

# TOWN OF NEW BOSTON TOWN BALLOT RESULTS

**Article 1.** To choose all necessary officers for the ensuing year.

Selectman for 3 years: (Vote for One)

Dwight E. Lovejoy	729
Gordon A. Carlstrom	386

Cemetery Trustee for 3 years: (Vote for One)

Irene C. Baudreau	1068
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Fire Ward for 3 years: (Vote for Two)

Richard D. Moody	908
Eric D. Scoville	505
Cliff Plourde	474

Library Trustee for 3 years: (Vote for Three)

William C. Gould	859
Kathleen M. Collimore	924
Deanna L. Powell	922

Town Moderator for 2 years: (Vote for One)

Lee C. Nyquist	1056
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Supervisor of the Checklist for 4 years: (Vote for One)

Dorothy H. Marden	1053
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Supervisor of the Checklist for 6 years: (Vote for One)

Sarah Chapman	1069
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Trustee of the Trust Funds for 3 years: (Vote for One)

C. Michael Swinford	980
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**Article 2.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article II, Establishment of Districts and District Regulations, to add a new Section 204.10, Workforce and Multi-Family Housing Overlay District, as detailed in the warrant.

To amend the New Boston Zoning Ordinance, Article VI, Definitions, Section 602, Term Definitions, as follows:

To add a definition of Multi-Family Housing for the purpose of workforce housing developments, as follows: "Multi-Family Housing for the purpose of workforce housing developments, means a building or structure containing 5 or more dwelling units, each designed for occupancy by an individual household."

YES [569]

NO [597]

**Article 3.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article IV, Special Provisions, Section 404, Accessory Dwelling Units, as follows:

Section 404.1 Authority and Purpose

Delete the words "by special exception granted by the Board of Adjustment" from the second sentence so that the sentence reads as follows: "...For the purposes of providing expanded affordable housing opportunities, including rental potential, and providing flexibility in household arrangements, accessory dwelling units shall be permitted ~~by special exception granted by the Board of Adjustment~~ in the Residential-Agricultural district in conformance with these regulations."

Section 404.3 Requirements/Limitations

Amend Section 404.3,5, by deleting the words indicated in strikethrough and adding the words indicated in bold underlined italics, so that the section reads as follows: "~~In~~ granting a special exception, the Board of Adjustment must find that the ***The*** secondary dwelling unit is ***shall be*** developed in a manner which does not alter the character or appearance of the principal dwelling unit as a single-family residence."

YES [675]

NO [489]

**Article 4.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article IV, Special Provisions, Section 404, Accessory Dwelling Units, as follows:

Section 404.2 Definition

Amend this section by adding a new second paragraph to read as follows: "***In the event that an existing dwelling unit on a lot meets the requirements and limitations of an accessory dwelling unit, a second dwelling of any size, meeting all other zoning and building code requirements, may be built on the same lot to be considered thereafter the principal dwelling unit.***"

YES [704]

NO [436]

**Article 5.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article IV, Special Provisions, Section 404, Accessory Dwelling Units, as follows:

Section 404.3 Requirements/Limitations

Amend Section 404.3,9, by replacing the term "living space" with the term "conditioned space", so that the section reads as follows: "An accessory dwelling unit shall have ~~living~~ ***conditioned*** space of no less than 300 square feet and no greater than 1,000 square feet."

YES [660]

NO [473]

**Article 6.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article III, General Provisions, Section 307, Yards on Corner Lots, as follows:

Delete the existing section and replace with the following language: "**A corner lot shall be required to have one front yard for the purpose of these regulations.**"

YES [640]

NO [498]

**Article 7.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article III, General Provisions, Section 314, Off-Street Parking, as follows:

Amend this section by adding the words indicated in bold underlined italics, so that the second sentence of the section reads as follows: "...All parking areas shall be prohibited within the **entire required minimum front yard area and within the** first 50% of the required minimum **side and rear** yard areas for any district, with the exception of one or two-family dwellings that do not have any non-residential uses occurring therein. ..."

