

JOINT MEETING - COMMITTEE ON INFRASTRUCTURE AND  
PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

JANUARY 11, 2022

7:15 PM or immediately after Special Board of Aldermen

Aldermanic Chamber

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PUBLIC COMMENT

COMMUNICATIONS

UNFINISHED BUSINESS

PETITIONS

Petition for Street Discontinuance – Dozer Road (A-712)

Petition for Street Discontinuance – Dozer Road Lots (A-990, 132-85, A-994, A-768, A-68, 132-1, A-67, and A-58)

NEW BUSINESS – RESOLUTIONS

**R-22-077**

Endorsers: Alderman Richard A. Dowd  
Alderman-at-Large Michael B. O'Brien, Sr.  
Alderman Patricia Klee  
Alderman Alex Comeau  
Alderman June M. Caron  
Alderman Derek Thibeault  
Alderman-at-Large Lori Wilshire

**REGARDING THE CARE AND CONTROL OF 9 RIVERSIDE STREET**

NEW BUSINESS - ORDINANCES

DISCUSSION

- NIMCO building and Millyard

TABLED IN COMMITTEE

GENERAL DISCUSSION

PUBLIC COMMENT

REMARKS BY THE ALDERMEN

ADJOURNMENT

## PETITION FOR STREET DISCONTINUANCE

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TO THE HONORABLE BOARD OF ALDERMAN OF THE CITY OF NASHUA:

Pursuant to the Nashua Revised Ordinances, Chapter 19, Section 19-36, the undersigned requests that the following described portion of Dozer Road known as Lot A-712, be discontinued from public dedication or use:

A CERTAIN PARCEL OF LAND SITUATED WESTERLY OF THE F.E EVERETT TURNPIKE AND ON LOT A-712 IN THE CITY OF NASHUA, COUNTY OF HILLSBOROUGH, STATE OF NEW HAMPSHIRE, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY SIDELINE OF THE EXISTING DOZER ROAD AT THE NORTHEAST CORNER OF SAID LOT A-712; SAID POINT BEING 159.51 FEET LEFT AND OPPOSITE STA. 40+15.00 OF THE CENTERLINE OF RAMP "H" OF THE F.E. EVERETT HIGHWAY, THENCE

S 81° 32' 00" E, A DISTANCE OF 74.08 FEET, CROSSING DOZER ROAD TO THE WESTERLY SIDELINE OF SAID RAMP "H", THENCE

S 41° 06' 57" W, A DISTANCE OF 110.50 FEET ALONG THE WESTERLY SIDELINE OF SAID F.E. EVERETT TURNPIKE RAMP "H" TO A POINT; AND

S 31° 42' 03" W, A DISTANCE OF 109.33 FEET ALONG THE WESTERLY SIDELINE OF SAID F.E. EVERETT TURNPIKE RAMP "H" TO A POINT; AND

S 25° 11' 31" W, A DISTANCE OF 441.39 FEET ALONG THE WESTERLY SIDELINE OF SAID F.E. EVERETT TURNPIKE RAMP "H" TO A POINT; AND

S 07° 27' 58" W, A DISTANCE OF 168.79 FEET ALONG THE WESTERLY SIDELINE OF SAID F.E. EVERETT TURNPIKE RAMP "H" TO A POINT; SAID POINT BEING THE NORTHEAST CORNER OF LOT A-1011 AND THE FORMER NORTHEAST CORNER OF DOZER ROAD, PREVIOUSLY DISCONTINUED, AND

PETITION FOR STREET DISCONTINUANCE

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NOW THE NORTHEAST CORNER OF A 60 FT. WIDE PUBLIC ACCESS EASEMENT, THENCE

S 71° 53' 12" W, A DISTANCE OF 73.50 FEET, CROSSING DOZER ROAD ALONG THE NORTHERLY LOT LINE OF SAID LOT A-1011 TO A POINT, SAID POINT BEING THE SOUTHEAST CORNER OF SAID LOT A-712 AND ON THE WESTERLY SIDELINE OF DOZER ROAD; THENCE

N 00° 15' 44" E, A DISTANCE OF 336.49 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE EASTERLY LOT LINE OF LOT A-712 TO A POINT, AND

