

**2012**  
**TOWN MEETING**

**Town of Greenfield**  
**State of New Hampshire**

**13 March 2012**

Moderator Peter Hopkins opened the meeting at 10:00 AM. Supervisor of the Checklist Linda Dodge read the checklist with 979 names. The Moderator lead the Pledge of Allegiance. The Moderator proceeded with Article 1 of the Town Warrant by opening the polls.

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

Moderator Peter Hopkins closed the polls at 7:00 PM. Results were tabulated and reported, and the meeting was to reconvene at 9:00 AM on Saturday March 17, 2012.

Town Meeting reconvened on Saturday March 17, 2012 as scheduled. Moderator Peter Hopkins called the meeting to order at 9:08 AM. He began by having the local Boy Scout troop bring in the colors, and then lead the Pledge of Allegiance, and followed with the House Rules.

1. There will be no smoking in the hall.
2. Unless otherwise stated before the meeting starts we will follow the articles as printed in the warrant.
3. The Moderator will read all articles; everyone has a right to hear what we are voting on.
4. Anyone wishing to speak to an article will wait to be recognized, stand and state his/her name.
5. Every article should have a fair hearing; therefore a motion to pass over the article will not be accepted.
6. Any person wishing to speak to an article a second time must wait until all those who wish to speak have had a chance to speak.
7. Anyone proposing an amendment to an article must submit the amendment in writing.
8. Once we have voted on an article we will not reconsider.
9. The meeting is being recorded.
10. Please keep your comments directed to the article and address the chair, not back and forth among individuals.
11. And last, if the Moderator has made a ruling that the assembly disagrees with they may overturn his ruling with a majority vote.

Motion was made, seconded, and carried to accept the rules as read.

Results of the town elections were then read as follows:

**ConVal School District ballot results: (Greenfield only)**

Article #1	YES = 147	NO = 182
Article #2	YES = 141	NO = 187
Article #3	YES = 173	NO = 149

Article #4    YES = 166    NO = 154  
Article #5    YES = 190    NO = 128  
Article #6    YES = 81    NO = 242  
Article #7    YES = 213    NO = 106  
Article #8    YES = 258    NO = 56

**OFFICER ELECTION RESULTS:**

**Selectman for Three Years:** Debra Davidson received 159 votes, John Gryval received 152 votes, therefore Debra Davidson is elected for the ensuing three years.

**Town Clerk for Three Years:** Edith “Dee” Sleeper received 306 votes, and therefore is elected for the ensuing three years.

**Supervisor of the Checklist for Six Years:** Linda Dodge received 307 votes, and therefore is elected for the ensuing six years.

**Budget Committee Members for Three Years:** Myron Steere received 307 votes, and therefore is elected for the ensuing three years. One seat remains vacant.

**Budget Committee Members for Two Years:** No one was elected, and therefore two seats remain vacant.

**Budget Committee Member for One Year:** No one was elected, and therefore one seat remains vacant.

**Trustee of Trust Funds & Cemetery Trustee:** Janet Moller received 287 votes, and therefore is elected for the ensuing three years.

**Library Trustee for Three Years:** Jami Bascom received 304 votes, and therefore is elected for the ensuing three years.

**Library Trustee for Two Years:** Bruce Dodge received 302 votes, and therefore is elected for the ensuing two years.

**Planning Board Members for Three Years:** Stephen Chicoine received 228 votes, Robert Marshall received 265 votes, therefore Stephen Chicoine and Robert Marshall are elected for the ensuing three years.

**School Board Representative for Two Years:** Jennifer Davis received 142 votes, Myron Steere received 143 votes, therefore Myron Steere is elected for the ensuing two years.

**School Board Moderator for Three Years:** Although Greenfield voters did not elect anyone, the seat will be filled according to the entire school district results

At this time the Moderator announced that the PTO has food available for breakfast and lunch. This is the first time they have done this.

Debra Davidson, newly elected Selectman, thanked everyone for their support and stated she is looking forward to serving the residents.

The Moderator thanked the staff and volunteers who run our town, and then introduced the new Town Administrator, Aaron Patt.

Resident Gil Bliss thanked out-going Selectman Aaron Kullgren for his service.

The Moderator then stated that we currently have an unusual number of non-resident department heads, and stated he would like a blanket agreement to allow them to address the meeting as needed.

**Motion was made and seconded. Voice vote: motion passed.**

**Article 1(a):** To hear the reports of agents, standing committees, or other officers heretofore, and chosen and to pass any vote relative thereto.

Planning Board Member Robert Marshall stated that the Planning Board is in the process of master planning for the next ten years. They currently have a survey for residents to participate in and encouraged feedback.

Peter Hopkins stated that the Roads Committee is still working on plans for reconstructing and repairing roads.

Recycling Committee Member Neal Brown stated that though this committee has not been needed for a few years, they have reconvened to discuss future plans.

**Article 1(b):** To vote by ballot on the following proposed amendments to the Greenfield Zoning Ordinance.

**Amendment Number 1:** Are you in favor of the adoption of Amendment No.1 as submitted by petition for the Zoning Ordinance as follows:

*Amend Section V.C.1 Telecommunications/Personal Wireless Service Facilities, Purpose and Intent, District Regulations, Location, for the purpose of reinstating the Special Exception requirement for the General Residence District, by editing to read:*

*Telecommunications/Personal Wireless service facilities shall be permitted in all zoning districts. Special exception by the Zoning Board of Adjustment is required for all zoning districts except Rural Agricultural ~~and the General Residence district.~~ Applicants seeking approval for telecommunications/personal wireless service facilities shall first evaluate existing structures for the siting of*