YES [600]

NO [525]

**Article 8.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article IV, Special Provisions, Section 404, Accessory Dwelling Units, as follows:

Section 404.3 Requirements/Limitations

Amend Section 404.3, 1, by deleting the words "except in Open Space Developments", so that the section reads as follows: "Accessory dwelling units are permitted in the Residential-Agricultural "R-A" District ~~except in Open Space Developments.~~"

YES [597]

NO [536]

**Article 9.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article IV, Special Provisions, Section 403, Personal Wireless Service Facilities, as follows:

Amend Section 403.12, Timing of Operation, by deleting the words indicated in strikethrough and adding the words indicated in bold underlined italics, as follows:  
"Operation of a personal wireless service facility shall commence no later than ~~nine (9)~~ ***twelve (12)*** months from the date the application was approved. If the personal wireless service facility is not operating and providing the citizens of the Town with personal wireless services, as defined, within this time period, ***the applicant shall report to the Planning Board in writing stating the reasons why the personal wireless service facility is not operating. The applicant may request an extension to the deadline for operation and*** the Planning Board ***may consider same or,*** at its discretion, may revoke its ***the*** approval."

YES [853]

NO [282]

**Article 10.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article VI, Definitions, Section 602, Term Definitions, as follows:

Amend the definition of Building to read as follows:

**Building**: A constructed unit ***having a roof and*** forming a shelter for persons, animals or property ~~and having a roof and being permanently located on the ground~~. Where the context allows, the word "building" shall be construed as followed by the words "or part thereof".

Amend the definition of Structure to read as follows:

**Structure**: Anything constructed or erected ~~with a fixed~~ ***which requires a*** location on the ground, or ~~attached~~ ***an attachment*** to something having a ~~fixed~~ location on the ground. Structure includes, but is not limited to a building, swimming pool and associated barrier/fence, manufactured home, billboard, or poster panel. It shall not include a minor installation such as a fence six feet or less in height, mail box, flagpole or accessory building of 100 square feet or less. (Amended March 13, 2001 and March 13, 2007.)

YES [629]

NO [518]

**Article 11.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article II, Establishment of Districts and District Regulations, Section 204.6, Wetlands Conservation and Stream Corridor District, as follows:

Amend Section 204.6, C, 4, c, 1, by adding the words indicated in bold underlined italics, to read as follows:

“1. A natural woodland or vegetative buffer means a forested or vegetated area consisting of various species of indigenous trees, saplings, shrubs, and ground covers in any combination and at any stage of growth. For the purposes of this section, “maintained” shall mean the avoidance of clear cutting or complete removal or replacement with a lawn; however, clearing of some undergrowth, limited non-lethal limbing of trees to clear a view, the creation of foot paths to the water, the replacement of some shrubs with other native species of groundcover, **the removal of trees or limbs that present an imminent threat to safety or property**, and the removal of diseased or dangerously damaged trees shall be permitted so long as such actions preserve the natural root systems of the trees and an understory vegetated by native species of shrubs and groundcovers.”

YES [948]

NO [225]

**Article 12.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article II, Establishment of Districts and District Regulations, Section 204.1, "IND" Industrial, as follows:

Replace Permitted Use #3 "Newspaper and Printing" with two separate uses: "#3 Newspaper" and "#4 Printing/Copying", and renumber the remaining Permitted Uses in the Table.

Replace Special Exception Use #1 "Vehicular Sales and Repair Facility" with two separate uses: "#1 Vehicular Sales Facility" and "#2 Vehicular Repair Facility", and renumber the remaining Special Exception Uses in the Table.

Replace Special Exception Use #5 "Research and/or testing laboratory" with "Research & Development Facility".

YES [820]

NO [304]

**Article 13.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article II, Establishment of Districts and District Regulations, Section 204.2, "COM" Commercial, as follows:

Change the title of the district from "'COM" Commercial" to "Small Scale Planned Commercial District".

YES [807]

NO [328]

**Article 14.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article II, Establishment of Districts and District Regulations, Section 204.3, "R-1 Residential-One", as follows:

Add a Permitted Use #6: "Open Space Development in accordance with the provisions of Article IV."

YES [738]

NO [364]

**Article 15.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article II, Establishment of Districts and District Regulations, Section 204.4, "R-A Residential-Agricultural", as follows:

Amend the Objectives and Characteristics paragraph by deleting the words "...some land having slopes over 15%,..." in the second sentence, so that the sentence reads as follows: "Types of factors limiting development are the remoteness from the town center, ~~some land having slopes of over 15%~~, poor town roads often difficult to travel on during the spring, and large areas not suitable for on-site sewage disposal."

