The application fee, as set by the Town of Goshen in accordance with RSA 155-E:11, I, must accompany the plans, attachments, and additional documents required by Sections III.3.A through E, above.

G. Supplemental Information

The Board reserves the right, per RSA 155-E:3,VII, to request any other information it deems necessary to make an informed decision, to have plans reviewed by an outside agency, or to require impact studies. Any reasonable expenses incurred for such information, reviews, or studies shall be at the applicant's expense in accordance

with RSA 155-E:11, III. Failure to pay such costs constitutes valid grounds for the Board to deny the application.

III.4. Prohibited Projects

To effectively protect the interests and welfare of the public and implement the standards provided in RSA 155-E:4, the following shall apply to all commercial excavations:

- A. If a proposed excavation would take place within 50 feet of the right-of-way of a public highway, unless such excavation is for purposes of the highway, or would approach within 100 feet of the boundary of a disapproving abutter, or within 50 feet of the boundary of an approving abutter, except where said abutter explicitly requests a lesser setback, then it will be deemed to be unduly hazardous or injurious to the public welfare contrary to RSA 155-E:4, IV.
- B. When determining whether a proposed excavation should be prohibited because it would be unduly hazardous or injurious to the public welfare, as provided by RSA 155-E:4, IV, the Board shall give particular consideration to such factors as noise, traffic, dust, fumes, vibration, or danger from operation.
- C. When determining whether a proposed excavation should be prohibited because existing visual barriers would be removed, as provided by RSA 155-E:4, V, the Board shall consider proposed removal of existing visual barriers along all property lines as well as along public highways. It shall be the responsibility of the applicant to maintain or provide such effective visual barriers as the Board may determine are necessary. (See RSA 155-E:4-a, I, II, and III.)
- D. If a proposed excavation would endanger a specifically-identified natural or critical resource or architecturally significant feature, including those listed as “Natural and Scenic Areas” and “Historic Areas” in the Goshen Master Plan, it will be deemed to be hazardous or injurious to the public welfare contrary to RSA 155-E:4, IV.
- E. If a proposed excavation would cause undue visual impact on adjoining or other property in the community, it will be deemed hazardous or injurious to the public welfare contrary to RSA 155-E:4, IV. The Board may approve a plan which adequately mitigates such undue impact through the staging of the excavation, in which new areas are only opened upon the reclamation of comparably-sized areas.

III.4-a. Operational Standards

To effectively protect the interests and welfare of the public and implement the standards provided in RSA 155-E:4-a, the following shall apply to all commercial excavations covered by these regulations and shall be considered to be conditions of a permit. The Board may, as a part of the permit process, or a request for exceptions under RSA 155-

E:5-b, clarify or modify the application of these standards to the specific application, or may impose more specific measures if it finds a need for them:

- A. No excavation shall be permitted below road level within 100 feet of the right-of-way of any public highway unless such excavation is for the construction, alteration, or maintenance of said highway.
- B. The permitted distance of an excavation from an existing dwelling or from the location of a proposed dwelling for which a building permit has been issued at the time the excavation permit application is filed shall be 500 feet for a disapproving abutter and 150 feet for an approving abutter.
- C. The permitted distance of an excavation from an existing building other than a dwelling or from the location of a proposed building other than a dwelling for which a building permit has been issued at the time the excavation permit application is filed shall be 100 feet for either a disapproving abutter or an approving abutter.
- D. Access roads leading to the excavation site shall conform to the Town of Goshen Driveway Regulations. The driveway entrance shall be shown on the plan and must be approved by the Board or its agent for Town highway access or by the state for state highway access before an application for an excavation permit is approved.
- E. Any access to an excavated area or areas in the process of excavation will be adequately gated and posted with “No Trespassing” or “Danger – Keep Out” signs.
- F. Permit approval shall be conditioned on compliance by the applicant with highway regulations promulgated by state and local authorities.
- G. The Planning Board shall notify the Selectmen of all new excavation applications, for purposes of determining whether weight limits under RSA 231:191 may be justified, and the applicant shall comply with any requirements, including road bonding and/or restoration requirements, imposed by the Selectmen pursuant to RSA 231:191.
- H. Vegetation shall be maintained or a visual barrier shall be provided within the buffer areas so that abutters will be effectively protected against undue noise, unsightliness, erosion, or any other nuisance detrimental to property values. Where an excavation operation abuts any public and/or private road, highway, or property line, and no natural visual barrier exists, one shall be planted or constructed. Unless modified by the Board due to specific circumstances of the property and its environment, the visual barrier shall consist, at a minimum, of either a row of evergreens at least 4 feet in height at planting, which will grow to a thick hedge of no less than 6 feet high, or a Board-approved fence that is opaque, neatly maintained, and not less than 6 feet high.
- I. By the Goshen Zoning Ordinance, gravel-crushing plants are prohibited within the Town.
- J. All temporary structures must be approved by the Board or its agent.

