

**STATE OF NEW HAMPSHIRE
2019 TOWN WARRANT**

*To the inhabitants of the Town of Newington in the County of Rockingham and said State
qualified to vote in Town affairs:*

You are hereby notified to meet at the Newington Town Hall on Tuesday, March 12, 2019 to act on Articles 1-8. The polls will open at 11:00am and will close at 7:00pm.

The business portion of the meeting to act on Articles 9-27 will resume at the Newington Town Hall on Saturday, March 16, 2018 at 10:30am.

ARTICLE 1: To select by non-partisan ballot: One (1) Selectman for 3 years; One (1) Treasurer for 3 years; One (1) Police Commissioner for 3 years; One (1) Police Commissioner for one year; One (1) Fire Engineer for 3 years; Two (2) Planning Board members for 3 years; One (1) Planning Board member for 1 year; One (1) Sewer Commissioner for 3 years; One (1) Sewer Commissioner for 1 year; Two (2) Library Trustees for 3 years; One (1) Cemetery Trustee for 3 years; One (1) Trustee of the Trust Funds for 3 years; One (1) Supervisor of the Checklist for 1 year; Three (3) Budget Committee members for 3 years.

ARTICLE 2: Zoning Amendment # 1:

Are you in favor of adoption of Amendment No. 1, as proposed by the Planning Board for the Town's Zoning Ordinance as follows?

Article II Definitions -Add the following new definition:

Warehouse – “An enclosed structure or room for the storage of merchandise or commodities or other items related to a principal use in the zoning district. This does not include a self-storage facility or the like.”

Recommended by the Planning Board

ARTICLE 3: Zoning Amendment # 2:

Are you in favor of adoption of Amendment No. 2, as proposed by the Planning Board for the Town's Zoning Ordinance as follows?

Article II Definitions -Add the following new definition:

Self-storage – “Buildings that are used for storage. Typically, a single self- storage facility will contain a variety of individual units that are rented out for storing of personal belongings.”

Recommended by the Planning Board

ARTICLE 4: Zoning Amendment # 3:

Are you in favor of adoption of Amendment No. 3, as proposed by the Planning Board for the Town's Zoning Ordinance as follows?

Delete Article VIII – Air Pollution Mitigation – The US EPA has determined that the ozone quality in the Seacoast region has improved to an attainment level and the provision is no longer justified.

Recommended by the Planning Board

ARTICLE 5: Zoning Amendment # 4:

Are you in favor of adoption of Amendment No. 4, as proposed by the Planning Board for the Town's Zoning Ordinance as follows?

Article III, Section 1 – Residential “R” A – Description and Purpose – Change the last sentence to: Any future development which does not perform a neighborhood function is not allowed. ~~may require additional conditions of approval imposed by the Planning Board on a case by case basis.~~

Recommended by the Planning Board

ARTICLE 6: Zoning Amendment # 5:

Are you in favor of adoption of Amendment No. 5, as proposed by the Planning Board for the Town's Zoning Ordinance as follows?

Article III, Section 6, Waterfront Industry and Commerce District “W”, B Uses Permitted: ~~Delete~~ all of 9) Residential uses for watchman, caretaker or janitor. The industry or business shall annually certify by April 1st that the resident is a bona fide employee serving as a watchman, caretaker or janitor. Failure to do so shall make the use Not Permitted.

Recommended by the Planning Board

ARTICLE 7: Zoning Amendment # 6:

Are you in favor of adoption of Amendment No. 6, as proposed by the Planning Board for the Town's Zoning Ordinance as follows?

Add a new provision to **Article IV General Provisions:**

Article IV Section 13 – Existing Employee residences: For existing residences established in nonresidential districts as a caretaker, watchperson or manager for a particular business, the industry or business shall annually certify by April 1st using certified payroll presented to the Town Clerk that the resident is a bona fide employee of the business or industry and works as a

caretaker, watchperson or manager. If the resident is no longer an employee of the business, the building shall no longer be used as their residence.

Recommended by the Planning Board

ARTICLE 8: Zoning Amendment # 7:

Are you in favor of adoption of Amendment No. 7, as proposed by the Planning Board for the Town's Zoning Ordinance as follows?

