

SELECT BOARD MEETING AGENDA & PUBLIC HEARING

DATE: 6:00pm Monday, May 27, 2014

HELD: Public Safety Complex (2nd Floor Meeting Room) 20 George Bennett Rd, Lee

The Select Board reserves the right to make changes as deemed necessary during the meeting. Please limit your speaking time to 15 minutes.

1. Call to Order - 6:00 pm
2. **PUBLIC HEARING – Application by Ronald Kennard, 164 Stepping Stones Road, for a Discretionary Preservation Easement for the Kennard Farm Barns**
3. Public Comment
4. **Dominic Mattioni - Oyster River High School World Cultures Class Project**
Request permission to use the Little River Park Basketball Courts for 2 hours on May 31st or June 1st.
5. **Bill Humm, Conservation Commission Chair – LRAC Sign**
Request permission to have the Lamprey River Advisory Committee to post a sign at the Wadleigh Falls canoe launch stating the following: "Check equipment for invasive species before launching. Wear an approved personal flotation device. Respect wildlife and abutting landowners. Leave no trace of your visit. Caution: Dangerous water conditions exist approximately 1/8 mile downstream from this sign."
6. **Bronwyn Dronsfield, Presentation on Handicap Playground Equipment for Little River Park**
7. **Randy Stevens, Highway Supervisor**
 - a. **Line Striping Quote Results**
Review quotes and request approval to award the purchase and services to the selected vendor.
 - b. **Paving Bid Results**
Review bids and request approval to award the purchase and services to the selected vendor.
 - c. **Unfinished Business at Little River Park**
Continue the review with the Board and Rec Commission of the list of items that remain unfinished at Little River Park which were previously presented to the Board at the March 31st meeting.
8. **Larry Kindberg, Recreation Commission Chair – Donation**
Request the Board's approval to accept a donation of \$500 in either cash or gift card form for trees at Little River Park
9. **Scott Bugbee, Board of Selectman – Financial Report Request**
Request that a revenue and expense report for the general fund be given to Selectmen Bugbee each month
10. **Scott Nemet, Fire Chief – Emergency Management Performance Grant**
Request that the Board approve the Fire Department's Application for an Emergency Management Performance Grant in the amount of \$2500 towards updating the Town's Emergency Operations Plan which was last updated July 2008.
11. **Town Facilities**
Discussion of Town-owned facilities and potential for renovation, re-use, and/or disposition
11. **Julie Glover, Town Administrator Report**
 - Personnel and Financial Policies - set workshop dates
 - Keys for Public Safety Complex and Town Hall
 - Miscellaneous
11. **Consent Agenda Items - (Individual items may be removed by any Selectman for separate discussion and vote)**

SIGNATURES REQUIRED

Planning Board Appointment Application
Recreation Commission Application
Cemetery Certificate
Deputy Warden Appointment Form

INFORMATION ONLY

Lee Traffic Circle Pre-Construction Conference Notice
Veterans Resort Chapel documents

12. Acceptance of Public and Non Public Minutes from April 28, 2014.

13. Acceptance of Manifest #23 and Weeks Payroll Ending May 25, 2014

14. Miscellaneous/Unfinished Business

15. Non-Public

- a. RSA 91-A:3 II (a) –Personnel Issues – requested by Chief Nemet
- b. RSA 91-A:3 II (a) – Personnel Issues – requested by Chief Dronsfield

16. Adjournment

Posted: Town Hall, Public Safety Complex, Public Library and on leenh.org on May 23, 2014

Individuals needing assistance or auxiliary communication equipment due to sensory impairment or other disabilities should contact the Town Office at 659-5414. Please notify the town six days prior to any meeting so we are able to meet your needs.



TOWN of LEE
7 MAST RD, LEE, NH 03861
(603) 659-5414

Office Use Only

Meeting Date: May 27, 2014

Agenda Item No. 2

**BOARD OF SELECTMEN
MEETING AGENDA REQUEST**

5/27/2014

Agenda Item Title: Public Hearing – Kennard Barn Easement

Requested By: Ronald Kennard 4/14/2014

Contact Information: 164 Stepping Stones Road

Presented By: Ronald Kennard

Description: Application for Discretionary Preservation Easement for barns located at 164 Stepping Stones Road (Map 7 lot 5.) The Heritage Commission supports this request. Nine other such applications were approved in 2006 and 2008 with a ten year term and 75% reduction.

Financial Details: The 2013 assessed value of the two barns is \$4,959 and \$4,617, with tax revenues of \$142.57 and \$132.83. Granting the application as presented and in accordance with past practice would reduce the taxes to \$35.65 and \$33.06, respectively.

Legal Authority NH RSA 79-D

Legal Opinion: Enter a summary; attach copy of the actual opinion

REQUESTED ACTION OR RECOMMENDATIONS:

MOTION: Move to approve Mr. Kennard's application for a Discretionary Preservation Easement on the two barns for a ten year terms and a 75% reduction in assessed value.



Discretionary Preservation Easement for the Kennard Farm Barns TOWN OF LEE, NH
SELECTMAN'S OFFICE

Date

The Kennard barns provide scenic enjoyment of the structure from the public way of Steppingstones Road. They represent a historic family farm in the town of Lee.

The Kennard barns are historically important on a local and regional level. The Kennard property has been owned by only two families throughout its history:

It was owned the Langely family from 17^(le)80 until 1940, and by the Kennard family from 1940 until the present time. There is a historic Langely family cemetery on the Kennard property that surrounds these barns.

These forty acres are being purchased by the town of Lee for the following purposes:
historical value,
conservation values, particularly the shoreline of the Oyster River,
recreation values of hiking and fishing,
agricultural value, with 20 acres of prime agricultural soils.

The maintenance plan to keep the Kennard barns in good repair and weathertight is as follows:

- 1- stabilize foundation
- 2- repair roofs as needed
- 3- repaint (& remove old electrical wiring)

Ronald Kennard 5/1/14

Ronald Kennard, owner
Kennard Farm
164 Steppingstones Road
Lee, New Hampshire 03861

Memo

TO: Julie Glover
Town Administrator
Town of Lee

FROM: Scott P. Marsh, CNHA
Municipal Resources
Contracted Assessor's Agents

DATE: April 21, 2014

RE: Discretionary Preservation Easement Application
164 Stepping Stone Road - Tax Map 7 Lot 5

Attached is an original application for two attached structures on the above reference property. There is a letter provided by the Lee Heritage Commission regarding the structures as well as information from the Commission regarding this program.

Based upon a review of assessing record card information barn 1 is currently assessed at \$4,959 while barn 2 is assessed at \$4,617.

The Town has 60 days to act on the application and a public hearing required. If the Select Board determines it is in the public interest to grant the exemption, the term (length of time – 10 year minimum) as well as the amount of the assessment reduction (25 to 75%) needs to be decided.

There are currently 9 other properties which were previously granted this easement in 2006 and 2008. They had terms of 10 years with a 75% reduction.

If any additional information is needed or desired, please let me know.

FORM

PA-36-A

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
DISCRETIONARY PRESERVATION EASEMENT APPLICATION

RECEIVED
APR 14 2014

TOWN OF LEE, NH
SELECTMAN'S OFFICE

STEP 1 PROPERTY OWNER (S)

PLEASE TYPE OR PRINT	LAST NAME	Kennard	FIRST NAME	Ronald	
	LAST NAME		FIRST NAME		
	STREET ADDRESS				
	164 Stepping Stone Road				
	STREET (continued)				
TOWN/CITY	Lee	STATE	N.H.	ZIP CODE	03861-6611

STEP 2 PROPERTY LOCATION OF LAND AND HISTORIC AGRICULTURAL STRUCTURE BEING CLASSIFIED

PLEASE TYPE OR PRINT	STREET				
	164 Stepping Stone Road				
	TOWN/CITY			COUNTY	
	Lee			Strafford	
	NUMBER OF ACRES	MAP #	LOT #	BOOK #	PAGE #
NA	7	5			
CHECK ONE:			Tax Year		
Original Application <input checked="" type="checkbox"/>			Renewal <input type="checkbox"/>		
			2014		

STEP 3 REASON FOR DISCRETIONARY PRESERVATION EASEMENT APPLICATION

Describe how the Historic Agricultural Structure meets one of the tests of public benefit per RSA 79-D:3. Submit additional sheets, if necessary.

See attached sheets

1038 square feet (Barn 1 = 19' x 30', Barn 2 = 18' x 26')

How many square feet will be subject to the easement?

STEP 4 SIGNATURES OF ALL PROPERTY OWNERS OF RECORD

TYPE OR PRINT NAME (in black ink)	SIGNATURE (in black ink)	DATE
Ronald W. Kennard	<i>Ronald W. Kennard</i>	4/3/14
TYPE OR PRINT NAME (in black ink)	SIGNATURE (in black ink)	DATE
TYPE OR PRINT NAME (in black ink)	SIGNATURE (in black ink)	DATE
TYPE OR PRINT NAME (in black ink)	SIGNATURE (in black ink)	DATE

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
DISCRETIONARY PRESERVATION EASEMENT APPLICATION
 (CONTINUED)

STEP 5 TO BE COMPLETED BY THE LOCAL ASSESSORS

<input type="checkbox"/> APPROVED <input type="checkbox"/> DENIED	Pending approval of Discretionary Preservation Easement Agreement by landowner and assessing officials.
Comments:	

STEP 6 APPROVAL OF A MAJORITY OF SELECTMEN/ASSESSORS

TYPE OR PRINT NAME (ink black ink)	SIGNATURE (in black ink)	DATE

STEP 7 DOCUMENTATION

Is a map of the entire parcel showing the property location, orientation, overall boundaries and acreages clearly showing easement area requested submitted?	Yes <input type="checkbox"/> No <input type="checkbox"/>
--	--

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
DISCRETIONARY PRESERVATION EASEMENT APPLICATION

GENERAL INSTRUCTIONS

WHO MUST FILE	Form PA-36-A, Discretionary Preservation Easement Application, shall be used by owners of historic agricultural structures applying for a discretionary preservation easement in accordance with RSA 79-D:3.
WHAT TO FILE	Land owners submitting a completed application, Form PA-36-A, shall also: Submit a map showing: (a) The location of the historic agricultural structure; and (b) The number of square feet to be included in the discretionary preservation easement.
WHEN TO FILE	A completed Form PA-36-A, and a map of the land to be subject to the discretionary preservation easement must be filed on or before April 15 of the tax year the easement is to be granted.
WHERE TO FILE	Once completed and signed in black ink, this form and attachments shall be filed as follows: Original: Register of Deeds Copy: Local Assessing Officials Copy: Land Owner
APPEALS	If an application for a discretionary preservation easement is denied, an applicant may appeal within six months of any such action by the assessing officials in writing to the New Hampshire Board of Tax & Land Appeals or the County Superior Court in accordance with RSA 79-A:9 or RSA 79-A:11. Forms for appealing to the Board of Tax and Land Appeals may be obtained from the NH Board of Tax and Land Appeals, 107 Pleasant Street, Concord, NH 03301 or by calling (603) 271-2578 or by visiting their web site at www.state.nh.us/btla . Be sure to specify that you are appealing a Discretionary Preservation Easement Application denial.
ADA	Individuals who need auxiliary aids for effective communication in programs and services of the department are invited to make their needs and preferences known to the NH Department of Revenue Administration.
NEED HELP	Contact your local municipality or the Community Services Division at (603) 271-2687

LINE-BY-LINE INSTRUCTIONS

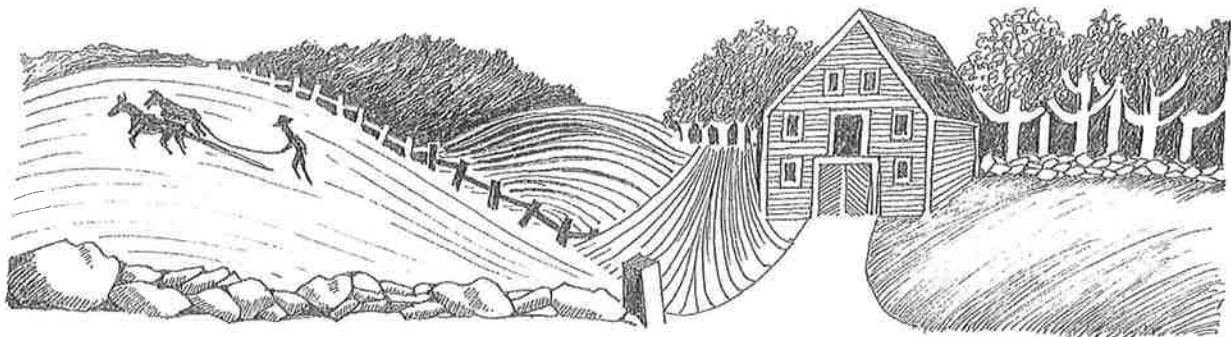
STEP 1	Enter the complete name(s), address, municipality, state and zip code of the property owner(s) requesting a discretionary preservation easement under RSA 79-D:3.
STEP 2	Enter the location information of the land and Historic Agricultural Structure being classified in the spaces provided. Check whether original application or renewal and enter the tax year the easement is to be granted.
STEP 3	Describe how the Historic Agricultural Structure meets the requirements of RSA 79-D:3 and how many square feet will be subject to the easement. Submit additional sheets, if necessary.
STEP 4	All owners of record must type or print their full name, sign and date in black ink on the lines provided. If there are more than four owners, submit a supplemental list of all additional owners names and signatures.
STEP 5	To be completed by the local assessing officials, indicating approval or denial pending final approval of selectmen or assessors.
STEP 6	Signatures of a majority of the local selectmen or tax assessors on the lines provided indicates final approval.
STEP 7	Indicate whether a map has been included as described. If the map is missing or this application is incomplete, this application shall be denied in accordance with RSA 79-D:4,II.

Do you have an historic barn or other agricultural structure in Lee?

The Lee Heritage Commission has been working with the Board of Selectmen to implement a discretionary easement program which encourages the preservation of old New Hampshire barns and other historic agricultural buildings. The following packet contains details of the program as well as application forms; all applications must be submitted by April 15 of the new tax year.

Please feel free to contact the Lee Heritage Commission, through the Town Hall, with any questions.

Lee Heritage Commission
Town of Lee
7 Mast Road
Lee, New Hampshire 03824
Telephone: 603-659-5414
Fax: 603-650-7202



LEE HERITAGE COMMISSION

Town of Lee
DISCRETIONARY PRESERVATION EASEMENT

- The Discretionary Preservation Easement (RSA 79-D) was created by the State of New Hampshire in 2002 to encourage the preservation of historic agricultural structures through tax abatements.
- The program encourages preservation partnerships between the Town and owners of historic agricultural structures: the owner commits to defined repair and maintenance of their structure and, in exchange, is offered a defined amount of tax relief over the term of the easement. Applicants should submit repair and maintenance plans with their applications.
- The program is strictly voluntary on the part of the property owner and combines statewide eligibility criteria and guidelines with decision-making and implementation at the local level.
- On or before April 15 of the new tax year, any owner of an historic agricultural structure (at least 75 years old and meeting set guidelines) may apply to the Board of Selectmen to grant a discretionary preservation easement to the municipality in exchange for a commitment to maintain the structure in keeping with its historic integrity and character during the term of the easement.
- Towns have 60 days in which to act on applications. A public hearing is required. If it is determined that the proposed preservation of the structure is consistent with the purpose of the law, it may acquire an easement on the structure for a minimum of ten years and grant tax relief within a range of a 25-75% reduction of the structure's full assessed value. The Board of Selectmen of Lee has agreed to a 75% reduction for qualified applicants and 10 year easement terms.
- Maintaining and repairing the building will not result in an increase in its assessed value for property tax purposes during the term of the easement.
- The owner may reapply for an additional discretionary preservation easement upon the expiration of the first term. The structure will be reassessed for the second application based on the current full assessed value.
- The cost of recording the easement is to be paid by the applicant; the cost of legal fees is to be paid by the Town.



Tax Incentive Mechanism to Help Save Old New Hampshire Barns

A new State law (RSA 79-D) creates a mechanism to encourage preservation of old New Hampshire barns and other historic agricultural buildings.

RSA 79-D authorizes towns and other municipalities to grant property tax relief to barn owners who (a) can demonstrate the public benefit of preserving their barns or other old farm buildings, and (b) agree to maintain their structures throughout a minimum 10-year preservation easement.

The Purpose

The new law is based on widespread recognition that many of New Hampshire's old barns and other farm buildings are important local scenic landmarks and help tell the story of agriculture in the state's history. Yet many of these historic structures are being demolished or not repaired because of the adverse impact of property taxes. RSA 79-D is intended to encourage barn owners to maintain and repair their buildings by granting them specific tax relief and assuring them that assessments will not be increased as a result of new repair and maintenance work.

The Mechanism

The program represents a uniquely New Hampshire approach, which is strictly voluntary on the part of the property owner, and combines statewide eligibility criteria and guidelines with decision-making and implementation at the local level. It is closely modeled after New Hampshire's discretionary easement program (RSA 79-C), which authorizes local governments to grant property tax relief to encourage preservation of open land.

