

Appendix C

**Easement Agreement/
Other Correspondence**





To: Marc Bergeron, ESS Group Inc
401 Wampanoag Trail
Suite 400
East Providence RI 02915

From: Sara Cairns, NH Natural Heritage Bureau

Date: 1/15/2004

Re: Review by NH Natural Heritage Bureau of request dated 1/14/2004

NHB File ID: NHB-3202
Project type: Recreational
development

Town: Tamworth
Location: NE of Mt. Whittier: west
of Stony Brook, south of
the Bearcamp River

I have searched our database for records of rare species and exemplary natural communities near the area identified in your request. The species considered include all those officially listed as Threatened or Endangered by either the state of New Hampshire or the federal government. We currently have no recorded occurrences for sensitive species in the immediate vicinity of this project area.

A negative result (no record in our database) does not mean that a sensitive species is not present. Our data can only tell you of known occurrences, based on information gathered by qualified biologists and reported to our office. However, many areas have never been surveyed, or have only been surveyed for certain species. For some purposes, including legal requirements for state wetland permits, the fact that no species of concern are known to be present is sufficient. However, an on-site survey would provide better information on what species and communities are indeed present.



NEW HAMPSHIRE DIVISION OF HISTORICAL RESOURCES

State of New Hampshire, Department of Cultural Resources
19 Pillsbury Street, Concord, NH 03301-3570
TDD Access: Relay NH 1-800-735-2964
www.nh.gov/nhdhr

603-271-3483
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preservation@nhdhr.state.nh.us

July 29, 2005

Jim Hoenscheid
Two Chester Road, Suite 304
Derry, New Hampshire 03038

RE: Proposed Construction of the GMI Motorsports Project, Tamworth, NH

Dear Mr. Hoenscheid:

Thank you for providing the Division of Historical Resources (DHR) the continued opportunity to review and comment on the proposed plans for your project located in Tamworth, NH.

In accordance with Section 106 of the National Historic Preservation Act (16 U.S.C. 470), and with federal Advisory Council on Historic Preservation regulations, Protection of Historic Properties (36 CFR Part 800), the New Hampshire Division of Historical Resources/State Historic Preservation Office has reviewed the undertaking referenced above, with respect to potential effects on properties potentially eligible for listing in the National Register of Historic Places.

Based on our conversations and site visits, on the project information, archaeological surveys, implementation of the proposed use restrictions and easements, and other supplemental materials provided for the DHR's review, pursuant to 36 CFR Part 800.4(d)(1) it has been determined that the undertaking, as proposed, will not have an effect on the identified cultural resources.

If there are any changes in site location or if the need for additional work is identified, the proposed changes and/or work modifications are to be submitted to the Division of Historical Resources for review and approval. In addition, the Division of Historical Resources is to be consulted if any other archaeological resources are discovered or affected as a result of project planning or implementation.

This finding of "No Historic Properties Affected" fulfills the responsibilities of the Motorsports Holdings, LLC for "Section 106" and the state historic preservation review, and for coordination with NEPA, unless any follow-up actions as noted above should be necessary.

Thank you very much for your cooperation.

Sincerely,

James McConaha
State Historic Preservation Officer

JM/cmf

Cc: Mike Hicks, ACOE





State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095

(603) 271-3503 FAX(603) 271-5171



April 20, 2004

ESS GROUP
888 WORCESTER STREET
WELLESLY MA 02482

Attn: Jeffery G. Hershberger, P.E.

Subject: NCWS TAMWORTH; Valley Motorsports Park/Phase I - Project # 995037

Dear Mr. Hershberger:

Our office has reviewed and hereby approves the proposed locations for the new wells for the proposed 'Valley Motorsports Park/Phase I' public water supply system to be located on Route 25 in the Town of Tamworth. The proposed wells will have the following location/descriptions: Bedrock Well 1, 630' Southeast of the Timing Tower and Bedrock Well 2, 1,120' Southeast of the Timing Tower.

Please be advised that this approval shall lapse four years from the date of this letter, if the construction of the new wells has not started. In addition, if the wells have been constructed at that time, but have not been put on-line and into service; the location and construction of the wells will have to meet all then current design criteria prior to their start-up.

In addition, Phase I of the project has been assumed to be a transient/non-community public water supply system (NCWS). This letter addresses the steps necessary for that approval process. However, Phase II of the project may change the water system from a transient type to a non-transient/non-community water system (NT/NC). As such, the water system will be required engage a certified operator, conduct additional water quality testing on the wells, submit a business plan in accordance with the capacity assurance rules, and monitor the drinking water more extensively.

This letter **does not constitute a final approval** for the new wells or the proposed public water supply system, but rather only a well location or siting approval. The proposed well locations shown on the site plan meets the requirements of New Hampshire Administrative Rule Env-Ws 371.13 and 371.14. Fuels and other regulated contaminants shall not be stored, nor shall septic tanks, leach fields, and dumpsters be located within the wells' 200' foot protective radius areas as shown on the site plan. The wells must be located at least 50 feet from any surface water or wetland area with standing water and be at least 50 feet from the edge of any road right-of-way. The top of each well casing must be at least one foot above the final finished grade. This office should approve any new well locations, if the proposed well locations change.

Valley Motorsports Park/Phase I
Jeffery G. Hershberger, P.G.
April 20, 2004
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The new wells and the proposed public water supply system require Department of Environmental Services (DES) approval before they can be used by the public. This office must review and approve each well's water **quality** and well production capability. A copy of the well driller's **Well Completion Report** for each well must also be forwarded to this office.

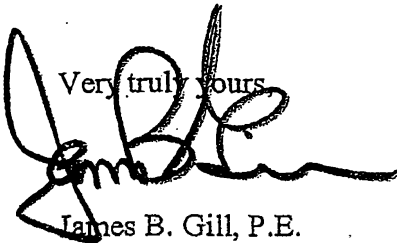
A Standard Water Quality Analysis would be required for wells serving this type of public water supply system. In addition, since the area where the proposed wells will be located has a high potential for volatile organic chemical **VOC** contamination, the new wells must be sampled for **VOCs**. **All** parameters must meet state and federal drinking water standards or shall be treated. If treatment is not feasible, an **alternative** source of water supply must be used. At such time in the future when Phase II is proposed and the water system becomes a non-transient/non-community water system, the wells will need to have Safe **Drinking** Water Analysis (SDWA) samples taken.

A pumping test shall be conducted on the new wells as per Env-Ws 372.15 to assure that adequate source capacity is available for the proposed public water supply system. If an adequate source capacity cannot be demonstrated for the wells, additional well(s) will be required. Adequate source capacity is defined in Env-Ws 372.12.

The design flow for Phase I of the proposed public water supply system will be approximately 9,725 gallons per day. Therefore, a design review fee of \$1,440 will also be required before final approval for Phase I of the water system, by DES. The design review fee for Phase II, based on current rules and with a design flow of 45,950 gallons per day, would be \$6,435.

If there are any questions concerning this letter, please contact this office at (603) 271-2949 or by e-mail at jgill@des.state.nh.us.

Very truly yours



James B. Gill, P.E.
Small Water Systems Section
Water Supply Engineering Bureau

cc: W. Evans, P.E. - NHDES
B. Davis - EPA/Region I