FISCAL YEAR 2020
TOWN MEETING WARRANT
TOWN OF PETERBOROUGH
STATE OF NEW HAMPSHIRE

To the inhabitants of the Town of Peterborough, in the County of Hillsborough, in said State, qualified to vote in Town affairs:

Pursuant to the Peterborough Charter, you are hereby notified to meet at the Town House in said Town on ***Tuesday, the 2nd day of April 2019, at 7:00 p.m.*** for the first session of the Annual Town Meeting (to deliberate on Articles 3 - 14).

You are hereby further notified to meet at the Peterborough Community Center, 25 Elm St, in said Town on ***Tuesday, the 14th day of May 2019, at 7:00 a.m.*** (Polls close at 7:00 p.m.) for the second session of the Annual Town Meeting (to act on Articles 1- 14).

You are hereby further notified that consideration of all other articles contained in the warrant will commence at the third session of the Annual Town Meeting at the Town House in said Town on ***Wednesday, the 15th day of May 2019, at 7:00 p.m.***

OFFICIAL BALLOT ARTICLES
MAY 14TH, 2019

ARTICLE 1. ELECTION OF OFFICERS

SELECTMAN for Three Years;
vote for not more than one
William P. Kennedy
Bill Taylor

TRUSTEE OF THE TRUST FUNDS for Three Years; *vote for not more than one*

BUDGET COMMITTEE for Three Years;
vote for not more than three
James Long
Mandy Sliver
Richard W. Clark III
Robert Haring-Smith

ZONING BOARD OF ADJUSTMENT for Three Years; *vote for not more than one*
Richard W. Clark III
Steven Graves
Sharon Monahan

CEMETERY TRUSTEE for Three Years;
vote for not more than one
Linda M. Guyette

LIBRARY TRUSTEE for Three Years;
vote for not more than one
Ronald Drogy

PLANNING BOARD for Three Years;
vote for not more than two
Judy Wilson Ferstenberg
Gerald J. Galus
Rebecca J. Adey-Merrithew
Richard W. Clark III

RECREATION COMMITTEE for Three Years; *vote for not more than two*
Andrew Brescia
Judy Wilson Ferstenberg
Michael Strand

OTHER BALLOT ARTICLES

ARTICLE 2. ZONING AMENDMENTS

ZONING AMENDMENT 1:

Are you in favor of the adoption of Amendment No.1 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend §245-4 "Definitions" by adding definitions for "Clinic", "Structure", and "Use" and modifying definitions of "Bed and Breakfast Establishment"; "Dwelling, Two Family"; "Professional Services"; "Recreational Facility"; and "Setback".

The purpose of this amendment is to add greater clarity to the Zoning Ordinance and specificity to the existing use definitions being modified.

ZONING AMENDMENT 2:

Are you in favor of the adoption of Amendment No.2 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend Section 245-4 "Definitions" by modifying the use definition of "Health Care Facilities"; adding the definition as a permitted use in Sections 245-9 "Village Commercial District" and 245-9.1 "West Peterborough District"; and deleting a qualification of the use in Section 245-10.2 "Business/ Industrial District".

The purpose of this amendment is to clarify specific uses included within this general use definition; to make it clear the definition is listed as a permitted use in the districts where proposed; and to eliminate qualifying language no longer necessary given the changes to the definition.

ZONING AMENDMENT 3:

Are you in favor of the adoption of Amendment No.3 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-4 "Definitions" by adding a new use definition "Residential Care Facility" and adding this definition as a permitted use in §245-9 "Village Commercial District", §245-9.1 "West Peterborough District", §245-9.2. "Monadnock Community Health Care District", §245-10. "Downtown Commercial District", and §245-11.2 "Retirement Community District".

The purpose of this amendment is to combine similar uses into a consolidated use definition so that the uses are consistently named and applied in the districts where they are permitted and to add the consolidated definition as a permitted use in districts where the individual use within the consolidated definition are already permitted.