*telecommunication/personal wireless service facilities. Only after finding that there are not suitable existing structures pursuant to Section C (4) herein, shall a provider propose a new ground mounted facility. (Recommended by the Planning Board)*

**YES = 233 NO = 92 Therefore the amendment passes.**

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

Proposed Amendment to the Zoning Ordinance Section IV General Regulations and Restrictions

Add the following language:

***“Q. Unregistered Trailers and Storage Containers***

*It shall be unlawful for the owner or occupant of any premises to have or permit thereon any unregistered trailer or storage container within the lot’s building setback unless such placement is temporary and associated with on site building construction or renovation. Such placement shall occur only after receiving a permit issued by the Code Enforcement Officer for a period of sixty (60) days or less. Such permit is renewable.”*

Also, add the following to Definitions:

*Storage Container- A weather- resistant receptacle designed and used for the storage or shipment of goods, wares, materials or merchandise. Examples include, but are not limited to, “portable on demand storage units”, metal shipping containers, or cargo boxes detached from motor vehicles.*

*“Storage Container” shall not include minor accessory structures or other structures for which a building permit is required. (Recommended by the Planning Board)*

**YES = 193 NO = 133 Therefore the amendment passes.**

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

Proposed Amendment to the Crotched Mountain Rehabilitation and Education District 2012 Section III. Districts

(Existing language)

Superimposed over certain of the above districts are Special Purpose Districts in which special regulations and restrictions apply. These districts are identified and defined hereinafter as follows: Industrial District and Wetland Conservation District. In all cases

where these special Purpose districts are superimposed within other zoning districts, that District whose regulations are more restrictive apply.

**NOTES:**

1. *The voters of the Town of Greenfield have adopted the New Hampshire Model Floodplain Development Ordinance, which places restrictions on building within the floodplain.*

2. *“In 2011, the voters of the Town of Greenfield voted to create a new Special Purpose District called the Crotched Mountain Rehabilitation and Education District. When conflicts emerge between this district and underlying General Residence District, the use regulations and dimensional requirements of the Crotched Mountain Rehabilitation and Education District shall apply.”*  
(Recommended by the Planning Board)

**YES = 202    NO = 114    Therefore the amendment passes.**

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

Town of Greenfield Groundwater Protection Ordinance

**I. INTRODUCTION**

This ordinance is established to preserve and protect the Town of Greenfield’s groundwater resources within the designated areas for the health, safety, and general welfare of current and future residents. It is hereby acknowledged that groundwater is the most important source of drinking water and is an integral part of the hydrologic cycle that warrants protection from contamination.

**II. AUTHORITY**

Authority for this ordinance is granted pursuant to RSA 674:16, II and RSA 674:21, innovative land use controls, RSA 147:1, local health regulation and RSA 485-C, defining Best Management Practices.

**III. GROUNDWATER PROTECTION DISTRICT**

The groundwater protection district is an overlay district which is superimposed over the existing underlying districts and includes within its boundaries the Stratified Drift Aquifers and Wellhead Protection Areas for public water supply wells as defined under Section V of this ordinance as shown on the map entitled “Town of Greenfield Groundwater Protection District Boundaries” 2012 and subsequent addenda.

**IV. APPLICABILITY**

This ordinance applies to all uses within the designated boundaries of the Groundwater Protection District, except for those uses exempt under Section XII, Exemptions, of this ordinance.

## V. DEFINITIONS

Aquifer: a geological formation composed of rock, sand, or gravel that contains significant amounts of potentially recoverable water.

Designee: A person appointed by the Planning Board or Board of Selectmen to issue/monitor Conditional Use Permits and Spill Prevention, Control and Countermeasure Plans (SPCC). Such individual shall be a qualified professional whose credentials are acceptable to the State DES.

Groundwater: subsurface water that occurs beneath the water table in soils and geologic formations.

Gasoline station: a place where petroleum products are received by tank vessel, pipeline, tank car, or tank vehicle and distributed for the purpose of the retail sale of gasoline.

Impervious: not readily permitting the infiltration of water.

Impervious surface: surface through which regulated substances cannot pass when spilled. Surfaces that are not considered to be impervious are asphalt, untreated wood, gravel, soil (including hard packed), concrete if cracks, holes or unsealed seams are present.

Junkyard: an area, which is maintained, operated, or used for storing, keeping, buying, or selling junk or for the maintenance or operation of an automotive recycling yard, and includes garbage dumps and sanitary landfills. This does not include motor vehicle dealers registered with NH DMV under RSA 261:104 and controlled under RSA 236:126.

Outdoor storage: storage of materials where they are not protected from the elements by a roof, walls, and a floor with an impervious surface.

Petroleum bulk plant or terminal: a place where petroleum products are received by tank, vessel, pipeline, tank car, or tank vehicle and are stored or blended in bulk for the purpose of distributing such liquids by tank vessel, pipeline tank car, tank vehicle, portable tank, or container.

Public water system: a system for the provision to the public of piped water for human consumption, if such system has at least 15 service connections or regularly serves an average of at least 25 individuals daily at least 60 days of the year.

Regulated substance: petroleum, petroleum products, and substances listed under 40 CFR 302, 7-1-05 edition (Code of Federal Regulations-Environmental), excluding the following substances: ammonia, sodium hypochlorite, sodium

hydroxide, acetic acid, sulfuric acid, potassium hydroxide, potassium permanganate, and propane and other liquefied fuels which exist as gases at normal atmospheric temperature and pressure.

Sanitary protective radius: The area around a public water supply well which must be maintained in its natural state as required by Env Dw 301 or 302 (NH Code of Administrative Rules-community water systems); Env Dw 301.06 and Env-Dw 302.06 (NH Code of Administrative Rules-other public water systems)

Seasonal High Water Table: The depth from the mineral soil surface to the upper most soil horizon that contains 2% or more distinct or prominent redoximorphic features that increase in percentage with increasing depth as determined by a licensed Hydrogeologist, Soils Scientist, Wetlands Scientist, Engineer or other qualified professional approved by the Planning Board.