On or before April 15 of the new tax year, any owner of an historic barn or other farm building may seek relief by applying to their local governing body (Board of Selectmen or city government) to grant a discretionary preservation easement to the municipality and agreeing to maintain the structure in keeping with its historic integrity and character during the term of the easement. The application, executed on a form provided by the N.H. Department of Revenue Administration, is to include a map showing the location of the structure(s) and a description of how the property meets the prescribed test of public benefit.

The town selectboard or appropriate city government department will then have 60 days in which to act on the application. A public hearing is required, which may provide an opportunity for local historical societies or other advisory groups to express support for barn preservation efforts. If the municipality determines, in exercising its discretion, that the proposed preservation of the structure is consistent with the purpose of the law, it may acquire an easement on the structure for a minimum of ten years and grant tax relief within a range of a 25 to 75% reduction of the structure's full assessed value. Maintaining and repairing the building will not result in an increase in its assessed value for property tax purposes.

Effective Date

The new law (RSA 79-D) went into effect on July 2, 2002. Property tax reductions for barns and other buildings placed under discretionary preservation easements in accordance with the new mechanism first became effective in tax year 2003. Applications for new easements, to go into effect in tax year 2005, must be submitted on or before April 15, 2005.

Eligibility

For this program, "historic agricultural structure" is defined as a barn or other structure, including the land on which it is built, which currently or formerly was used for agricultural purposes, and is at least 75 years old. The test of demonstrated public benefit shall be considered to have been met if the structure complies with one or more of the following: (1) provides scenic enjoyment to the general public from a public road or waterway; (2) is historically important on a local, regional, state or national level; (3) contributes to the historic or cultural integrity of a property listed on or eligible for the New Hampshire State or National Registers of Historic Places, or is in a locally designated historic district.

In determining eligibility, the Selectboard or appropriate city department shall refer to statewide guidelines adopted by the New Hampshire Historic Agricultural Structures Advisory Committee, and may weigh the public benefit to be gained by the preservation of the structure versus the tax revenue to be lost if the easement is accepted. The statewide guidelines include consideration of whether there is local interest and support for the structure's preservation, its historic and agricultural significance, and the degree to which tax relief will encourage its preservation.

Whom do I contact?

The N.H. Department of Revenue Administration has provided application form PA-36-A to all town and city governments. Application forms and eligibility guidelines should be available from your town clerk, Board of Selectmen, or appropriate city department. Ask them to contact the N.H. Division of Revenue Administration's Community Services Division, (603) 271-2191, if they need more information about the application.

For more background information, including a copy of the statute, a sample discretionary preservation easement and a guide to assist applicants and selectmen work through the application and approval process, contact the New Hampshire Preservation Alliance at (603) 224-2281, admin@nhpreservation.org or visit www.nhpreservation.org.

The full text of the statute is also available on the state website, <http://www.gencourt.state.nh.us/rsa/html/indexes/79-D.html>.

The Preservation Alliance is the state's non-profit preservation education and advocacy organization.

July 2004

IMPLEMENTING RSA 79-D: Discretionary preservation easement for historic agricultural structures.

This summary was prepared by Carolyn W. Baldwin, Esq., of counsel to the law firm of Baldwin, Callen & Hogan of Concord, in collaboration with the chair of the NH Historic Agricultural Structures Advisory Committee, Carl Schmidt. It is a guide only, designed to assist applicants and selectmen to work through the process established by the legislature in RSA 79-D.

SELECTMEN

The Board of Selectmen in a Town (or the appropriate decision-making body in a City or Town with town council form of government) has the ultimate discretion to grant tax relief to the owner of an historic agricultural structure under the Statute. But the decision is not to be made in an arbitrary manner.

The Statute includes standards for determining eligibility, which have been elaborated by the guidelines adopted by the Advisory Committee under the guidance of the New Hampshire Division of Historical Resources.

Assume you, as a board of selectmen, have received an inquiry from a taxpayer about the possibility of accepting a discretionary preservation easement under RSA 79-D. Where do you begin?

1. First you provide the applicant with a copy of the application (Department of Revenue Administration Form A-36-A) and guidelines. Then assuming that the property owner completes the application:

2. Study §1 of the statute: the declaration of public purpose. You have no authority to grant any special tax consideration through a discretionary preservation easement if the structure concerned does not meet this general purpose. Refer to the guidelines adopted by the NH Historic Agricultural Structures Advisory Committee to assist you in this initial review decision.

3. Schedule a public hearing. Notify the applicant and post and publish the notice of hearing. The general rule is 10-days notice published in a paper of general distribution and posting in two or three public places. Notify the Historic District Commission, Historical Society or Heritage Commission if one exists in your community.

4. Decide whether the structure is a "qualifying structure." Does it provide one or more of the "public benefits" contemplated in §3. Refer to the guidelines adopted by the NH Historic Agricultural Structures Advisory Committee.

(a) Is it visible from a road or lake or river? or

(b) Is it historically important either independently or in

an historic district? or

(c) Do the structure's physical or aesthetic features contribute to the historical or cultural integrity of a property listed on or determined eligible for listing on the National Register of Historic Places, State Register of Historic Places, or locally designated district?

5. Consider the applicant's proposal.

Does the proposal preserve the structural and aesthetic integrity and character of the structure including the required commitment to maintain the structure in keeping with its historic integrity and character during the term of the easement? Input from the Historic District Commission, Heritage Commission or Historical Society, together with the State guidelines, should be considered.

The issue of a change of use may arise. The purpose of the statute is to encourage an owner to maintain and preserve the structure. §8 II. **This is important.** The cost of converting a barn to another use is NOT repair and maintenance. I.e. the costs of conversion for use as a dwelling, restaurant, theater, or other non-agricultural use is NOT "maintenance and repair." A structure that is converted to a non-agricultural use MAY be eligible if the adaptation retains the historic integrity of the building, but only for the level of maintenance and repair, not for the value added by the conversion.

6. Decision. Within 60 days after the Board accepts a completed application it must grant or deny it. Document the factual bases for your decision.

A. If the Board decides to deny the application, you should make findings: that it does not meet the qualifying criteria and or the loss of tax revenue outweighs the public benefit. BE SPECIFIC.

B. If you decide to approve the application, that is to acquire a discretionary preservation easement on the structure, you should find that the application is consistent with the purposes of the statute and that the public benefit to be gained by preservation of the structure outweighs any loss of revenue.

8. Determine the details.

Percentage (between 25% and 75% of assessment value) that will apply.

Length of time of the easement--minimum of 10 years.

Amount of land to be included as "necessary for the function of the building."

9. Finalize and record the easement document. We can

provide a sample easement document. Use it as a guide to help finalize the agreement. The applicant pays the costs of recording, but the Town should take responsibility for seeing that the document is recorded.

10. Follow up. Be sure your building inspector/code enforcement officer/assessor are aware of the easement and its terms. File a copy with the assessment card, along with a summary of your findings. (Remember, future boards, administrators etc. will not have first-hand knowledge, so leave a clear paper trail.) Any application for building permit should be checked for compliance with the easement. Monitor compliance from time to time. A Heritage Commission might be tasked to provide an annual report on compliance.

THE APPLICANT

1. Before you apply, study the statute and guidelines. Does your structure fit the criteria? How exactly? Refer to the procedural suggestions for Selectmen so you will know how the process may proceed.

2. What is your proposal? The purpose is to preserve the integrity of an historic agricultural structure. It is NOT the purpose to subsidize grandiose improvements or conversions of the structure to a new use such as a dwelling, restaurant, theater or whatever.

3. Talk to the selectmen informally, and explain what you intend to do. They may not be familiar with discretionary easements so help them to understand what you have in mind and how it meets the interest of the community to encourage the preservation of an historic agricultural structure, and how the public benefit outweighs any loss of tax revenue. (Selectmen have to be very sensitive to this issue. They will not be comfortable granting any kind of property tax break to a landowner if they perceive an unwarranted or unjustified burden on other taxpayers from doing so.)

If your structure is in an historic district, you may want to consult with the Historic District Commission for input. (The selectmen may also consult the HDC in such a case.) If your Town has a Heritage Commission or a Historical Society, their input may be helpful. For further assistance consult the State Division of Historic Resources and/or the New Hampshire Preservation Alliance.

4. Complete the application. Attach a map showing the location of the structure and any supporting land to be included in the easement. Photographs of the building and its environs and a sketch of any planned renovations may be helpful. Tell the Board how your application meets the statutory purposes and guidelines.

5. Attend the public hearing scheduled by the Selectmen. Bring along neighbors, representatives of the local historical society, historic district commission or heritage commission, or others who may offer useful input to the selectmen.

6. If the Board decides to grant your application, work with them or their representative to complete the easement document. You are accepting an obligation to maintain the structure consistent with the purposes of the chapter. Remember this is a legal and enforceable interest in property that you are granting to the Town. It will be recorded and is a lien on the property. If you should market the property, it may affect the title. So be sure you are comfortable with that outcome.

How long a term (10 years is the minimum)?

What are the provisions for renewal?

What is a fair level of taxation (25%-75% of assessed value) that will compensate you for granting the Town an interest in your property?¹

Revised, November 2003

¹ Note that should the municipality undergo a general re-evaluation, your assessed value may rise in accordance with the general rise in values throughout the community. The percentage of assessed value agreed upon in the easement will NOT change during the term of the easement.

THE NH BARN TAX INCENTIVE: **TEN TIPS** FOR APPLICANTS

Here are some ideas from successful applicants for the NH Tax Incentive to Preserve Historic Agricultural Structures

- 1. Carefully study the law (RSA 79-D),** the accompanying definitions and eligibility guidelines, and the instructions on the back of the application form. (Packets that include this information are available from the NH Preservation Alliance, 224-2281.) In addition to barns, the application may apply to other historic agricultural structures including those in-town.
- 2. Talk informally with your Selectmen:** Explain that you intend to apply, how preservation of an historic structure meets the community's interest, and how the public benefit will outweigh any loss of tax revenue.
- 3. Get support from neighbors,** other townspeople, your local historical society and Heritage or Historic District Commission. They may also be able to help you with researching the history of your barn (see Tip 4).
- 4. Do your homework:** Do all the research you can about the building(s), including their age, how they were used and about the families who lived and worked there. Is the building historically important in the community because of the type of structure, the owners and history of the site, or because only a few of its kind remain? In addition, review any RSA 79-D easements that have already been accepted by your town or city.
- 5. Work out your proposal:** In addition to the main barn(s), should your application also include outbuildings? Which one (or more) of the three tests of public benefit do your structures meet? What is the current assessment and tax bill on the building(s)?
- 6. Photographs:** A picture is worth a thousand words, if not dollars. Don't assume the Selectmen are familiar with the building, even if your building is a prominent landmark in town. Include with your application a good set of photos, including close-ups and views of what can be seen from public roads and bodies of water. Old photos can be very helpful in telling the story; check with local historic organizations and/or publications to help locate old photos.
- 7. More is better:** Include with your application as much historical and context information as possible; if you have a lot of supporting documentation, submit it with a clear one-page summary. Attach letters of support and similar materials. At the same time, don't overwhelm the decision-makers with more material than they will have time to read.
- 8. Repair and Maintenance: Have a plan!** Describe, with cost figures, any recent or planned repair work. Particularly if the structure is in bad repair, be prepared to present a repair plan for the 10-year easement period, and possibly to include it as part of the easement agreement. Describe how an easement would help make the repairs financially possible. You want to show your commitment to maintaining the structure in keeping with its historic character and integrity for at least the next ten years and how this will benefit the public.
- 9. Public Hearing:** This is required as part of the application process, so use it to your advantage by taking part and encourage supporters to attend and speak, as well. Encourage Selectmen to visit the structure before making their decision.
- 10. The Easement:** Keep in mind that the discretionary easement agreement you are to enter into with your town is a legal contract between two parties. Work with the Selectmen or their representative on its content and make sure you are comfortable with the outcome.

If you have questions, or need more information, contact: New Hampshire Preservation Alliance
(603) 224-2281 admin@nhpreservation.org www.nhpreservation.org

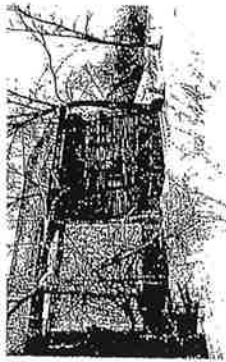
These tips were compiled by the Historic Agricultural Structures Advisory Committee.



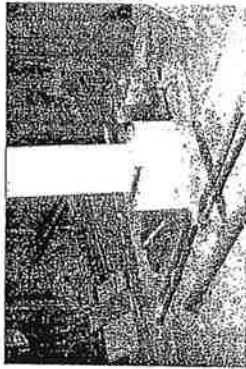
10 Steps to Add Life to Your Barn

By John Porter
Professor and Dairy Specialist
UNH Cooperative Extension
and co-author of "Preserving Old Barns"

1.) Remove trees and brush around the barn. These hold moisture which rot the sills and can cause abrasion on the sidewalls and roof. Use contour drainage and pea stone around the barn to divert water.



2.) Keep bases of support posts free of soil contact as it will rot them. Build new rock or concrete piers if necessary.



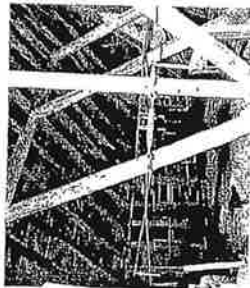
3.) Repair roof and side wall problems when they first occur or they will lead to more serious structural problems.



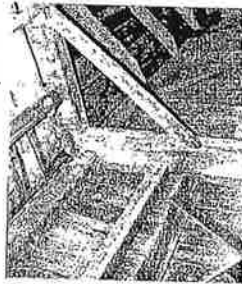
4.) Fix crumbling foundations, as they are the key to maintaining a square and plumb building.



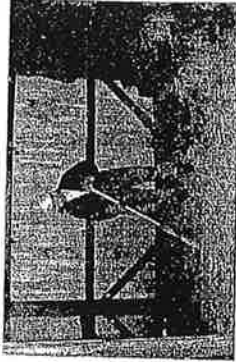
6.) Add cables or internal bracing as a stop-gap method to keep a barn from falling down.



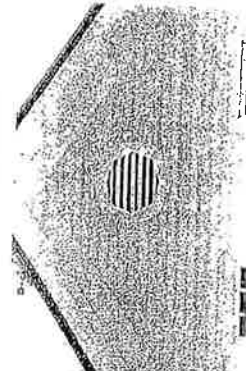
5.) Don't remove existing braces that might be in the way, as they are part of the total support system that maintain the integrity of the barn.



7.) Keep the floors clean of debris to prevent the accumulation of moisture and insect infestation.



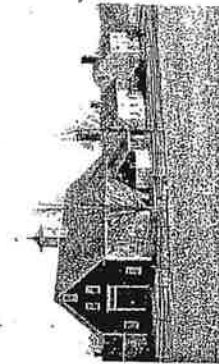
8.) Open windows or louvers to ventilate the barn and prevent the build-up of moisture.



9.) Shovel off snow as necessary, especially lean-tos that can cause snow accumulation and structural failure.



10.) Keep up with painting, roofing and routine maintenance so your barn will look like this one.



NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
DISCRETIONARY PRESERVATION EASEMENT APPLICATION

Original Renewel Tax Year _____

NAME
NUMBER & STREET ADDRESS
ADDRESS (continued)
CITY/TOWN, STATE & ZIP CODE

Local tax map and lot number(s) of land and historic agricultural structure being classified: _____

Book, page, and recording at County Registry of Deeds: _____

Describe how the historic Agricultural Structure meets one of the tests of public benefit per RSA 79-D:3. Attach additional sheets if necessary.

Preservation of Historic Agricultural Structure

****Attach a map showing the location of the historic agricultural structure and the number of square feet to be included in the discretionary preservation easement.