ZONING AMENDMENT 4:

Are you in favor of the adoption of Amendment No.4 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-4 "Definitions" by adding a new use definition "Residential Drug and Alcohol Treatment Facility" and add the definition as a permitted use in §245-9 "Village Commercial District", §245-9.2. "Monadnock Community Health Care District", §245-10. and "Downtown Commercial District".

The purpose of this amendment is to create a new definition for a type of use that is otherwise ambiguous and to expressly indicate where this use is permitted, providing reasonable and appropriate opportunities for the use to occur.

ZONING AMENDMENT 5:

Are you in favor of the adoption of Amendment No.5 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-9.2. "Monadnock Community Health Care District" to allow clinics that provide outpatient facilities providing drug or substance abuse medical treatment as a permitted use.

The purpose of this amendment is to clarify where outpatient substance abuse treatment facilities are permitted.

ZONING AMENDMENT 6:

Are you in favor of the adoption of Amendment No.6 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-7. "General Residence District" and § 245-8. "Rural District" to eliminate the requirement for obtaining a Special Exception from the Zoning Board of Adjustment for siting a religious institution (church) in these districts. As a result of this amendment, "Religious Institutions" will be listed as a permitted use in each of these two districts. Also, to modify the name of an existing permitted use to be consistent with the corresponding use definition in § 245-4 "Definitions"

The purpose of this amendment is to bring the Zoning Ordinance into compliance with Federal Law.

ZONING AMENDMENT 7:

Are you in favor of the adoption of Amendment No. 7 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-11.2 "Retirement Community District", Paragraph 3 "Permitted Uses" by eliminating the requirement of a Special Exception for siting commercial establishments that are limited in scope and intended to service the needs of the residents of the development. The amendment also eliminates valuation criteria that cannot be objectively measured.

The purpose of this amendment is to simplify the siting of accessory uses that meet preestablished criteria.

ZONING AMENDMENT 8:

Are you in favor of the adoption of Amendment No.8 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-14. "Groundwater Protection Overlay Zone" to separate a paragraph which includes sewer connection requirements pertaining to all new residential developments and impervious service requirements relating to all developments into two paragraphs. There are no proposed changes to any standards or procedures that will result from this amendment.

The purpose of this amendment is to clarify that the impervious surface standards apply to all developments in the Overlay Zone regardless of the type of use.

ZONING AMENDMENT 9:

Are you in favor of the adoption of Amendment No.9 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-15. "Wetland Protection Overlay Zone" to change the exemption for "Sedimentation /Detention Basins" to "Pre-existing Sedimentation/Detention Basins"; and to allow all stormwater

management systems and utilities systems to be permitted and maintained in the Overlay Zone subject to a Conditional Use Permit.

The purpose of this amendment is to improve protection of the overlay zone by limiting the siting of stormwater management systems and utilities in the Overlay Zone to those that meet Conditional Use Permit Requirements.

ZONING AMENDMENT 10:

Are you in favor of the adoption of Amendment No.10 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend Section 245-24.6 "Workforce Housing" to clarify that "Multi-family Workforce Housing is permitted in any district that permits multi-family housing; to modify criteria for waiving or modifying lot and yard standards; to establish a timeframe that units will be guaranteed as affordable and to eliminate the requirements for an annual evaluation of housing stock.

The purpose of this amendment is to clarify where Multi-Family Workforce Housing is permitted; to create reasonable criteria granting waivers; and to add a reasonable timeframe for guaranteeing affordability as required by statute and to eliminate an unnecessary annual housing evaluation.

ZONING AMENDMENT 11:

Are you in favor of the adoption of Amendment No. 11 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend Section 245-32 "Off Street Parking" to eliminate detailed criteria that must be met before the Planning Board can reduce the number of required parking spaces for a proposed use during site plan review; and to allow tandem parking to meet parking requirements for new residential development under certain conditions.

The purpose of this amendment is to provide the Planning Board with greater flexibility in setting the required number of parking spaces during Site Plan Review; and to make the requirements for residential spaces consistent with other sections of the ordinance.