N 40° 08' 11" E, A DISTANCE OF 365.48 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE EASTERLY LOT LINE OF LOT A-712 TO A CONCRETE N.H. HIGHWAY BOUND, SAID BOUND BEING 145.00 FEET LEFT AND OPPOSITE STA. 39+50.00 OF THE CENTERLINE OF RAMP "H" OF THE F.E. EVERETT HIGHWAY, AND

N 31° 42' 07" E, A DISTANCE OF 109.32 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE EASTERLY LOT LINE OF LOT A-712 TO A CONCRETE N.H. HIGHWAY BOUND, SAID BOUND BEING 149.79 FEET LEFT AND OPPOSITE STA. 40+45.93 OF THE CENTERLINE OF RAMP "H" OF THE F.E. EVERETT HIGHWAY, AND

N 31° 42' 07" E, A DISTANCE OF 79.79 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE EASTERLY LOT LINE OF LOT A-712 TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 72,601 SQ.FT., MORE OR LESS

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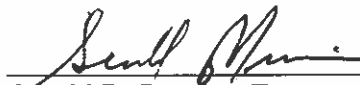
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The street discontinuance is being petitioned by:


John Flatley Co.

By its attorneys:  
Prunier & Prolman, P.A.

Dated: 10/7/2022

  
\_\_\_\_\_  
Gerald R. Prunier, Esq.  
20 Trafalgar Square, Suite 100  
Nashua, NH 03063  
603-883-8900

The petitioner has submitted a reproducible plan of the proposed street discontinuance showing the abutting owners, the location of the new proposed property lines, any existing utilities, and the new bounds to be set.

Plan and Petition received: Date: 11/15/2022   
\_\_\_\_\_  
City Clerk

The foregoing petition ( ) is ( ) is not Recommended for approval:

The foregoing petition ( ) is ( ) is not Recommended for approval:

\_\_\_\_\_  
City Engineer Date Chairman, Nashua Planning Board Date

Petition introduced at Board of Aldermen Meeting Date: December 13, 2022

Public Hearing conducted b the Committee on Infrastructure:

\_\_\_\_\_  
Date Time Place

In accordance with Chapter 19, Section 19-37, the foregoing petition was granted, conditional on the petition's recording the plan in the Hillsborough County Registry of Deeds, by the Board of Alderman and Mayor on: \_\_\_\_\_  
Date

ATTEST: \_\_\_\_\_  
Date City Clerk



## PETITION FOR STREET DISCONTINUANCE

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TO THE HONORABLE BOARD OF ALDERMAN OF THE CITY OF NASHUA:

Pursuant to the Nashua Revised Ordinances, Chapter 19, Section 19-36, the undersigned requests that the following described portion of Dozer Road known as Lots A-990, LOT 132-85, LOT A-994 & LOT A-768 AND EASTERLY OF LOT A-68, LOT 132-1, LOT A-67 & LOT A-58, be discontinued from public dedication or use:

A CERTAIN PARCEL OF LAND SITUATED WESTERLY OF THE F.E EVERETT TURNPIKE AND LOT A-990, LOT 132-85, LOT A-994 & LOT A-768 AND EASTERLY OF LOT A-68, LOT 132-1, LOT A-67 & LOT A-58, IN THE CITY OF NASHUA, COUNTY OF HILLSBOROUGH, STATE OF NEW HAMPSHIRE, AS SHOWN ON A PLAN ENTITLED "BOUNDARY, DISCONTINUANCE – CONSOLIDATION & LOT LINE ADJUSTMENT PLAN – GATEWAY HILLS – TAX MAP LOTS A-58 & A-768, A-67 & A-994 – 132-1 & 132-85, A-68 & A-990 AND 114-231 – AND DOZER ROAD – PREPARED FOR: - JOHN FLATLEY COMPANY – LAND OF: - JOHN J. FLATLEY", SCALE 1"=100', DATED NOVEMEBR 1, 2021 AND LAST REVISED JUNE 20, 2022, BY FIELDSTONE LAND CONSULTANTS, PLLC, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A CONCRETE N.H. HIGHWAY BOUND SET IN A STONE WALL AT THE NORTHWEST CORNER OF THE EXISTING DOZER ROAD AT THE NORTHEAST CORNER OF LOT A-68; SAID BOUND MARKING THE NORTHERLY END OF DOZER ROAD AT THE SOUTHELY LOT LINE OF LOT A-82, THENCE