- K. All Board-approved processing equipment shall be set back a minimum of 500 feet from any occupied building on anyone else's property that either existed or for which a building permit has been issued at the time the permit application is filed, and 300 feet from all public highways and property lines. These setbacks apply unless a further setback is necessary for compliance with the noise limitation specified below in Section III.4-a.T. Provisions of the Goshen Zoning Ordinance which pertain to gravel-crushing equipment shall be complied with.
- L. In accordance with the Goshen Zoning Ordinance, the maximum height of Board-approved structures and processing equipment shall be 35 feet from the ground surface where the equipment is located.
- M. All temporary structures required during excavation operations shall be removed from the site within 30 days after such operations cease.
- N. All vehicles transporting excavated material shall utilize adequate covering to prevent spillage and the escape of any substance when loaded, as specified in RSA 266:72.
- O. Start-up time for all site operations and machinery associated with an excavation site shall be no earlier than 7:00 a.m. and all operations and machinery must be shut down by 5:30 p.m. Hours of operation that are either more stringent or less stringent may be authorized by the Board, depending on the location of the excavation site. Warm up activities are limited to the warm up of equipment engines only and may be conducted as long as the equipment is located in such a location/position that noise from this preparatory activity will not be noticeable to abutters and neighbors.
- P. No "operation" as defined in Section III.1 of these regulations shall take place on Saturdays, Sundays, or legal state and federal holidays; with the exception of Columbus Day. Columbus Day is excluded from this list of holidays and work may be performed on this day.
- Q. Topsoil, as defined in these regulations, shall be stripped from the excavation area and stockpiled for use in subsequent reclamation of the site. Stockpiles shall be protected from erosion by seeding, covering, or some other acceptable method. No topsoil, including loam, shall be removed from the site without specific approval from the Board. Such approval must be based on the approved Reclamation Plan.
- R. The operation shall comply with all applicable federal, state, and local air pollution control laws and regulations. Dust control measures shall be designed to minimize to the greatest achievable extent all fugitive dust leaving the site.
- S. Erosion and sedimentation control measures shall be integrated into the excavation process, consistent with the DES-approved stormwater pollution prevention plan (SWPPP). The operation shall comply with the erosion and sedimentation control provisions in the Town of Goshen subdivision regulations and with the goals for erosion and sedimentation control specified in the Goshen Master Plan. Current erosion and sedimentation control standards as set forth by the Natural Resources

Conservation Service (NRCS) shall be complied with.

- T. Noise control measures shall be integrated into the excavation process. Examples of measures which may be taken include devices to muffle equipment noise, earth berms, plantings, or other decorative barriers. At the property line, noise shall not exceed a maximum level of 75 decibels at any time. If a reading of over 75 decibels is taken by a town official or its designee, the applicant shall be notified of this reading within 48 hours and the applicant shall take appropriate measures to fix the problem.
- U. Operations, other than blasting, shall cause no inherent or recurring generated vibrations perceptible at any point along the property line.
- V. Overnight storage of explosives or blasting agents, whether supervised or not, is prohibited. Explosives shall be used in accordance with the regulations for storage and handling of explosives as published by the State of New Hampshire. At least two weeks before any blasting takes place, the applicant shall obtain a blasting permit from the Goshen Board of Selectmen or its designee. Blasting shall be done in accordance with established engineering principles. The conduct of all blasting or explosive detonation shall be governed by the standards in New Hampshire Code of Administrative Rules Saf-C, Section 1600, et. seq. In addition, the provisions of RSA 158, "Explosives and Explosive Substances," shall be complied with. Blasting shall cause no vibration or air blast damage to residences, buildings, or surrounding land areas. (See Section III.10.C of these regulations for enforcement procedures.)
- W. The applicable state statutes pertaining to forestry practice and timber harvesting shall apply to the removal of vegetative cover at excavation sites.
- X. No excavation operations shall cause damage to any water resource, including any standing or flowing body of water, flood way, flood plain, wetland, or aquifer. This includes use of the land after excavation is complete. Assessment shall be based on the following criteria:
 - 1. The excavation shall not detrimentally affect the quality of any water resource, including the groundwater contained in an aquifer, by directly contributing to sedimentation, pollution, or other degradation or by increasing the long-term susceptibility of the aquifer or water resource to potential pollutants.
 - 2. The excavation shall not cause a reduction in the long-term volume of water contained in an aquifer or water resource or in the storage capacity of the aquifer or water resource.
 - 3. Excavation must not be carried out within 8 vertical feet of the seasonal high water table. Such data shall be derived from test pits or monitoring well bore logs which are acceptable to the Board.
 - 4. Excavation must not be carried out within 150 feet from any standing or flowing body of water, flood way, flood plain, or wetland (as defined in the Town's