SIGNATURE (IN INK) OF LANDOWNER: _____	DATE: _____
SIGNATURE (IN INK) OF LANDOWNER: _____	DATE: _____
SIGNATURE (IN INK) OF LANDOWNER: _____	DATE: _____
SIGNATURE (IN INK) OF LANDOWNER: _____	DATE: _____

FOR ASSESSING OFFICIALS USE ONLY

GRANTED Pending approval of Discretionary Preservation Easement Agreement by the landowner and assessing officials. DENIED

COMMENTS _____

SIGNATURE (IN INK) OF ASSESSING OFFICIALS _____	DATE _____
SIGNATURE (IN INK) OF ASSESSING OFFICIALS _____	DATE _____
SIGNATURE (IN INK) OF ASSESSING OFFICIALS _____	DATE _____
SIGNATURE (IN INK) OF ASSESSING OFFICIALS _____	DATE _____
SIGNATURE (IN INK) OF ASSESSING OFFICIALS _____	DATE _____

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
DISCRETIONARY PRESERVATION EASEMENT APPLICATION
INSTRUCTIONS

<p>STATUTE & ADMINISTRATIVE RULE</p>	<p>RSA 79-D Discretionary Preservation Easements Rev 605.15 Form PA-36A, Discretionary Preservation Easement Application</p>
<p>WHO MUST FILE</p>	<p>Any owner of a historic agricultural structure, currently or formerly used for agricultural purposes, which meets one of the tests of public benefit in RSA 79-D:3, II.</p>
<p>WHEN TO FILE</p>	<p>The owner of the property must file this form with the municipality on or before April 15 of the tax year.</p>
<p>WHAT TO FILE</p>	<ul style="list-style-type: none"> ☆ Form PA-36A, Discretionary Preservation Easement Application ☆ Map showing location of structure and land to be subject to the discretionary preservation easement ☆ Description of how property meets one of the tests of public benefit in RSA 79-D:3
<p>TEST OF PUBLIC BENEFIT</p>	<p>The historic agricultural structure must provide at least one of the following benefits:</p> <ul style="list-style-type: none"> ☆ Scenic enjoyment of the structure by the general public from a public way or from public waters; ☆ Is historically important on a local, regional, state or national level, either independently or within an historic district; or ☆ The structure's physical or aesthetic features contribute to the historic or cultural integrity of a property listed on or determined eligible for listing on the National Register of Historic Places, State Register of Historic Places, or locally designated historic district.
<p>HISTORIC AGRICULTURAL STRUCTURES</p>	<p>The advisory committee established under RSA 227-C:29 has established the following definitions for "historic agricultural structures."</p> <p>Historic: Agricultural structures must be at least 75 years of age. Exceptions may be made for newer structures if they are considered to be of exceptional significance or importance.</p> <p>Agricultural structures: Examples include, but are not limited to, barn (separate or attached), blacksmith shop, carriage house, cider mill, corn crib, creamery, Delco house, equipment or machine shed, farm stand, farrier or harness shop, granary, greenhouse, grist mill, hop house, ice house, milk house, piggery, poultry barn or coop, sawmill, silo, stable, sugar house, tool shed, wagon shed, well or spring house, windmill house, or woodshed.</p> <p>barn: shall mean a building constructed to shelter livestock, equipment, feed or other farm products. It may be free-standing or connected to one or more structures.</p> <p>Land necessary for the function of the building: shall consist of the footprint of the building and of any ramps or banks which are or were needed to support the structure and its operations.</p>
<p>APPROVAL/ DENIAL</p>	<p>If, after a duly noticed public hearing, the local governing body finds that the acquisition of the proposed easement is consistent with the purposes of 79-D, it may take steps to acquire the easement.</p> <p>The local governing body may weigh the public benefit to be obtained versus the tax revenue to be lost if such an easement is granted.</p> <p>The governing body shall have no more than 60 days to act upon the application.</p>
<p>EASEMENT TERMS</p>	<p>Any discretionary preservation easement acquired by a municipality shall be for a minimum of ten years and shall include the:</p> <ul style="list-style-type: none"> ☆ Method of assessment; ☆ Terms of expiration; and ☆ Terms of renewal.
<p>ASSESSMENT DISCRETIONARY PRESERVATION EASEMENTS</p>	<p>The assessment of discretionary easement structures and land shall be within the following range:</p> <ul style="list-style-type: none"> ☆ One end of the range shall be 25 percent of the full value assessment. ☆ The other end of the range shall be 75 percent of the full value assessment.
<p>RECORDING</p>	<p>The local governing body shall provide for the recording of any discretionary preservation easement with the register of deeds. Any costs of recording shall be the responsibility of the applicant.</p>
<p>APPEAL PROCEDURE</p>	<p>The local governing body's decision to deny the application to grant a discretionary preservation easement may be appealed in accordance with RSA 79-A:9 and 79-A:11 to either the N.H. Board of Tax and Land Appeals or the Superior Court of the county in which the property is located within six months of notice of denial. A denial by the governing body shall be deemed discretionary and shall not be set aside by the N.H. Board of Tax and Land Appeals or the Superior Court except for bad faith, discrimination, or the application of criteria other than those set forth in statute.</p>

N.H. RSA 79-D
DISCRETIONARY PRESERVATION EASEMENTS
FOR PRESERVING HISTORIC AGRICULTURAL STRUCTURES

79-D:1 Declaration of Public Interest. – It is hereby declared to be in the public interest to encourage the preservation of historic agricultural structures which are potentially subject to decay or demolition, thus maintaining the historic rural character of the state's landscape, sustaining agricultural traditions, and providing an attractive scenic environment for work and recreation of the state's citizens and visitors. It is further declared to be in the public interest to prevent the loss of historic agricultural structures due to property taxation at values incompatible with their preservation. The means for encouraging preservation of historic agricultural structures authorized by this chapter is the acquisition of discretionary preservation easements by town or city governments to assure preservation of such structures which provide a demonstrated public benefit.

79-D:2 Definitions. – In this chapter:

- I. "Discretionary preservation easement" means a preservation easement of an historic agricultural structure, including the land necessary for the function of the building, granted to a city or town for a term of 10 or more years.
- II. "Public benefit" shall have the meaning described in RSA 79-D:3, II.
- III. "Historic agricultural structure" means a barn or other structure, including the land necessary for the function of the building, currently or formerly used for agricultural purposes and as further defined by the advisory committee established under RSA 227-C:29.

79-D:3 Qualifying Structures. –

- I. Any owner of an historic agricultural structure who wishes to maintain the structure in a use consistent with the purposes of this chapter may apply to the governing body of the municipality in which the property is located to convey a discretionary preservation easement to the municipality.
- II. A discretionary preservation easement shall be considered to provide a demonstrated public benefit if it provides at least one of the following public benefits:
 - (a) There is scenic enjoyment of the structure by the general public from a public way or from public waters.
 - (b) The structure is historically important on a local, regional, state, or national level, either independently or within an historic district.
 - (c) The structure's physical or aesthetic features contribute to the historic or cultural integrity of a property listed on or determined eligible for listing on the National Register of Historic Places, state register of historic places, or locally designated historic district.
- III. In determining whether an historic agricultural structure demonstrates the necessary public benefit to qualify for a discretionary preservation easement, the governing body shall have reference to guidelines adopted by the advisory committee established under RSA 227-C:29.

79-D:4 Application Procedure. –

- I. Any owner of an historic agricultural structure which meets the tests of public benefit in RSA 79-D:3, II may apply to the governing body to grant a discretionary preservation easement to the municipality, agreeing to maintain the structure in keeping with its historic integrity and character during the term of the easement.
- II. No owner of an historic agricultural structure shall be entitled to have a particular structure classified for any tax year under the provisions of this chapter unless the owner has applied to the governing body on or before April 15 of the tax year on a form provided by the commissioner of the department of revenue administration. Such application shall include a map showing the location of the structure to be subject to the discretionary preservation easement, and a description of how the property meets the tests of public benefit in RSA 79-D:3.

79-D:5 Approval, Denial. –

- I. If, after a duly noticed public hearing, the governing body finds that the proposed preservation of such historic agricultural structure is consistent with the purposes of this chapter, it may take steps to acquire a discretionary preservation easement as provided in this chapter. In exercising its discretion, the local governing body may weigh the public benefit to be obtained versus the tax revenue to be lost if such an easement is granted. **The governing body shall have no more than 60 days to act upon the application.**
- II. **If the governing body denies the application to grant a discretionary preservation easement to the municipality, such denial shall be accompanied by a written explanation. The local governing body's decision may be appealed by using the procedures of either RSA 79-A:9 or 79-A:11 provided, however, that such denial shall be deemed discretionary and shall not be set aside by the board of tax and land appeals or the superior court except for bad faith, discrimination, or the application of criteria other than those set forth in RSA 79-D:3 and paragraph I of this section.**
- III. The easement shall be a burden upon the property and shall bind all transferees and assignees of such property. An easement granted pursuant to this subdivision shall not be assigned, transferred, or released by the municipality without the consent of the owner, except as provided in RSA 79-D:8.

79-D:6 Terms; Recording. – Any preservation easement acquired by the municipality pursuant to this chapter shall be for a minimum of 10 years. The easement terms shall include the method of assessment pursuant to RSA 79-D:7, the terms of expiration pursuant to RSA 79-D:8, II, and the terms of renewal pursuant to RSA 79-D:8, III. The local governing body shall provide for the recording of such easements with the register of deeds. Any costs of recording shall be the responsibility of the applicant.

79-D:7 Assessment of Property Subject to Discretionary Preservation Easement. –

- I. The method of assessment of discretionary preservation easement structures shall be included as a term of the agreement in any discretionary preservation easement acquired by a municipality. Assessment shall fall within a range, one end of which shall be 75 percent of the full value assessment; the other end of the range shall be 25 percent of said full value assessment.
- II. The local governing body shall have the discretion to set the value of the discretionary preservation easement at a level within this range which it believes reflects the public benefit conferred by the property under the criteria set forth in RSA 79-D:3, II. The assessment shall not be increased because the owner undertakes maintenance and repairs designed to preserve the structure.

79-D:8 Release of Easement, Expiration, Renewal, Consideration. –

I. Any property owner who has granted a discretionary preservation easement to a municipality pursuant to the terms of this chapter, after the effective date of this chapter, may apply to the local governing body of the municipality in which the property subject to a discretionary preservation easement is located for a release from such easement upon a demonstration of extreme personal hardship. Upon release from such easement, a property owner shall pay the following consideration to the tax collector of the municipality:

(a) For a release within the first half of the duration of the easement, 20 percent of the full value assessment of such structure and land under RSA 75:1.

(b) For a release within the second half of the duration of the easement, 15 percent of the full value assessment of such structure and land under RSA 75:1.

II. The terms of agreement may include specification of an amount, if any, up to 10 percent of fair market value, to be paid upon final expiration of the terms of the discretionary preservation easement or renewed discretionary preservation easement.

III. Upon the expiration of the terms of the discretionary easement, the owner may apply for a renewal, and the owner and local governing body shall have the same rights and duties with respect to the renewal application as they did with respect to the original application; provided, however, that at the time of the original granting of the discretionary preservation easement, the parties may include, as a term of the agreement, a provision for automatic renewal for the same term as the original. Such a provision may include the specification of the manner in which the tax assessment on the property for the next term is to be determined at the time of renewal.

IV. The tax collector shall issue a receipt to the owner of such property and a copy to the local governing body for the sums paid. The local governing body shall, upon receiving a copy of the above-mentioned consideration, execute a release or renewal of the easement to the owner who shall record such a release or renewal. A copy of such release or renewal shall also be sent to the local assessing officials if they are not the same parties executing the release or renewal.

V. In the event that the structure is destroyed by fire, storm, or other unforeseen circumstance not within the control of the property owner, the preservation easement shall be released without penalty.

VI. If, during the term of the preservation easement, the owner shall fail to maintain the structure in conformity with the agreement, or shall cause the structure(s) to significantly deteriorate or be demolished or removed, the preservation easement shall be terminated and a penalty assessed in accordance with RSA 79-D:8, I(a) and (b).

79-D:9 Payment; Collection. –

I. If a consideration is due under RSA 79-D:8, I or II, the assessed value shall be determined as of the actual date of the release or expiration. Any consideration is in addition to the annual real estate tax imposed upon the property, and shall be due and payable upon the release or expiration.

II. Any consideration shall be due and payable by the owner at the time of release or expiration to the municipality in which the property is located. If the property is located in an unincorporated town or unorganized place, the tax shall be due and payable by the owner at the time of release or expiration to the county in which the property is located. Moneys paid to a county under this chapter shall be used to pay for the cost of services provided in RSA 28:7-a and RSA 28:7-b. Any consideration shall be due and payable according to the following procedure:

(a) The commissioner shall prescribe and issue forms to the local assessing officials for the consideration due, which shall provide a description of the property, the discretionary preservation easement, the full value assessment under RSA 75:1, and the amount payable.

(b) The prescribed form shall be prepared in quadruplicate. The original, duplicate, and triplicate copy of the form shall be given to the collector of taxes for collection of the consideration along with a special tax warrant authorizing the collector to collect the consideration under the warrant. The quadruplicate copy of the form shall be retained by the local assessing officials for their records.

(c) Upon receipt of the special tax warrant and prescribed forms, the tax collector shall mail the duplicate copy of the tax bill to the owner responsible for the tax as the notice of tax. Such bill shall be mailed within 12 months of the release or expiration.

(d) Payment of the consideration shall be due not later than 30 days after the mailing of the bill. Interest at the rate of 18 percent per annum shall be due thereafter on any consideration not paid within the 30-day period.

79-D:10 Exemption for Eminent Domain. – If any of the property which is subject to a discretionary preservation easement is condemned by any governmental agency or is acquired through eminent domain proceedings, the local governing body shall execute a release of the easement to the owner. None of the liquidated consideration provisions of RSA 79-D:8, I and II shall be applicable to releases granted pursuant to this section.

79-D:11 Local Preservation Easement Programs. – This chapter shall not be construed to limit the development of any other state, county, town, or city easement program for preservation, conservation, or other purposes.

79-D:12 Lien for Unpaid Taxes. – The real estate of every person shall be held for the taxes levied pursuant to RSA 79-D:8.

79-D:13 Enforcement. – All taxes levied pursuant to RSA 79-D:8 which are not paid when due shall be collected in the same manner as provided in RSA 80:1-80:42.

79-D:14 Rulemaking. –

I. The commissioner of the department of revenue administration shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The application procedures under RSA 79-D:4.

(b) The payment and collection procedures under RSA 79-D:9.

II. The commissioner of the department of cultural resources shall adopt such rules as may be applicable under the authority of RSA 227-C:5.

Source. 2002, 86:1, eff. July 2, 2002.

<http://www.gencourt.state.nh.us/rsa/html/indexes/79-D.html>

**N.H. RSA 79-D -DISCRETIONARY PRESERVATION EASEMENTS
FOR PRESERVING HISTORIC AGRICULTURAL STRUCTURES**

APPLICATION SUPPLEMENT: REPAIR AND MAINTENANCE PLAN
(Please be specific. Describe, with cost figures, any recent and/or planned repair work.)

New Hampshire Historic Agricultural Structures Advisory Committee
c/o New Hampshire Division of Historical Resources
19 Pillsbury Street
Concord, New Hampshire 03302-2043

Determining Eligibility for RSA 79-D Discretionary Preservation Easements For Preserving Historic Agricultural Structures

RSA 79-D:2 III: "Historic agricultural structure" means a barn or other structure, including the land necessary for the function of the building, currently or formerly used for agricultural purposes and as further defined by the advisory committee established under RSA 227-C:29.

As further defined by the Advisory Committee:

"**Historic**" shall mean agricultural structures which are at least 75 years of age. Exceptions may be made for newer structures if they are considered to be of exceptional significance or importance.

An illustrative list of "agricultural structures" which might qualify for a discretionary preservation easement is provided in Attachment 1. Local governing bodies may decide to include other related agricultural structures in accordance with local circumstances.

"Barn" shall mean a building constructed to shelter livestock, equipment, feed, or other farm products. It may be free-standing, or connected to one or more other structures.

"Land necessary for the function of the building" shall consist of the footprint of the building and of any ramps or banks which are or were needed to support the structure and its operations.

Guidelines:

In deciding whether to accept a discretionary preservation easement, RSA 79-D:3 establishes that the local governing body of the municipality shall determine whether the structure provides at least one of the following public benefits:

- (1) there is scenic enjoyment of the structure by the general public from a public way or from public waters;
- (2) it is historically important on a local, regional, state or national level, either independently or within an historic district; or
- (3) the structure's physical or aesthetic features contribute to the historic or cultural integrity of a property listed on or determined eligible for listing on the National Register of Historic Places, State Register of Historic Places, or locally designed historic district.

In addition, the law states that, in determining whether an historic agricultural structure demonstrates the necessary public benefit, the local governing body shall have reference to guidelines adopted by the Advisory Committee. The guidelines are outlined in Attachment 2.

Attachment 1: Illustrative List of Agricultural Structures

Attachment 2: Guidelines to Assist in Determining "Necessary Public Benefit"

*Determining Eligibility for RSA 79-D Discretionary Preservation Easements
For Preserving Historic Agricultural Structures*

Illustrative List of Agricultural Structures

The following are examples of buildings and structures which might qualify for a discretionary preservation easement. It is not intended to be a complete list. Local governing bodies may decide to include other related agricultural structures in accordance with local circumstances.

barn, separate or attached

silo

milk house

sugar house

carriage house

wagon shed

ice house

stable

corn crib

poultry barn or coop

well or spring house

blacksmith shop

piggery

granary

saw mill

cider mill

creamery

farrier or harness shop

hop house

equipment or machine shed

Delco house

grist mill

woodshed

farm stand

greenhouse

tool shed

windmill house

*Determining Eligibility for RSA 79-D Discretionary Preservation Easements
For Preserving Historic Agricultural Structures*

Guidelines to Assist in Determining "Necessary Public Benefit"
To Qualify for a Discretionary Preservation Easement

Public Interest and Benefit

Consider questions such as:

- Is it a familiar local landmark?
- Is it visible from a public road or from public waters? To what extent does it contribute to the scenic qualities of the community and region, thus benefiting local residents, visitors, and tourism?
- Is there interest or support for the structure's preservation?
Examples: owner/family maintenance efforts or commitment to preservation; structure surveyed by historical society; included in town preservation plan or historic district; offers of volunteer help with physical repairs, letter of support from local heritage commission or historical society?

