



Town of Allenstown
Planning Board
16 School St.
Allenstown, NH 03275
603-485-4276 ext. 113
planningboard@allenstownnh.gov

March 20th, 2014

Advanced Excavating and Paving
166 Granite St.
Allenstown, NH 03275

RE: Violation of Site Plan

The Planning Board believes that you may be in violation of the site plan for your property located at 166 Granite St. It appears that you are conducting activities beyond the limits of your approved site plan.

You must apply for a new site plan to seek approval for activities beyond that which was approved in your original site plan. As it appears that you are in violation of your present site plan you must seek a new plan immediately or cease all activities that exceed the present site plan. Your failure to address this matter could result in revocation of your site plan. The Planning Board will seek a cease and desist order to prohibit further activities at this location if you fail to address this matter by May 1st, 2014. The Planning Board will seek fines through the superior court for each day that you are in violation. Additionally the Planning Board will seek to recover the costs of the enforcement action through the court.

The ordinances, regulations and applications can be found on the Town's website on the Planning Board page at the link below;

<http://www.allenstown.org/planning-board/pages/regulations-permits-and-applications>

If you have any questions or concerns please do not hesitate to contact Building Inspector Dana Pendergast, dpendergast@allenstownnh.gov 603-485-4276 x 113.

Chris Roy
Chairman, Planning Board



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RE: Excavation Permit

The Planning Board in accordance with the provisions of the Town's Excavation Ordinance has issued you in the past a permit to excavate on your property located on Gilbert Rd. Excavation permits are valid for a 12 month period. At this time Advanced Excavating and Paving does not have a valid permit to excavate from this location.

You must apply for an excavation permit immediately if you plan to continue excavation operations at this location. The Planning Board will seek a cease and desist order to prohibit further excavation activities at this location if you are unable to obtain a valid permit from the Planning Board by May 1st, 2014. The Planning Board will seek fines through the superior court for each day that you are in violation. Additionally the Planning Board will seek to recover the costs of the enforcement action through the court.

The Excavation Ordinance and applications can be found on the Town's website on the Planning Board page at the link below;

<http://www.allenstown.org/planning-board/pages/regulations-permits-and-applications>

If you have any questions or concerns please do not hesitate to contact Building Inspector Dana Pendergast, dpendergast@allenstownnh.gov 603-485-4276 x 113.

Chris Roy
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16 School Street
Allenstown, NH 03275

OFFICE OF THE PLANNING BOARD

PHONE: 603-485-4276 FAX: 603-485-8669 Email: croy@allenstownnh.gov

NOTICE OF VIOLATION

OWNER (Lessee): William Gelinis
Advanced Excavating

DATE: March 20, 2014

MAILING ADDRESS: 166 Granite St
Allenstown NH

ADDRESS OF PROPERTY WHERE VIOLATION HAS BEEN OBSERVED: 1 Gilbert Rd.

MAP AND LOT NUMBER: 409-031

YOU ARE IN VIOLATION OF: Town of Allenstown, Earth removal Regulations
Section XVI.A.2

Section XVI: Administration and Enforcement

A. Permits

1. Permits shall be issued only to the owner or his agent and shall not be transferable without the prior written consent of the Allenstown Planning Board. A copy of the permit shall be prominently displayed at the site or the principal access to the site.
- 2) A permit shall be valid for 1 year and the expiration date shall be specified.
- 3) Failure to file for a permit shall be considered a violation and operators who fail to file will be issued an order to cease and desist.
- 4) The Board may include in the permit any such reasonable conditions as are consistent with the purpose of these regulations.
- 5) The Board will establish a schedule by which all permitted sites are inspected on a regular basis.

You are hereby ordered to remedy the violation of the Allenstown Earth Removal Regulations in regards provisions as stated below.

FACTS CONSTITUTING THE VIOLATION: After a review of the file no current permit is on file

CORRECTIVE ACTION REQUIRED:

Corrective action for the violations noted must be completed within 30 days. Please contact the Planning Board to further discuss this issue.

NAME: 
Chris Roy Town of Allenstown Planning Board Chairman

Date: 3-20-14

THIS CONSTITUTES OFFICIAL NOTICE OF REQUIRED ACTION

Fines, penalties and remedies for violations of this regulation shall be the same as for violations of RSA 676:15, 17, 17-a, and 17-b.

Cc: File.
 Planning Board
 Board of Selectmen