

**STATE OF NEW HAMPSHIRE  
2020 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 10, 2020 to act on Articles 1-6. The polls will open at 11:00am and will close at 7:00pm.

The business portion of the meeting to act on Articles 7-31 will resume at the Newington Town Hall on Saturday, March 14, 2020 at 10:30am.

**ARTICLE 1:** To select by non-partisan ballot: One (1) Selectman 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) Sewer Commissioner for 3 years; One (1) Library Trustee 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 6 years; Three (3) Budget Committee members for 3 years; One (1) Moderator for 2 years.

**ARTICLE 2:** To see if the Town will amend the Building Code, as proposed by the Planning Board as follows:

**Building Code Amendment #1:**

Are you in favor of the adoption of Building Code Amendment #1 as proposed by the Newington Planning Board as follows: Item # 2 on page B-1: No building shall be started or altered without the benefit of a permit, if the value of said construction or alteration is (\$2500.00 Residential \$1000.00 Commercial) or more and no building shall be put to any use different than the use on the day of the enactment of this ordinance until a permit therefore has been issued under the terms of this ordinance. No permit is required (residential only) for repairs necessitated by normal wear and tear provided that such repair is not a structural repair, ~~restores the structure to its original condition and the repair does not effect more than 50% of the value of the structure.~~ (Electrical, Plumbing and HVAC permit threshold \$100.00)

Explanatory Note: This amendment clarifies when a Building Permit is needed for residential and commercial buildings and does not include new structures.

***Recommended by the Planning Board***

**ARTICLE 3:** To see if the Town will amend the Building Code, as proposed by the Planning Board as follows:

**Building Code Amendment #2:**

Are you in favor of the adoption of Building Code Amendment #2 as proposed by the Newington Planning Board as follows: This amendment will delete item # 8 – Piping Materials in the

Town's Building Code, item # 8 on page B-3 is antiquated and contradicts item # 7 – Sewer Connections.

Explanatory Note: This amendment merely corrects obsolete materials specifications.

***Recommended by the Planning Board***

**ARTICLE 4:** To see if the Town will amend the Zoning Ordinance, as proposed by the Planning Board as follows:

**Zoning Amendment #1:**

Are you in favor of the adoption of Zoning Amendment #1 as proposed by the Newington Planning Board as follows: This proposed amendment encourages the development of ground mounted solar systems in the Residential District "R" only. The size of the proposed solar system is directly related to the amount of electricity required by the individual residence. A solar cooperative system is not allowed. The provision includes requirements regarding location, buffers, setbacks and lighting. A ground-mount or pole mount solar energy system is an accessory use and a homeowner shall apply for a building permit for such a system.

Explanatory Note: This ordinance provides for the installation of solar panels that supply power to a home/lot on which the array is situated

***Recommended by the Planning Board***

**ARTICLE 5:** To see if the Town will amend the Zoning Ordinance, as proposed by the Planning Board as follows:

**Zoning Amendment #2:**

Are you in favor of the adoption of Zoning Amendment #2 as proposed by the Newington Planning Board as follows: To provide clarification to Article IX – Signs by including new definitions of "Sign", "Off-Premise Sign", "Permanent Sign" and "Temporary Sign", expansion of the section Sign Permit Required by adding items the applicant shall provide, addition of a new table titled Sign Quantities, a new section titled Sign Duration for Certain Temporary Signs and clarification regarding setbacks, lighting and signs on public property.

Explanatory Note: This amendment clarifies the definition of a sign and prescribes where and when temporary signs are permitted.

***Recommended by the Planning Board***

**ARTICLE 6:** To see if the Town will amend the Zoning Ordinance, as proposed by the Planning Board as follows:

**Zoning Amendment #3:**

Are you in favor of the adoption of Zoning Amendment #3 as proposed by the Newington Planning Board as follows: to insert Article XVIII- Workforce Housing Overlay Zoning as a permitted use in addition to the uses already permitted in the current district covering three parcels identified as Tax Map 12 / Lots 13, 15 and 16.

Explanatory Note: All municipalities in New Hampshire have been required to provide “reasonable and realistic opportunities for the development of workforce housing, including rental and multi-family housing” since January 1, 2010 per NHRSA §674:58. The proposed amendment does not change or modify in any way the existing zoning of the three parcels, but rather, permits (overlays) an additional permitted use – Workforce Housing.

***Recommended by the Planning Board***

**ARTICLE 7:** To see if the Town will vote to raise and appropriate the Budget Committee recommended sum of *Eight million, One Hundred Thirty Two Thousand, Nine Hundred and Twenty Nine Dollars* (\$8,132,929) 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 (10-0)**

**ARTICLE 8:** To see if the town will vote to raise and appropriate the sum of *One Hundred Thirty Two Thousand Dollars* (\$132,000) to be added to the Major Road Work Capital Reserve Fund previously established. This sum to come from unassigned fund balance. No amount to be raised from taxation.

