

Second Amendment Municipal Sidewalk Agreement  
Town of Seabrook & NHDOT  
US Route 1, WATERSTONE RETAIL DEVELOPMENT

This second Amendment to the Municipal Sidewalk Agreement for the Town of Seabrook is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2020 between the New Hampshire Department of Transportation, herein after called the "Department" and the Town of Seabrook herein after called the "Town".

WITNESSETH that,

WHEREAS, the Department and the Town executed a Municipal Sidewalk Agreement dated \_\_\_\_\_ December 11, \_\_\_\_\_, 2014 (the "Agreement") addressing the construction and maintenance of sidewalks along US 1 within the Department's right of way as part of 21 Chevy Chase Road, LLC's shopping center project in accordance with NHDOT Driveway Permit numbers 06-409-349 and 06-409-351 in accordance to project plans and specifications. The first amendment to this sidewalk agreement was made on July 24, 2017 for the Urgent Care Facility at 603 Lafayette Road, driveway permit #06-409-354.

WHEREAS, the Department and the Town desire to amend the Agreement as hereinafter provided.

NOW, THEREFORE, it is mutually agreed as follows:

1. The Agreement is hereby amended to reference an additional NHDOT Driveway Permit # 06-409-358 that is for the mixed use facility including a discount super store, retail, restaurant, storage facility and hotel located on Perkins Ave. This permit should be specifically added to the original Agreement.
2. As part of improvements made at the Perkins Ave & US 1 intersection to access this project, the sidewalks will be modified within the US 1 NHDOT Right-of-Way (see Exhibit A) and, per this Amendment; the Town shall provide maintenance for it as described in original Agreement.

IN WITNESS WHEREOF, the parties have affixed their signatures, the Town of Plaistow, New Hampshire, on this \_\_\_\_\_ day of \_\_\_\_\_, 2020, and the Department of Transportation, on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION**

By: \_\_\_\_\_  
COMMISSIONER

**TOWN OF SEABROOK**

By: \_\_\_\_\_  
CHAIRMAN, BOARD OF SELECTMEN