Zoning Ordinance).

Periodic inspections shall be made by the Board or its designee to determine compliance with paragraphs 1, 2, 3, and 4 above.

Furthermore, the Board may require that the applicant provide periodic updated data or reports that are prepared by a professional groundwater consultant which assess the potential damage to aquifers and other water resources that could be caused by the proposed excavation project. The Board may require that the information submitted be reviewed by another groundwater engineering firm at the applicant's expense in accordance with RSA 155-E:11, III.

As stated in RSA 155-E:11, II, if an applicant believes that excavation below the Town's standard of 8 feet above high water level will not be detrimental to the water quality or quantity, they may present evidence to this effect to the Board. Similarly, if an applicant believes that excavation within the Town's standard of 150 feet from a standing or flowing body of water, flood way, flood plain, or wetland will not be detrimental to the water quality or quantity, they may present evidence to this effect to the Board. Evidence in either case must be based on a detailed hydrogeologic study conducted by a licensed professional geologist (PG) qualified in hydrogeologic principles.

A detailed hydrogeologic study submitted to the Board under this section shall include, at a minimum, the following:

1. Identification of the depth to the seasonal high water table, established from monitoring well data recorded throughout the spring months;
2. Direction of groundwater flow;
3. Location of the proposed excavation within the aquifer, as identified in *Geohydrology and Water Quality of Stratified Drift in the Lower Connecticut River Basin, Southwestern New Hampshire, Water Resources Report 92-4013*, USGS, 1994, or further defined on a site specific basis according to a detailed hydrological study conducted by a licensed professional geologist (PG) qualified in hydrogeological principles; and
4. Approximate saturated thickness of the aquifer.

A detailed stormwater pollution prevention plan (SWPPP) and/or a detailed reclamation plan as described in Sections III.3.C and III.3.D of these regulations may also be presented as evidence to the Board.

If the Board is convinced that there will be no harm to the aquifer or water resource, then the Board may approve an exception. Such exception must be recorded in the registry of deeds, and one copy must be filed with the Division of Water Supply and Pollution Control, Department of Environmental Services. The Board may require periodic inspections by a professional groundwater consultant, at the applicant's

expense in accordance with RSA 155-E:11, III, to give assurance that the water resource has not been adversely affected in volume or quality of water by excavation activity. In the event that damage is detected, all excavation activity shall cease immediately.

- Y. If the Board approves excavation over or in the vicinity of an aquifer or other water resource, subject to a plan of specific measures for protection and/or restoration of the aquifer or water resource, as specified in Section III.4-a.X of these regulations, it may require a bond to secure the performance of that plan.