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

**THIS ARTICLE IS NOT RECOMMENDED BY THE BUDGET COMMITTEE (6-4)**

*Est. in 2001; added \$100,000 last year. As of December 31, 2019 this fund had a balance of: \$346,782*

**ARTICLE 9:** To see if the Town will vote to raise and appropriate the sum of *One Hundred Twenty Five Thousand Dollars* (\$125,000) for the purpose of building a Fire Station addition.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

**ARTICLE 10:** To see if the Town will vote to change the purpose of the existing Replacement and/or Repair of Vehicles Operated by the Fire Department Capital Reserve Fund to the Replacement of Vehicles Operated by the Fire Department Capital Reserve Fund and furthermore to name the Board of Selectmen as agents to expend. This will ensure funds will be available for vehicle purchase when needed. (2/3 vote required).

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

**ARTICLE 11:** 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 Replacement of Vehicles Operated by the Fire Department Capital Reserve Fund.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

*Est. in 1986; Revised 1998; as of December 31, 2019 this fund had a balance of \$181,772.*

**ARTICLE 12:** To see if the Town will vote to raise and appropriate the sum of *Fifty Thousand Dollars* (\$50,000) 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 (10-0)**

*Est. in 1998; added \$106,000 last year. As of December 31, 2019 this fund had a balance of \$153,272.*

**ARTICLE 13:** 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 (10-0)**

*Est. in 2004; added \$30,000 last year. As of December 31, 2019 this fund had a balance of: \$18,703.*

**ARTICLE 14:** To see if the Town will vote to raise and appropriate the sum of *Twenty Eight Thousand Two Hundred and Fifty Dollars* (\$28,250) for the purpose of purchasing a Fire Boat. This sum to come from the unassigned fund balance. No amount to be raised from taxation.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

**ARTICLE 15:** To see if the town will vote to establish a Fire Department Vehicle Major Repair Capital Reserve Fund under the provisions of RSA 35:1 for completing major vehicle repairs and to raise and appropriate the sum of *Twenty Five Thousand Dollars* (\$25,000) to be placed in this fund. Further, to name the Board of Selectmen as agents to expend from said fund.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

*Establishing this new fund in 2020.*

**ARTICLE 16:** To see if the Town will vote to change the purpose of the existing Replacement and/or Repair of Vehicles Operated by the Highway Department Capital Reserve Fund to the Replacement of Vehicles Operated by the Highway Department and furthermore to name the Board of Selectmen as agents to expend. This will ensure funds will be available for vehicle purchase when needed. (2/3 vote required).

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

**ARTICLE 17:** To see if the Town will vote to raise and appropriate the sum of *Twenty Five Thousand Dollars* (\$25,000) to be added to the Replacement of Vehicles Operated by the Highway Department Capital Reserve Fund.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

*Est. in 2006. As of December 31, 2019 this fund had a balance of: \$44,129.*

**ARTICLE 18:** To see if the Town will vote to establish a Capital Reserve Fund to be known as the Major Repairs of Vehicles Operated by the Highway Department under the provisions of RSA35:1 for the purpose of unanticipated repairs of vehicles operated by the Highway Department and to name the Board of Selectmen as agents to expend.

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

**ARTICLE 19:** To see if the Town will vote to raise and appropriate the sum of *Twenty Five Thousand Dollars* (\$25,000) to be placed in the Town Wide Revaluation Capital Reserve Fund.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

*Est. in 1999; As of December 31, 2019 this fund had a balance of \$569.*

**ARTICLE 20:** To see if the town will vote to raise and appropriate the sum of *Twenty Thousand Dollars* (\$20,000) for the purpose of Historic District Buildings Renovation in accordance with the NH SEC Ruling of January 31, 2019. This sum to come from unassigned fund balance. No amount to be raised from taxation.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

**ARTICLE 21:** To see if the Town will vote to raise and appropriate the sum of *Twenty Thousand Dollars* (\$20,000) 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 (10 -0)**

*Est. 2001; added \$70,000 last year. As of December 31, 2019 this fund had a balance of \$344,524*

**ARTICLE 22:** To see if the Town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) to be placed in the Langdon Library Building Capital Reserve Fund.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

*Est. in 2011. As of December 31, 2019 this fund had a balance of: \$5,172*

**ARTICLE 23:** On a petition of resident David Turbide of 36 Hodgdon Farm Lane and at least 24 other registered voters in the Town of Newington, shall the Town of Newington vote to raise and appropriate the sum of *Eighty Thousand Dollars* (\$80,000) for the purpose of expanding the current Langdon Library parking lot with the Library Trustees as agents to expend.