ZONING AMENDMENT 12:

Are you in favor of the adoption of Amendment No. 12 as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend Section 245-41 "Conditions for Appeals and Criteria for Special Exceptions" by: deleting "Conditions for Appeals" from the title of the section; deleting and replacing all existing criteria with new, general criteria; and by clarifying that the general criteria will only apply when specific Special Exception criteria is not provided elsewhere in the ordinance.

The purpose of this amendment is to clarify and simplify the application of general Special Exception criteria.

ZONING AMENDMENT 13:

Are you in favor of the adoption of **Amendment 13** as proposed by the Planning Board for the Peterborough Zoning Ordinance as follows:

To amend § 245-42. "Duration of approval" by replacing the language in Paragraph A with language that is consistent with NH RSA 674:33.

The purpose of this amendment is to bring the ordinance into conformance with the Statute. The proposed amendment does not modify the existing two-year duration of approval.

ZONING AMENDMENT 14 – PROPOSED BY CITIZEN PETITION

Are you in favor of the adoption of Amendment No.14 as submitted by petition for the Town of Peterborough Zoning Ordinance, as follows:

To rezone the land that previously consisting of one (1) parcel that is numbered U018-087-000 at 10 Laurel Street from Family District to General Residence District

*The Planning Board **supports** this petition amendment.*

ZONING AMENDMENT 15 – PROPOSED BY CITIZEN PETITION

Are you in favor of the adoption of Amendment No.15 as submitted by petition for the Town of Peterborough Zoning Ordinance, as follows:

A. Repeal Section 245-15.4 Traditional Neighborhood Overlay Zone II in its entirety and delete any reference to it appearing throughout the zoning ordinance.

B. Amend Section 245-15.3 Traditional Neighborhood Overlay Zone I, Paragraph E.3. and E.4 by deleting the words shown in strikethrough and adding the words in italic/underline to read as follows:

3. Lot and Yard Standards. The following minimum lot and yard standards apply to subdivisions or the addition of dwelling units that do not involve subdivision. If a subdivision is proposed, each lot must meet these minimum standards. If no subdivision is proposed, the existing lot must meet these minimum standards before any additional dwelling units could be approved.

	Family District	General Residence District	
a. Frontage:	75 feet	~~50 feet~~	*75 feet*
b. Lot Size:			
i. Single Family:	10,000 square feet	~~5,000 square feet~~	*7,500 square feet*
ii. Two-Family:	10,000 square feet	7,500 square feet	7,500 square feet
iii. Multi-Family:	NA	~~5,000 square feet plus 2500 square feet for each unit~~	*6000 square feet each unit*

4. Setback Requirements: The front building setbacks shall be determined by taking the average of existing developed residential lots located on either side of the project parcel, on the same side of the street, based on the most recent Town mapping, as measured along the adjacent street frontage from the lot proposed for development. In no instance shall the front setback be less than ~~fifteen (15) feet~~ *twenty (20) feet* nor greater than fifty (50) feet. Minimum side and rear setback requirements shall not be less than ~~ten (10) feet~~ *twenty (20) feet*, and may be greater if the Planning Board finds that unusual characteristics exist and a greater setback would be more in keeping with the character of the neighborhood and streetscape.

*The Planning Board **does not support** this petition amendment.*

ARTICLE 3. BUDGET FOR FISCAL YEAR 2020 - $16,218,845

To see if the Town will vote to raise and appropriate the sum of **Sixteen Million Two Hundred Eighteen Thousand Eight Hundred Forty-Five Dollars ($16,218,845)** for the support of General Government, Water, and Wastewater. This represents the fiscal year 2020 budget period, July 1, 2019 to June 30, 2020. This article does not include appropriations in special or individual articles addressed separately.