III.5. Reclamation Standards

In accordance with the Goshen Master Plan, the goal of these reclamation standards is to restore the original capacity of the land to support natural native vegetation for any site, or portion of a site, where vegetation is anticipated in the post-excavation use of the land. To achieve this goal and to implement the standards provided in RSA 155-E:5, the provisions listed below shall apply to all commercial excavations covered by these regulations. The Board may, as a part of the permit process, or a request for exceptions under RSA 155-E:5-b, clarify or modify the application of these standards to the specific application, or may impose more specific measures if it finds a need for them:

- A. Reclamation of all areas that have been disturbed by the operation must occur within one (1) year of the permit expiration date, unless the permit is renewed by the Board. If reclamation of the site is not completed within one (1) year, the Board shall declare the applicant's bond forfeited and shall use these funds to reclaim the site, in addition to ensuring compliance with any conditions of the permit approval by the Board.
- B. The reclaimed land shall be at least capable of supporting the uses it supported prior to any excavation activity or shall be capable of supporting different post-excavation uses so long as such use or uses do not present any actual or probable hazard to public health or safety or pose any actual or probable threat of water diminution or pollution. Such post-excavation uses should be in keeping with zoning uses permitted in accordance with the zoning district where the excavation exists. The proposed land use following reclamation may not be impractical or unreasonable or inconsistent with the Goshen Master Plan, the Goshen Zoning Ordinance, and other applicable land use policies and plans and shall be approved by the Board.
- C. Reclamation shall take place incrementally, in accordance with RSA 155-E:5-a and/or in accordance with any more stringent staging plan which has been approved as a means of mitigating impact under Section III.4.E of these regulations.
- D. Slopes, except for exposed rock ledge, shall be graded to natural repose according to the soil type. No slope in soil material shall be left steeper than 3:1 (horizontal distance : vertical height) unless a steeper grade is specifically approved by the Board

due to practical difficulties associated with the particular features of the site.
Reclaimed slopes shall blend with the surrounding terrain.

- E. Ground levels and grades shall be established as shown on the approved Reclamation Plan as soon as practical during site excavation, but not later than one year after excavation has been completed.
- F. Regraded areas and all other lands affected, unless the land is intended for a different post-excavation use and has Board approval, shall be established with a diverse, effective, and permanent vegetative cover of the same seasonal variety native to the area of affected land. This vegetative cover shall be capable of self-regeneration and plant succession and shall be at least equal in extent of cover to the natural vegetation of the area. Introduced species may be used in the revegetation process where desirable to achieve the future land use plan, if approved by the Board.
- G. Areas visible from a public highway or abutter property from which trees have been removed shall be replanted with tree seedlings. In addition, if deemed necessary by the Board, planting of suitable trees or shrubs may be required to provide screening and natural beauty and to aid in erosion control. All seedling and shrub plants must be at least two years old. Seedlings without center buds and seedlings with pruned roots will not be accepted. Seedlings shall be set out and spaced according to recommended horticultural practices in both directions, all as approved by the Board. Until established, such planted areas shall be protected from erosion by a combination of mulch and structural erosion control devices, as outlined in the erosion control plan as approved by the Board.
- H. The character of the restored landscape shall blend with the surrounding natural features. At the Board's discretion, shrubbery, ground cover, and other planting materials shall be used to complement tree planting, but shall not be the sole contribution to the landscaping.
- I. Stockpiled topsoil shall be spread over the disturbed area, except for exposed rock ledge, to a depth sufficient to allow establishment and maintenance of vegetation. Areas posing the most critical problems for re-vegetation shall be given first priority. In the event that the stockpiled topsoil is insufficient, the applicant may request permission from the Board to replace the layers of earth with an adequate amount of comparable material that is sufficient for the growth of natural vegetation, but no bio-solids or sludge shall be used. The disturbed areas should be limed and fertilized, if necessary, seeded with a grass or grass-legume mixture, and mulched in quantity that will establish a firm cover of vegetation.
- J. All vegetative debris, earth, stumps, boulders, etc. shall be lawfully disposed of in a manner acceptable to the Planning Board. Any type of stump dump must be documented with the Town of Goshen and with the state.

- K. No standing bodies of water created by the excavation will be left if they create a public health or safety hazard or adversely affect an aquifer.
- L. The topography shall be left so that water draining from the site leaves the property at the original, natural drainage points and in the natural proportions of flow, or the applicant shall identify through a drainage study the change in flows both in direction and in quantity and provide drainage easements from any affected downstream property owner(s).
- M. No area shall be left in such a condition that erosion of the area after completion of the work may result in water pollution by silt or other deleterious substances. The areas will be left in such shape and condition that material will not wash, block, or obstruct drainage ways.
- N. Unless written permission has been obtained from the Planning Board to preserve fire or other access roads (paved or unpaved) to excavated areas, such roads shall be obliterated as part of the reclamation plan.
- O. The applicant or his assigns shall be responsible for successful establishment of native species after completion of the reclamation plan. A reclamation bond shall be maintained until such time as it is agreed by the Board that reclamation has been successfully accomplished. In no case shall there be a Board certification of successful reclamation until natural species are established.
- P. The reclamation bond shall not be released until a qualified professional consultant has inspected the site, at the applicant's expense in accordance with RSA 155-E:11, III, and has determined that reclamation has been successfully accomplished. (See also Section III.10.F of these regulations.)