**THIS ARTICLE IS NOT RECOMMENDED BY THE SELECTMEN (3-0)**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (9-1)**

**ARTICLE 24:** To see if the Town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) 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 (10-0)**

*Est. in 2005; added \$2,500 last year. As of December 31, 2019 this fund had a balance of: \$37,745.*

**ARTICLE 25:** 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 (10-0)**

*Est. in 2016; added \$10,000 last year. As of December 31, 2019 this fund had a balance of: \$40,789.*

**ARTICLE 26:** 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 (10-0)**

*Est. in 2015; added \$10,000 last year. As of December 31, 2019 this fund had a balance of: \$14,595.*

**ARTICLE 27:** 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 (10-0)**

*Est. in 1998. Added \$5,000 last year. As of December 31, 2019 this fund had a balance of: \$5,013.*

**ARTICLE 28:** To see if the Town will vote to establish a Capital Reserve Fund to be known as the Cemetery Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of construction and/or other improvements to the Cemetery, including but not limited to, retrofitting the old receiving tomb in the Town Cemetery to construct a columbarium for above ground entombment of cremation remains, and to raise and appropriate the sum of Four Thousand Dollars (\$4,000) with the Cemetery Trustees as agents to expend.

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

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (10-0)**

*New proposed fund*

**ARTICLE 29:** Shall the Town of Newington vote to adopt the provisions of RSA 72:28-b, All Veterans' Tax Credit? If adopted, the credit will be available to any resident, or the spouse or surviving spouse of any resident, who (1) served not less than 90 days on active service in the armed forces of the United States and was honorably discharged or an officer honorably separated from services and is not eligible for or receiving a credit under RSA 72:28 or RSA 72:35. Title 10 training or active duty by a member of a national guard or reserve shall be included as service under this tax credit. If adopted, the credit granted will be \$750.00, the same amount as the standard or optional veterans' tax credit voted by the Town of Newington under RSA 72:28.

**ARTICLE 30:** Shall the Town of Newington vote to adopt the proposed Prohibition of Smoking and Use of All Tobacco Products Including all Electronic Smoking Devices on Town Property as follows:

Under the Selectmen's authority to manage Town Property (RSA 41:11-a), and the Town's authority under RSA 31:39, the use of all tobacco products and equipment, including all electronic smoking devices, will be prohibited in all Town buildings and on all Town property.

1. **Findings and Purpose.** The Town of Newington finds that, based on determinations and studies by various official agencies, the use of tobacco products is a significant public health hazard, including secondhand use. The purpose of this chapter is to protect the health and well-being of all members of the public who have occasion to attend Town facilities, libraries, and Town recreational parks, and enter upon other Town property by restricting the use of tobacco products as outlined herein. Disposal of cigarette butts and other tobacco products is restricted under New Hampshire RSA 163-B to provide for uniform prohibition throughout the state of any and all littering on public or private property and to curb thereby the desecration of the beauty of the state and harm to the health, welfare and safety of its citizens caused by individuals who litter.
2. **Definitions.** The following words, terms and phrases shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:  
**Smoking or Use of Tobacco Products or Equipment.** Using tobacco products or equipment to produce the effect of smoking or for the intended purpose of the particular tobacco product or equipment.  
**Tobacco Equipment.** Any product or device that is intended to deliver or facilitate delivery of tobacco products for use by one or more persons. Such equipment includes but is not limited to bowls, pipes, chimneys, e-cigarettes, rolling paper or other assistive devices, including vaping.  
**Tobacco Products.** Any product made fully or in part of tobacco or natural or synthetic material intended to simulate tobacco, the intended use of which is smoking, chewing or inhaling. Such products include, but are not limited to, cigarettes, cigars, pipe tobacco, snuff, chewing tobacco, smokeless tobacco or any other tobacco product or product that simulates tobacco.
3. **Use prohibited.** Use of all tobacco products and equipment is prohibited in all Town buildings and on all Town property.
4. **Violations and penalties.** Any person who is found to have violated the provision of this chapter shall be subject to a civil penalty in the amount of \$25 for the first offense, \$50 to the second offense, and \$100 for the third offense and subsequent offenses. Additionally, violators may be removed from the park, recreational area, facility or property. In addition to these penalties, persons under the age of 18 shall be subject to the provisions of RSA 126-K.

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

**ARTICLE 31:** To hear the report of the Moderator on the election of officers.

Given under our hands and seal this 21st day of February 2020.

We certify and attest that on or before the 21st day of February 2020, 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

  
Kenneth Latchaw, Selectman

  
Michael Marconi, Selectman

**A True copy of Warrant: Attest**

  
Timothy "Ted" Connors, Chair

  
Kenneth Latchaw, Selectman

  
Michael Marconi, Selectman