Secondary containment: A structure such as a berm or dike with an impervious surface which is adequate to hold at least 110% of the volume of the largest regulated substances container that will be stored there.

Snow dump: an area where snow from roadways and parking lots is deposited for disposal.

Stratified-drift aquifer: A geological formation of predominantly well sorted sediment deposited by or in bodies of glacial melt water, including gravel, sand, silt or clay, which contains sufficient quantities of water to wells.

Surface water: streams, lakes, ponds, and tidal waters, including marshes, water-courses and other bodies of water, natural or artificial.

Wellhead protection area: The surface and subsurface area surrounding a water well or well field supplying a community public water system, through which contaminants are reasonably likely to move toward and reach such water well or well field.

## VI. PERMITTED USES

All uses permitted by right or by special exception in the underlying zoning district(s) are permitted in the Groundwater Protection District, except those uses expressly prohibited in Section VII or listed as regulated uses in Section VIII of this Ordinance.

## VII. PROHIBITED USES

The following uses have been identified as posing a potential threat to the quality of groundwater resources. Therefore the establishment or operation of these uses is prohibited within the Groundwater Protection District.

1. Hazardous waste disposal facility
2. Solid waste landfill

3. Junkyard
4. Outdoor storage of road salt or other deicing chemicals
5. Snow storage area
6. Motor vehicle dealers (including boats, snowmobiles, motorcycles and similar motorized equipment) facilities for the sale of power equipment, which provide product repair and service, facilities for vehicle body repair and paint shops, vehicle service stations, vehicle radiator, tire, exhaust, transmission shops, tire retreading facilities, and other facilities for the repair and service of internal combustion engines or vehicles powered by them, including the storage, warehousing or parking of vehicles in connection with their repair or service.
7. Petroleum distribution, through the use of above or underground storage tanks and piping; or petroleum fuel dispensing activities.
8. Wastewater or septage lagoon.
9. The following waste handling and disposal practices: new or private municipal solid waste disposal areas; regional solid waste disposal areas; private or special solid waste disposal areas; resource recovery facilities; transfer stations; biomedical waste treatment facilities and regional processing centers; hazardous waste water facilities; septage disposal areas; publicly –owned treatment works; wastewater treatment systems which discharge to the groundwater other than those which treat domestic sanitary sewage and sanitary sewage generated from public and private restrooms.
10. Waste processing systems: floor drains, dry wells (except those permitted by state regulations), or other leaching structures intended to convey waste or spillage to the groundwater, excluding publicly owned or domestic septic systems and excluding non-contaminated roof drainage or storm water runoff to the ground.
11. Facilities that require underground storage or transmission of petroleum liquids or hazardous materials: underground storage tanks, underground distribution systems, and liquid fuel pipelines.
12. Textile mills, tanneries, and apparel production facilities which engage in dyeing, textile coating or treatment
13. Wood product manufacturing facilities which engage in hardwood or softwood veneer or plywood production, wood preservation, production of reconstituted wood products, and pulp and paper manufacturing.
14. Printing and publishing facilities, which engage in plate-making, commercial lithography, photoengraving, and gravure.
15. Production facilities, which engage in the production of chemicals, petroleum or products, derived from petroleum, or coal.
16. Facilities for the production of rubber and plastic products, which engage in the manufacture of, coated rubber products, elastomeric and resin cements, tires and tubes.
17. Facilities which are primary metal industries or fabricate metal, clay glass, and electrical parts that engage in foundry operations, metal forming, machine shops, chemical processes for mirror or glass coating, metal plating, degreasing shops, and etching operations or which engage in the use, storage, handling, or disposal of hazardous materials.



18. Facilities for the generation of electrical power by the means of fossil fuel, except for those intended for the generation of electricity during emergencies and those facilities which utilize natural gas as a fuel.
19. Petroleum terminals and fuel oil dealers.
20. Facilities for wholesale trade which engage in: coal, ore, and mineral sales and metal salvage, sale of paints, varnishes, solvents, and hazardous chemicals.
21. Personal and business service organizations which engage in dry cleaning, industrial laundering, motorized equipment rental, funeral services (excluding those connected to a municipal sewerage system with industrial pre-treatment), photographic processing operations (excluding those connected to a municipal sewerage system with industrial pre-treatment), and furniture stripping and finishing.
22. Laboratory facilities which engage in biological or chemical research or testing with the exception of those facilities associated with the testing of a public or private water supply or with photographic processing from radiological examination, or those which are connected to a municipal sewerage system with industrial pre-treatment.

## VIII. REGULATED USES

The following uses may be permitted in the Groundwater Protection District subject to certain conditions. Regulated uses require the granting of a Conditional Use Permit by the Planning Board/designee and are subject to a greater standard of protection than those uses that are otherwise permitted within the underlying district.

### A. Regulated uses must:

1. Be a use that is permitted in the underlying district either by right or by Special Exception
2. Be a use that is not listed as a Prohibited Use in Section VII of this Ordinance
3. Use and/or install best management practices (BMPs) as required under state administrative rule, Best Management Practices for Groundwater Protection, Env-Wq 401.

### B. Regulated uses include:

1. Any use that is a Permitted Use in Section VI of this ordinance which has (or will have upon completion of construction) a total impervious surface area of 2,500 square feet or greater, or which results in an impervious area of 15% or greater of the parcel's area.
2. Any use which involves the storage, handling, and use of regulated substances in quantities exceeding 100 gallons of liquid or 800 pounds of dry weight at any one time. This shall include an approved Spill Prevention, Control, and Countermeasure (SPCC) plan in accordance with Article X of these regulations.

