

**STATE OF NEW HAMPSHIRE
2022 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 8, 2022 to act on Articles 1-5. The polls will open at 11:00am and will close at 7:00pm.

The business portion of the meeting to act on Articles 6-25 will resume at the Newington Town Hall on Saturday, March 12, 2022 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) Fire Engineer for 3 years; One (1) Town Moderator for 2 years; Two (2) Planning Board members for 3 years; One (1) Sewer Commissioner for 3 years; Two (2) Library Trustees for 3 years; One (1) Cemetery Trustee for 3 years; One (1) Treasurer 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) School Board member for 3 years; One (1) School Board member for 1 year.

ARTICLE 2: 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: To amend Article VIII *Wetlands Overlay District*, SECTION 4. **Permitted and Prohibited Land Uses in Wetlands**, Conditional Use Permit by adding the BOLD UNDERLINE TEXT:

- (1) Prior to the Planning Board's granting of a Conditional Use Permit, the applicant shall agree to submit a performance security to the Board of Selectmen, **unless the CUP is part of a Subdivision or Site Plan Application being reviewed by the Planning Board, in which case the surety will be included in the Performance Guarantee for the project in its entirety.**

Explanatory Note: This amendment streamlines the process for obtaining a Conditional Use permit in certain circumstances.

ARTICLE 3: 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: Amend Article XVI, Section 5, to read:

In cases where a zoning ordinance or parts thereof may be in conflict with another ordinance or regulation, the more stringent shall apply.

Explanatory Note: This amendment corrects current language and does not change intent.

ARTICLE 4: 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: Amend Article II, Section 2, List of Definitions by deleting the current definition and inserting the following definition of Frontage:

Shall mean the distance a lot borders on a Class V highway or better, or road approved by the Planning Board. In cases where a property abuts multiple roads as defined herein, the Planning Board shall determine which portion of the frontage is subject to front setback requirements.

Explanatory Note: The language in this amendment clarifies how structural setbacks for lots with multiple road frontages are determined.

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

Zoning Amendment #4:

Are you in favor of the adoption of Zoning Amendment #4 as proposed by the Newington Planning Board as follows: Amend Article III, Section 7. C. Permitted Uses in the Historic District as follows:

Replace:

C - Uses Permitted

- (1) Any use permitted in a Single Family Residential "R" District, subject to the provisions of the Newington Historic District Ordinance.

With

C - Uses Permitted

- (1) In the Nimble Hill District, any use permitted in the Single Family Residential "R" District, subject to the provisions of the Newington Historic District Ordinance.
- (2) In the Bloody Point District, any use permitted in the adjacent Office District, subject to the provisions of the Newington Historic District Ordinance.

Explanatory Note: The Town has two Historic Districts; one along both sides of Nimble Hill Road in the area of the Library & Stone School, and one at Bloody Point (a parcel of State-owned land where the former Newington Railroad Depot and Toll House is located. This amendment would change the uses allowed in this District (a portion of one parcel of land) from residential to uses allowed in the Office Zoning District which surrounds it.

CORRECTION- ADD ARTICLE 5A -WILL APPEAR AS ARTICLE 6 ON BALLOT: To see if the Town will amend the Zoning Ordinance, as proposed by the Planning Board as follows:

Zoning Amendment #5:

Are you in favor of the adoption of Zoning Amendment #5 as proposed by the Newington Planning Board as follows: Insert the following language to Article XV, B, Section 2. (Ground Mounted Solar Energy System in a Residential Zone):

B – Building Permit: A ground-mount or pole mount solar energy system is an accessory use, but because of the potential impacts to abutting property owners and the general public, Site Plan approval from the Planning Board is required as well as a building permit for such a system. A building or carport roof mounted solar system shall only require a building permit issued by the building inspector.

