



**THE STATE OF NEW HAMPSHIRE
TOWN OF NORTH HAMPTON**

TOWN MEETING WARRANT

To the inhabitants of the Town of North Hampton in Rockingham County, New Hampshire, qualified to vote in Town affairs:

FIRST SESSION

You are hereby notified to meet for the First (Deliberative) Session of the Annual Town Meeting, to be held at the:

**North Hampton School,
201 Atlantic Avenue in North Hampton, New Hampshire,**

On Saturday, February 4th, 2023 at 8:30 a.m.

The First (Deliberative) Session will consist of explanation, discussion, and debate of each of the following warrant articles, and will afford those voters who are present the opportunity to propose, debate and adopt amendments to each warrant article, except those articles whose wording is prescribed by state law.

SECOND SESSION

You are also notified to meet for the Second Session of the Annual Town Meeting, to elect town officers by official ballot and to vote by official ballot on the warrant articles as they may have been amended at the First Session, to be held at the:

**North Hampton School,
201 Atlantic Avenue in North Hampton, New Hampshire,**

**On Tuesday, March 14th, 2023,
Polls open at 8:00 a.m. and close no earlier than 7:00 p.m.**

To act upon the following:

Article One: Election of Officers

To choose the following officers for the coming year:

- 1 Select Board Member, 3 year term
- 1 Town Treasurer, 1 year term
- 1 Library Trustee, 3 year term
- 2 Budget Committee Members, 3 year term
- 1 Trustee of the Cemeteries, 3 year term
- 2 Planning Board Members, 3 year term
- 1 Water Commissioner, 3 year term
- 2 Zoning Board Members, 3 year term
- 1 Trustee of the Trust Funds, 3 year term

Article Two: Amendment to Zoning Ordinance

Are you in favor of the adoption of Amendment Number 1 to the Zoning Ordinance as proposed by the Planning Board as follows:

To amend Section 401 Accessory Dwelling Unit? The intent of the proposed revision is to ensure that an accessory dwelling unit (ADU) is within or attached, not simply connected, to the principal dwelling. In order to communicate this intent more clearly, the following concepts have been included in the proposed language revision:

- a. A common wall with a functioning door between the living spaces of the ADU and principal dwelling unit,
- b. A description of living space, and
- c. Architectural feature requirements to maintain the appearance and character of a single family home when an ADU is attached to a home.

Majority Ballot Vote Required.
Recommended by the Planning Board: 6-0

Article Three: Amendment to Zoning Ordinance

Are you in favor of the adoption of Amendment Number 2 to the Zoning Ordinance as proposed by the Planning Board as follows:

To amend Section 602.5.C Accessory Structures for Agriculture? The intent of the proposed revision is to clarify the required lot line setback distance for accessory structures used in the pursuit of agricultural activities and make this distance consistent with the required lot line setback distance for other types of accessory structures.

Majority Ballot Vote Required.

Recommended by the Planning Board: 5-0

Article Four: Amendment to Zoning Ordinance

Are you in favor of the adoption of Amendment Number 3 to the Zoning Ordinance as proposed by the Planning Board as follows:

To amend Section 104 Definitions and Section 303 Signs? The intent of the proposed revision is to clarify the required lot line setback distance for monument signs and pole signs.

Majority Ballot Vote Required.
Recommended by the Planning Board: 5-0

Article Five: Amendment to Zoning Ordinance

Are you in favor of the adoption of Amendment Number 4 to the Zoning Ordinance as proposed by the Planning Board as follows:

To amend Section 603 Conservation Subdivision Design? The intent of the proposed revision is to clarify the following items:

- a. Guidelines for allowing single family or duplex dwelling units within a Conservation Subdivision Design,
- b. Yard and lot requirements for single family and duplex dwelling units within a Conservation Subdivision Design,
- c. Establishes a minimum width for open space within a Conservation Subdivision,
- d. Modifies the process for establishing the maximum density of lots allowed on a Conservation Subdivision Plan,
- e. Calculation of the allowed maximum density for a Conservation Subdivision Design,
- f. Definition of unbuildable land within a Conservation Subdivision Design, and
- g. Purpose and objective of a Conservation Subdivision Design.