III.5-a. Incremental Reclamation

The provisions of RSA 155-E:5-a shall apply.

III.5-b. Exceptions

In addition to following the provisions of RSA 155-E:5-b to request an exception to the standards of RSA 155-E:4-a, :5, and :5-a, the applicant may use the following procedures to request exceptions and waivers from certain provisions of these regulations:

- A. The applicant may follow the provisions of RSA 155-E:5-b to request exceptions to the provisions of Sections III.4-a and III.5 of these regulations.
- B. The applicant may request waivers to the submission requirements for specific provisions of the Excavation Plan, the Reclamation Plan, or the attachments thereto

which are called for herein. Any such request must be made in writing at the time of the initial submission of the application, and shall state specifically which submission requirements the applicant requests the waivers for, the reasons why the waivers are being sought, and reasonable alternatives where appropriate. All waivers must be discussed at a public hearing, which shall be held prior to any Board decision to accept the application as complete. The Board's decision on waiver requests must be in writing and shall state specifically why waivers were not granted or what submission requirements are being waived and what alternatives are accepted. The Board's decision on waiver requests may be appealed in accordance with RSA 155-E:9.

III.6. Application for Amendment or Renewal

To ensure the efficient implementation of the standards provided in RSA 155-E:6, the following shall apply to all commercial excavations covered by these regulations:

- A. If a permit renewal is desired, the owner or applicant shall submit an application for permit renewal at least 90 days prior to the expiration of the existing excavation permit. From a substantive standpoint, an application for renewal will be treated like an original application and the procedure specified in Section III.7 of these regulations shall be followed. The Board shall have the same substantive authority as with a new permit application, however neither the applicant nor the Board need duplicate information or aspects of the prior application and permit which have not changed and which are not proposed to change.
- B. When the scope of an existing excavation is proposed to be altered so as to create a material change or expansion of the use outside of that which was previously approved, the owner or applicant shall apply for and obtain a special exception from the Goshen ZBA prior to applying to the Planning Board for a plan amendment under RSA 155-E:6.
- C. The Board shall not, either as part of a request for amendment or as part of a renewal application, address any request to change or alter a condition or limitation imposed by the Board as part of a prior hearing concerning the particular property, unless the applicant first demonstrates to the satisfaction of the Board that there exists a material change of circumstances affecting the merits of the condition or limitation involved.
- D. An application for an amendment of an existing permit shall be handled in accordance with the procedure for administrative or compliance hearings as specified in Section III.9 of these regulations.

III.7. Application Process and Hearings

This section supplements the standards of RSA 155-E:7 by specifying detailed requirements for an orderly application process.

Nothing in these regulations shall prevent any party, prior to submitting a full application as set forth herein, from appearing before the Board for a general conceptual consultation concerning a proposed excavation, or for the purpose of clarifying the review procedure.

Before the Board shall act on an application for a new or expanded commercial excavation, the applicant shall apply for and obtain a special exception from the Goshen ZBA. To qualify for a special exception, the proposed excavation must meet the criteria for special exceptions and standards for commercial use as set forth in the Goshen Zoning Ordinance.

Prior to the Board rendering a decision on an application for an excavation permit, a public hearing must be held, with due notification of all abutters and the public, in accordance with RSA 155-E:7. The procedure for applying for a permit is as follows:

A. Filing the Application

A completed application, as described in Section III.3 of these regulations, shall be submitted to and accepted for consideration by the Board only at a regularly scheduled meeting of the Board. The applicant shall contact the Board Chairman or Board Secretary at least 10 days prior to the meeting to schedule time on the agenda.