C – Application: Applications submitted to both the Planning Board and the Building Inspector shall contain a Site Plan with the following information:

- i) **Documentation that the size of the proposed solar system is directly related to the amount of electricity required by the individual residence.**
- ii) **The location of the proposed ground-mount or pole-mount system. Any ground or pole mounted system shall be located in an inconspicuous location, such as the side and rear yards, low to the ground.**
- iii) **Ground-mount and pole-mount solar systems shall be densely screened such that no more than 25% of the array is visible from property lines or public roads all four seasons of the year. Landscaping, including, but not limited to shrubbery, trees, fencing and earthen berms or a combination thereof) may be used for screening.**
- iv) **If it can't be proven that the proposed array will not cause glare that could be seen from neighboring properties and/or public spaces, non-reflective panels will be required.**
- v) **The Planning Board may, at its discretion, require balloons to be flown at the actual height of the corners of the array for the Board, neighboring property owners and the general public to see for a several-day period if there is any question or concern about the effectiveness of screening.**

Explanatory Note: This Ordinance was adopted at Town Meeting 2020; since its passage, it was determined that the ordinance did not adequately address the rapidly evolving industry, which the proposed amendments seek to regulate.

ARTICLE 6: To see if the Town will vote to raise and appropriate the Budget Committee recommended sum of Seven Million, Nine Hundred Seven Thousand, Three Hundred and Sixty-Six dollars (\$7,907,366) 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 7: To see if the Town will vote to raise and appropriate the sum of *Two Hundred Thousand Dollars* (\$200,000) 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 (8-0)

Est. in 1986, Revised in 1998 and 2020; added \$200,000 last year. As of January 20, 2022, this fund had a balance of \$314,391.85

ARTICLE 8: Collective Bargaining Agreement: Shall the Town of Newington vote to approve the cost items included in the collective bargaining agreement reached between the Town of Newington and the Professional Firefighters of Newington, IAFF Local 4104, which calls for the following increases in salaries and benefits at the current staffing level:

<u>Year</u>	<u>Estimated Costs</u>
2022	\$181,872.
2023	\$51,749.
2024	\$54,062.
2025	\$56,628.
2026	\$58,991.

And further to raise and appropriate the sum of *One Hundred Eighty-One Thousand, Eight Hundred Seventy-Two Dollars* (\$181,872.) for the current fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits required by the new agreement over those that would be paid at the current staffing levels.

Recommended by the Board of Selectmen (3-0)
Recommended by the Board of Fire Engineers (3-0)
Recommended by the Budget Committee (8-0)

ARTICLE 9: To see if the town will vote to raise and appropriate the sum of *One Hundred Thousand Dollars* (\$100,000) to be added to the Major Road Work Capital Reserve Fund previously established.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)
THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (8-0)
Est. in 2001; added \$132,000 last year. As of January 20, 2022, this fund had a balance of \$368,812.21

ARTICLE 10: 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 (8-0)

Est. in 1998; added \$50,000 last year. As of January 20, 2022, this fund had a balance of \$236,654.85

ARTICLE 11: To see if the town will vote to raise and appropriate the sum of *Twenty Thousand dollars* (\$20,000) to be placed in the Library Building Capital Reserve Fund.

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

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

Est. in 2011. As of January 20, 2022, this fund had a balance of \$12,159.82

ARTICLE 12: To see if the Town will vote to raise and appropriate the sum of *Fifteen Thousand Dollars* (\$15,000) 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 (8-0)

Est. in 2006; As of January 20, 2022, this fund had a balance of \$84.31

ARTICLE 13: By Petition. Shall the Town of Newington vote to raise and appropriate the sum of *Twenty- Five Thousand Dollars* (\$25,000) for the purpose of purchasing additional equipment for the playground behind the Old Town Hall with the Board of Selectmen as agents to expend.

THE SELECTMEN DO NOT RECOMMEND THIS ARTICLE (3-0)

THE BUDGET COMMITTEE DOES NOT RECOMMEND THIS ARTICLE (8-0)

ARTICLE 14: 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 (8-0)

Est. in 2005. As of January 20, 2022 this fund had a balance of: \$36,771.20.

