A Resolution

Pursuant to the provisions of RSA 231:163 and RSA 43:2, the Board of Selectmen held a Public Hearing on Wednesday, November 6, 2013 to determine if it would be in the best interests of the public good to amend all of the existing pole licenses issued by the Town of Thornton through November 6, 2013 to include language regarding taxation pursuant to RSA 72:23.

As a result of the public Hearing, the Board of Selectmen have found it is in the best interests of the public good to amend these existing pole licenses to include the following language:

In accordance with the requirements of RSA 72:23, (l)(b), this license is granted to the licensee(s) subject to the condition that the licensee(s) and any other entity using or occupying property of the municipality pursuant to this license shall be responsible for the payment of, and shall pay, all properly assessed real and personal property taxes no later than the due date. Failure of the licensee(s) to pay duly assessed personal and real property taxes when due shall be cause to terminate this license.

In accordance with the requirements of RSA 72:23, (l)(b), the licensee(s) hereunder and any other entity using or occupying the property of the municipality pursuant to this license shall be responsible for the payment of, and shall pay, both current and potential real and personal property taxes when due. Furthermore, in accordance with the requirements of RSA 72:23, (l)(b), the licensee(s) and any other entity using and/or occupying property of the municipality pursuant to this license shall be obligated to pay real and personal property taxes on structures or improvements added by the licensee(s) or any other entity using or occupying the property of the licensor pursuant to this license.

In addition, the Board of Selectmen for the Town of Thornton has found it to be in the best interests of the public good to adopt a revised Pole License form to be used by the Town of Thornton effective November 7, 2013 that included the same language noted above for all future pole licenses to be issued in the Town of Thornton.

Board of Selectmen, TOWN OF THORNTON, NH

Brad Benton, Chairman
Marjorie Peabody
John Paul-Hilliard

Roy Seaborn, Vice-Chairman
Steve Morton

November 6, 2013

Resolution: Pole Licensing
Petition - Permit for License of Utility Poles/Underground Conduit

DATE: _______________________

PETITIONER(S):

BUSINESS NAME: __________________________________________________________

CONTACT PERSON: __________________________________________________________

ADDRESS: ________________________________________________________________

PHONE: ___________________ FAX: ___________________ EMAIL: ________________

BUSINESS NAME: __________________________________________________________

CONTACT PERSON: __________________________________________________________

ADDRESS: ________________________________________________________________

PHONE: ___________________ FAX: ___________________ EMAIL: ________________

Attached hereto:

- Two signed copies of this “Petition for License”
- Location Plan, Land Survey, or Plan showing proposed location of utility pole(s) or underground conduit.
- Designation and definition for the following must be submitted (may be by reference to a map or plan filed with or attached to the petition or license):
  - the maximum and minimum length of poles,
  - the maximum and minimum height of structures,
  - the approximate location of such poles and structures
  - the minimum distance of wires above and of conduits and cables below the surface of the highway,
  - the approximate distance of poles from the edge of the traveled roadway or of the sidewalk,
  - and may include reasonable requirements concerning the placement of reflectors thereon
- Check for $10.00 made payable to the Town of Thornton. (filing fee)

To the Board of Selectmen, Thornton, New Hampshire:

Pursuant to NH RSA 231:161, I/we are requesting that a license to erect, install, and thereafter maintain the following described poles, structures, and/or conduits together with wires, cables, and associated sustaining, strengthening and protecting fixtures, be granted across and/or under the following public right(s)-of-way in the Town of Thornton: ________________________________.
EQUIPMENT DESCRIPTION: (check box & provide necessary information)

☐ POLE

Being numbered __________, or set of Poles, being numbered _______________ and as
shown on plan titled __________________________ dated ______________ attached hereto
and made a part hereof.

☐ UNDERGROUND CONDUIT

Being described as __________________________ dated ______________ attached hereto
and made a part hereof.

In accordance with the requirement of RSA 72:23, I (b), this license is granted to the licensee(s)subject to the
condition that the licensee(s) and any other entity using or occupying property of the municipality pursuant to
this license shall be responsible for the payment of, and shall pay, all properly assessed real and personal
property taxes no later than the due date. Failure of the licensee(s) to pay duly assessed personal and real
property taxes when due shall cause to terminate this license.

In accordance with the requirements of RSA 72:23, I (b), the licensee(s) hereunder and any other entity using or
occupying the property of the municipality pursuant to this license shall be responsible for the payment of, and
shall pay, both current and potential real and personal property taxes when due. Furthermore, in accordance
with the requirements of RSA 72:23, I (b), the licensee(s) and any other entity using and/or occupying property
of the municipality pursuant to this license shall be obligated to pay real and personal property taxes on
structures or improvements added by the licensee(s) or any other entity using or occupying the property of the
licensor pursuant to this license.

The above-described pole(s) or conduit shall support the equipment of the following named providers:
1. __________________________

2. __________________________

3. __________________________

4. __________________________

The Licensee is required to provide the town in writing the names and contact information for any additional
provider(s) authorized now or in the future to place equipment at these location(s).

LOCATION DESCRIPTION:

1. GPS Coordinates and location, with reference to the NH Plane Coordinate System: ____________; AND

2. Further described on the attached location plan or land survey for __________________________

   (Name of Project/ Plan)

   drawn by __________________________ dated ____________ with a last revision date of ________.

NEAREST LICENSED STRUCTURES:
The above-described equipment installation will commence at an existing licensed utility structure described by
the following location and license information: __________________________

__________________________, and will terminate at an existing licensed utility structure described by the
following location and license information: __________________________
PETITIONER:

<table>
<thead>
<tr>
<th>Business Name: ___________________________</th>
<th>Business Name: ___________________________</th>
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<tbody>
<tr>
<td>By: ______________________</td>
<td>By: ______________________</td>
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<tr>
<td><strong>Signature of Duly Authorized Representative</strong></td>
<td><strong>Signature of Duly Authorized Representative</strong></td>
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<tr>
<td>Date: ___________________________</td>
<td>Date: ___________________________</td>
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TOWN REVIEW AND AUTHORIZATION:

<table>
<thead>
<tr>
<th>Reviewed and Recommended by the Thornton Road Agent: ___________________________</th>
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<tr>
<td><strong>Signature</strong></td>
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<tr>
<td>Comments, Concerns and Recommendations: __________________________________</td>
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BOARD OF SELECTMEN:

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<tr>
<th>______ APPROVED</th>
<th>______ DENIED</th>
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<tr>
<td>Conditions of Approval: ___________________________</td>
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<td>Reasons for Denial: ___________________________</td>
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<tr>
<th>Brad Benton, Chairman</th>
<th>Roy Sabourn, Vice Chairman</th>
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<td>Marianne Peabody</td>
<td>Steve Morton</td>
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<tr>
<th>John Paul-Hilliard</th>
<th>Date</th>
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TOWN CLERK:

Received and entered into the records of the Town of Thornton, New Hampshire.

Date: ___________________________ Signature: ___________________________ Town Clerk

*If approved the applicant(s) are hereby granted a license to erect and maintain poles and structures, with wires, cables, conduits and devices thereon, together with sustaining, strengthening and protecting fixtures, in the public ways covered by said petition. All of said wires, except such as are vertically attached to poles and structures, shall be placed in accordance with the National Safety code in effect at the time of petition and/or license is granted.*