Historic and Agricultural Significance

Consider the age of the structure and such questions as:

- Does it help tell the story of agriculture in the community or region?
- Is it a good representative of a type of barn?
- Is it now an unusual or rare surviving type of barn or outbuilding?
- Is it a good example of historic construction methods or materials?
- Does it retain its historic character?
- Is it part of a landscape or setting that retains its historic character?

Degree to Which Tax Relief will Help Preserve the Structure

Consider questions such as:

- Use and condition of structure; owner's investment over time.
- Plans for repair or renovation.
- Owner's use of, plans for, preservation tools such as conservation easements, investment tax credits, or local, state or national historic register listing.

Use of the Structure

Consider questions such as:

- Is the barn or other structure on a working farm or otherwise being used for agricultural purposes?
- If the structure has been adapted for other use, has the historic character of the structure been maintained?

Degree to which Building's Preservation reinforces other Local and State Goals and Policies, such as:

- Agricultural designations, e.g., Bicentennial, Farm of Distinction, Tree Farm, New England Green Pastures.
- Current Use (e.g., goals of maintaining the character of the state's landscape and conserving its resources).
- Scenic and Cultural Byways; Country Roads.
- Regional Plans and local Master Plans.

Town of Lee

EVALUATION FORM FOR DISCRETIONARY PRESERVATION EASEMENT PROGRAM (RSA 79-D)

Qualification Questions:

1. Is the structure at least 75 years old? Yes ___ No ___

See application for verification of age. Examples of supporting evidence are tax records and historic photographs.

- If "no" to the above, is the structure of exceptional significance or importance? Yes ___ No ___

See application for showing of significance by citing references to structure in published materials or by other means to support conclusion.

If "no" to both of the above, the structure does not qualify for a discretionary preservation easement.

2. Is the structure an "agricultural structure"? Yes ___ No ___

See NH Historic Agricultural Structures Advisory Committee guidelines attachment for examples.

If "no" to the above, the structure does not qualify for a discretionary preservation easement.

Evaluation:

1. Historic importance on a local, regional or national level:

___ Structure is listed or is eligible for listing in the National Register of Historic Places; or the structure's physical or aesthetic features contribute to the historic or cultural integrity of a property listed or eligible for listing in the National Register of Historic Places; or the structure is a "contributing" structure in the National Register of Historic Districts.

For properties eligible for listing, the applicant should submit documentation supporting such a determination.

___ Structure is listed or is eligible for listing in the New Hampshire Register of Historic Places or the structure's physical or aesthetic features contribute to the historic or cultural integrity of a property listed or eligible for listing in the New Hampshire Register of Historic Places.

For properties eligible for listing, the applicant should submit documentation supporting such a determination.

___ Structure is not listed, nor eligible for listing, in the National nor New Hampshire Registers, but is of state, regional or local importance.

Applicant should submit documentation supporting such a determination, such as a reference to the structure in a published work or inclusion in the Regional or Town Plans.

___ Structure is neither listed nor eligible for listing in the National nor New Hampshire Register, nor is it of state, regional or local importance, but in the opinion of the Board of Selectmen significantly reinforces local or state preservation goals due to it being an unusual or rare surviving type, good example of historic construction or materials, telling the story of agriculture in the community or being part of a landscape or setting that retains its historic character.

___ Structure is in the opinion of the Board of Selectmen not significant in the cultural history of the community.

Notes on historic/structural importance: _____

2. Condition of the structure (to be completed on a site visit):

___ In the opinion of the Board of Selectmen, structure is maintained in sound condition and retains its historic exterior appearance.

___ In the opinion of the Board of Selectmen, structure is able to be restored to sound condition and retain its historic exterior appearance.

___ In the opinion of the Board of Selectmen, structure is able to be restored to sound condition and may be restored to its historic exterior appearance.

___ In the opinion of the Board of Selectmen, structure can be restored to sound condition but may not be restored to its historic exterior appearance.

___ In the opinion of the Board of Selectmen, structure may not be able to be restored to sound condition nor to its historic exterior appearance.

See application for repair and maintenance plan. Review and evaluate for appropriateness and viability.

Notes on condition of structure (attach page if necessary):

3. Board of Selectmen's assessment of the public benefit to be gained if a discretionary easement were to be granted:

Approximate assessed valuation of the structure including the land necessary for the function of the structure:

Building	\$ _____
Land (___ square ft @ \$ _____ /square ft) (assuming structure is ___ ft by ___ ft, adding 5 ft on all sides gives ___ square ft)	\$ _____
Total	\$ _____
Abatement of ___ %	\$ _____

Kennard Barn LHC Inspection Visit Date March 26,2014

Map 7 Lot 5

164 Steppingstones Road

Lee, NH

The Ronald Kennard property is located at 164 Stepping Stones Road West. There is no doubt in my mind that these barns qualify as historic barns by date. There are two distinct attached structures. The earliest one being the one furthest away from the house, this structure will be the first one I describe. The structure is of post and beam construction. The dimensions are 19 feet wide by 30 feet deep. The heavy beams are 8 x 8 hand hewn, the exterior boarding on this building is vertically sawn boards that are edged. The interior of the barn, I'm sure has been altered many times over the years and its purpose has probably changed significantly during that time, I'm going to roughly estimate its construction to the mid-1700s. I believe it may be the oldest structure on the property. I'll go into more detail about the structure later in this document. The second structure is actually a connecting structure between the house and the first or earlier structure. Its dimensions are 18 x 26. The elevation of this building is pretty much the same as the first. However, it is approximately 4 feet lower than the house and is accessed from the porch of the house on the east side. Both barns have second-floor loft areas and can be accessed via separate stairways in each structure. I believe the significance of these structures is that they show a progressive change in the property. While the old one isn't an English style, it does show construction of the mid-1700s. It would be my guess that the house that went with that structure no longer exists and that that structure was connected to the house in the early 1800s, perhaps that date is relative to the 1840 date mentioned in the paperwork. Both these structures are significantly different from others that we've looked at in town over the last several years.

While these structures are in relatively sound condition, both structures need significant sill work done to them to help them into the future. The first floor on both the structures has been modified to be used to house automobiles. I'm sure that at one time, at least the older building had a floor. The foundation under these structures is small stone while the house is built of much more stable granite block. This of course has led to some of the sill damage. But above the sill, both buildings are sound. The ridgelines are relatively true, some of the windows have original glass in them, door hardware appears to be original and much of the interior of the second building appears to be as originally constructed. On what would be the north wall of the second building, there is an attached outhouse that appears to be in very good shape, An excellent example of the progress of the 1800s of having it attached directly to the house for access.

Let's go into some detail on Building One, entering from the road side of the building and facing the building. The doors to the extreme right is an interior sliding door. The structure of this door matches that of the slider in the other building, indicating it is newer, probably of the 1800s. Directly above and centered on the gable end is a six over six double hung window. This would be located high in the loft. There is also a window located over the top of the sliding door at a

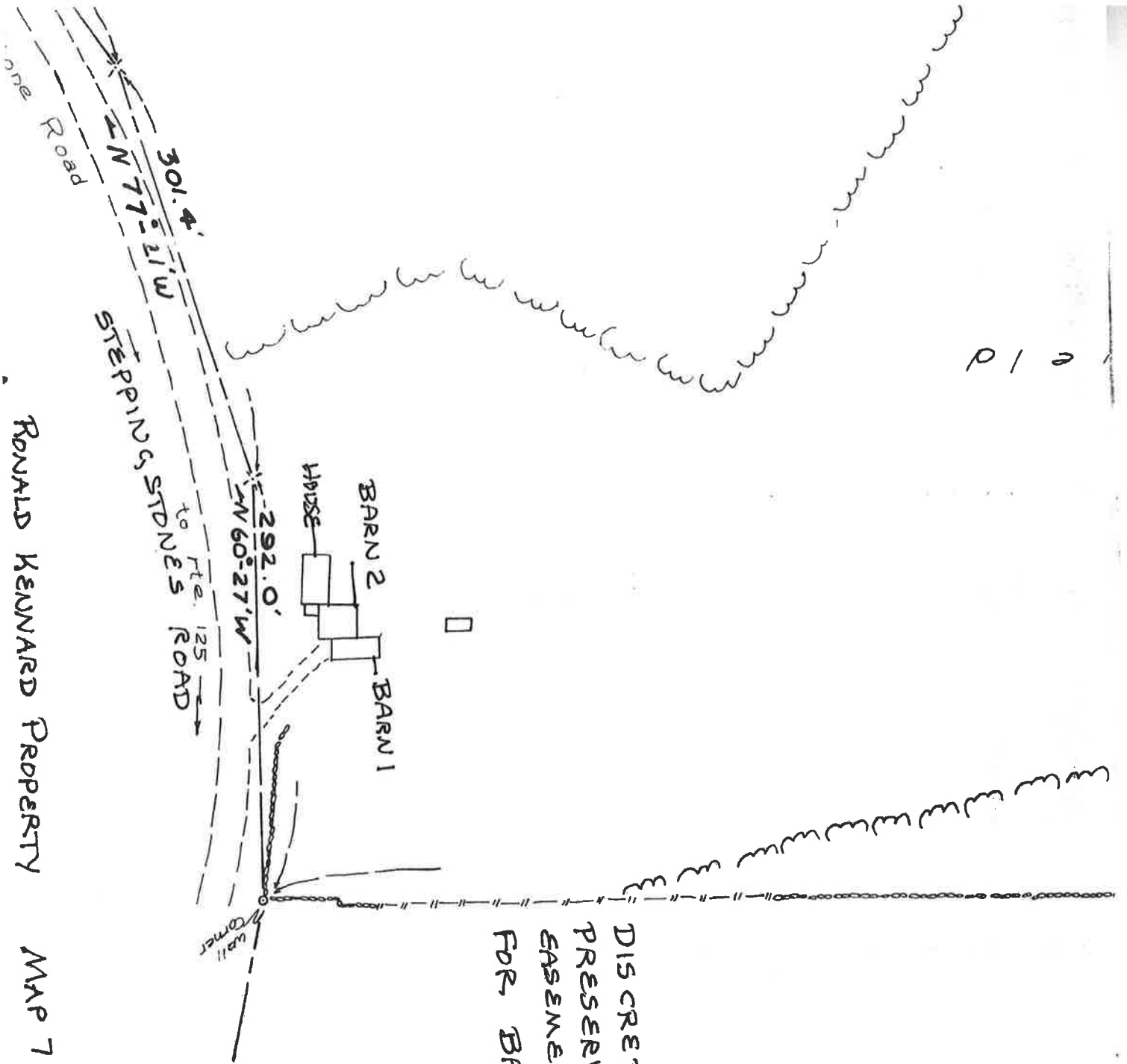
normal height to the floor. This building is overlapped by a little more than a doors width with the second building, and goes back 30 feet to a stairway located in the right rear corner. The stairway goes approximately halfway up, and turns to the left to gain access to the loft. The stairway appears to be much more finished than it would have been in the original configuration of the barn. At the top of the stairway is located grain bins and a small access door to the outside of the barn on what would be the left side of the barn, which would allow for the storage of hay. Further down that wall is access that would drop hay to horse stalls below for feeding. The stairway area appears to be finished off much more than expected. Although I did not measure it, the pitch of the roof is approximately an 8/12 pitch with 8 x 8 rafters and hewn, mortis and tenoned, with purlins and vertical boarding. All are in excellent shape. Wind braces and knee braces are all in place. Returning downstairs on the left side of the barn, against the wall are remains of horse stalls. It would appear that there were stalls for three animals. While what remains of the stalls is relatively intact, the divider walls and I believe the flooring is not there. What remains indicates to me that it was built in the 1800s, not as part of the original structure. The exterior of the barn is clapboard. It has a shingled roof on it, and other than damage to the back wall from an attached structure that no longer is sound. The back wall is wooden shingles, while the others are clapboard. This was common practice for the nonvisible, or back facing walls to be treated this way.

Now, more detail for the second structure. Looking at the second structure, from the roadside, there is an interior sliding door to the extreme right corner of the wall. As I said before, the structure is approximately 4 feet lower than the floor of the house and access is gained on this south facing wall from a door onto the porch. Entering through that door you have an option of going to the right and accessing the loft or going straight ahead down the stairs along the left wall and entering the attached outhouse. On that north wall there are three doors, first, the outhouse second and access to the back yard and third a door that leads directly into the first or older building. This building structure is typical 1800 2 x 4 framing. This framing is light construction in comparison to the post and beam structure. The floor: the joists and roof structure are also a similar framing, dating this building to the mid-1840s or later. All framing and boards that are part of the original structure were sawn by a circular sawmill. The roof of this building has a complex framing for the gable end on the roadside, which faces East and 90° from the other barn or parallel to the house, while a second gable faces to the north, forming a double valley. This structure has a corrugated steel roof. Both the back or north wall and west wall are shingled. The outhouse wall is clapboard, with a small window and the shed roof. It is vented up the north wall.

It would be very interesting to know more of the history of this property and how it relates to the land-use attached to it. These two structures that are attached to the house don't indicate a large agricultural operation. There was a separate large barn that burned and no longer exists. There were plans to replace it, but it was never built.

Dave Miner for the Lee Heritage Commission

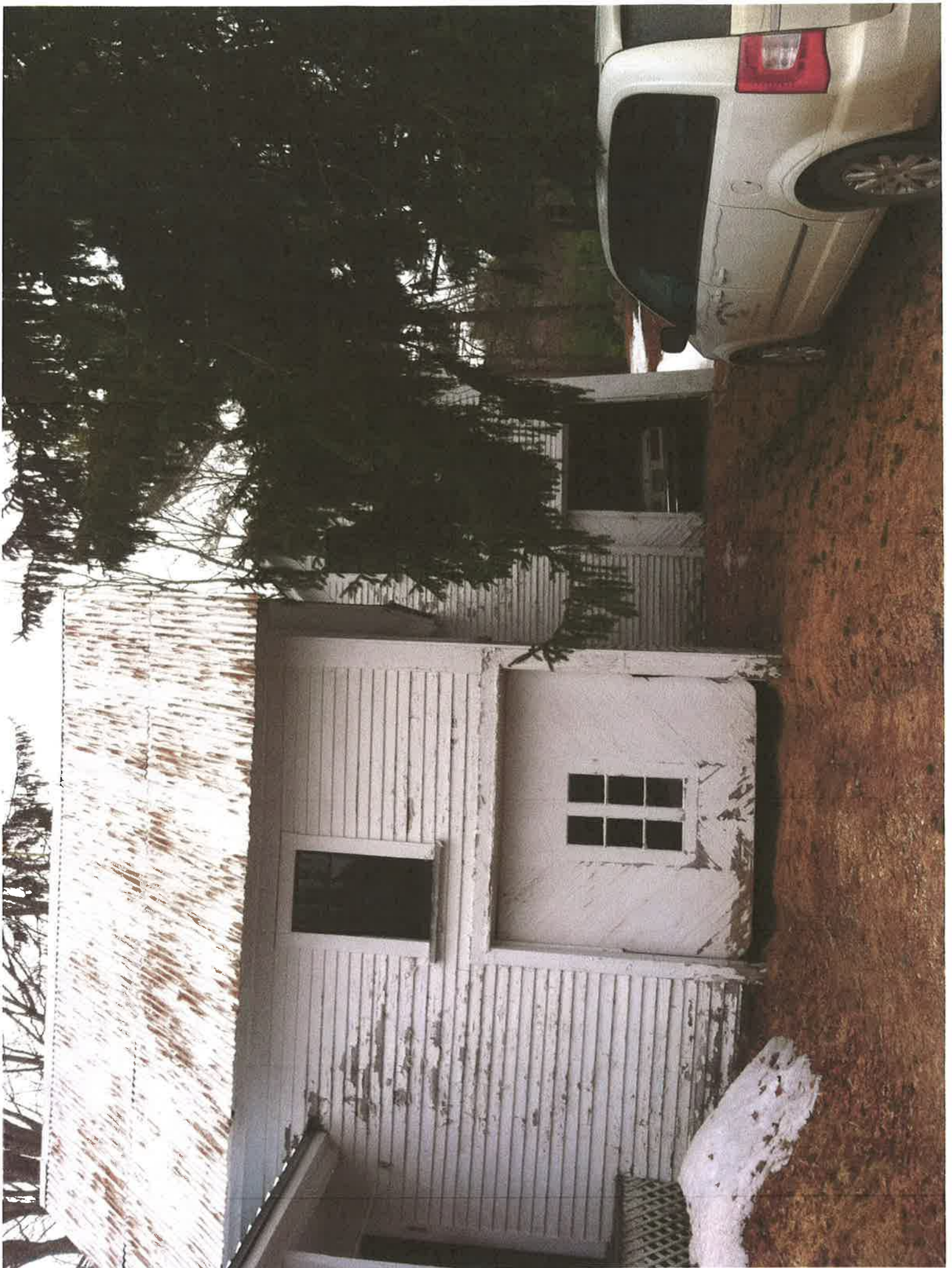
010



DISCRETIONARY BARN
PRESERVATION
EASEMENT
FOR BARN 1 & 2

RONALD KENNARD PROPERTY MAP 7 LOT 5







OWNER INFORMATION

KENNARD, RONALD WILLIAM
 164 STEPPING STONES ROAD
 LEE, NH 03861-6611

SALES HISTORY

Date	Book	Page	Type	Price	Grantor
08/30/1995	1820	177	U 138		KENNARD, WM. & ESTHER