The Select Board recommends this appropriation by a vote of 3-0
The Budget Committee recommends this appropriation by a vote of 6-1

ARTICLE 4. CAPITAL RESERVE FUNDS - $95,000

To see if the Town will vote to raise and appropriate the sum of **Ninety-Five Thousand Dollars ($95,000)** to be placed in the following previously established capital reserve funds:

- Five Thousand Dollars ($5,000) to be placed in the GIS Capital Reserve Fund
- Eighty Thousand Dollars ($80,000) to be placed in the Fleet Management Capital Reserve Fund
- Ten Thousand Dollars ($10,000) to be placed in the Winter Operations Capital Reserve Fund

The Select Board recommends this appropriation by a vote of 3-0
The Budget Committee recommends this appropriation by a vote of 7-0

ARTICLE 5. TRANSFER FROM CEMETERY FUND - $3,000

To see if the Town will vote to raise and appropriate the sum of **Three Thousand Dollars ($3,000)** to be added to the previously established Cemetery Expendable Trust Fund, and further, to transfer said amount from the Cemetery Trustee's checking account to the Cemetery Expendable Trust Fund. This amount is funded 100% by the sale of deeds for burial lots.

The Select Board recommends this article by a vote of 3-0
The Budget Committee recommends this appropriation by a vote of 7-0

ARTICLE 6. POLICE DEPARTMENT FLEET CAPITAL RESERVE FUND - $18,100

To see if the Town will authorize the establishment of a Capital Reserve Fund (pursuant to RSA Chapter 35) to be known as the "Police Department Fleet Capital Reserve Fund" for the purpose of the orderly replacement of the Police Department's vehicles and equipment necessary to outfit said vehicles, and further to raise and appropriate the sum of **Eighteen Thousand One Hundred Dollars ($18,100)** toward the purpose and to designate the Select Board as agents to expend.

The Select Board recommends this appropriation by a vote of 3-0
The Budget Committee recommends this appropriation by a vote of 7-0

ARTICLE 7. FIRE DEPARTMENT APPARATUS AND EQUIPMENT CAPITAL RESERVE FUND - $40,000

To see if the Town will authorize the establishment of a Capital Reserve Fund (pursuant to RSA Chapter 35) to be known as the "Fire Department Apparatus and Equipment Capital Reserve Fund" for the purpose of the orderly replacement of the Fire Department's vehicles and necessary equipment, and further to raise and appropriate the sum of **Forty Thousand Dollars ($40,000)** toward the purpose and to designate the Select Board as agents to expend.

The Select Board recommends this appropriation by a vote of 3-0
The Budget Committee recommends this appropriation by a vote of 7-0

ARTICLE 8. FIRE DEPARTMENT UTILITY ALARM TRUCK PURCHASE $75,000

To see if the Town will raise and appropriate the sum of **Seventy-Five Thousand Dollars ($75,000)** for the purchase of a Utility Alarm Truck for the Fire Rescue Department.

The Select Board recommends this appropriation by a vote of 3-0

The Budget Committee recommends this appropriation by a vote of 7-0

ARTICLE 9. VETERANS TAX CREDIT

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 per year to $750.

The Select Board recommends this article by a vote of 3-0

ARTICLE 10. SERVICE-CONNECTED TOTAL DISABILITY TAX CREDIT

To see if the town will vote to modify the provisions of RSA 73:35 for an optional tax credit of $4,000 for a Service-Connected Total Disability on residential property.

The Select Board recommends this article by a vote of 3-0

ARTICLE 11. ELDERLY TAX EXEMPTION ASSET LIMITS

To see if the Town will vote to modify the provisions of RSA 72:39-a for elderly exemption from property tax in the Town of Peterborough, based on assessed value, for qualified tax payers, to be as follows:

- for a person 65 years of age up to 75 years, $80,000
- for a person 75 years of age up to 80 years $120,000
- For a person 80 years of age or older $160,000

To qualify, a person must have been a New Hampshire resident for at least 3 consecutive years, own the real estate individually or jointly, or if the real estate is owned by such person's spouse, they must have been married to each other for at least 5 consecutive years. In addition, the single tax payer must have a net income of not more than $34,000, and the married tax payers shall not have a joint net income of more than $52,000; taxpayers, singly or jointly, shall not own assets in excess of $100,000 excluding the value of the person's residence.