1. The applicant must obtain the names and addresses of abutters from the Town records not more than five days before filing the application.
2. The application will be reviewed with the applicant at the meeting and will be accepted by the Board only if it is found on a preliminary basis to meet all submission requirements as set forth in Section III.3 of these regulations, "Application for Permit (Content of Application)." Acceptance of the application shall not, however, preclude any party, or the Board itself, from later revisiting the issue of whether particular elements of the application meet the submission requirements.
3. If the applicant makes a request to waive any required application submission items, the application will be considered to be incomplete and a submission hearing shall be publicly noticed and held, at the applicant's expense in accordance with RSA 155-E:11, III, before the Board can determine completeness of the application.
4. If the Board determines that the application is incomplete for any reasons outside of waiver requests, another meeting must be scheduled for submission.

B. Board Action on Application

1. Provided that the Board determines on a preliminary basis that the application is complete, the Board shall vote to accept the application, after which time the Board has 30 days to schedule a public hearing.
2. Within 20 days of the close of the public hearing on the application, or any continuation thereof, the Board shall make a decision. Notice of this decision shall be recorded in the minutes of the meeting and placed on file in the Town Office within 144 hours.
3. The applicant shall receive a written copy of the minutes of the meeting at which the decision was made along with the decision. If the application was approved with special conditions, these conditions shall also be stated. In the event that the application is disapproved, the reasons for the disapproval shall be given in writing.

C. Notices Required for Public Hearing(s)

1. All abutters will be notified by certified mail, not less than 10 days prior to a public hearing at which application waiver requests will be considered and/or prior to the public hearing at which the permit will be considered. Public notice will appear in a newspaper of general circulation and will be posted in at least three public places in Goshen not less than 10 days prior to the hearing. The 10-day period shall not include the day of publication nor the day of the meeting, but shall include any Saturdays, Sundays, and legal holidays within said period. The Town will bill the applicant for the cost of the certified mailing to abutters and the cost of the advertisement in accordance with RSA 155-E:11, III.
2. The notice must include the location and general description of the proposal, as well as the date, time, and place of the hearing.
3. The applicant shall be charged an administration fee for costs of the public hearing or hearings, as set by the Board in accordance with RSA 155-E:11, III. In the event of a situation requiring a continuation of a permit hearing, the applicant shall be responsible for an administration fee for each continuation.

D. Prerequisites to Board Approval of Application

1. If deemed necessary by the Board, an inspection of the proposed site shall be conducted by the Board. If further deemed necessary by the Board, the Board shall be accompanied by a representative of NRCS or another qualified consultant, at the applicant's expense in accordance with RSA 155-E:11, III.
2. If the Board deems it necessary, it shall require a representative of NRCS, an engineer, or other expert(s) to review plans or to conduct impact studies and shall

request the Town’s Counsel to review the final permit, at the applicant’s expense in accordance with RSA 155-E:11, III.

3. The Board shall rely upon a consultant to recommend the amount of a bond and the Board will establish the amount prior to the issuance of a permit. Unless waived by the Board, the applicant shall deliver a bond to the Town Clerk in an amount sufficient to guarantee permit compliance. The reclamation portion of the bond shall be based on the acreage of the project or approved phases and the estimated per-acre reclamation costs. The character and nature of the area adjacent to the excavation site and the future suitable use of the land involved shall be considered in estimating the cost of reclamation. The bond amount shall include the cost of reclamation of the site plus an additional ten percent (10%). In addition, the bond shall include an amount to guarantee compliance with the requirements of these regulations. In accordance with RSA 155-E:11, III, the applicant shall be responsible for the expense of a consultant determining the bond amount.

4. If the applicant or excavator or any of their corporate officers or principal owners or subsidiaries has held an excavation permit which has been suspended or revoked or has forfeited a reclamation bond or similar security in New Hampshire or any other jurisdiction of the United States within the 5-year period prior to submission of the application, and if such revocation or forfeiture has not been successfully appealed, then the Board shall require an irrevocable letter of credit issued by a bank to secure any required improvements or permit conditions.

III.8. Issuance of Permit

This section supplements RSA 155-E:8 by providing details on its provisions.

- A. If the Board, after the public hearing, approves the application it shall, upon receipt of all applicable fees and expenses owed by the applicant, grant a permit to the applicant for an excavation. The applicant shall be responsible for the Excavation Permit fee per RSA 155-E:8. In accordance with RSA 155-E:11, I and III, the applicant shall also be responsible for the fees and expenses listed in the following table.