LISTING HISTORY

Date	Description
07/19/11	JQ 1/4 = INT
10/22/07	CRCL
07/09/07	CRDM
01/14/03	LTRL
08/19/02	JDRM
08/04/87	IH

NOTES

WHT: BARNS ATT TO HSE: 26X20 BARN & 8X8 SHED & 8X8 EOP SHED ATT;
 BARN 30X16&6X4 SHED ATT; SCHRNHSE-VP;IN BACK LOT=LT FALLING
 DOWN & SHED W/ROOF COLLAPSED=DNPV-NV; 8X6 SHED HAS TARP FOR
 SIDES & ROOF-DNPU; BMU=LEDGE & DIRT; ROOF LEAKS; NEEDS EXT
 PAINT 07-11 ADJ OUTBLDGS, SKETCH

EXTRA FEATURES VALUATION

Feature Type	Units	Length x Width	Size Adj	Rate	Cond	Market Value	Notes
BARN-2STY	600	30 x 20	87	19.00	50	4,959	
LEAN-TO	160	16 x 10	160	4.00	0	0	
FIREPLACE 1-STAND	1		100	3,000.00	100	3,000	
SHED-WOOD	252	12 x 21	123	7.00	40	868	
SHED-EQUIPMENT	64	8 x 8	310	8.00	10	159	
BARN-2STY	540	27 x 20	90	19.00	50	4,617	
SHED-WOOD	24	6 x 4	400	7.00	0	0	
SHED-WOOD	56	8 x 7	346	7.00	25	339	
						13,900	

MUNICIPAL SOFTWARE BY AVTAR

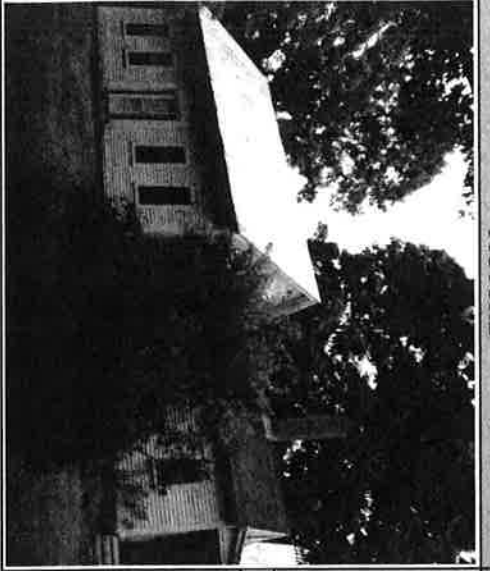
LEE ASSESSING OFFICE

Year	Building	Features	Land
2012	\$ 89,100	\$ 13,900	\$ 105,318
		Parcel Total:	\$ 208,318
2013	\$ 89,100	\$ 13,900	\$ 105,594
		Parcel Total:	\$ 208,594
2014	\$ 89,100	\$ 13,900	\$ 105,594
		Parcel Total:	\$ 208,594

LAND VALUATION

Land Type	Units	Base Rate	NC	Adj	Site	Road	DW	Way	Topography	Cond	Ad Valorem	SPI	R	Tax Value	Notes
IF RES	1,000 ac	70,000	H	130	100	100	100	100		100	91,000	0	N	91,000	
FARM LAND	500,000 ff	x 105	H	130						95	0	N	0	0	TOPO
FARM LAND	32,500 ac	x 4,000	X	88						100	100	N	14,495		
WETLANDS	9,000 ac	x 4,000	X	88						10	100	N	99	99	WET
														105,594	

Zone: RES Minimum Acreage: 1.95 Minimum Frontage: 250 Site: Driveway: Road:



PICTURE

KENNARD, RONALD WILLIAM
 164 STEPPING STONES ROAD
 LEE, NH 03861-6611

OWNER

TAXABLE DISTRICTS
 District Percentage

PERMITS

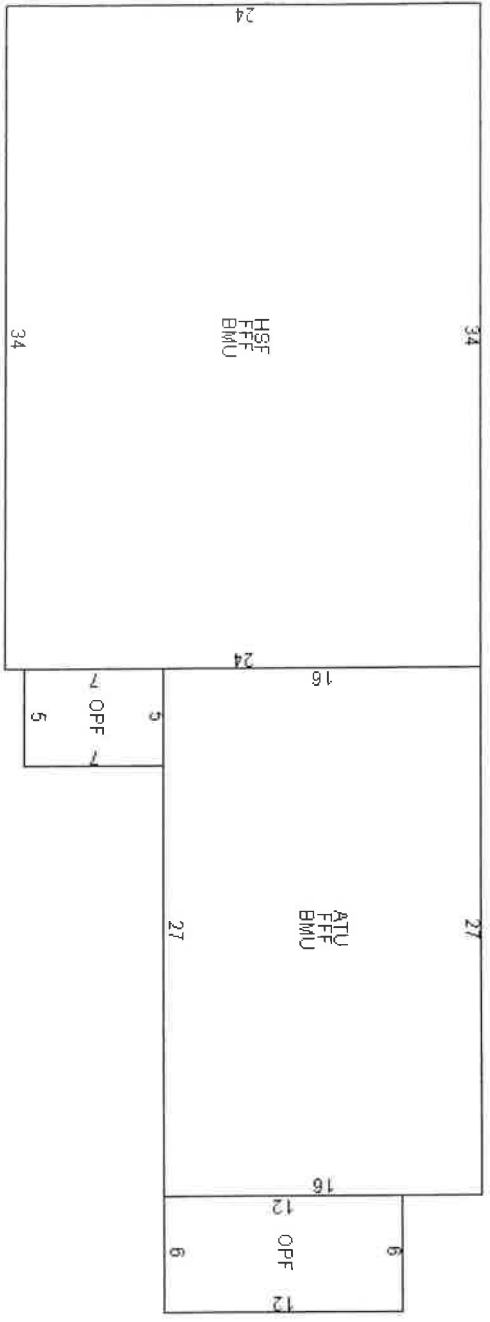
Date	Project ID	Permit Type	Notes

BUILDING DETAILS

Model: 1.5 STORY FRAME CONVENTIOL
 Roof: GABLE OR HIP/METAL/TIN
 Ext: CLAP BOARD
 Int: PLASTERED
 Floor: LINOLEUM OR SIM/PINE/SOFT WD
 Heat: OIL/FA DUCTED
 Bedrooms: 4 Baths: 1.0 Fixtures:
 Extra Kitchens: Fireplaces:
 A/C: No Generators:
 Quality: A2 AVGC+20
 Com. Wall:
 Size Adj: 1.0524 Base Rate: RSA 75.00
 Bldg. Rate: 1.1502
 Sq. Foot Cost: \$ 86.27

BUILDING SUB AREA DETAILS

ID	Description	Area	Adj.	Effect.
HSP	1/2 STRY FIN	816	0.50	408
FPF	FST FLR FIN	1248	1.00	1248
BMU	BSMNT	1248	0.15	187
OPF	OPEN PORCH FIN	107	0.25	27
ATU	ATTIC	432	0.10	43
		3,851		1,913



2011 BASE YEAR BUILDING VALUATION

Market Cost New: \$ 165,035
 Year Built: 1780
 Condition For Age: FAIR 46 %
 Physical:
 Functional:
 Economic:
 Temporary:
 Total Depreciation: 46 %
 Building Value: \$ 89,100

TITLE V TAXATION

CHAPTER 79-D DISCRETIONARY PRESERVATION EASEMENTS

Section 79-D:1

79-D:1 Declaration of Public Interest. – It is hereby declared to be in the public interest to encourage the preservation of historic agricultural structures which are potentially subject to decay or demolition, thus maintaining the historic rural character of the state's landscape, sustaining agricultural traditions, and providing an attractive scenic environment for work and recreation of the state's citizens and visitors. It is further declared to be in the public interest to prevent the loss of historic agricultural structures due to property taxation at values incompatible with their preservation. The means for encouraging preservation of historic agricultural structures authorized by this chapter is the acquisition of discretionary preservation easements by town or city governments to assure preservation of such structures which provide a demonstrated public benefit.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:2

79-D:2 Definitions. – In this chapter:

I. "Discretionary preservation easement" means a preservation easement of an historic agricultural structure, including the land necessary for the function of the building, granted to a city or town for a term of 10 or more years.

II. "Public benefit" shall have the meaning described in RSA 79-D:3, II.

III. "Historic agricultural structure" means a barn or other structure, including the land necessary for the function of the building, currently or formerly used for agricultural purposes and as further defined by the advisory committee established under RSA 227-C:29.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:3

79-D:3 Qualifying Structures. –

I. Any owner of an historic agricultural structure who wishes to maintain the structure in a use consistent with the purposes of this chapter may apply to the governing body of the municipality in which the property is located to convey a discretionary preservation easement to the municipality.

II. A discretionary preservation easement shall be considered to provide a demonstrated public benefit if it provides at least one of the following public benefits:

(a) There is scenic enjoyment of the structure by the general public from a public way or from public waters.

(b) The structure is historically important on a local, regional, state, or national level, either independently or within an historic district.

(c) The structure's physical or aesthetic features contribute to the historic or cultural integrity of a property listed on or determined eligible for listing on the National Register of Historic Places, state register of historic places, or locally designated historic district.

III. In determining whether an historic agricultural structure demonstrates the necessary public benefit to qualify for a discretionary preservation easement, the governing body shall have reference to guidelines adopted by the advisory committee established under RSA 227-C:29.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:4

79-D:4 Application Procedure. –

I. Any owner of an historic agricultural structure which meets the tests of public benefit in RSA 79-D:3, II may apply to the governing body to grant a discretionary preservation easement to the municipality, agreeing to maintain the structure in keeping with its historic integrity and character during the term of the easement.

II. No owner of an historic agricultural structure shall be entitled to have a particular structure classified for any tax year under the provisions of this chapter unless the owner has applied to the governing body on or before April 15 of the tax year on a form provided by the commissioner of the department of revenue administration. Such application shall include a map showing the location of the structure to be subject to the discretionary preservation easement, and a description of how the property meets the tests of public benefit in RSA 79-D:3.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:5

79-D:5 Approval, Denial. –

I. If, after a duly noticed public hearing, the governing body finds that the proposed preservation of such historic agricultural structure is consistent with the purposes of this chapter, it may take steps to acquire a discretionary preservation easement as provided in this chapter. In exercising its discretion, the local governing body may weigh the public benefit to be obtained versus the tax revenue to be lost if such an easement is granted. The governing body shall have no more than 60 days to act upon the application.

II. If the governing body denies the application to grant a discretionary preservation easement to the municipality, such denial shall be accompanied by a written explanation. The local governing body's decision may be appealed by using the procedures of either RSA 79-A:9 or 79-A:11 provided, however, that such denial shall be deemed discretionary and shall not be set aside by the board of tax and land appeals or the superior court except for bad faith, discrimination, or the application of criteria other than those set forth in RSA 79-D:3 and paragraph I of this section.

III. The easement shall be a burden upon the property and shall bind all transferees and assignees of such property. An easement granted pursuant to this subdivision shall not be assigned, transferred, or released by the municipality without the consent of the owner, except as provided in RSA 79-D:8.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:6

79-D:6 Terms; Recording. – Any preservation easement acquired by the municipality pursuant to this chapter shall be for a minimum of 10 years. The easement terms shall include the method of assessment pursuant to RSA 79-D:7 and the terms of renewal pursuant to RSA 79-D:8, III. The local governing body shall provide for the recording of such easements with the register of deeds. Any costs of recording shall be the responsibility of the applicant.

Source. 2002, 86:1. 2007, 27:2, eff. Jan. 1, 2008.

Section 79-D:7

79-D:7 Assessment of Property Subject to Discretionary Preservation Easement. –

I. The method of assessment of discretionary preservation easement structures shall be included as a term of the agreement in any discretionary preservation easement acquired by a municipality. Assessment shall fall within a range, one end of which shall be 75 percent of the full value assessment; the other end of the range shall be 25 percent of said full value assessment.

II. The local governing body shall have the discretion to set the value of the discretionary preservation easement at a level within this range which it believes reflects the public benefit conferred by the property under the criteria set forth in RSA 79-D:3, II. The assessment shall not be increased because the owner undertakes maintenance and repairs designed to preserve the structure.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:8

79-D:8 Release of Easement, Expiration, Renewal, Consideration. –

I. Any property owner who has granted a discretionary preservation easement to a municipality pursuant to the terms of this chapter, after the effective date of this chapter, may apply to the local governing body of the municipality in which the property subject to a discretionary preservation easement is located for a release from such easement upon a demonstration of extreme personal hardship. Upon release from such easement, a property owner shall pay the following consideration to the tax collector of the municipality:

(a) For a release within the first half of the duration of the easement, 20 percent of the full value assessment of such structure and land under RSA 75:1.

(b) For a release within the second half of the duration of the easement, 15 percent of the full value assessment of such structure and land under RSA 75:1.

II. [Repealed.]

III. Upon the expiration of the terms of the discretionary easement, the owner may apply for a renewal, and the owner and local governing body shall have the same rights and duties with respect to the renewal application as they did with respect to the original application; provided, however, that at the time of the original granting of the discretionary preservation easement, the parties may include, as a term of the agreement, a provision for automatic renewal for the same term as the original. Such a provision may include the specification of the manner in which the tax assessment on the property for the next term is to be determined at the time of renewal.

IV. The tax collector shall issue a receipt to the owner of such property and a copy to the local governing body for the sums paid. The local governing body shall, upon receiving a copy of the above-mentioned consideration, execute a release or renewal of the easement to the owner who shall record such a release or renewal. A copy of such release or renewal shall also be sent to the local assessing officials if they are not the same parties executing the release or renewal.

V. In the event that the structure is destroyed by fire, storm, or other unforeseen circumstance not

within the control of the property owner, the preservation easement shall be released without penalty.

VI. If, during the term of the preservation easement, the owner shall fail to maintain the structure in conformity with the agreement, or shall cause the structure(s) to significantly deteriorate or be demolished or removed, the preservation easement shall be terminated and a penalty assessed in accordance with RSA 79-D:8, I(a) and (b).

Source. 2002, 86:1. 2007, 27:1, eff. Jan. 1, 2008.

Section 79-D:9

79-D:9 Payment; Collection. –

I. If a consideration is due under RSA 79-D:8, I, the assessed value shall be determined as of the actual date of the release or expiration. Any consideration is in addition to the annual real estate tax imposed upon the property, and shall be due and payable upon the release or expiration.

II. Any consideration shall be due and payable by the owner at the time of release or expiration to the municipality in which the property is located. If the property is located in an unincorporated town or unorganized place, the tax shall be due and payable by the owner at the time of release or expiration to the county in which the property is located. Moneys paid to a county under this chapter shall be used to pay for the cost of services provided in RSA 28:7-a and RSA 28:7-b. Any consideration shall be due and payable according to the following procedure:

(a) The commissioner shall prescribe and issue forms to the local assessing officials for the consideration due, which shall provide a description of the property, the discretionary preservation easement, the full value assessment under RSA 75:1, and the amount payable.

(b) The prescribed form shall be prepared in quadruplicate. The original, duplicate, and triplicate copy of the form shall be given to the collector of taxes for collection of the consideration along with a special tax warrant authorizing the collector to collect the consideration under the warrant. The quadruplicate copy of the form shall be retained by the local assessing officials for their records.

(c) Upon receipt of the special tax warrant and prescribed forms, the tax collector shall mail the duplicate copy of the tax bill to the owner responsible for the tax as the notice of tax. Such bill shall be mailed within 12 months of the release or expiration.

(d) Payment of the consideration shall be due not later than 30 days after the mailing of the bill. Interest at the rate of 18 percent per annum shall be due thereafter on any consideration not paid within the 30-day period.

Source. 2002, 86:1. 2007, 27:3, eff. Jan. 1, 2008.

Section 79-D:10

79-D:10 Exemption for Eminent Domain. – If any of the property which is subject to a discretionary preservation easement is condemned by any governmental agency or is acquired through eminent domain proceedings, the local governing body shall execute a release of the easement to the owner. None of the liquidated consideration provisions of RSA 79-D:8, I shall be applicable to releases granted pursuant to this section.

Source. 2002, 86:1. 2007, 27:4, eff. Jan. 1, 2008.

Section 79-D:11

79-D:11 Local Preservation Easement Programs. – This chapter shall not be construed to limit the development of any other state, county, town, or city easement program for preservation, conservation, or other purposes.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:12

79-D:12 Lien for Unpaid Taxes. – The real estate of every person shall be held for the taxes levied pursuant to RSA 79-D:8.

Source. 2002, 86:1, eff. July 2, 2002.

Section 79-D:13

79-D:13 Enforcement. – All taxes levied pursuant to RSA 79-D:8 which are not paid when due shall be collected in the same manner as provided in RSA 80.

Source. 2002, 86:1. 2004, 203:14, eff. June 11, 2004.

Section 79-D:14

79-D:14 Rulemaking. –

I. The commissioner of the department of revenue administration shall adopt rules, pursuant to RSA 541-A, relative to:

- (a) The application procedures under RSA 79-D:4.
- (b) The payment and collection procedures under RSA 79-D:9.