N 57° 25' 41" E, A DISTANCE OF 43.45 FEET, TO A DRILL HOLE IN SAID STONE WALL, THENCE

N 57° 19' 21" W, A DISTANCE OF 6.63 FEET ALONG SAID STONE WALL TO A POINT; SAID POINT BEING THE NORTHEAST CORNER OF THE EXISTING DOZER ROAD, THE NORTHWEST CORNER OF LOT A-990 AND THE NORTHERLY END OF DOZER ROAD AT THE SOUTHERLY LOT LINE OF LOT A-82, THENCE

S 35° 36' 38" E, A DISTANCE OF 301.83 FEET ALONG THE EASTERLY SIDELINE OF DOZER ROAD AND THE WESTERLY LOT LINE OF SAID LOT A-990; THENCE

S 23° 04' 33" E, A DISTANCE OF 333.17 FEET ALONG THE EASTERLY SIDELINE OF DOZER ROAD AND THE WESTERLY LOT LINE OF SAID

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LOT A-990, CROSSING A STONE WALL AND CONTINUING ALONG THE WESTERLY LOT LINE OF LOT 132-85 TO A POINT; THENCE

S 19° 38' 58" E, A DISTANCE OF 411.69 FEET ALONG THE EASTERLY SIDELINE OF DOZER ROAD AND THE WESTERLY LOT LINE OF SAID LOT 132-85, CROSSING A STONE WALL AND CONTINUING ALONG THE WESTERLY LOT LINE OF LOT A-994 TO A POINT; THENCE

S 19° 50' 23" E, A DISTANCE OF 765.96 FEET ALONG THE EASTERLY SIDELINE OF DOZER ROAD AND THE WESTERLY LOT LINE OF SAID LOT A-994, CROSSING A STONE WALL AND CONTINUING ALONG THE WESTERLY LOT LINE OF LOT A-768 TO A POINT; SAID POINT BEING ON A STONE WALL AT THE SOUTHWEST CORNER OF SAID LOT A-768 AND THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED PORTION OF DOZER ROAD TO BE DISCONTINUED; THENCE

S 86° 59' 00" W, A DISTANCE OF 6.32 FEET ALONG SAID STONE WALL TO A DRILL HOLE AT THE WESTERLY END OF SAID STONEWALL; THENCE

S 86° 35' 59" W, A DISTANCE OF 41.83 FEET TO A DRILL HOLE AT THE EASTERLY END OF ANOTHER STONE WALL; THENCE

S 86° 38' 55" W, A DISTANCE OF 3.99 FEET ALONG SAID STONE WALL TO A POINT; SAID POINT BEING AT THE SOUTHEAST CORNER OF LOT A-58 AND THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED PORTION OF DOZER ROAD TO BE DISCONTINUED; THENCE

N 19° 50' 23" W, A DISTANCE OF 751.24 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE EASTERLY LOT LINE OF SAID LOT A-58, CROSSING A STONE WALL AND CONTINUING ALONG THE EASTERLY LOT LINE OF LOT A-67 TO A POINT;

N 19° 38' 58" W, A DISTANCE OF 410.28 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE EASTERLY LOT LINE OF SAID LOT A-67, CROSSING A STONE WALL AND CONTINUING ALONG THE EASTERLY LOT LINE OF LOT 132-1 TO A POINT; THENCE

S 23° 04' 33" E, A DISTANCE OF 326.15 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE EASTERLY LOT LINE OF SAID LOT 132-1, CROSSING A STONE WALL AND CONTINUING ALONG THE EASTERLY LOT LINE OF LOT A-68 TO A POINT; THENCE

N 35° 36' 38" W, A DISTANCE OF 299.02 FEET ALONG THE WESTERLY SIDELINE OF DOZER ROAD AND THE WESTERLY LOT LINE OF LOT A-68 TO THE POINT OF BEGINNING.