C. The applicant shall submit a completed Conditional Use Permit application to the Planning Board certifying that all applicable requirements specified within Articles IX and X, have been met prior to the issuance of the Building Permit. In the event that a Building Permit is not required for the regulated use, the applicant shall submit a Conditional Use Permit application to the Planning Board or its designee for review and approval.

## IX. PERFORMANCE STANDARDS

A. No floor drains, dry wells (except those permitted by state regulations), or other infiltration devices that discharge wastewater into the ground shall be installed.

B. Storage of Regulated Substances shall be as follows:

1. Regulated substances shall be stored in an enclosed structure or under a roof, which minimizes storm water entry.
2. All structures used to store regulated substances shall be protected from storm water run-off and groundwater intrusion and must be at least 50 feet from surface water or storm drains, at least 75 feet from private wells, and outside of the sanitary protective radius of wells used by public water systems. The floor of the area in which the material is being stored shall be coated to protect the surface of the floor from deterioration due to spillage of any such materials.
3. Regulated substances shall be stored in an area that is secured against intrusion from unauthorized people or animals.
4. Regulated substances shall be stored in their original containers with proper labels including contents and warnings. In the event that the original container is not available, or if the regulated substance is a waste product, an alternate container may be used but shall be properly labeled with information that would otherwise be included on the original container.
5. Outdoor storage is permitted if all of the above conditions are met (with the exception of IX.1) and if stored in a secondary containment with a storage capacity of 110% containment.

C. Storage of Fertilizers, Compost, and Animal Manure shall be stored in accordance with Best Management Practices for Agriculture in New Hampshire, NH Dept. of Agriculture, Markets, and Food, July 2008, and any subsequent revisions.

D. All inactive wells on the property (those wells that are not in use or properly maintained at the time the plan is submitted) shall be considered abandoned and must be sealed in accordance with We 604 of the New Hampshire Water Well Board Rules.

E. Excavation and blasting activities must be conducted in a manner that minimizes groundwater contamination, adverse impacts to hydrology, and the dewatering of drinking water supply wells. The use of best management practices

must be included in these activities (see Env-wq 401 Best Management Practices for Groundwater Protection).

F. The refueling, washing, and maintenance of motor vehicles used as part of any permitted/regulated activities shall be conducted out of the groundwater protection area wherever possible. Otherwise, such refueling or maintenance shall be conducted on an impervious surface with appropriate containment area. Spill response material shall be readily available and easily accessible.

G. In addition to the above standards, the following performance standards are required and must be submitted for all activities involving Regulated Uses:

Storm Water Management Plan that meets the minimum requirements set forth in the most current New Hampshire Storm Water Manual, and/or uses accepted innovative practices for the treatment and control of storm water.

The plan must identify

- a. Location of storage or transfer of regulated substances and/or other potential sources of pollution, as well as structural pollution control methods or non-structural practices that minimize the release of regulated substances into the storm water or discharge to the ground.
- b. Storm water discharge setbacks between public and private water supply wells and storm water practices that meet setbacks in the Innovative Land Use Planning Techniques, Section 2.1 Permanent Storm water Management.
- c. A stipulation that expansion or redevelopment activities shall require an amended storm water plan and may not infiltrate storm water through areas containing contaminated soils without completing a Phase I Assessment in conformance with ASTM E 1527-05 (American Society of Testing and Materials-Environmental Assessment)
- d. Must maintain at least four feet vertical distance between the bottom of the storm water practice and the average seasonal high water table as determined by a qualified professional.

#### X. SPILL PREVENTION, CONTROL, AND COUNTERMEASURE PLAN (SPCC)

In addition to the requirements set forth in Section IX Performance Standards, any Regulated Use that includes the use of regulated substances shall submit a Spill Prevention, Control and Countermeasure Plan to the Planning Board/designee.

SPCC plans completed to meet state or federal requirements may be submitted provided they reflect the application before the Planning Board. The Planning Board /designee shall then make a determination as to the effectiveness of the plan to prevent, contain, or mitigate releases of regulated substances into the environment in the event of a catastrophic occurrence. The Planning Board/designee may retain the services of a third-party consultant to assist in reviewing any plan presented, the cost of which the applicant will reimburse. The plan shall include the following:

A. A detailed description of the facility, storage area of regulated substances, and type and amount of each regulated substance shall be submitted. A map acceptable to the Planning Board/designee showing the layout of the facility and storage area as well as nearby surface water and wellhead protection areas must be included.

B. A list of facility contact information, including phone numbers, for all those who will be accountable for emergency response, and all appropriate federal, state and local agencies that must be notified in the event of a catastrophic occurrence.

C. A prediction of the direction of the flow of any regulated substance and potential quantity that could be released into the environment. A description of the proposed materials and equipment that would be used to divert, capture or absorb any regulated substance must be also submitted.

## XI. PRE-EXISTING NONCONFORMING USES

A. All uses that previously existed prior to the adoption of these regulations, and which do not conform to these regulations, shall be permitted to continue as the same use and capacity at the time of adoption so long as the use does not pose a threat to the public health, safety or welfare, or otherwise constitute a nuisance. Any pre-existing nonconforming use must be in compliance with all applicable state and federal requirements, including Env-Wq 401, Best Management Practices Rules.

B. Change of Use

1. Any change of use of a non- conformity will require a Conditional Use Plan and a Spill Control and Countermeasure Plan approved by the Planning Board/designee.

C. Expansion of Structure or Intensity of Use

1. Any expansion/change of structure or change of intensity involving a non-conforming Regulated use requires a Conditional Use Permit to be submitted and approved by the Planning Board/designee.