II. The commissioner of the department of cultural resources shall adopt such rules as may be applicable under the authority of RSA 227-C:5.

Source. 2002, 86:1, eff. July 2, 2002.

Warrant Article 7: Kennard Property Purchase

A Rare Land Protection Opportunity: Many Values are Part of Kennard Property

The town is putting before voters an exciting prospect for land protection: the Kennard land at 164 Stepping Stones Road. This 42.5 acre parcel has frontage on both shores of the Oyster River; its soils include a large portion of prime agricultural soils; the parcel would enhance an existing enclave of open space habitat with abutting and nearby land; and there is a rich historical legacy with the families that farmed the land. There is a Langley family cemetery on the property. Mr. Kennard will retain ownership of his house, sheds, and the approximately 2 acres on which they sit. The remaining 40.5 acres, more or less, of agricultural fields, forest, and wetland along the Oyster River will be purchased by the town for the purposes of conservation of open spaces. The wildlife habitats, forest, agricultural lands, and riverside wetlands of the property will be protected long-term for open space, active agriculture and forestry, water quality, and the scenic enjoyment by members of the public.



Photo Credit: Dick Weyrick

Ronald Kennard has expressed the desire to insure the permanent protection of the land. During a walk on the land with Conservation Commission members in November, Ron described in detail his memories of the many features of the landscape, and the love for the land that he inherited from his parents. Other family-owned land in Nottingham has already been transferred and permanently protected; he is now ready for this step for his Lee property.

The parcel contains two features that have carried especially high priority in the town's continuing program of land protection: river frontage and prime agricultural soils (approximately 20 acres). Other portions of the lot include a fine stand of eastern white pine. Much of the previously farmed portion now supports dense shrubs, considered to be good habitat for New England cottontail rabbits, endangered in N.H., as well as other species requiring early successional habitat.



Photo Credit: Dick Weyrick

The abutting property to the west (Brisson) contains 42 acres protected by a conservation easement, which is held by the Natural Resources Conservation Service. This land also has frontage on both sides of the Oyster River.

Protection of the Oyster River has been a high priority for both the Lee Conservation Commission and the Oyster River Watershed Association. The Oyster River supplies water to the town of Durham and the University of New Hampshire. Other committees interested in this property are the Lee Agricultural Commission for its prime agricultural soils and the Lee Heritage Commission for the rich local history of both the Kennard and Langley families.

The cost of the acquisition is \$180,000, which includes transaction costs up to \$8,000. The funds are to come from the Land Use Change Tax Fund. **No new tax monies will be required.**

Kennard Farm

West of Lee Traffic Circle



Legend

- Oyster River
- Municipal Boundary
- Tax Parcels
- NWI Wetlands

Soils by Farm Class

- All areas are prime farmland
- Farmland of local importance
- Farmland of statewide importance
- Brisson Conservation Easement
- Kennard Farm Proposed Acquisition

Data Sources

Base features are from USGS 1:74,000 scale Digital Line Graphs, as archived in the GRANT database. Digital data in the GRANT database represent the efforts of the contributing agencies to record information from the cited source materials. Computer Systems Research Center (CSRC), under contract to the Office of Energy & Planning (OEP), and in cooperation with participating agencies, maintains a continuing program of data collection and processing. While OEP and CSRC make every effort to ensure the quality and reliability of its compiled data, it does not warrant the accuracy of the data.

Digital tax parcels taken from SDC database. Data should be used for planning purposes only. Data were derived from various sources and were digitized at different time frames, with varying levels of accuracy.

2010 High Resolution Orthophotography Provided by NHDOT. Imagery was flown in the spring of 2010 by Sonoborn, Inc.

MAP 7 LOT 5



TOWN of LEE
7 MAST RD, LEE, NH 03861
(603) 659-5414

Office Use Only

Meeting Date: May 27, 2014

Agenda Item No.4

BOARD OF SELECTMEN
MEETING AGENDA REQUEST

5/27/2014

Agenda Item Title: Use of Basketball Courts at Little River Park

Requested By: Dominic Mattioni **5/15/2014**

Contact Information: 659-2886

Presented By: Dominic Mattioni

Description: I have a World Cultures class project, called the Power of One. For this project, I am focusing on Autism Awareness and I aim to shed light on these programs: "Autism Speaks" and "The Faces of Autism".

My neighbor's daughters are diagnosed with this and my cousin in New Jersey as well. My mission is to bring awareness to the condition by helping these children get acceptance with their peers, and teach people how to better work with these children in the community.

My Aunt tells me that there are just not enough social activities for her daughter and that other kids do not generally gravitate to the kids with Autism.

My Project is to host an event, Hoops for Hope, that will show young basketball players how to play and adapt to working with kids on a basketball court that they do not already know, and aren't sure of each other's abilities. It will be a Round Robin of pick-up games, 3 players versus 3 players, from ages 8-11 years old. I plan to cap attendance at 18 players. Most parents will drop their children off. My Parents, Susan and Dominic Mattioni, will be with me the whole time.

Financial Details: n/a

Legal Authority NH RSA 41:11-a

Legal Opinion: Enter a summary; attach copy of the actual opinion

REQUESTED ACTION OR RECOMMENDATIONS:

MOTION: Move to approve the request to utilize the basketball courts at Little River Park on _____ for Dominic Mattioni's ORHS project.



TOWN of LEE
7 MAST RD, LEE, NH 03861
(603) 659-5414

Office Use Only

Meeting Date: May 27, 2014

Agenda Item No. 5

**BOARD OF SELECTMEN
MEETING AGENDA REQUEST**

5/27/2014

Agenda Item Title: Post sign at Wadleigh Falls Canoe Launch

Requested By: Bill Humm, Conservation Commission

5/22/2014

Contact Information: bhum@aol.com

Presented By: Bill Humm

Description: Lamprey River Advisory Committee would like to post a sign at the Wadleigh Falls Canoe Launch that identifies the launch, as well as providing cautionary information.

Financial Details: n/a

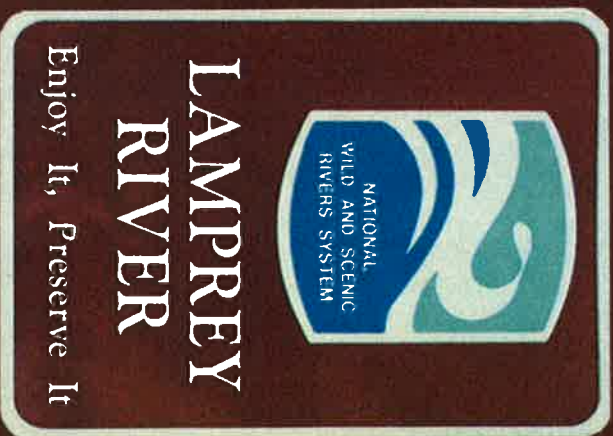
Legal Authority NH RSA 41:11-a

Legal Opinion: Enter a summary; attach copy of the actual opinion

REQUESTED ACTION OR RECOMMENDATIONS:

MOTION: Move to approve the request to post the sign as presented by the Conservation Commission and LRAC at the Wadleigh Falls Public Canoe launch.

Public Canoe Access



Check equipment for invasive species before launching.

Wear an approved personal flotation device.

Respect wildlife and abutting landowners.

Leave no trace of your visit.

Caution: Dangerous water conditions exist approximately 1/8 mile downstream from this sign.



TOWN of LEE
7 MAST RD, LEE, NH 03861
(603) 659-5414

Office Use Only
Meeting Date: 5/27/2014

Agenda Item No.7a

BOARD OF SELECTMEN
MEETING AGENDA REQUEST
5/27/2014

Agenda Item Title: Roadway Striping Quotes

Requested By: Randy Stevens, Highway Supervisor

Date: 5/20/2014

Contact Information: rstevens@leenh.org

Presented By: Randy Stevens, Highway Supervisor

Description: Review striping quotes for approximately nine miles of town road.

Financial Details: Highway budget line item #4311-42

Legal Authority NH RSA 231:62

Legal Opinion: Enter a summary; attach copy of the actual opinion

REQUESTED ACTION OR RECOMMENDATIONS:

Motion:

Move to authorize the Highway Supervisor to enter in an agreement with _____ for the 2014 road striping work.

Line Striping Quotes-Town of Lee Highway 4/22/2014

		Single white edge line	Double centerline	SWL x5000'	DYL x47,500'	Total
L&D		No Quote	No Quote	\$ -	\$ -	\$ -
Property Inovation	Manchester	No Quote	No Quote	\$ -	\$ -	\$ -
Industrial Traffic Lines	Londonderry	0.04	0.068	\$ 200.00	\$ 3,230.00	\$ 3,430.00
Hiway Safety Systems	Rockland,MA	0.0344	0.0688	\$ 172.00	\$ 3,268.00	\$ 3,440.00
Markings Inc	Pembroke, MA	0.0395	0.079	\$ 197.50	\$ 3,752.50	\$ 3,950.00



TOWN of LEE
7 MAST RD, LEE, NH 03861
(603) 659-5414

Office Use Only
Meeting Date: 5/27/2014

Agenda Item No.7b

BOARD OF SELECTMEN
MEETING AGENDA REQUEST
5/27/2014

Agenda Item Title: Paving Bids

Requested By: Randy Stevens, Highway Supervisor

Date: 5/20/2014

Contact Information: rstevens@leenh.org

Presented By: Randy Stevens, Highway Supervisor

Description: Review paving bids and authorize the Highway Supervisor to award the bid.

Financial Details: Highway budget line item 4311-44 FY15 \$170,000

Legal Authority NH RSA 231:62

Legal Opinion: Enter a summary; attach copy of the actual opinion

REQUESTED ACTION OR RECOMMENDATIONS:

Motion:

Move to authorize the Highway Supervisor to enter into a contract with _____ for the 2014 paving work.

Paving Bid Results -2014 Summer Paving -Town of Lee 5/23/2014

Vendor	price per ton placed	price per ton picked up
Continental Paving, Inc	72.00	65.00
R&D paving, Inc	72.75	N/B
Brox Industries	76.42	69.00
Bell & Flynn, Inc	80.00	N/B
Pike Industries	80.33	65.00

Cost per road using low bid and estimated tonnage

	lenth	width	sq. yards	tons	price/ton	total
DURGIN DRIVE	0.17	20	1995	125	72.00	\$9,375.00
WEDNESDAY HILL RD	2.23	23	30090	1715	72.00	\$128,635.32
RADFORD DR.	0.11	22	1420	81	72.00	\$6,069.36
TAMARACK RD	0.61	22	7873	449	72.00	\$33,657.36
TOWN HALL PARKING LOT			1400	80	72.00	\$6,000.00
					Total	\$183,737.04



TOWN of LEE
7 MAST RD, LEE, NH 03861
(603) 659-5414

Office Use Only
Meeting Date: 5/27/2014

Agenda Item No.7c

BOARD OF SELECTMEN
MEETING AGENDA REQUEST
5/27/2014

Agenda Item Title: Work to be Completed at Little River Park

Requested By: Randy Stevens, Highway Supervisor

Date: 5/20/2014

Contact Information: rstevens@leenh.org

Presented By: Randy Stevens, Highway Supervisor

Description: Further discussion of the work needed at LRP to include; engineering quotes (for an as built plan and re-engineering the detention pond), grading and fence installation on the east end of the new all-purpose field, what to do with existing piles of material/stone on site, how to proceed with the unfinished area of the park, and drainage from the ballfield past the Climbnnet. Also, an update on progress on items previously authorized.

Financial Details: TBD

Legal Authority NH RSA 41:11-a and 35-B

Legal Opinion: Enter a summary; attach copy of the actual opinion

REQUESTED ACTION OR RECOMMENDATIONS:

Motion:



TOWN OF LEE HIGHWAY DEPARTMENT

7 Mast Road
Lee New Hampshire 03861



Randy Stevens - Supervisor

Telephone 603-659-3027/6515

MEMORANDUM

TO: Board of Selectmen
FROM: Randy Stevens, Highway Supervisor
DATE: March 20, 2014
RE: **Unfinished Business at Little River Park**

Below is a list of some of the unfinished business at LRP that I thought the Board should be aware of. The two items that I think are priority are the Playground Safety /Warning signs and the erosion issues.

1. Should have an as built plan showing existing electrical conduit locations.
2. Should have an as built plan showing the all-purpose field as constructed. (Per the BOS the existing grade is a combination of the original plan and the plan done by Farwell Engineering.)
3. Need to do some finish grading around both ends of the All Purpose Field and place rocks or a fence on the 155 end of the field to discourage wheeled vehicles from driving on the field.
4. Need to reconstruct the detention pond (puddle) and add a concrete structure per Farwell Engineering's Plan.
5. Need to find a new home for the existing stone piles. Some could be stockpiled at the Highway Garage for future use.
6. Need to clean up the remaining stockpiles of material on site. S+J showed some interest in some of the misc. piles of material at the park for use at Noble Farm, unless there is some intention of using the misc. piles to stabilize the slopes (especially where the potential Library/Community Center would be located).
7. Stabilize the remaining area between the Ball Field and the All Purpose Field. This area could be made into parking by leveling and installing a layer of the stone stockpiled on site. It also could be made into a grassed park like area with grass, trees, and overflow parking. Something needs to be done as soon as possible to vegetate it at least temporarily to prevent the ongoing erosion problem. **Note** - in the original plan this space was a playing field. Any parking or non grass use might require having an engineer re-look at the drainage.

Playground Area-

1. Order playground safety signs and install. Make the Joint Loss Safety Committee aware of this issue.
2. Add some loam (top dress) to existing grass area and reseed. This area is so rough it is very hard to mow efficiently.
3. Assign someone (hopefully a paid employee) to draft a safety checklist and implement routine inspections of the playground and all other town owned recreational facilities (recommended by the Town's insurance carrier).

4. Redirect drainage around the Climbnets and fix erosion issues that start at the right side of the Ball Field and continue along the far side of the basketball court to beyond the Climbnets.
5. Slide installation?

I would be more than happy to explain these items in more detail or answer any questions.



TOWN of LEE
 7 MAST RD, LEE, NH 03861
 (603) 659-5414

Office Use Only
Meeting Date: <u>May 27, 2014</u>
Agenda Item No. <u>8</u>

BOARD OF SELECTMEN

MAY 27, 2014 MEETING AGENDA REQUEST
 (Meeting Date Requested)

Agenda Item Title: DONATION TO LITTLE RIVER PARK.

Requested By: RECREATION COMMISSION Date: 5/21/14

Contact Information: LARRY KINDBERG

Presented By: LARRY KINDBERG.

Description: THE RECREATION COMMISSION HAS RECEIVED A REQUEST BY THE OYSTER RIVER PARENTS & PRESCHOOLERS (ORPP) THAT THEY WOULD LIKE TO MAKE A DONATION

Financial Details: TOWARD THE PURCHASE OF TREES FOR LITTLE RIVER PARK,
\$ 500.00

Legal Authority RSA 31:95-b
 (usually NH RSA or Town Ordinance/Policy):

Legal Opinion: _____

REQUESTED ACTION OR RECOMMENDATIONS:

REQUEST THAT THE BOS ACCEPT THIS DONATION AND ~~AS~~ DIRECT AS TO HOW IT IS TO BE RECEIVED.



TOWN of LEE
7 MAST RD, LEE, NH 03861
(603) 659-5414

Office Use Only

Meeting Date: May 27, 2014

Agenda Item No.10

**BOARD OF SELECTMEN
MEETING AGENDA REQUEST**

5/27/2014

Agenda Item Title: Emergency Management Performance Grant

Requested By: Scott Nemet, Fire Chief

5/21/2014

Contact Information: 659-5411

Presented By: Scott Nemet

Description: The Fire Department would like to apply for an Emergency Management Performance Grant from the State to update the Town's Emergency Operations Plan which was last updated July 2008. The total grant has a value of \$5,000; however; it is a 50/50 match, with the Town's portion coming from in-kind services. A contractor would be hired to assist with the development of the plan.

Financial Details: \$2,500.00

Legal Authority NH RSA 31:95-b

Legal Opinion: Enter a summary; attach copy of the actual opinion

REQUESTED ACTION OR RECOMMENDATIONS:

MOTION: Move to approve the request of the Fire Chief to apply for a State of NH Emergency Management Performance Grant and to hire a contractor to assist with the development of an Emergency Operations Plan.

Denise Duval

From: Scott Nemet <snemet@leefire.org>
Sent: Friday, May 23, 2014 10:15 AM
To: dduval@leenh.org
Subject: Fwd: Follow-up
Attachments: Lee EMPG LEOP Update 2014.doc; Untitled attachment 00171.htm

Nemet

Begin forwarded message:

From: "Chase, Julia" <Julia.Chase@dos.nh.gov>
Date: May 19, 2014 at 3:30:11 PM EDT
To: "Scott Nemet" <snemet@leefire.org>
Subject: Follow-up

Hi Chief-

I have attached the EMPG application for the plan update. Please look it over to make sure it is accurate. You will have to select a "method of payment". My suggestion is for you to choose the third option. You will have to pay the contractor and then submit the paid invoice to us for reimbursement. I will also need you to sign the application and send it back to me either mail or email. Jane Hubbard's contact information is:

Jane Hubbard
Office: 603-735-6522
Cell: 603-848-8801
jhubb_99@yahoo.com

You will need to contact her and request a scope of work. You will then need to attach this to the application as well.