The Select Board recommends this article by a vote of 3-0

ARTICLE 12. BLIND TAX EXEMPTION

To see if the Town will vote to adopt the provisions of RSA 72:37, Exemption for the Blind, to allow an inhabitant who is legally blind as determined by the blind services program, to be exempt each year on the assessed value, for property tax purposes, of his or her residential real estate to the value of $15,000.

The Select Board recommends this article by a vote of 3-0

ARTICLE 13. RENEGOTIATE CONTOOCOOK VALLEY SCHOOL DISTRICT ARTICLES OF AGREEMENT (BY PETITION)

To see if the Town will vote to direct the Town of Peterborough and such other towns that may wish to join, to renegotiate the Contoocook Valley School District's "Articles of Agreement" to better reflect and address the changing conditions of the Contoocook Valley region and to better serve the member towns through both educational and financial fairness and equity.

ARTICLE 14. CALL TO PREVENT NUCLEAR WAR (BY PETITION)

Whereas nine nations together have over 14,000 nuclear weapons in their arsenals, most far more destructive than the two that killed hundreds of thousands in Japan in 1945;

Whereas detonation of even a small number of these weapons could have catastrophic human and environmental consequences affecting everyone on the planet;

Whereas the United States maintains hundreds of nuclear missiles in underground silos on hair-trigger alert, to be launched within minutes with great risk of accidental, mistaken or unauthorized launch;

Whereas the United States reserves the right to use nuclear weapons first, making a nuclear war more likely;

Whereas the U.S. president has the sole and unchecked authority to order the use of nuclear weapons;

Whereas over the next 30 years, the United States plans to spend an estimated $1.7 trillion to replace its entire nuclear arsenal;

Whereas the United States, as well as Britain, China, France and Russia, are obligated under the Nuclear Non-Proliferation Treaty (NPT) to take concrete steps towards eliminating their nuclear arsenals;

Now therefore be it resolved that the Town of Peterborough calls upon the U.S. government to embrace the Treaty on the Prohibition of Nuclear Weapons and make global nuclear disarmament the centerpiece of our national security policy.

Be it further resolved that the Town of Peterborough calls upon the U.S. government to spearhead a global effort to prevent nuclear war by:

- Renouncing the option of using nuclear weapons first;
- Ending the sole, unchecked authority of any president to launch a nuclear attack;
- Taking U.S. nuclear weapons off hair-trigger alert;
- Cancelling the plan to replace its entire arsenal with enhanced weapons; and
- Actively pursuing a verifiable agreement among nuclear-armed states to eliminate their nuclear arsenals.

And be it further resolved that our Board of Selectmen will send copies of this resolution with a record of its adoption to all members of our Congressional Delegation.

OPEN SESSION ARTICLES
MAY 15TH, 2019

ARTICLE 15. WATER SUPPLY ACQUISITION AND APPURTENCIES FOR THE PETERBOROUGH WATER DEPARTMENT- $8,260,000

To see if the Town will vote to raise and appropriate the sum of Eight Million Two Hundred and Sixty Thousand Dollars ($8,260,000) (gross budget) for the purpose of land acquisition, engineering, preparing plans and specifications, right of way, construction of wells and their associated equipment, new water treatment and pumping facilities, and transmission piping to connect the Cold Stone Springs well site to the existing Peterborough municipal water distribution system, as well as payment of costs associated with the financing of said project; said sum to be in addition to any federal, state or private funds made available therefore, and to authorize the issuance of not more than $4,047,400 of bonds or notes in accordance with the provisions of the Municipal Finance Act, R.S.A. 33.1 et seq., as amended; and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon as shall be in the best interest of the Town, including but not