Majority Ballot Vote Required.
Recommended by the Planning Board: 5-0

Article Six: FY 2024 Operating Budget

To see if the Town will vote to raise and appropriate through taxation 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, Eight Million Nine Hundred Eighty Thousand One Hundred One Dollars (\$8,980,101)? Should this Article be defeated, the default budget shall be Eight Million Six Hundred Eighty Thousand Three Hundred Eighty-six Dollars (\$8,680,386), which is the same as last year, with certain adjustments required by previous action of the Town 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 Ballot Vote Required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 9-0

Article Seven: Replace Fire & Rescue Command Vehicle

To see if the Town will vote to raise and appropriate the sum of Seventy-five Thousand Dollars (\$75,000) for the purpose of purchasing and equipping a command vehicle for the Fire & Rescue Department to replace the temporarily repurposed former police cruiser with said funds to come from the Fire Department Equipment and Apparatus Special Revenue Fund? This item has been identified in the approved Capital Improvements Plan. Approval of this Article will have no effect on the tax rate.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 9-0

Article Eight: Purchase of a Police Cruiser

To see if the Town will vote to raise and appropriate through taxation the sum of Fifty-five Thousand Dollars (\$55,000) for the purpose of purchasing and equipping a cruiser for the Police Department? This item has been identified in the approved Capital Improvements Plan.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 9-0

Article Nine: Refurbish Fire & Rescue Engine 1

To see if the Town will vote to raise and appropriate the sum of Two Hundred Fifty Thousand Dollars (\$250,000) for the purpose of refurbishing and updating outdated

equipment on the Fire & Rescue Department's 10-year-old fire engine with said funds to come from the Fire Department Equipment and Apparatus Special Revenue Fund? This item has been identified in the approved Capital Improvements Plan. Approval of this Article will have no effect on the tax rate.

Majority Ballot Vote required.

Recommended by the Select Board: 3-0

Recommended by the Budget Committee: 9-0

Article Ten: Purchase of Public Works Medium Duty Dump Truck

To see if the Town will vote to raise and appropriate through taxation the sum of One Hundred Seven Thousand Dollars (\$107,000) for the purpose of purchasing and equipping a medium duty dump truck for the Department of Public Works? This item has been identified in the approved Capital Improvements Plan.

Majority Ballot Vote required.

Recommended by the Select Board: 3-0

Recommended by the Budget Committee: 9-0

Article Eleven: Road Resurfacing

To see if the Town will vote to raise and appropriate the sum of Two Hundred Eighty-five Thousand Dollars (\$285,000) for the purpose of resurfacing and reconstructing approximately three miles of road, by withdrawing Thirty Thousand Dollars (\$30,000) from the previously established Municipal Transportation Improvement Capital Reserve Fund created for this purpose, and raising through taxation the sum of Two Hundred Fifty-five Thousand Dollars (\$255,000)? This item has been identified in the approved Capital Improvements Plan.

Majority Ballot Vote required.

Recommended by the Select Board: 3-0

Recommended by the Budget Committee: 9-0

Article Twelve: Philbrick Pond Marsh Restoration

To see if the Town will vote to raise and appropriate through taxation the sum of Twenty Thousand Dollars (\$20,000) for the purpose of restoring health to the Philbrick Pond marsh? This item has been identified in the approved Capital Improvements Plan.

Majority Ballot Vote required.

Recommended by the Select Board: 3-0

Recommended by the Budget Committee: 9-0

Article Thirteen: Rail Trail Equipment and Capital Improvements

To see if the Town will vote to raise and appropriate through taxation the sum of Ten Thousand Dollars (\$10,000) for the purpose of purchasing equipment and making capital improvements related to the rail trail? This item has been identified in the approved Capital Improvements Plan.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 8-1

Article Fourteen: Contribution to the Coakley Landfill Capital Reserve Fund

To see if the Town will vote to raise and appropriate through taxation the sum of Seventy-five Thousand Dollars (\$75,000) for deposit into the Coakley Landfill Capital Reserve Fund? The purpose of this fund is to account for expenses incurred by the Town under the Superfund Cleanup Program. The balance in the Fund, as of December 31, 2022, is \$264,331.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 9-0