Julia A. Chase
Senior Field Representative
Homeland Security and Emergency Management
110 Smokey Bear Blvd.
Concord, NH 03301
(603)223-3612
(603)419-0951
Julia.Chase@dos.nh.gov

This e-mail and any files transmitted with it are confidential and are intended solely for the use of the individual or entity to whom they are addressed. This communication

may contain material protected by law. If you are not the intended recipient or the person responsible for delivering the e-mail to the intended recipient, be advised that you have received this e-mail in error and that any use, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited and may be subject to criminal prosecution. If you have received this e-mail in error, please immediately notify Julia Chase by telephone at (603)419-0951. You will be reimbursed for reasonable costs incurred in notifying us.

STATE OF NEW HAMPSHIRE

DEPARTMENT OF SAFETY

Homeland Security & Emergency Management

2012 EMPG

GRANT APPLICATION PACKET

APPLICANT: Town of Lee

SECTION I

SUMMARY INFORMATION

SECTION II

PROJECT DESCRIPTION / SCOPE OF WORK

SECTION III

COST ESTIMATE SUMMARY

SECTION IV

PROJECT ELIGIBILITY CHECKLIST

SECTION V

**DHS AUTHORIZED EQUIPMENT LIST (AEL) –
EQUIPMENT PURCHASES**

SECTION VI

COMMUNICATIONS EQUIPMENT PURCHASES

SECTION VII COMPLIANCE CONDITIONS

SECTION VIII SELECTING A METHOD OF PAYMENT

SECTION IX SIGNATURE & CERTIFICATION PAGE

**ATTACHMENT 1: ENVIRONMENTAL & HISTORIC PRESERVATION
(EHP) COMPLIANCE INFORMATION**


ENVIRONMENTAL & HISTORIC PRESERVATION (EHP) SCREENING FORM

**APPENDIX A: GUIDANCE FOR SUPPORTING PHOTOGRAPHS FOR EHP GRANT
SUBMISSIONS**


State of NH – Dept. of Safety- Homeland Security & Emergency Management

Emergency Management Performance Grant (EMPG) Application

Directions: If filling out electronically, this application has shaded fields for easier entry. To make this possible, the document is locked/protected. If you need to fill in information outside of these shaded fields, you must turn off this protection. *To do this, please do one of the following:*

- On the **Tools** menu, click **Unprotect Document**, or
- On the **Forms** toolbar, click **Protect Form** 

To go back to filling in the fields, you will need to do one of the following:

- On the **Tools** menu, click **Protect Document**, or
- On the **Forms** toolbar, click **Protect Form** 

<i>(To be filled in by NH HSEM)</i>
Date received:
Initials:
Grant Amount:
Status:
Funding Year:
MOP#:

Applicant Organization/Agency Name: Lee Emergency Management

I. SUMMARY INFORMATION

A. Project Title(s) 100% Cost of Project(s)

1. Emergency Operations Plan Update	\$ 5,000
2.	\$
3.	\$
4.	\$
Total Cost of Projects (100%)	\$ 5,000

** Grant amount awarded will, at a maximum, be 50% of the total cost**

B. Contact Information

Primary Contact

Alternate Contact

State of NH – Dept. of Safety- Homeland Security & Emergency Management

Emergency Management Performance Grant (EMPG) Application

Name: <u>Chief Scott Nemet</u>	Name: _____
Title: <u>Fire Chief</u>	Title: _____
Street Address: <u>20 George Bennett Road</u>	
Mailing Address: _____	Mailing Address: _____
Community/Zip: <u>Lee, NH 03861</u>	Community/Zip: _____
Phone: <u>603-659-5411</u>	Phone: _____
Email: <u>snemet@leefire.org</u>	Email: _____

C. Project address/location description (if applicable): _____

Latitude: _____

Longitude: _____

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

II. PROJECT DESCRIPTION / SCOPE OF WORK

A. Project Narrative - please include a breakdown of all expenses (attach other documents as needed):

The Town of Lee is requesting funds to update the Town's Local Emergency Operations Plan (LEOP). The current LEOP was update in 2008. We would like to do a complete review and bring the plan up to date to reflect the latest information and available resources in the Town. This will allow the Town to be better prepared for any emergency.

The total grant amount for this project is \$5,000. We intend to use \$2,500 cash to hire a contractor to assist us in this process and we will utilize a "soft-match" in the form of time spent by committee members to complete the plan update. The committee will be made up of Town Department Heads and other relevant personnel.

Please see the attached "scope of work" from the contractor.

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

B. Attach project quotes/proposals to your application submittal.

Attached? Yes No

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

III. COST ESTIMATE SUMMARY

Please remember that Federal funds cannot be matched with other Federal funds.

1. EMPG Funds Requested – Federal Share of 50%: \$ 2,500

2. Local Share of 50%: \$ 2,500

NOTE: Cost-share for this project will be contributed and recorded by (community/agency):

 Lee Fire Department

3. Please describe below how the community/agency will use either in-kind match or cash match for the **Local Share** of 50%. Include the value and details of any in-kind contributions to the project(s):

The total grant amount for this project is \$5,000. We intend to use \$2,500 cash to hire a contractor to assist us in this process and we will utilize a “soft-match” in the form of time spent by committee members to complete the plan update. The committee will be made up of Town Department Heads and other relevant personnel.

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

IV. PROJECT ELIGIBILITY CHECKLIST

Please use the following checklist to screen your application to ensure that it is eligible for Emergency Management Performance Grant (EMPG) funding.

Your attachments should provide sufficient information for State reviewers to determine whether the application meets each of these criteria.

Does the community meet the following requirements?

1. Local municipalities must report National Incident Management System (NIMS) compliance via the NIMSCAST assessment tool to be eligible for EMPG funding. The current year's NIMSCAST assessment should be completed at 100% for the following disciplines – Emergency Management, Law Enforcement, Public Works and Fire Department.

Has the NIMSCAST been completed? Yes No

- a. If yes, please attach the NIMSCAST "Summary of Assessment" Report to your application.

Attached? Yes No

- b. If no, the application process will be delayed until the NIMSCAST is complete. If needed, you may contact your agency's assigned HSEM Field Rep for assistance in completing.

2. Does the community have a Local Emergency Operations Plan (LEOP) with Emergency Support Function (ESF) format and terrorism annex?

Yes No

Date of LEOP: 2008

State of NH – Dept. of Safety- Homeland Security & Emergency Management

Emergency Management Performance Grant (EMPG) Application

3. Is the community's All-Hazard Mitigation Plan FEMA-approved/approvable? Yes No

Date of Plan Adoption by Community: 2013

4. Does the project enhance the community's/agency's Emergency Management capabilities? Yes No

5. Does the project relate directly to all-hazards Emergency Management: *Response, Recovery, Mitigation and Preparedness?* Yes No

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

V. DHS AUTHORIZED EQUIPMENT LIST (AEL) – EQUIPMENT PURCHASES

For INVENTORY purposes, New Hampshire defines EQUIPMENT as *fixed assets with an original purchase price of \$250 or more and a life expectancy of one year or more.*

Grantees are required to be prudent in the acquisition and management of property obtained with Federal funds. An effective system for property management must exist to ensure adequate safeguards to prevent loss, damage, or theft of the property. A grantee must submit a description of its property management system. If the grantee does not employ an adequate property management system, project costs associated with the acquisition of the property may be disallowed.

1. Are you requesting funding for any equipment? Yes No

2. Does your community/agency have an adequate property management system in place?

Yes No

If yes, please describe: _____

3. Please go to the DHS Authorized Equipment List (AEL) at www.rkb.us to verify the item is an allowable purchase under the EMPG grant. Starting here will help assist you in determining whether the item makes sense as you build an all-hazard approach to Emergency Management.

4. Allowable equipment under current EMPG Grant Guidance includes equipment from the following AEL categories:

Category 4/Information Technology

Category 11/CBRNE Reference Materials

Category 5/Cyber-Security Enhancement Equip.

Category 12/CBRNE Incident Response Vehicles

Category 6/Interoperable Communications Equip.

Category 14/Physical Security Enhancement Equip.

Category 7/Detection Equipment

Category 19/CBRNE Logistical Support Equip.

Category 10/Power Equipment

Category 21/Other Authorized Equipment

Example: Generators fall under Category 10/Power Equipment and EOC equipment is located under Category 21/Other Authorized Equipment.

State of NH – Dept. of Safety- Homeland Security & Emergency Management

Emergency Management Performance Grant (EMPG) Application

5. You must view "Grant Allowability" and see a "Yes" displayed following "Emergency Management Performance Grant".

6. Print out and attach both of the following to this application:

- Equipment Sub-Category Page - Attached? Yes No
- Grant Allowability Page - Attached? Yes No

7. If the Equipment Sub-Category states the equipment has been identified as requiring an Environmental & Historic Preservation (EHP) Review, please refer to *Attachment 1 - Environmental & Historic Preservation Compliance*. This does not apply to mobile and portable equipment.

8. If you have questions concerning the eligibility of equipment not specifically addressed on the AEL or need assistance navigating the AEL, you should contact your assigned HSEM Field Rep or the EMPG Program Manager for clarification.

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

VI. COMMUNICATIONS EQUIPMENT PURCHASES

Grantees that are using EMPG funds to support emergency communications activities shall comply with the current year's *SAFECOM Guidance for Emergency Communication Grants*, including provisions on technical standards that ensure and enhance interoperable communications. This guidance provides recommendations to grantees seeking funding for interoperable emergency communications projects, including allowable costs, items to consider when funding emergency communications projects, grants management best practices for emergency communications grants, and information on standards that ensure greater interoperability. The guidance is intended to ensure that Federally-funded investments are compatible and support national goals and objectives for improving interoperability nationwide.

Emergency communications activities include the purchase of interoperable communications equipment and technologies such as voice-over-internet protocol bridging or gateway devices.

The grantee shall also ensure projects support the Statewide Communication Interoperability Plan (SCIP).

1. Are you requesting Interoperable Communications Equipment?

Yes No

If yes, please go to #2.

2. In addition to following the steps in Section V for equipment purchases, you must follow the **current year's SAFECOM Grant Guidance**. This guidance document can be found at:

<http://www.safecomprogram.gov/library/lists/library/DispForm.aspx?ID=334>

3. The Authorized Equipment List (AEL) will also show requirements if specific equipment has been identified as requiring an Environmental and Historic Preservation (EHP) review. This includes communication towers, antennas and radio systems that are hard installed. Please refer to *Attachment 1 – Environmental and Historic Preservation Compliance* & if applicable, complete an EHP Screening Form.
4. Please describe here how this project complies with the *current SAFECOM Guidance* and if applicable:

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

State of NH – Dept. of Safety- Homeland Security & Emergency Management
Emergency Management Performance Grant (EMPG) Application

VII. COMPLIANCE CONDITIONS

Agreement to the following conditions is required for considerations of the grant application. Failure to fulfill any of these conditions may jeopardize receipt of federal funds, pursuant to 44CFR, Section 13.43.

Select **“Yes”**, if applicable.

1. Code compliance:

The project meets all applicable local, state, and federal law, regulations, codes, and standards:

No

Yes

2. Local funding participation:

The grantee for EMPG assures that matching funds and resources are available to supplement the requested EMPG grant with a value

of: 2,500 (50% of project cost)

No

Yes

VIII. SELECTING A METHOD OF PAYMENT

This grant program allows a choice of three (3) payment methods:

1. Advancement of Funds (Grant paid upon approval)***
2. Hybrid Reimbursement (Invoicing)
3. Reimbursement of Costs

State of NH – Dept. of Safety- Homeland Security & Emergency Management

Emergency Management Performance Grant (EMPG) Application

Please refer to the attached “Method of Payment” document for definitions of each choice.

*** Be cautious when selecting the “Advancement of Funds” method of payment, as ALL funding received from the State **MUST** be expended within 30 days of receipt. NO exceptions! ***

Have you filled out and attached the Method of Payment document?

Yes No

IMPORTANT: If approved, are there any local budget/fiscal deadlines you have that could be affected by the timing of the award of this grant (e.g., the end of the local fiscal year)?

Yes No

If yes, please specify: _____

METHOD OF PAYMENT FOR EMPG PROGRAM

Please indicate which method of payment your community/agency wishes to use.

Applicant Name: Town of Lee

Amount of Grant: \$5,000

1. Advancement of Funds

AFTER THE GRANT IS APPROVED

The Grantee may receive full advancement of funds after the grant has been approved through the Governor and Council or Safety Business Office. In order to accept this payment option the Grantee must be aware that **ALL funding must be expended within 30 days of receiving those funds. There are NO EXCEPTIONS.** Also, there will be a monitoring visit or phone call by the EMPG Program Manager within 45 days of the approval of the grant to assure that funds have been expended & to request proof of expenditure.

Signature(s) from Grantee that you accept these stipulations when choosing this payment option:

2. Hybrid Reimbursement (Invoicing)

AFTER THE GRANT IS APPROVED

The Grantee may submit unpaid or paid bills from the project to the EMPG Program Manager. The EMPG Program Manager will then forward invoices to the Dept. of Safety Business Office, who will then process & send payment to the Grantee. **ALL funds received must be expended within 30 days of receiving those funds.** The Grantee will continue this process until they have drawn down the 50% match for their project.

Signature(s) from Grantee that you accept these stipulations when choosing this payment option:

3. Reimbursement of Costs

AFTER THE GRANT IS APPROVED

The Grantee will pay for the full cost of the project upfront to include hard and soft match, as appropriate. The Grantee will then submit copies of cancelled checks, receipts, purchase orders and any other supporting documentation to the EMPG Program Manager. The Grantee will then be reimbursed for 50% of the project cost up to the approved grant amount.

Signature(s) from Grantee that you accept these stipulations when choosing this payment option:

IX. SIGNATURE & CERTIFICATION PAGE

PLEASE NOTE: Applications that do not contain all of the requested information, including any necessary attachments, will be followed up on. Priority will be given to applications that are all-inclusive.

The NH Department of Safety, Homeland Security and Emergency Management shall reserve the right to verify any statement or answer given on an application for a grant under this part where good cause exists. Good cause shall include, but not be limited to the following:

- [1] A false statement or answer in an application; or
- [2] A change in the applicant's criteria which has not been reported on the application; or
- [3] Inconsistent or inaccurate statements in prior applications.

I certify that the statements in this application are true and correct to the best of my knowledge. Should my jurisdiction be chosen to receive this grant, I acknowledge that I will comply with conditions of the grant.

Scott Nemet/Fire Chief _____

Print/Type Name and Title of Grant Coordinator

Signature

Date

Return completed application to:

NH Department of Safety

Homeland Security and Emergency Management

Attn: Cindy Richard, EMPG Program Manager

33 Hazen Drive

Concord, NH 03305

(603) 223-3627



TOWN of LEE, NEW HAMPSHIRE
7 Mast Road, Lee, New Hampshire 03861

**APPLICATION FOR APPOINTMENT TO A BOARD, COMMISSION OR
COMMITTEE POSITION WITHIN THE TOWN OF LEE.**

Applicant's Name: Lou Ann Griswold

Address: 95 Wednesday Hill Rd Phone/Cell: 603-6972/365-7159

of Years as a Resident: 14

Email address: louann.griswold@unh.edu

Full Membership (3 year term) position applying for: Planning Board

Term Expires on the following date: March 2014

Alternate Position (3 year term) position applying for: _____

Term Expires on the following date: _____

I feel the following experience and background qualifies me for this position: _____

Planning Board member for 6 years. Pro-diversity
farming + business, balanced with residential

Lou Ann Griswold
Signature

5/12/14
Date

You are welcome to submit a letter or resume with this form. Applicants are requested to attend the Board of Selectmen's Meeting to express their interest. Applicants will be notified of the meeting date in advance. Thank you for your application and interest in the Town of Lee.

To: **LOU ANN GRISWOLD** of Lee, New Hampshire in the **County of Strafford**:

Whereas, there is a vacancy in the office of PLANNING BOARD MEMBER and whereas we, the subscribers, have confidence in your ability and integrity to perform the duties of said office, we do hereby appoint you, the said named above, upon your taking the oath of office, and having this appointment and the certificate of said oath of office recorded by the Town Clerk, you shall have the powers, perform the duties and be subject to the liabilities of such office until March 2017.

Given under our hands, this 27th day of May, 2014

.....>

.....> **SELECT BOARD**

.....>

I, _____, do solemnly swear that I will faithfully and impartially discharge and perform all the duties incumbent on me as a member of the PLANNING BOARD according to the best of my abilities, agreeably to the rules and regulations of the constitution and laws of the **State of New Hampshire - So help me God.**

**STATE OF NEW HAMPSHIRE
STRAFFORD COUNTY**

Personally appeared the above named **LOU ANN GRISWOLD** took and subscribed the foregoing oath. Before me,

.....
Linda Reinhold, **Town Clerk**

Date: _____, 2014

Received and Recorded:

approved 5/12/14



TOWN of LEE, NEW HAMPSHIRE
7 Mast Road, Lee, New Hampshire 03861

APPLICATION FOR APPOINTMENT TO A BOARD, COMMISSION OR COMMITTEE POSITION WITHIN THE TOWN OF LEE.