limited to, the use of the EPA Water Infrastructure Investment Act (WIFIA), USDA Rural Development Loan and Grant Program and the NH Department of Environmental Services State Revolving Fund, with the balance of $4,212,600 to come from private contributions from users of the water supply and/or transmission line and/or grants from such sources as the NH Drinking Water and Groundwater Trust Fund. The Selectmen are hereby authorized to apply for and accept other grants, gifts, or other forms of assistance to facilitate the raising and appropriating of the funds referenced above and pass any vote relating thereto. Should this article be approved but the grants and or private donations not be awarded or received, this article shall be considered null and void. This general obligation bond is intended to be supported 100% by water user fees. (Two-Thirds Ballot Vote Required).

The Select Board recommends this appropriation by a vote of 3-0

The Budget Committee recommends this appropriation by a vote of 7-0

ARTICLE 16. PUBLIC WORKS FACILITY - $4,000,000

To see if the Town will vote to raise and appropriate the sum of **Four Million Dollars ($4,000,000)** for the purpose of designing, engineering, and constructing of a Public Works Facility and to authorize the issuance of not more than **Four Million Dollars ($4,000,000)** of bonds or notes for such purpose in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the Select Board to issue, negotiate, sell and deliver such bonds and/or notes and to determine the rate of interest thereon and the maturity and other terms thereof and to authorize the Select Board to apply for, obtain and accept Federal, State, or any and all other aid, grants, gifts or revenue source that may be or may become available for said project and to comply with all laws applicable to said project and to take any and all action necessary to carry out any vote hereunder or take any other action relative thereto.

By ballot vote (Requires 2/3 vote to pass).

The Select Board recommends this appropriation by a vote of 2-1

The Budget Committee recommends this appropriation by a vote of 3-4

ARTICLE 17. BUDGET FOR FISCAL YEAR 2020 - $16,142,345

To see if the Town will vote to raise and appropriate the sum of **Sixteen Million One Hundred Forty-Two Thousand Three Hundred Forty-Five Dollars ($16,142,345)** for the support of General Government, Water, and Wastewater. This represents the fiscal year 2020 budget period, July 1, 2019 to June 30, 2020. This article does not include appropriations in special or individual articles addressed separately.

The Select Board recommends this appropriation by a vote of 3-0

The Budget Committee recommends this appropriation by a vote of 6-1

Pursuant to the Peterborough Charter, if the Official Ballot Session adopts an annual budget by approving **Article 3,** this article will be passed over.

ARTICLE 18. ROADWAY SYSTEM UPGRADES CAPITAL RESERVE FUND $400,000

To see if the town will vote to authorize the establishment of a Capital Reserve Fund (pursuant to RSA Chapter 35) to be known as the "Roadway System Upgrades Capital Reserve Fund" for the purpose of the orderly repairs and upgrades of the roadway system and further to raise and appropriate the sum of **Four Hundred Thousand Dollars ($400,000)** toward this purpose and to designate the Select Board as agents to expend.

The Select Board recommends this appropriation by a vote of 3-0

The Budget Committee recommends this appropriation by a vote of 7-0

ARTICLE 19. AMBULANCE LEASE PURCHASE $325,000

To see if the Town will vote to authorize the Select Board to enter into a lease purchase agreement of up to three years for **Three Hundred Twenty-Five Thousand Dollars ($325,000.00)** for the purpose of lease-purchasing a replacement ambulance for the Fire Rescue Department. This lease agreement contains a non-appropriation escape clause. First payment will be scheduled in FY2020. This is a special, non-lapsing warrant article per RSA 32:7, VI and it shall not lapse until June 30, 2025. This lease purchase is supported by the Ambulance Revolving Fund and has no effect on the tax rate.

The Select Board recommends this appropriation by a vote of 3-0

The Budget Committee recommends this appropriation by a vote of 7-0

Submitted this 11th day of April, 2019,
As amended by the First (Deliberative) Session
Of Town Meeting, held on April 2, 2019

Linda M. Guyette

Linda M. Guyette, Town Clerk, Peterborough, NH