Article Fifteen: Contribution to the Earned Time Settlement Capital Reserve Fund

To see if the Town will vote to raise and appropriate through taxation the sum of Seventy-five Thousand Dollars (\$75,000) for deposit into the Earned Time Settlement Capital Reserve Fund? The purpose of this fund is to buy out employees earned time during anytime of the life of their career and limit the Town's unfunded accrued leave liability. The total liability for unfunded accrued leave is estimated to be \$370,762 of which \$143,587 may be payable prior to July 1, 2024. The balance in the Fund, as of December 31, 2022, is \$63,883.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 9-0

Article Sixteen: Contribution to the Town Revaluation Capital Reserve Fund

To see if the Town will vote to raise and appropriate through taxation the sum of Fourteen Thousand Dollars (\$14,000) for deposit into the Town Revaluation Capital Reserve Fund? The purpose of this fund is to allow for funding to comply with the State of New Hampshire's requirement to perform a property revaluation every five years. The balance in the Fund, as of December 31, 2022, is \$56,612.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 9-0

Article Seventeen: Rent or Lease Municipal Property

To see if the Town will vote to authorize the Select Board to rent or lease municipal property not needed for public use for a term of up to five (5) years without further vote or ratification of the Town? Once adopted, this authority shall remain in effect until rescinded by a vote of the legislative body at the annual town meeting.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0

Article Eighteen: Readopt All Veterans' Tax Credit

To see if the Town will vote to readopt the provisions of RSA 72:28-b, All Veterans' Tax Credit? If readopted the credit will be available to any resident, or the spouse or surviving spouse of such resident, who served not less than 90 days on active service in the armed forces of the United States and continues to serve or was honorably discharged; or, an officer who continues to serve or was honorably separated from service, provided that training for active duty or state active duty by a member of the national guard or reserve shall be included as service, and that the person is not eligible for and is not receiving a credit under RSA 72:28 or RSA 72:35. If readopted the credit granted will be Five Hundred Dollars (\$500), the same amount as the standard or optional veterans' tax credit voted by the Town under RSA 72:28.

Majority Ballot Vote required.
Recommended by the Select Board: 3-0
Recommended by the Budget Committee: 9-0

Article Nineteen: Taxpayer Funds Towards Eminent Domain (By Citizens Petition)

On behalf of at least 25 registered voters, pursuant to RSA 39:3, to see if the Town will vote to raise and appropriate through taxation the sum of Zero Dollars (\$0) for the purpose of obtaining an Eminent Domain easement in connection with a cell tower in North Hampton?

Majority Ballot Vote required.
Recommended by the Select Board: 0-3
Recommended by the Budget Committee: 2-5

Article Twenty: Consideration for Cell Phone Tower (By Citizens Petition)

On behalf of at least 25 registered voters, pursuant to RSA 39:3, to see if the Town will vote to require the Select Board to review the placement of the proposed cell tower on the Town owned property known as Map 7, Lot 161 (201 Atlantic Ave)? Placement on the specified 85.3 acre lot, Parcel ID 7-161 would not require the Town to obtain land use rights through Eminent Domain.

Majority Ballot Vote required.
Recommended by the Select Board: 0-3

Article Twenty-one: Any other business.

To see if the Town will transact any other business that may legally come before the Meeting.

Given under our hands and seals this Thirtieth day of January, in the Year Two Thousand and Twenty-three.

THE NORTH HAMPTON SELECT BOARD

James Sununu, Chair

Jim Maggiore, Vice Chair

Jonathan Pinette, Member

CERTIFICATE OF POSTING

January 30, 2023

I do hereby certify that on the Thirtieth day of January 2023, an attested copy of the within warrant was posted at the North Hampton School, the place of meeting, and at the inside and outside boards at the Town Administrative Offices and the Town Clerk's Office and at the North Hampton Public Library, all being public places in the Town of North Hampton.

THE NORTH HAMPTON SELECT BOARD

James Sununu, Chair

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Jonathan Pinette, Member