Article XVI – Small Wind Energy Systems: In Section 2 Procedure: A – Location: Add the following new language – “except in the Residential District “R” zone.” Now reads: Small wind energy systems and MET towers are an accessory use that is permitted in all zoning districts, *except in the Residential District “R” zone.*

Recommended by the Planning Board

ARTICLE 9: To see if the Town will vote to raise and appropriate the sum of One Million Dollars (\$1,000,000.00) for the completion of the Paul Brook PS Forcemain Replacement Phase II Project, and to authorize the issuance of not more than One Million Dollars (\$1,000,000) of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33); and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon; and to further authorize the Board of Selectmen to apply for, contract for, accept and expend any Federal, State, or other available funds, including the State of New Hampshire's Clean Water State Revolving Fund Loan Program, toward the project that may be available, and to further authorize the Selectmen to offset any amount of this appropriation, if possible, with the receipt of Federal or State grant monies, or Clean Water State Revolving Fund Loans. (2/3rd ballot vote required)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

ARTICLE 10: To see if the Town will vote to raise and appropriate the sum of Thirty Thousand Dollars (\$30,000.00) for the development of a Wastewater Asset Management Plan, and to authorize the issuance of not more than Thirty Thousand Dollars (\$30,000) of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33); and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon; and to further authorize the Board of Selectmen to apply for, contract for, accept and expend any Federal, State, or other available funds, including the State of New Hampshire's Clean Water State Revolving Fund Loan Program, toward the plan that may be available, and to further authorize the Selectmen to offset any amount of this appropriation, if possible, with the receipt of Federal or State grant monies, or Clean Water State Revolving Fund Loans. (2/3rd ballot vote required)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

ARTICLE 11: To see if the Town will vote to raise and appropriate the Budget Committee recommended sum of *Seven Million, Eight Hundred Ninety Three Thousand, Four Hundred Fifty Three Dollars* (\$7,893,453) for the operating budget. This article does not include appropriations voted in special or individual warrant articles addressed separately.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

ARTICLE 12: To see if the Town will vote to raise and appropriate the sum of *One Hundred Thousand and Six Dollars* (\$106,000) to be placed in the Replacement of the Town Ambulance and any Major Medical Equipment Capital Reserve Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

Est. in 1998; added \$10,000 last year. As of December 31, 2018 this fund had a balance of 46,449.10

ARTICLE 13: To see if the Town will vote to raise and appropriate the sum of *One Hundred Thousand Dollars* (\$100,000) to be placed in the Major Road Work Capital Reserve Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS NOT RECOMMENDED BY THE BUDGET COMMITTEE (4-4)

Est. in 2001; added \$50,000 last year. As of December 31, 2018 this fund had a balance of \$242,616.76

ARTICLE 14: To see if the Town will vote to raise and appropriate the sum of *Seventy Thousand Dollars* (\$70,000) to be placed in the existing Conservation Fund established in accordance with RSA 36-A:5 to be used for expenses associated with the purchase of Conservation Land and open space, easements, wetlands and other land management acquisitions.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8 -0)

Est. in 2001; added \$30,000 last year. As of December 31, 2018 this fund had a balance of \$259,395.90

ARTICLE 15: To see if the Town will vote to raise and appropriate the sum of *Thirty Thousand Dollars* (\$30,000) to be placed in the Severance to Town Employees Expendable Trust Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

Est. in 2004; added \$30,000 last year. As of December 31, 2018 this fund had a balance of \$361.72

ARTICLE 16: To see if the Town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) to be placed in the Fire Department Communications Capital Reserve Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

Est. in 2015; As of December 31, 2018 this fund had a balance of \$4,515.43

ARTICLE 17: To see if the Town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) to be placed in the Town Generators Capital Reserve Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

Est. in 2016, added \$10,000 last year. As of December 31, 2018 this fund had a balance of \$30,270.60

ARTICLE 18: To see if the Town will vote to raise and appropriate the sum of *Five Thousand Dollars* (\$5,000) to be placed in the Police Department Radio/Electronics Capital Reserve Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

Est. in 1998; As of December 31, 2018 this fund had a balance of \$11.02

ARTICLE 19: To see if the Town will vote to raise and appropriate the sum of *Two Thousand Five Hundred Dollars* (\$2,500) to be added to the Town Recreational Facilities and Equipment Capital Reserve Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

Est. in 2005; added \$2,500 last year. As of December 31, 2018 this fund had a balance of \$34,652.83