Change Permitted Use #6 "Cluster Residential Development..." to "Open Space Development...".

Change the note that reads: "Home business shall not be permitted to occur in cluster residential developments." to read "Home business as defined in this ordinance shall not be permitted to occur in Open Space Developments. However, Home Occupations are permitted as defined in Article IV, Section 401, Open Space Development Standards."

To amend the New Boston Zoning Ordinance, Article VI, Definitions, Section 602, Term Definitions, as follows:

Add a new definition for Home Occupation to read as follows:

Home Occupation: Home Occupation shall be as defined in Section 401.2, F, of this Ordinance."

YES [710]

NO [405]

**Article 16.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article III, General Provisions, Section 309, Location of Driveways, as follows:

Replace the word "Selectmen" in the last sentence with the words "Road Agent and/or Planning Board", so that the sentence reads as follows: "Driveway Permits shall be obtained from the ~~Selectmen~~ Road Agent and/or Planning Board for town roads, and from the N.H. Department of Transportation for state roads."

YES [957]

NO [199]

**Article 17.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article VI, Definitions, Section 602, Term Definitions, as follows:

Add the words "...all operations of a farm as..." to #2 in the definition of Agriculture, Farm & Farming, so that the section reads as follows: "2. The words "agriculture" and "farming" shall mean ~~those items~~ ***all operations of a farm as*** listed in RSA 21:34-a, as amended, and shall also include the practice of veterinary medicine. (Amended March 13, 2001.)

YES [947]

NO [192]

**Article 18.** Are you in favor of the adoption of the following amendment to the existing Town Zoning Ordinance as proposed by the Planning Board?

To amend the New Boston Zoning Ordinance, Article II, Establishment of Districts and District Regulations, Section 204.7, Groundwater Resource Conservation District, as detailed in the warrant.

YES [788]

NO [321]

**Article 19.** Are you in favor of the adoption of the following amendment to the existing Town Building Code as proposed by the Planning Board?

To amend the New Boston Building Code, Chapter NB-1.5, Adoption, Section NB-1.5.1, as follows:

"The Town, by this Ordinance, shall adopt the ~~International Residential Code, 2000, as published by the International Code Council, and as amended~~ ***New Hampshire Building Code, as defined in RSA 155-A:1,IV. In addition, amendments to the referenced codes adopted by the State building code review board shall apply.*** (Section added March 9, 2004.)"

YES [872]

NO [257]

**Article 20.** Are you in favor of the adoption of the following amendment to the existing Town Building Code as proposed by the Planning Board?

To amend the New Boston Building Code, Chapter NB-2.0, Administrative, Section NB-2.8, Plans, as follows:

Amend this section by adding the word "wetlands" after the words "property lines" in the second sentence, to read as follows: "...Plans shall show a plot plan drawn to scale showing the location of easements, drainage facilities, adjacent grades, property lines, ***wetlands***, the proposed building and of every existing building on the property."

YES [845]

NO [327]

**Article 21.** To see if the Town will vote to approve the following resolution to be forwarded to our State Representative(s), our State Senator, the Speaker of the House, and the Senate President.

Resolved: The citizens of New Hampshire should be allowed to vote on an amendment to the New Hampshire Constitution that defines “marriage”. By Petition

YES [649]

NO [561]

**Article 22.** To see if the Town will vote to create an Ambulance Service Revolving Fund in accordance with RSA 31:95-h and to name the Fire Wards as agents of said fund. All revenues received for ambulance related services are to 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. The town treasurer shall have custody of all monies in the fund, and shall pay out the same only upon order of the Fire Wards 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.

(Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [901]

NO [288]

**Article 23.** Shall the Town raise and appropriate as an **operating budget** not including appropriations by special warrant articles and other appropriations voted separately, the amounts set forth on the budget posted with the warrant or as amended by vote of the first session, for the purposes set forth therein, totaling **four million, eighteen thousand, sixty three dollars (\$4,018,063)**. Should this article be defeated, the default budget shall be three million, nine hundred forty-three thousand, one hundred and forty-two dollars (\$3,943,142) which is the same as last year, with certain adjustments required by previous action of the Town of New Boston or by law or the governing body may hold one special meeting, in accordance with RSA 40:13, X and XVI, to take up the issue of a revised operating budget only.

(Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [717]

NO [481]

**Article 24.** To see if the Town will vote to raise and appropriate six hundred ten thousand dollars (\$610,000), for the **renovation of the Town Hall** funded by one hundred seventy-five thousand dollars (**\$175,000**), **from the Town Hall Renovation Capital Reserve Fund** established for this purpose, plus four hundred thousand (**\$400,000**), for energy related improvements **funded by a grant** from the New Hampshire Office of Energy and Planning. The remaining thirty-five thousand (**\$35,000**), **to come from taxation**. Failure to attain the grant will result in the total project being cancelled. Should only partial grant funding be received, energy improvements will be made up to the award allowed by the grant dollars. (Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [849]

NO [358]

**Article 25.** To see if the Town will vote to raise and appropriate fifteen thousand dollars (\$15,000), for asbestos abatement in the Town Hall basement, all the funds to be withdrawn from the Town Hall Renovations Capital Reserve Fund established for this purpose. **There will be no 2010 tax rate impact.** (Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [979]

NO [230]

**Article 26.** To see if the Town will vote to raise and appropriate thirty-five thousand dollars (\$35,000), for the renovation of the Historical Building for Town Offices. (Majority Vote Required) (Selectmen and Finance Recommend, 6-1)

YES [664]

NO [531]

**Article 27.** To see if the Town will vote to raise and appropriate ten thousand dollars (\$10,000) to go toward the costs related to the 2011 revaluation of the community. (Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [758]

NO [428]

**Article 28.** To see if the Town will vote to raise and appropriate one hundred and four thousand dollars (\$104,000), to go toward the building and equipping of the new library, all of the funds to be withdrawn from the Library Capital Reserve Fund created for that purpose. **There will be no 2010 tax rate impact.** (Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [845]

NO [372]

**Article 29.** To see if the Town will vote to raise and appropriate fifty-two thousand dollars (\$52,000), to go toward the building and equipping of the new library with these funds (up to fifty-two thousand dollars (\$52,000)), to be withdrawn from the savings accounts overseen by the library trustees created for that purpose. **There will be no 2010 tax rate impact.** (Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [843]

NO [364]

**Article 30.** To see if the Town will vote to raise and appropriate ninety thousand dollars (\$90,000), to be placed in the existing Capital Reserve Fund for Fire Department Vehicles. (Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [816]

NO [375]

**Article 31.** To see if the Town will vote to raise and appropriate two hundred and twenty-six thousand dollars (\$226,000) to **purchase a replacement grader** for the Highway Department and authorize the withdrawal of one hundred seventy-one thousand dollars (**\$171,000**) from the **Capital Reserve Fund** created for that purpose. Forty-five thousand dollars (**\$45,000**), to be allowed on the **trade-in** and the balance of ten thousand dollars (**\$10,000**) to be **from the State Highway Block Grant**. **There will be no 2010 tax rate impact.**  
(Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [837]

NO [363]

**Article 32.** To see if the Town will vote to raise and appropriate sixty-five thousand dollars (**\$65,000**) to **partially fund the replacement of the salt shed** at the Highway Department. This will be a non-lapsing appropriation per RSA 32:7, VI and will not lapse until the building is completed or by December 2012.  
(Majority Vote Required) (Selectmen and Finance Recommend, 6-1)

YES [591]

NO [594]

**Article 33.** To see if the Town will vote to raise and appropriate sixty thousand dollars (**\$60,000**) to be placed in the existing **Capital Reserve Fund for Highway Department Trucks**.  
(Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [742]

NO [448]

**Article 34.** To see if the Town will vote to raise and appropriate eighty-five thousand dollars (**\$85,000**) to **replace a culvert and make other improvements to Old Coach Road**.  
(Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [726]

NO [462]

**Article 35.** To see if the Town will vote to raise and appropriate nine hundred fifty-five thousand dollars (\$955,000), covering the **cost to build, install, engineer and prepare the site for the 2010 replacement of the single lane bridge on Lyndeboro Road nearest the 2<sup>nd</sup> NH Turnpike**. Replacement is being **funded under the state bridge aid program** with an **80/20 state/town cost share**. **All the town funds are either in place already or are coming from State Highway Block Grant Aid so there is no 2010 tax rate impact.** This will be a non-lapsing appropriation under RSA 32:7 VI and will not lapse until the project is complete or until 2012.  
(Majority Vote Required) (Selectmen and Finance Recommend, 7-0)

YES [913]

NO [283]