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SAID PARCEL CONTAINS 89,984 SQ.FT., MORE OR LESS



PETITION FOR STREET DISCONTINUANCE

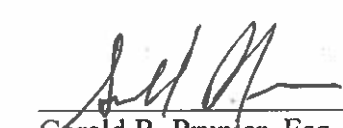
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The street discontinuance is being petitioned by:


John Flatley Co.

By its attorneys:  
Prunier & Prolman, P.A.

Dated: 10/7/2022

  
\_\_\_\_\_  
Gerald R. Prunier, Esq.  
20 Trafalgar Square, Suite 100  
Nashua, NH 03063  
603-883-8900

The petitioner has submitted a reproducible plan of the proposed street discontinuance showing the abutting owners, the location of the new proposed property lines, any existing utilities, and the new bounds to be set.

Plan and Petition received: Date: 12/11/2022   
\_\_\_\_\_  
City Clerk

The foregoing petition ( ) is ( ) is not Recommended for approval:

The foregoing petition ( ) is ( ) is not Recommended for approval:

\_\_\_\_\_  
City Engineer Date

\_\_\_\_\_  
Chairman, Nashua Planning Board Date

Petition introduced at Board of Aldermen Meeting Date: \_\_\_\_\_

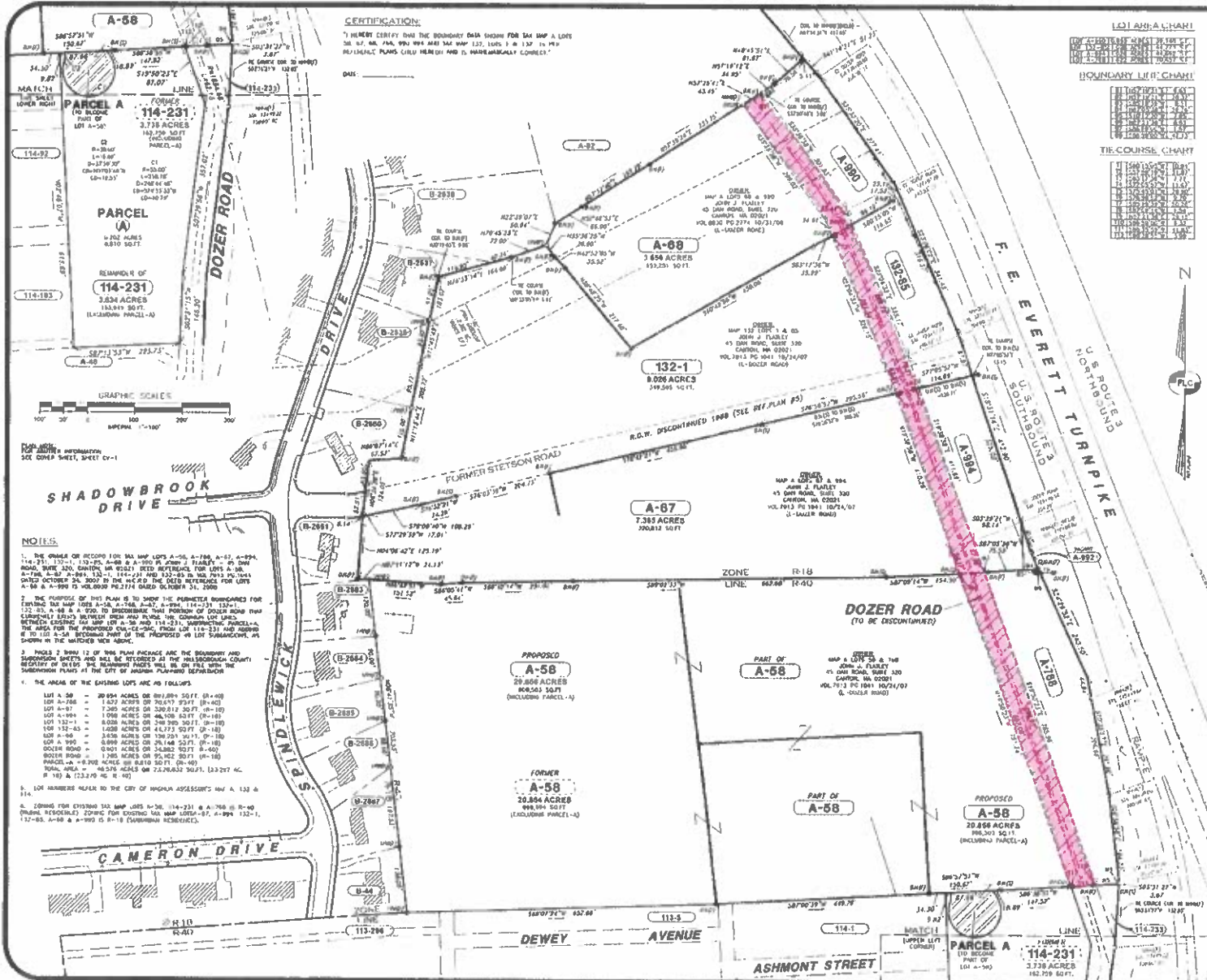
Public Hearing conducted b the Committee on Infrastructure:

\_\_\_\_\_  
Date Time Place

In accordance with Chapter 19, Section 19-37, the foregoing petition was granted, conditional on the petition's recording the plan in the Hillsborough County Registry of Deeds, by the Board of Alderman and Mayor on: \_\_\_\_\_  
Date

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

\_\_\_\_\_  
City Clerk



**CERTIFICATION:**  
 I HEREBY CERTIFY THAT THE BOUNDARY DATA SHOWN FOR EACH MAP LOT IS  
 TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT THE SAME IS  
 ACCURATE AND CORRECT.

**LOT AREA CHART**

LOT NO.	AREA (ACRES)	AREA (SQ. FT.)
A-58	20.894	918,200
A-67	7.355	320,812
A-68	3.654	159,251
A-90	3.738	163,700
B-2800	1.000	43,560
B-2801	1.000	43,560
B-2802	1.000	43,560
B-2803	1.000	43,560
B-2804	1.000	43,560
B-2805	1.000	43,560
B-2806	1.000	43,560
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B-2808	1.000	43,560
B-2809	1.000	43,560
B-2810	1.000	43,560
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B-2995	1.000	43,560
B-2996	1.000	43,560
B-2997	1.000	43,560
B-2998	1.000	43,560
B-2999	1.000	43,560
B-3000	1.000	43,560



- RELEVANT PLANS:**
- "SUBDIVISION PLAN - LOW HEIGHTS - PHASE 1 - MAP NO. 1011 - 11 BOSTON COMMON, NEW HAMPSHIRE - PREPARED FOR JOHN FLATLEY COMPANY - LAND OF JOHN J. FLATLEY, SCALE 1"=100' UNDER BOOK 27, 2015 AND LATER RECORDED AS PLAN # 27074 IN THE H.C.P.S. BY FIELDSTONE LAND CONSULTANTS, PLLC. RECORDED AS PLAN # 27074 IN THE H.C.P.S.
  - "LOT LINE RELOCATION, CONSOLIDATION, DISCONTINUANCE AND RESUBDIVISION PLAN - HIGHWAY 104, PHASE 1 - 2ND BRIDGE ROAD, DOZER ROAD INTERSECTION AND 1/4 MILE BOUNDARY - NEWHAM, NEW HAMPSHIRE - PREPARED FOR JOHN J. FLATLEY COMPANY - RECORDED UNDER BOOK 27, 2015, SCALE 1"=100' UNDER BOOK 27, 2015 AND LATER RECORDED AS PLAN # 27074 IN THE H.C.P.S. BY WATERS/SHANNON, INC. RECORDED AS PLAN # 27074 IN THE H.C.P.S.
  - "SUBDIVISION PLAN - LOT 44 / SHEET B - LOW HILLS ESTATES II - NEWHAM, NEW HAMPSHIRE - PREPARED FOR M. J. SHANNON & SONS, INC. - 7 SHEETS, SCALE 1"=100', DATED OCTOBER 1997, BY HATHORN & MAGNETTE, INC. RECORDED AS PLAN #21515 IN THE H.C.P.S.
  - "TRAIL SUBDIVISION PLAN - LOT 49 / SHEET B - LOW HILLS ESTATES II - PHASE 4 - NEWHAM, NEW HAMPSHIRE - PREPARED FOR M. J. SHANNON & SONS, INC. - 3 SHEETS, SCALE 1"=100', DATED AUGUST 1998 BY HATHORN & MAGNETTE, INC. RECORDED AS PLAN #19084 IN THE H.C.P.S.
  - "TRAIL SUBDIVISION PLAN OF A PORTION OF THE WILKINSON TRACT - NEWHAM, NEW HAMPSHIRE - PREPARED FOR GUY CARROLL - A LAST FORMAL SURVEY - NEWHAM, NEW HAMPSHIRE COUNTY, SCALE 1"=100' UNDER BOOK 29, 1986, BY HATHORN & MAGNETTE, INC. PLAN AVAILABLE FROM THE CITY OF NASHUA ENGINEERING OFFICE
  - "SUBDIVISION PLAN #21 - MAP 1142 - DATED 1980 - NEWHAM, NEW HAMPSHIRE - PREPARED FOR THE FIELDSTONE ENGINEERING OFFICE - THE CITY OF NASHUA, SCALE 1"=50', DATED JUNE 14, 2008, BY HATHORN & MAGNETTE, INC. PLAN AVAILABLE FROM THE CITY OF NASHUA ENGINEERING OFFICE
  - "DRAINAGE EASEMENT, JAMES A. HANNA, INC. GRANTED BY A.H. CHAPMAN LAND CO. PUBLIC ROAD "SCALE 1"=100' DATED 1978 - 1979 - 4 SHEETS, DATED 1978, RECORDED AS PLAN #28 IN THE H.C.P.S.
  - "PLAN OF PART OF NASHUA TERRACE - NEWHAM, NEW HAMPSHIRE - LOT 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570,