ARTICLE 20: To see if the town will vote to authorize the selectmen to enter into a three year lease purchase agreement in the amount of \$80,144.46 for the purpose of leasing and purchasing two defibrillators, one auto pulse system and rebuild the existing stretcher, and to raise and appropriate the sum of \$28,194. for the first year's payment for that purpose. This lease agreement contains an escape clause. (Majority vote required)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

ARTICLE 21: To see if the town will vote to authorize the selectmen to enter into a seven year lease purchase agreement in the amount of \$185,195. for the purpose of leasing and purchasing twenty-four self-contained breathing apparatus, and to raise and appropriate the sum of \$20,000. for the first year's payment for that purpose. This lease agreement contains an escape clause. (Majority vote required)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)

ARTICLE 22: To see if the Town will vote to modify the Veteran's Tax Credit in accordance with RSA 72:28, II from its current tax credit of \$500.00 per year to \$750.00? (Majority vote required)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

ARTICLE 23: To see if the Town will vote to modify the Veteran's Tax Credit for service-connected total disability in accordance with RSA 72:35 from its current tax credit of \$1,400.00 per year to \$4,000.00? (Majority vote required)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

PETITION ARTICLE 24: Upon the petition of the undersigned legal voters of the Town, “To see if the town will vote to require that all core town boards and committees schedule their routine or re-occurring meetings no earlier than 6pm. This will ensure greater transparency by allowing Newington residents who are not able to attend meetings scheduled during the day the opportunity to attend the majority of town boards and committee meetings. Core town boards as defined for this warrant article are: Board of Selectmen/Selectboard, Zoning Board of Adjustment, Planning Board, Historic District Commission, Budget Committee, Economic Development Committee, and Conservation Commission. Due to the schedules of the Fire and Police Chiefs and Sewer Commission Department, this requirement will only apply if the Fire and Police Chiefs as well as Sewer Department agree to implement. For the remaining boards, elected positions and appointed positions, when meetings are held it is recommended but not required to hold meetings no earlier than 6pm. For issues that require immediate attention, each board may decide best course of action as to meeting time. We the undersigned, being registered voters of the town of Newington, New Hampshire request the Board of Selectmen/Selectboard to place this article before the voters for their consideration.”

PETITION ARTICLE 25: “On a petition of resident Emily Savinelli of 6 Fabyan Point Road and at least 24 other registered voters in the Town of Newington request the Town of Newington to vote to require the Board of Selectmen to post all scheduled meetings and meeting agendas on the Town’s website as at least one of the two public places the town must post a notice of a meeting pursuant to NH’s Right to Know Law (NH RSA 91-A).”

PETITION ARTICLE 26: “On a petition of residents Jessica Morgan, DVM of 116 Fox Point Road and Joyce Ten Haagen of Beane Lane and at least 23 other registered voters in the Town of Newington, to vote to rescind the current “Dog Ordinance” effective 1 May 2019 and allow non-aggressive dogs on town properties and public right of ways, provided control is maintained and all dog waste is removed by the dog owner.”

ARTICLE 27: To hear the report of the Moderator on the election of officers.

Given under our hands and seal this 19th day of February 2019.

We certify and attest that on or before the 19th day of February 2019, we posted a true and attested copy of the within Warrant at the place of Meeting, and like copies at the South Newington Bulletin Board and the Meeting House, and delivered the original to the Town Clerk.

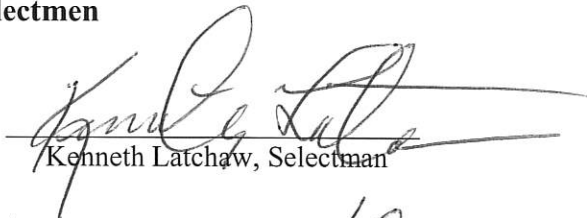
The Town of Newington Board of Selectmen



Timothy “Ted” Connors, Chair

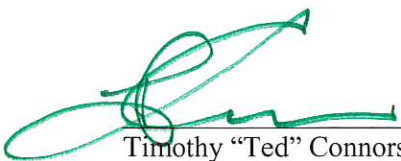


Michael Marconi, Selectman



Kenneth Latchaw, Selectman

A True copy of Warrant: Attest



Timothy “Ted” Connors, Chair



Michael Marconi, Selectman



Kenneth Latchaw, Selectman