ARTICLE 15: To see if the town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) to be placed in the Police Computer 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 2021; added \$10,000 last year. As of January 20, 2022, this fund had a balance of \$10,000

FUND CAP: \$35,000

ARTICLE 16: To see if the Town will vote to establish a capital reserve fund known as the Historical Preservation Capital Reserve Fund for the purpose of preserving the town's historical documents and ephemera and making them more accessible to the public and further to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) with the Board of Selectmen as agents to expend from this fund.

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

THIS ARTICLE IS NOT RECOMMENDED BY THE BUDGET COMMITTEE (5-3)

ARTICLE 17: To see if the Town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) for the purpose of hiring a seasonal Recreation Director.

THE SELECTMEN DO NOT RECOMMEND THIS ARTICLE (3-0)

THE BUDGET COMMITTEE DOES ~~NOT~~ RECOMMEND THIS ARTICLE (8-0)

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; added \$5,000 last year. As of January 20, 2022, this fund had a balance of \$15,049.24

FUND CAP: \$25,000

ARTICLE 19: To see if the Town will vote to raise and appropriate the sum of *Five Thousand Dollars* (\$5,000) to be placed in the Replacement of Major Fire Department 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 2021; added \$5,000 last year. As of January 20, 2022, this fund had a balance of \$5,000.

FUND CAP: \$25,000

ARTICLE 20: To see if the town will vote to establish a capital reserve fund known as the Body Worn Cameras and Cruiser Mounted Audio and Video Equipment Capital Reserve Fund and further to raise and appropriate the sum of *Two Thousand, Five Hundred Dollars* (\$2,500) to be placed in said fund with the Board of Selectmen as agents to expend.

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 establish a revolving fund pursuant to RSA 31:95-h, for the purpose to assign funds collected from police special details. All revenues received from police special details will be deposited into the fund, and the money in the fund shall be allowed to accumulate from year to year and shall not be considered part of the town's general fund unreserved fund balance. The town treasurer shall have custody of all monies in the fund and shall pay out the same only upon order of the governing body and no further approval is required by the legislative body to expend. Such funds may be expended only for the purpose for which the fund was created, which shall include private detail wages, benefits, and vehicle expenses.

THIS ARTICLE IS NOT RECOMMENDED BY THE SELECTMEN (2-1)

ARTICLE 22: To see if the Town will vote to establish a trust fund to be known as the Cemetery Maintenance Expendable Trust Fund pursuant to RSA 31:19-a, to be funded by the Town's 1977 Cemetery General Care Trust Fund, and allowing all proceeds from the sale of cemetery lots pursuant to RSA 289:2-a, along with any interest gained thereon, to be deposited in this Expendable Trust Fund for the maintenance of cemeteries; and, further to name the Cemetery Trustees and the Board of Selectmen as agents to expend from said fund. No amount to be raised by taxation.

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

ARTICLE 23: To authorize the Explosive Detection K9 Trust Fund to continue indefinitely, until rescinded, and further to name the Board of Selectmen and Police Chief as Agents to Expend.

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

ARTICLE 24: To see if the Town will vote to authorize the Board of Selectmen to adopt such RSA 31:19 trusts, as were authorized by Article 17 of the 1994 Town Meeting, for a period of time that is "indefinitely" and shall continue "until rescinded".

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

ARTICLE 25: To hear the report of the Moderator on the election of officers.

Given under our hands and seal this 16th day of February 2022.

We certify and attest that on or before the 21st day of February 2022, we posted a true and attested copy of the within Warrant at the place of the 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


Robert Blonigen, Selectman

A True Copy of Warrant: Attest


Timothy "Ted" Connors, Chair


Michael Marconi, Selectman


Robert Blonigen, Selectman