

**Newington Board of Selectmen
Meeting**

**March 1, 2004
Newington Town Hall
6:00 p.m.**

In attendance: Chairman Board of Selectmen Jack O'Reilly, Selectman Cosmas Iocovozzi, Selectman Jan Stuart, Building Inspector Charles Smart, John Klanchesser, Dorothy Watson, Jack and Meredith Hoyt, Barry and Mary Kimball, Larry Ramunno, Linda Khalsa, Robin Labre, Jim Dwyer, Alan Earnest and AA Cynthia Gillespie.

Pledge of Allegiance

The meeting was called to order at 6:05 p.m.

Selectman Stuart made the motion to accept the minutes of February 17, 2004. Seconded by Chairman O'Reilly. Vote 2-0.

Wal-Mart

Robin Labre, Wal-Mart representative, thanked the Town for allowing them to operate. Wal-Mart also wants to make sure that they are a good neighbor in Newington and strive to be an active member of the community. If there are needs in Newington, Wal-Mart as a cooperation wants to contribute.

Chairman O'Reilly said that the only issue the Town has had with Wal-Mart is the landscaping, and that was two years ago. Selectman Stuart said that she was pleased to meet Mr. Labre and appreciates Wal-Mart.

Windmill

Chairman O'Reilly summarized the letter written by Mary Kimball regarding the windmill on Lawrence Ramunno's property that Ms. Kimball feels is in nonconformance with Town Ordinances. Building Inspector Smart said that a variance could not be found. Selectman Stuart asked Mr. Ramunno if the windmill is operational and producing electricity. Mr. Ramunno answered he purchased the house in 2001. The enclosed patio was completed in 2002. The conduit was run to the new house at this time. An electrician took care of this and verified that everything was connected. The windmill is fully functional. BI Smart said there may have been a variance, but checking records from 1970 until now, it could not be found. If someone put a windmill up today, a variance would have to be made. Chairman O'Reilly asked BI Smart if it had a variance but was not used within 6 months of that variance, would the variance lapse. BI Smart responded that it would depend on if it is a nonconforming uses or not. Local ordinance requires continuous use. If the variance is not used in a year, the variance goes away according to Article 13:2. Mr. Kimball said that within three years the windmill has not been in use for electricity. Mr. Kimball feels that Mr. Ramunno should go back through the Planning Board to get a variance. The windmill is an unnecessary nuisance. It is also a safety hazard. Chairman O'Reilly reminded Mr. Kimball that BI Smart is investigating the issue and it may end with the

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issue going before the Planning Board and Board of Adjustment. Mr. Ramunno said that the windmill was built in 1992 and continued to provide electricity until 2001.

Chairman O'Reilly stated that a decision will not and can not be made at this time due to the lack of information and research. Mr. Ramunno will bring BI Smart any information that he has and BI Smart will continue investigating.

Miscellaneous

Chairman O'Reilly reminded the Board that there will be a roundtable discussion in Portsmouth on the Ten-Year Transportation Improvement Plan. It will be March 2nd at 6:30 p.m.

Jackson Hoyt asked what the Town policy is on accumulating vacation days. Chairman O'Reilly said that 30 days can be carried over to the next year. There is a Police Commissioner's Meeting and that information is needed.

Linda Khalsa asked for permission for a curb cut on the 93 feet of Little Bay Road and approximately 600 feet of property that she would maintain. The Town would not be responsible for maintaining this property. The Planning Board has not officially notified the Selectmen yet of changes and line adjustments so a decision on the property will wait until after the Planning Board has met.

A letter from Lorna Watson regarding her progress on removal of old vehicles and junk was read.

A letter from James Katkin regarding the installation of flashing yellow lights in the school zone area was read. The School Board will pay for the time clocks and timbers (estimated at \$250) and the monthly electrical metering charge for these yellow flashers. The Town will procure and install the necessary equipment. Invoices should be sent to the School Board.

A letter from the Representative in New Castle was read regarding the Education Tax and Newington. The Representative may come to Town Meeting and talk about how the money can be brought back to the Town.

Selectman Stuart made the motion to accept the Veteran's application for Bob Young. Seconded by Selectman Iocovozzi. Vote 3-0.

BI Smart requested that certain Newington Town roads be closed from March 5 through April 30th to trucks because of frost bans. Selectman Stuart made the motion to limit construction truck traffic. Seconded by Selectman Iocovozzi. BI Smart recommended putting something in the newspaper stating that the roads would be closed to construction truck traffic. Selectman Iocovozzi requested that a copy of this ban be sent to the Police Department for reinforcement. Vote 3-0.

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AA Gillespie was instructed to ask Road Agent Thomas to cold patch both ends of Fox Point Road.

Town Hall Use

A Town Hall Use form for Thermo for a March 22nd and 23rd training event was approved and signed.

A Town Hall Use form for Portsmouth/ Newington Girl Scouts for a March 28th event was approved and signed.

A Town Hall Use form for UNH Marine Docents for an April 8th meeting was approved and signed.

_There being no further business before the Board Public Session was:

Adjourn 7:15 p.m.

Non-Public in accordance with RSA 91A:3 II Personnel. No votes were taken.

Adjourn 8:30 p.m.

Respectfully Submitted,

Cynthia Gillespie
Administrative Assistant