## XII. EXEMPTIONS

The following uses are exempt from all or some of the requirements of this ordinance as noted herein:

1. Private residences are exempt from Article IX, Performance Standards.
2. Any business, including home occupations, where regulated substances are stored in containers of not more than 5 gallons are exempt from Performance Standards, Section B.
3. Storage of heating fuels for on-site use or fuels for emergency electric generation are exempt from Performance Standards, Section B.4 provided that storage tanks are kept indoors on a concrete floor or have corrosion control, leak detection, and secondary containment in place.

- 4.Storage of motor fuel in tanks attached to vehicles with permanent fuel lines are exempt from Performance Standards, Section B.
- 5.Storage and use of office supplies is exempt from Performance Standards, Section B.
- 6.The temporary storage of construction materials and equipment on a site where they are to be used is exempt from Performance Standards, Section B until the project is completed.
- 7.The sale, transportation, and use of pesticides as defined in RSA 430:29 XXVI (NH Statutes-Agriculture, Horticulture and Animal Husbandry)\_are exempt from all provisions of this ordinance.
- 8.Household hazardous waste collection projects regulated under Env-Wm 401.03 (b)(1) and 501.01 (b) (NH Code of Administrative Rules-Hazardous Wastes) are exempt from the Performance Standards , Section B of this ordinance.
- 9.Underground and aboveground storage tank systems that are in compliance with applicable state rules are exempt from inspections under Article XIII of this Ordinance.

### XIII. INSPECTIONS AND MAINTENANCE

1. The Board of Selectmen/designee may perform routine inspections to verify compliance with Performance Standards or inspections initiated by a complaint of a potential violation. Prior notice will be given to the property owner and/or occupant for compliance inspections.
2. All commercial properties within the Groundwater Protection District using or storing regulated substances in containers having the capacity to hold more than five gallons are subject to inspections in accordance with this section unless the facility is exempt under section XII of these regulations.
3. The Board of Selectmen may charge the property owner or commercial occupant a fee, a schedule of which shall be developed by the Board of Selectmen, for routine inspections.
4. A detailed description of the maintenance of structures and storm water management devices for any use requiring approval by the Planning Board/designee shall be filed with the Planning Board prior to the issuance of a certificate of occupancy or within 30 days of completion of the proposal. Such narrative shall include specifications, frequency, and responsible party (including contact information). A copy shall also be filed at the Registry of Deeds for Hillsborough County and shall include a statement that the requirement of maintenance of the structures and storm water management devices shall run with the land. Costs of said filing shall be borne by the applicant.

#### XIV. ENFORCEMENT

Any violation of the requirements established in this ordinance is subject to the enforcement procedures and penalties set forth in RSA 676 (Administrative and Enforcement Procedures) or RSA 485-C (NH Safe Drinking Water Act).

#### XV. RELATIONSHIP BETWEEN STATE AND LOCAL REQUIREMENTS

Where both the State and the Town have existing requirements, the more stringent shall be used.

#### XVI. SAVING CLAUSE

If any provision of this ordinance is found to be unenforceable, such provision shall be considered separable and shall not be construed to invalidate the remainder of the ordinance.

#### XVII. EFFECTIVE DATE

This ordinance shall be effective upon the adoption by the municipal governing body.

#### Summary of Best Management Practices for Groundwater Protection Rules

##### Storage

- Store regulated substances on an impervious surface.
- Secure storage areas against unauthorized entry.
- Label regulated containers\* clearly and visibly.
- Inspect storage areas weekly.
- Cover regulated containers in outside storage areas.
- Keep regulated containers that are stored outside more than 50 feet from surface water and storm drains, 75 feet from private wells, and up to 400 feet from public wells.
- Secondary containment is required for regulated containers stored outside, except for on-premise use heating fuel tanks, or aboveground or underground storage tanks otherwise regulated.

##### Handling

- Keep regulated containers closed and sealed.
- Place drip pans under spigots, valves, and pumps.
- Have spill control and containment equipment readily available in all work areas.
- Use funnels and drip pans when transferring regulated substances; perform transfers over impervious surface.

##### Release Response Information

- Post information on what to do in the event of a spill.

##### Floor Drains and Work Sinks

- Cannot discharge into or onto the ground.

\*Regulated container means any device in which a regulated substance is stored, transported, treated, disposed of, or otherwise handled, with a capacity of five gallons or more. The term does not include fuel tanks attached to and supplying fuel to a motor vehicle.

For more information on best management practices for groundwater protection visit the DES Drinking Water Source Protection webpage at <http://des.nh.gov/organization/divisions/water/dwgb/dwspp/index.htm>, or contact the NH Department of Environmental Services at (603) 271-2947 or (603) 271-0688.

Disclaimer: Statutory information contained in this fact sheet is current as of February 2, 2007. Statutory or regulatory changes that may occur after February 2, 2007, may cause part or all of the information to be invalid. If there are any questions concerning the status of the information, please contact DES at (603) 271-3644. (Recommended by the Planning Board)

**YES = 229 NO = 95 Therefore the amendment passes.**

**Article 2:** To see if the town will vote to raise and appropriate the sum of **Thirteen Thousand, Twenty-Five Dollars (\$13,025)** for the purpose of purchasing generators and all associated equipment and installation associated with the generators; funding is to be derived from fund balance. (Majority Vote required)

John Gryval, Emergency Management Director, stated that the Town did not purchase the generators last year due to a lack of matching Federal and/or State funds.