Fees and Expenses To Be Paid by the Applicant	
Fee or Expense	Reference Section in These Regulations
Application fee	III.3.F
Cost of notification of abutters	III.7.A.3, III.7.C.1
Cost of publication of hearing notice	III.7.A.3, III.7.C.1
Administration fee for Public Hearing	III.7.A.3, III.7.C.3
Expenses for review of plans or documents, inspection of site, or special studies deemed necessary by the Board	III.3.B.3, III.3.C, III.3.G, III.7.D.1, III.7.D.2, III.7.D.3

- B. The permit shall be valid for three (3) years and the expiration date shall be specified on the permit.
- C. The permit shall contain specific conditions of approval as are necessary to ensure compliance with RSA 155-E and these regulations.
- D. A copy of the permit shall be prominently posted at the principal access to the excavation site.
- E. The permit shall be issued only to the owner of the property and shall not be assignable or transferable without prior written consent of the Board.

III.9. Appeal

The provisions of RSA 155-E:9 shall apply. In addition, administrative and compliance hearings may be requested and held in accordance with the following procedures:

- A. Upon the request of any person directly affected or aggrieved, or upon its own motion, the Board may hold a public hearing for purposes of making an administrative decision in its role as regulator under RSA 155-E, upon any matter concerning the construction, interpretation, or application of RSA 155-E or of these regulations to particular circumstances or property. Notice for such hearings shall be as set forth in Section III.7.C of these regulations, including notice to the party making the request, the owner(s) of the property involved (if different from the requesting party), and to abutters of that property. The costs of notice shall be paid by the party, if any, making the request, unless waived by the Board.
- B. Matters subject to such a hearing include, but are not limited to, the following:
 - 1. The possible restriction or modification of the limits of permissible expansion of an existing excavation, as set forth in RSA 155-E:2, I(b).
 - 2. Whether, and to what extent, a particular property or excavation may be exempt from a permit under RSA 155-E, including the construction, interpretation, or application of the exemption provisions of RSA 155-E:2 and :2a.
 - 3. The construction, interpretation, or clarification of any condition of approval included with a permit.
 - 4. Whether a permit should be revoked on the grounds of violations or misstatements, as set forth in RSA 155-E:10, I.
 - 5. Applications for exceptions under RSA 155-E:5-b, for those excavations which are exempt from permits.

6. Applications for amendments to permits under RSA 155-E:6.
- C. Requests for such hearings shall be in writing and shall specify with particularity the matter requested to be heard, and a statement of reasons why the Board should grant the request for a hearing.
- D. The Board shall decide within 30 days of receiving any such request whether or not to grant the hearing. The Board may deny such a request if it determines that no substantial question of construction, interpretation, application, or compliance is presented, or if it determines that the matter has been adequately addressed in some prior proceeding, and no material change of circumstances affecting the merits of the question have occurred since that time. When such a request is denied, the reasons for denial shall be stated in the Board's written minutes.
- E. A decision made at such a hearing, or a decision by the Board to deny a request for a hearing, may be appealed as set forth in RSA 155-E:9.

III.10. Enforcement

To effectively monitor permitted commercial excavations and implement the provisions of RSA 155-E:10, the following provisions shall apply:

- A. The Board or its designee shall conduct site inspections to verify permit compliance. These shall be done on an annual basis in the fall of the year unless a more frequent schedule is necessary due to special characteristics of the Excavation Plan or Reclamation Plan. The Board or its designee may make announced and unannounced inspections and investigations of the site to ensure orderly and responsible operation of the plans and may make inspections based on citizen complaints. Whenever possible, inspections shall be conducted in the presence of the applicant or his duly authorized employees or representatives, and the applicant shall be available or be responsible for making such other persons available for inspections.
- B. The applicant shall immediately notify the Board of any inability to perform any conditions of its permit. Any alteration of any conditions of a permit shall require a permit amendment as set forth in Section III.6 above, "Application for Amendment or Renewal." Requests for alterations may also be addressed in conjunction with any required permit renewal for an ongoing operation.
- C. At least two weeks before any blasting takes place, the applicant shall obtain a blasting permit from the Goshen Board of Selectmen or its designee. The Selectmen or its designee shall notify all abutters and others who might be affected by the blasting. If any blasting activities are conducted, a log of all blasting activities shall be submitted to the Planning Board and the Board of Selectmen on a quarterly basis.