## RESOLUTION

### REGARDING THE CARE AND CONTROL OF 9 RIVERSIDE STREET

### *CITY OF NASHUA*

*In the Year Two Thousand Twenty-Two*

**WHEREAS**, the Board of Public Works and the Aldermanic Infrastructure Committee are currently jointly directing the construction of a new building on West Hollis Street for use by the Public Works Division;

**WHEREAS**, once that new building is completed, the Board of Public Works no longer needs the building at 9 Riverside Street for public works division purposes;

**WHEREAS**, Nashua City Charter §60 provides that if a building “shall no longer be used for the purposes of the public works department the care and control thereof shall revert to the city”;

**WHEREAS**, at their meeting on November 17, 2022, the Board of Public Works voted unanimously “to transfer the Division of Public Works administration building oversight from the Board of Public Works to the Board of Aldermen on or around March 1, 2023 when it is no longer needed by the Division of Public Works”;

**WHEREAS**, the Nashua Police Commission would like to utilize the building at 9 Riverside Street for Police Department purposes once the Division of Public Works moves out; and

**WHEREAS**, at their meeting on November 28, 2022, the Board of Police Commission voted unanimously to request the Board of Aldermen transfer the care and control of the building at 9 Riverside Street to the Board of Police Commissioners effective March 1, 2023, or once it is no longer needed by the Division of Public Works.

**NOW THEREFORE BE IT RESOLVED** that the Board of Aldermen of the City of Nashua grants care and control of 9 Riverside Street to the Board of Police Commissioners for the use of the Police Department, effective March 1, 2023, or once the building is no longer needed by the Division of Public Works.

**LEGISLATIVE YEAR 2022**

**RESOLUTION:**

**R-22-077**

**PURPOSE:**

**Regarding the care and control of 9 Riverside Street**

**SPONSOR(S):**

**Alderman Richard A. Dowd  
Alderman-at-Large Michael B. O'Brien, Sr.**

**COMMITTEE  
ASSIGNMENT:**

**Committee on Infrastructure**

**FISCAL NOTE:**

**None.**

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**ANALYSIS**

This legislation grants care and control of 9 Riverside Street to the Board of Police Commissioners for the use of the Police Department, effective March 1, 2023, or once the building is no longer needed by the Division of Public Works.

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**Approved as to form:**

**Office of Corporation Counsel**

**By:**

*Douglas Clarke*

**Date:**

*17 December 2022*