**Voice vote: Article passes.**

**Article 3:** To see if the town will vote to create an Assessment Capital Reserve Fund in order to fund the reappraisal of all real estate within the municipality every five years as directed under RSA 75:8-a, and to name the Board of Selectmen as agents to expend these funds, and in accordance with RSA Chapter 35, to raise and appropriate the sum of **Ten Thousand, Five Hundred Dollars (\$10,500)** to be placed in said account (Majority Vote required) *Selectmen Support this article.*

Aaron Patt, Town Administrator, explained that since paying in advance is no longer allowed, we need to save in advance, and this fund would serve that purpose.

There was discussion about the assessing firm we are currently using, including many concerns about accuracy. The Selectmen acknowledged the concerns and stated that there is a form on the Town website for feedback, and that they will look at that more closely. Residents were also encouraged to thoroughly review their assessments individually.

**Voice vote: Article passes.**

**At this time the Budget Advisory Committee made a motion “to address Article 6 before Article 4. The reason for moving Article 6 is to know the results for Pay-As-You-Throw program before review of the Recycling Center Budget.”**

There was a brief discussion as to why the Budget Advisory Committee would want to do this. The answer was that they are concerned about the fact that the Recycling Center’s budget is higher than the Fire Department, and that the requested increases in wages and staff may or may not be necessary, depending on the results of Article 6.

**Voice vote: undetermined. Hand count: YES = 50 NO = 48. Motion passed.**

**Article 6:** To see if the town will adopt a Pay-As-You-Throw (PAYT) Trash Disposal program at the Recycling Center and further to raise and appropriate the sum of up to **Ten Thousand Dollars (\$10,000)** for the purpose of establishing the PAYT program. PAYT has been shown to increase recycling and decrease the amount of trash tonnage at recycling centers. The Pay-As-You-Throw program will require residents to purchase trash bags for the purpose of increasing revenues at the Recycling Center. (Majority Vote required) *The Selectmen designate this a special warrant article and support this article.*

There was a lengthy discussion regarding this article. One comment was that this program could increase the amount of recycled trash and decrease the compacted trash, thus decreasing costs and increasing revenues. Another comment was that it is not costing what was appropriated for trash removal, but other items in the budget not related to removal are going up, and therefore it is not a recycling issue but rather funds mismanagement.

The purchasing of bags for the programs was discussed at length, including concerns about the cost for the Town to purchase the bags and the costs to households afterward. Several residents stated that they feel they already recycle everything they can and that there would be an increased need for employees to police the recycling center and/or handle the trash and they do not see this being taken into consideration.

Motion was made to move the question. There was a request for paper ballots on this issue.

**Ballot result: YES = 30 NO = 75 Article fails.**

**Article 4:** To see if the town will vote to raise and appropriate the sum of **One Hundred Sixteen Thousand, Two Hundred Thirty Nine Dollars (\$116,239)** to support the Recycling Center. Allocation as follows: (Majority Vote required)

RECYCLING CENTER

Advertising	<b>100.00</b>
Building Repairs/Maintenance	<b>5,000.00</b>
Contract Services	



Electronics Recycling	2,000.00
Monadnock Disposal	35,000.00
Northeast Resource Rec. Assoc.	1,000.00
Total Contract Services	<u>38,000.00</u>
Dues and Subscriptions	490.00
Education/Conventions	405.00
Electricity	1,300.00
Equipment Repairs & Maintenance	1,500.00
Fuel	1,525.00
General Supplies	1,200.00
Hazardous Waste	1,780.00
Heating Fuel	1,000.00
Insurance - Dental	445.00
Insurance - Disability	488.00
Insurance - General Liability	100.00
Insurance - Health	7,600.00
Insurance - Life	28.00
Insurance - Vehicle	315.00
Mileage	500.00
Part-Time Wages	16,412.00
Protective Clothing	500.00
Refrigerant Removal	300.00
Retirement	2,913.00
Supervisor Wages	33,098.00
Telephone	840.00
Tire Removal	400.00
Total	<u>\$116,239</u>

**There was a motion made by the Budget Advisory Committee to reduce the Recycling Center budget by Ten Thousand Dollars (\$10,000.00) relative to the failing of Article 6.**

**Voice vote: Amendment passes.**

There was a brief discussion regarding costs of health insurance and protective clothing.

**Voice vote: Amended article passes.**

**Article 5:** To see if the town will vote to raise and appropriate the sum of up to **Five Thousand, Dollars (\$5,000)** for the purpose of expending funds that will be offset by the Used Oil Collection Grant Assistance Program, to purchase materials and/or obtain services to establish, improve, or operate a used oil collection center in accordance with the terms and conditions of Used Oil Collection Grants at the Recycling Center. This is

for two reimbursement grants of up to \$2500 each that will offset expenditures made by the Recycling Center. (Majority Vote required) *Selectmen Support this article.*

There was a brief discussion about what the grant funds actually are spent on, Carol Burgess, Recycling Center Supervisor, explained the grant purpose and the need to increase proper storage of used oil.

**Voice vote: Article passes.**

**Article 7:** If Article 6 passes, to see if the town will vote to adopt the provisions of RSA 31:95-H to create a revolving fund for the Pay-As-You-Throw program and to restrict the revenues from the Pay-As-You-Throw program to expenditures for the purpose of solid waste disposal, with such revenues and expenditures accounted for in a revolving fund to be known as the Recycling Center PAYT fund, separate from the General Fund, and further, to name the Board of Selectmen as agents to expend these funds. The town treasurer shall have custody of all moneys in the fund, and shall pay out the same only upon order of the Board of Selectmen for specific purposes related to PAYT and to offset Recycling Center expenses. (Majority Vote required) *Selectmen Support this article.*

Since Article 6 failed, this article is now a non-issue. Motion to pass over.