- D. The applicant shall copy the Board on all correspondence between itself and all governmental agencies within five business days. In particular, the applicant shall provide the Board with copies of its biennial filing with the Department of Environmental Services and the engineering plan which it is required to submit to the state every six years, as well as the annual “Notice of Intent to Excavate” form and the annual “Report of Excavated Material” report that are filed with the Goshen Board of Selectmen.
- E. In the fall of each year, the applicant shall also submit an updated sketch map that shows with reasonable accuracy all changes in the location of haul roads, berms, fences, and physical features. This map shall indicate all areas worked during the production season just ending, and shall be in sufficient detail for the Board to assure compliance with the details of the Excavation Plan and Reclamation Plans. The applicant shall provide copies of this map to the Board in advance of the Board’s annual inspection on the site.
- F. The reclamation portion of the bond shall be released when the reclamation has been completed and a final satisfactory site inspection has been conducted by the Board or its designee. In no case shall there be any release of the reclamation portion of the bond until native species have been successfully established, as required by Section III.5.O of these regulations. The remainder of the bond shall be released after a final satisfactory inspection by the Board or its designee after any bonded work has been completed.
- G. If no earth material of sufficient weight or volume to be commercially useful has been removed from a permitted site during any two-year period, the excavation shall be deemed “abandoned.” Abandoned excavations shall be subject to a revocation procedure consistent with RSA 155-E:10 and with the hearing process described in Section III.9 of these regulations.

IV. Other Regulations

Where these regulations are in conflict with other local ordinances and/or regulations, the more stringent shall apply.

All other local, state, or federal regulations pertaining to earth excavation, filling, water pollution control, blasting, and logging shall be complied with.

V. Separability

The invalidity of any provision, sentence, paragraph, etc. or this regulation shall not affect the validity of any other provision, sentence, paragraph, etc.

Application for Excavation Permit

Town of Goshen

Application for Excavation Permit

Pursuant to the Provisions of New Hampshire RSA 155-E, as amended, and in accordance with the Town of Goshen Excavation Regulations, application is made for a permit for earth excavation in the Town of Goshen. The proposed excavation shall meet all requirements of RSA 155-E and the Town of Goshen Excavation Regulations unless a written request for a waiver is attached and is granted by the Goshen Planning Board at a public hearing.

Name of property owner: _____ Telephone: _____

Mailing address: _____

Name of excavator: _____ Telephone: _____
(If other than owner)

Mailing address of excavator: _____

Name of Site Manager: _____ Telephone: _____
(Please provide the name of a person who can be contacted about issues or problems at the site and a telephone number to call for issues, problems, or emergencies.)

Location of existing or proposed excavation: _____

Tax Map: _____ Lot Number: _____ Zoning District(s): _____

Reason for application – check as applicable:

- Permit for new excavation
- Expansion of existing permitted excavation site
- Amendment to existing permit
- Renewal of existing permit

For an existing excavation, date of commencement of operations: _____

For this application to be complete, the items listed in Section III.3 of the Town of Goshen Excavation Regulations must be attached. These attachments include the following:

- A. Excavation Plan (see Section III.3.A)
- B. Attachments to Excavation Plan (see Section III.3.B)
- C. Reclamation Plan (see Section III.3.C)
- D. Attachments to Reclamation Plan (see Section III.3.D)
- E. Administrative Items (see Section III.3.E)
- F. Application Fee (see Section III.3.F)

The Planning Board may waive specific items in paragraphs A through D above if a rational justification for the exclusion of said items is submitted with this application, in accordance with Section III.5-b.B of the Town of Goshen Excavation Regulations.

At least six (6) copies of this application and all attachments shall be submitted at the Town Office for the Planning Board, and one copy shall be submitted for the Goshen Conservation Commission. In cases where the Board determines that a proposed excavation may have regional impact, the applicant shall submit an additional copy of the application and all its attachments, which the Board will submit to the Upper Valley Lake Sunapee Regional Planning Commission.

Signature of Property Owner: _____ Date: _____

(If signed by other than property owner, a letter of authorization is required.)

For Town of Goshen use only:
Application received by: _____ Date: _____