**Voice vote: motion passes.**

**Article 8:** To see if the town will vote to raise and appropriate the sum of **Six Hundred Eight Thousand, One Hundred Eighty Two Dollars (\$608,182)** to support the Operation and Maintenance of the Town. Allocation as follows: (Majority vote required)

Ambulance	<b>17,001</b>
Building Inspector/Code Enf.	<b>6,520</b>
Cemeteries	<b>17,355</b>
Conservation	<b>3,450</b>
Elections/Registrations	<b>29,145</b>
Executive	<b>130,707</b>
Financial Administration	<b>58,095</b>
General Government Buildings	<b>46,866</b>
Health Agencies	<b>4,525</b>
Insurance	<b>17,853</b>
Interest on Bonds	<b>30,265</b>
Interest Tan	<b>1,500</b>
Legal Expense	<b>15,000</b>
Other Debt Service	<b>7,035</b>
Other General Government	<b>41,025</b>
Parks & Recreation	<b>13,400</b>
Patriotic Purposes	<b>1,100</b>

Payroll Expense	45,600
Planning Board	16,250
Principal on Bonds	65,000
Regional Association Dues	3,145
Street Lighting	5,000
Welfare Administration	27,345
Zoning Board of Adjustment	5,000
	<u>608,182</u>

There was little discussion on this article. However, when asked about increases to the "Other General Government" line item, Aaron Patt, Town Administrator, explained that the town offices need a new server, which could cost thousands of dollars. Mr. Patt is actively pursuing quotes.

**Voice vote: Article passes.**

**Article 9:** To see if the town will vote to raise and appropriate the sum of **Four Thousand, Two Hundred Eleven Dollars (\$4,211)** for the purpose of renewing a one-year agreement with the Code Red Emergency Notification System; funding to be derived from fund balance. This article has no impact on taxes to be raised. (Majority vote required)

Loren White, Fire Chief, answered brief questions, stating that the system is up and running, he has a price guarantee, and there absolutely is privacy protection.

**Voice vote: Article passes.**

**Article 10:** To see if the town will vote to raise and appropriate the sum of **Seventy Five Thousand, Six Hundred Eleven Dollars (\$75,611)** to support the Fire Department. Allocation as follows: (Majority vote required)

FIRE	
Building Repairs/Maint.	2,000
Chief's Wages	2,000
Dues & Subscriptions	1,000
Electricity	4,250
Emergency Management	750
Equipment	2,250
Equipment Replacement	7,250
Expense Reimbursements	7,500
Fire Alarm System	625
Fire Prevention	250

Forest Fire Equipment	500
Forest Fire Reimbursements	500
Gasoline & Diesel Fuel	1,500
General Supplies	500
Heating Fuel	5,300
Insurance - General Liability	605
Insurance - Supplemental	350
Insurance - Vehicle	5,231
Medical Supplies	2,500
Mutual Aid Dispatching	20,000
Postage	100
Radio Repairs/Maint.	1,250
Telephone	1,900
Training Services	4,000
Uniform Allowance	1,000
Vehicle Repair/Maintenance	2,500
Total	<u>\$75,611</u>

At this time the Budget Advisory Committee thanked Chief White for keeping this budget flat. There was no discussion.

**Voice vote: Article passes.**

**Article 11:** To see if the town will vote to raise and appropriate the sum of **Twenty Five Thousand Dollars (\$25,000)** and place said amount in the existing Fire/Rescue Apparatus Capital Reserve Fund. Funding to be derived from Fund Balance. This article has no impact on taxes to be raised. (Majority vote required) – *Selectmen support this article.*

There was no discussion.

**Voice vote: Article passes.**

**Article 12:** To see if the town will vote to raise and appropriate the sum of **Five Hundred Thirty Eight Thousand, Four Hundred Four Dollars (\$538,404)** to support the Highway Department. Allocation as follows: (Majority vote required)

HIGHWAY/DPW	
Advertising	500
Building Repairs/Maintenance	3,000
Calcium Chloride - Summer	5,000

Computer Equipment	100
Computer Software	100
Computer Support/Maint.	500
Contract Services	5,000
Drainage Material	3,500
Drug/Alcohol Testing	1,300
Dues and Subscriptions	100
Education/Conventions	500
Electricity	2,300
Equipment Rental	5,000
Fire Alarm system	600
Full-Time Wages	115,669
Gasoline & Diesel Fuel	35,000
General Supplies	1,500
Gravel/Processing	9,000
Heat (Propane)	6,000
Hydraulic Jackhammer	1
Insurance - Dental	3,370
Insurance - Disability	1,500
Insurance - General Liability	1,350
Insurance - Health	61,880
Insurance - Life	111
Insurance - Vehicle	3,432
Mileage	500
Over-Time Wages	17,351
Part-Time Wages	5,000
Protective Clothing	1,500
Retirement	16,150
Road Maintenance	75,000
Safety Equipment	1,500
Salt & Sand	30,000
Sealing & Tarring	5,000
Small Tools & Equipment	2,500
Street Signs	3,000
Supervisor Salary	50,500
Telephone	2,000
Tree Trimming	5,000
Vehicle Reimbursement Mileage	1
Vehicle Repair/Maintenance	35,000
Welding Supplies	1,000
W.A. '08 - #16 Backhoe	21,089
Total	<u>\$538,404</u>

Moderator Peter Hopkins introduced Tim Murray, Highway Department Supervisor, who addressed the budget.

There was some discussion regarding road maintenance vs. road reconstruction, and long term plans. The Roads Committee is still working on the long term portion, as the needs are extensive. They hope to have an in-depth plan next year. It was also noted that some work may be done by a third party.

**Resident Conrad Dumas made a motion to amend the article by increasing the budget by Fifty Thousand Dollars (\$50,000.00) for road reconstruction.**

**Voice vote: Amendment fails.**

**Voice vote: Original Article passes.**

**Article 13:** To see if the town will vote to raise and appropriate the sum of **Twenty Five Thousand Dollars (\$25,000)** for the purpose of purchasing a Pick-up Truck for the Department of Public Works. Funding is to be derived from fund balance. This article has no impact on taxes to be raised. (Majority vote required)

Budget Committee Member Norm Nickerson stated that the Highway Department is currently using big trucks for errands. Purchasing a pick-up truck would be more efficient.

**An amendment was made “to raise and appropriate Five Thousand Dollars (\$5,000.00) for the purpose of purchasing a used pick-up truck for the Department of Public Works.” There was a brief discussion about the costs of used vehicles vs. new vehicles.**

**Voice vote: Amendment fails.**

**Head count vote: Original article passes 44 to 42.**

**Article 14:** In the event Article 13 does not pass, to see if the town will vote to raise and appropriate the sum of **Twenty Five Thousand Dollars (\$25,000)** and place said amount in the existing Highway Equipment Capital Reserve Fund. Funding to be derived from fund balance. This article has no impact on taxes to be raised. (Majority vote required) – *Selectmen support this article.*

Motion was made to pass over the article.

**Voice vote: Motion passes.**

**Article 15:** 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 providing road reconstruction on Town roads. (Majority Vote required)

There was lengthy discussion about reconstruction and maintenance and the difference between the two, as well as how to prioritize what roads get done first. Peter Hopkins stated that since it is such an overwhelming project, the Roads Committee are taking more time to establish a plan, and it will be presented next year at Town Meeting.

**Amendment was made to “allow for the unspent money to be held over for up to five years for the purpose of road reconstruction”.**

**Voice vote: Amendment passes.  
Voice vote: Amended Article passes.**

**Article 16:** To see if the town will vote to raise and appropriate the sum of **Seventy Five Thousand, Eight Hundred Four Dollars (\$75,804)** to support the Stephenson Memorial Library. Allocation as follows: (Majority Vote required)

LIBRARY	
Books/Periodicals/Videos	6,350
Building Repairs/Maintenance	1,200
Clerical Wages	648
Computer Equipment	200
Computer Software	300
Computer Support/Maint.	1,500
Dues & Professional Expenses	200
Education/Conventions	400
Electricity	3,600
Fire/Security System	800
General Supplies & Postage	1,250
Heating Fuel	7,700
Mileage	300
Office Equipment	5
Part-Time Wages	47,533
Programs/Entertainment	1,500
Sewer Fees	618
Telephone	1,700
Total	<u>\$75,804</u>

Neal Brown addressed this article stating that survey results indicated that residents would like the library to be open on Saturdays, and therefore the library hours will be changing from Monday, Wednesday, and Friday to Wednesday through Saturday. This will also be more energy efficient. Several residents commended the library staff and stated that they are glad to have a place in town for families to enjoy.

**Voice vote: Article passes.**

**Article 17:** To see if the town will vote to raise and appropriate the sum of **Twenty Five Thousand Dollars (\$25,000)** for the purpose of purchasing and outfitting a Police Cruiser. (Majority vote required)

There was a brief discussion about leasing compared to purchasing.

**Voice vote: Article passes.**

**Article 18:** To see if the town will vote to raise and appropriate the sum of **Two Hundred Twenty Six Thousand, Six Hundred Eighty Two Dollars (\$226,682)** to support the Police Department. Allocation as follows: (Majority Vote required)

POLICE	
Chief's Salary	65,000
Computer Support/Maint.	1,000
Full-Time Wages	44,824
Gasoline	10,000
General Supplies	1,500
Insurance - Dental	1,260
Insurance - Disability	976
Insurance - General Liability	3,633
Insurance - Health	22,340
Insurance - Life	55
Insurance - Vehicle	760
Mutual Aid	16,384
Over-Time Wages	3,000
Part-Time Wages	20,500
Personal Equipment	3,500
Postage	200
Radio Repair/Maint.	200
Retirement	22,550
Telephone	3,000
Training Services	1,500
Vehicle Repair/Maintenance	4,500
Total	<u>\$226,682</u>

There was no discussion.

**Voice vote: Article passes.**

**Article 19:** To see if the town will vote to raise and appropriate the sum of **Ten Thousand Dollars (\$10,000)** and deposit this amount in the existing Town Buildings Maintenance Capital Reserve Fund. *Selectmen Support this article.*



There was some discussion regarding the repairs needed for the Meeting House steeple. Selectman Karen Day stated that there is currently **Fourteen Thousand Dollars (\$14,000.00)** in this Capital Reserve Fund, but it isn't enough to complete the repairs. There was a question regarding grants for this purpose. Selectman Day stated that they have not yet researched this option, but they will.

**Resident Andrew Heck made a motion to amend the amount requested to Thirty Thousand Dollars (\$30,000.00).**

**Voice vote: Amendment passes.**

**Voice vote: Amended Article passes.**

**Article 20:** To transact any other business that may legally come before this meeting.

Budget Committee Member Myron Steere thanked the Select Board for keeping the budget "relatively flat".

Resident Conrad Dumas asked for public involvement of the Roads Committee.

PTO Member Laura Merzi thanked everyone for supporting the PTO efforts. Myron Steere thanked the PTO for offering food.

Selectman Rob Wimpory stated that if we had been able to collect the outstanding taxes we would have over One Hundred Thousand Dollars (\$100,000.00) more available to the Town. Several residents took offense to the comment, citing that there may be circumstances for outstanding taxes. Mr. Wimpory apologized for his remarks.

Fire Department Member Linda Dodge announced that there is still a need for volunteers in the Fire Department.

There being no other business to come before the town, the meeting was adjourned at 2:04 PM.

Respectfully Submitted,

Edith P Sleeper,  
Town Clerk