Applicant's Name: VIDYA SUNDAR

Address: 30 FURBER DRIVE Phone/Cell: 603-659-4614

of Years as a Resident: 5

Email address: Sundar.vidya@gmail.com

Full Membership (3 year term) position applying for: Lee Recreation Commission

Term Expires on the following date: May 2017

Alternate Position (3 year term) position applying for: _____

Term Expires on the following date: _____

I feel the following experience and background qualifies me for this position: _____

Town Wellwisher, frequent user of
Little River park and other Rec.
facilities

[Signature]
Signature

5/1/14
Date

You are welcome to submit a letter or resume with this form. Applicants are requested to attend the Board of Selectmen's Meeting to express their interest. Applicants will be notified of the meeting date in advance. Thank you for your application and interest in the Town of Lee.

To: **VIDYA SUNDAR** of Lee, New Hampshire in the **County of Strafford:**

Whereas, there is a vacancy in the office of RECREATION COMMISSION and whereas we, the subscribers, have confidence in your ability and integrity to perform the duties of said office, we do hereby appoint you, the said named above, upon your taking the oath of office, and having this appointment and the certificate of said oath of office recorded by the Town Clerk, you shall have the powers, perform the duties and be subject to the liabilities of such office until March 2017.

Given under our hands, this _____ day of May, 2014

.....>

.....> **BOARD of SELECTMEN**

.....>

I, _____, do solemnly swear that I will faithfully and impartially discharge and perform all the duties incumbent on me as a member of the RECREATION COMMISSION according to the best of my abilities, agreeably to the rules and regulations of the constitution and laws of the **State of New Hampshire - So help me God.**

**STATE OF NEW HAMPSHIRE
STRAFFORD COUNTY**

Personally appeared the above named **VIDYA SUNDAR** took and subscribed the foregoing oath. Before me,

.....

Linda Reinhold, **Town Clerk**

Date: _____, 2014

Received and Recorded:

KNOW ALL MEN BY THESE PRESENTS

That the Town of Lee in consideration of Seven Hundred Dollars paid by Celine Blais Chiasson, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey to the said parties, their heirs and assigns (2) Graves in the Public Burial Ground, known as the **LEE HILL CEMETERY** situated on Lot I-11 and numbered Graves 7 and 8 on the plan, and bounded as follows, to wit:

- On the North by Grave 6 of Lot I-11;
- On the South by Grave 9 of Lot I-11;
- On the East by Graves 2 and 3;
- And on the West by cemetery access road.

Recorded on a plan entitled Lee Hill Cemetery dated March, 1960, drawn by G. L. Davis Associates, the original of which is on file in the Town office. To have and to hold the said grave(s) to the said Grantee, their heirs and assigns forever, subject, however, to the following Conditions and Limitations:

First. That the said grave(s) shall not be used for any other purpose than as a place of burial for the dead and no tomb shall be erected or constructed on said grave(s) and no trees within the grave(s) or border shall be cut down or destroyed without the consent of the Superintendent of Cemeteries.

Second. That said grave(s) shall be graded, sodded, suitable landmarks of stone erected and the number permanently and legibly marked on the premises by the Superintendent of Cemeteries and that no work shall at any time be done upon or around the said grave(s) by other persons than the proper officers or employees of the Town of Lee except by consent of the Superintendent of Cemeteries.

Third. That no fence, curbing, hedge or other landmark, other than corner posts set by the Superintendent of Cemeteries, shall be placed upon or around said grave(s); no marker shall be set either above or below the level of the turf; no grave shall have more than one marker and no lot more than one monument, such marker or monument to be approved by the Superintendent of Cemeteries before it is contracted for; no grave or lot shall be mounded.

Fourth. That the Superintendent of Cemeteries has the right to forbid or remove any marker, monument or structure deemed objectionable by him.

Fifth. That there shall be no planting of trees/shrubs except by consent of the Cemetery Trustees & Superintendent of Cemeteries. Also, said Town of Lee, in consideration of the above sum paid to them by the Grantee, does further covenant to and with said Grantee and/or their heirs and assigns, that they will forever keep said grave(s) in suitable and good condition, including such monuments which may occupy the site, and further keep in good repair the roads, fences and grounds of the cemetery itself. Except that in no case will the Town of Lee obligate itself to expend a sum in excess of the income from the perpetual care fund.

In Witness Whereof the said Town, by its Selectmen duly authorized, has affixed its seal, and the said Selectmen have subscribed their names this _____ day of _____ in the year _____.

TOWN OF LEE

Mail deed to:
Celine Blais Chiasson
7 Langelley Drive
Lee, New Hampshire 03861

By: _____

Selectmen

Signed and Sealed in the presence of:

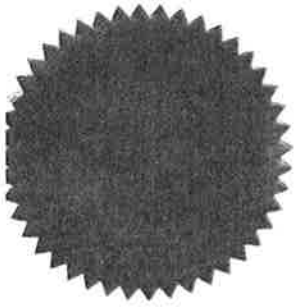
Witness

Witness

State of New Hampshire, Strafford County, personally appeared the above-named Lee Board of Selectmen who in their capacity acknowledged the foregoing instrument to be their voluntary act and deed.

Before me, this _____ day of _____ in the year 20__ by _____.

Notary Public



CELINE G CHIASSON PLOT I-11 LOT 748
7 LANGELEY DR
LEE NH 03861

5241
54-8908/2114

5/22/14 Date

Pay to the Order of Town of Lee \$ 700.00
seven hundred dollars $\frac{00}{100}$ Dollars

Security Features Detail on Back



New Hampshire Federal
CREDIT UNION
CONCORD, NH 03301

For two cemetery gravesites Celine G. Chiasson

⑆ 21148908340000001768080⑈ 5241

Harland Clarke

STATE OF NEW HAMPSHIRE
Department of Resources and Economic Development
Division of Forests and Lands
FOREST PROTECTION BUREAU
DEPUTY WARDEN APPOINTMENT FORM

YEAR: 2014 TOWN: Lee UNIT: 219 ~~8~~ DIST.: 15

INFORMATION FOR (APPOINTMENT) AS: **DEPUTY FOREST FIRE WARDEN**

NAME: Daniel Brothwell

MAILING ADDRESS: 4 Bliss Rd, Deerfield NH 03037

HOME PHONE #: 603-834-2662 BUSINESS PHONE #: 603-659-5411

DATE OF BIRTH: 11/18/1985 SOCIAL SECURITY #: 001-80-3177

EMAIL: DBrothwell@LeeFire.org

Warden/Selectmen/Mayor/Town/City/ Manager Recommend the above named person:

Pete [Signature]
Forest Fire Warden

5/14/14
Date

Chairperson, Mayor, Town/City Manager

Date

Selectman

Date

Selectman

Date

Authorized to Issue Fire Permits Yes No

Authorized to Issue Official Warnings Yes No

DELETE PREVIOUS APPOINTMENT OF: Rockingham County

Forest Ranger Approval

Date

Director NH Division of Forests and Lands

Date

STATE OF NEW HAMPSHIRE
INTER-DEPARTMENT COMMUNICATION

FROM: James C. Bowles, PE
District Construction Engineer

DATE: May 12, 2014
AT: Construction Bureau

SUBJECT: Lee X-A000(885), 15692
Conversion of the Lee Traffic Circle Into A Two Lane Round-A-Bout

TO: Construction Files
Via
Theodore Kitsis, P.E.
Administrator, Construction

MEMORANDUM

A Pre-Construction Conference for the above referenced project is scheduled as follows:

Date: Wednesday, May 28, 2014

Time: 1:00 am

Location: District 6 Maintenance Office,
Downstairs Conference Room

JCB/s

cc:

Bureau of Environment
Bureau of Highway Design
Bureau of Highway Maintenance
Bureau of Materials & Research
Bureau of Right-of-Way
Bureau of Traffic
Contractor, SUR Construction, Inc.
Contract Administrator, Ashok Kakadia
Utility Section, Lennart Suther & Steve Swana
Director of Project Development

District 6 Maintenance
Transportation Management Center
Environmental Coordinator, D. Elliott, R. Crickard
Bureau of Environment, Dale O'Connell
Labor Compliance Section
The Town of Lee
Project Lead Person, William Oldenburg
Gino Infascelli, Wetlands Bureau, DES
Wetlands Permit #2013-03311
Golder Associates, Logan Johnson

**Veterans Village of New Hampshire
101 Stepping Stone Rd
Lee New Hampshire 03824
603-781-3839**

**To Lee Selectmen
And Editor**

RECEIVED
MAY 23 2014
TOWN OF LEE, NH
SELECTMAN'S OFFICE

The Lee Board of selectmen sent the ("Veteran Resort-Chapel" now called and registered with the NH secretary of State as Veterans Village of New Hampshire) a letter on 4 29 2014 acknowledging Business Corporation Charitable organization and church #678141 receipt of our request for tax exemption on our property to help homeless US Military and disabled Veterans come home through God and man's help. The Town of Lee has asked for certain questions to be answered by the Veterans Village of NH. We are a religious, Charitable organization to help homeless and disabled US Military Veterans. The RSA 72:23-c requires every Religious, educational and charitable organization, Grange, the Veterans of Foreign Wars, the American Legion, the Disabled American Veterans, the American national Red Cross and any other national Veterans association shall annually, to file as you Quoted. Under the definition of Discrimination I asked for a list of all others that were given these questions you asked the Veterans Village of NH to answer, their answers and was the letters sent certified as the Veterans Village of NH was. The Town of Lee in response sent the Veterans Village of NH a letter dated 5/19/2014 stating that there is only one other religious exemption granted. The question was and is all the tax-exempt properties in Lee NH if they were all given these questions to answer on their yearly land report.

The Selectmen and your attorney quoted RSA 72:23 but failed to read the entire law. 72:23 -III,-V,- 72:23A, 72:23E, 72:23-K and72:23-1 seems to me that singling out the Veterans Village of NH is your main reason to miss quote what any reasonable person would read the law as saying. The Veterans Village of NH is a religious based organization with the charitable mission to help homeless and disabled US Military Veterans find their way home if possible. I Peter Macdonald is a licensed Minister my credentials are recorded in the Strafford County Deed of Record since 1980. Any and all money received in our operation to help homeless and disabled US Military Veterans entirely is

used to help these men and women in their daily lives. No money is paid or received by those staff members of our church that help. We are a Volunteer group to help these American heroes.

Discrimination is a nasty and dangerous step for any government to take against any resident or organization. The residents of Lee NH should be advised by their selectmen that the Veterans Village of NH is presently suing the town. The Veterans Village of NH cannot believe many of the Residents of Lee NH would follow the actions of the Lee selectmen if they were properly informed that you do not want homeless and disabled US Military Veterans to live in Lee NH. These are the men and women that made it possible for you to achieve and have that what your family enjoys every day in life. Ask your self is it proper for the Town of Lee NH to miss read and abuse the law to inflict harm on these American Heroes that are the US Military Men and Women of past conflicts and wars.

I send this letter to the editors because I personally believe the Voters of NH should be informed even if the Lee Selectmen does not believe this. I feel you have little to worry about the newspapers printing this letter for they censor every word that I write. It is an ethical and moral shame the Constitutional rights of our homeless and disabled US Military Veterans are so disregarded by our news media and government officials.

Thank You

A handwritten signature in black ink that reads "Peter Macdonald" followed by the date "5/21/14". The signature is written in a cursive style.

Peter Macdonald Sgt USMC Semper Fi
Minister of the Veterans Village of NH



TOWN OF LEE
Selectmen's Office
7 Mast Road
Lee, New Hampshire 03861
(603) 659-5414

May 19, 2014

Mr. Peter Macdonald
465 Packers Falls Road
Lee, NH 03861

RE: Veteran's Resort Chapel, Map 12-3-03
Religious Exemption Application

Mr. Macdonald:

The Town of Lee is in receipt of your request for information relative to "other Religious assembly, churches, or faith-based non-profits" in the Town of Lee and what, if any, questions may have been asked of them relative to their exempt status.

As with the Veteran's Resort Chapel, any entity wishing to claim tax exempt status "shall annually, on or before April 15, file a list of all real estate and personal property owned by them on which exemption from taxation is claimed, upon a form prescribed and provided by the board of tax and land appeals, with the selectmen or assessors" (NH RSA 72:23-c.) At present there is only one such religious exemption granted in the Town of Lee, identified as Map/lot 11-06-00.

You may inspect the records that are available in Town Hall during our regular business hours, which are Monday 8:00 a.m. – 6:00 p.m.; Tues-THurs. 8:00 a.m. – 4:30 p.m.; and Friday 8:00 a.m. – 12:30 p.m. If you wish to have any copies made, there is a fee of one dollar per page.

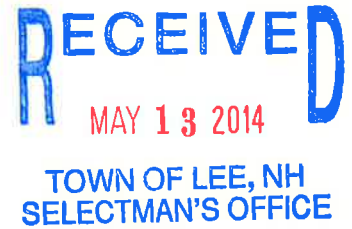
The questions that were sent to you on April 29, 2014 regarding your own Exemption Application were reviewed by the Board of Selectmen with the Town's Attorney and therefore minutes of that discussion were not taken. However, in public session on April 28th the Board voted to "authorize the Town Administrator to send a letter to Peter Macdonald requesting more information relative to his abatement request." The draft minutes from that meeting are available at Town Hall.

Please do not hesitate to contact me if you have any questions.

Sincerely,

Julie E. Glover
Town Administrator

Veterans Village of New Hampshire
(Name changed from Veteran Resort-Chapel)
101 Stepping Stone Rd
Lee NH 03824
603-781-3839



1. Provide the following information Veteran's Resort-Chapel organizational documents:

I have supplied to the town of Lee NH many times my credentials as a Minister but here they are again.

2. Any and all documents regarding membership in the Veterans' Resort Chapel
We have about 25 full time members and maybe another 25 wanted to be members

A. When the VRC holds services for public worship at it's property in Lee.

We hold services every day as the Chapel is open for Veterans of any faith to stop in the Chapel and Worship as they choose. The public is welcome and some times stops in but the Chapel is for homeless and disabled US Military Veterans find God and maybe their way home.

B. When and how often those services of public worship take place. The public Worship takes place daily as our member choose to use Gods house.

C. Who has attended those services of public worship? Member of the public that have joined our religious group to worship God as they see fit attend services.

D. Where specifically on the property of the VRC those services have taken place?
The Chapel is located in the basement of the building on the property, but the property is completely used for the homeless and disabled US Military Veterans to talk to God as they move around the entire lot. The eleven acres property is a sanctuary for religious belief and prayer to be accomplished as the homeless and disabled US Military Veterans search to find their way home through God and Country.

E. Whether those services are presently being held.

The Veterans Village of New Hampshire is a religious assembly established in 1980 as I traveled around the State of NH finding homeless US Military Veterans. The time has come where we the church believes helping these homeless and disabled US Military Veterans with a church, sanitary, and religious reading rooms is a good advancement of our religious goals and belief's.

4. Please state how the VRC property, other than the chapel, is used for the services of public worship. The Chapel and property are used for homeless and disabled US Military Veterans to find Pease with Gods help. The public is the homeless Veterans and their families as well as all member of our church. These are the men and women that went off to war to protect our way of life and freedom that came back with TBI, PTSD to a civilized society that are unable to adjust and need Gods and public help to come back if at all possible. The entire 11 acres is used to help our congregation with their needs.

5. State all religious activities, which occur on the property of the VRC and include the following

a. When and how often those activities occur.

Our prayer and mental activities occur daily (minute by minute) finding God and talking to him or her is each individuals ongoing happening. We as members of Gods house of worship walk the property or sit in the chapel trying to identify and feel Gods hand to bring us home.

B. Are those activities open to the public and who has attended those activities? Any and all activities are open to all Gods children. The church property is a sanctuary for these mentally and physically disabled US Military Veterans to find their way home with out the reticule and humiliation innocently but cruelly inflicted by the unknowing public. The public is always welcome as long as they follow the rules.

C. Where specifically on the property of the VRC those activities have taken place. These activities have taken place over the entire property for there is no limit to where on the property we talk to God.

D. Whether those services are presently being held.

The services have been held daily with many homeless and disabled Veterans since the property was purchased.

I as Minister of the Veterans Village of New Hampshire have answered your questions but must ask does all religious assembly go through the same harassment as the Veterans Village of New Hampshire has been put through.

We are a religious assembly that reaches out to homeless and disabled US Military Veterans to bring God and Country back into their lost souls. The Lee town ordinance clearly states under RSA 165:5 our obligation to help Homeless and disabled US Military Veterans. To single out the VRC as the town of Lee NH has done just because as your lawyer has so clearly stated at public meetings that she does not believe we are a church is just plain wrong. We may not act or pray as your church does but we are the men and women that fought to protect and defend our Constitution and separation of Church and State is apart of our Supreme Law. The property is owned out right by the VRC my wife and I gave it to this church to help homeless and disabled US Military Veterans through our belief in God and Country. The Town of Lee NH should be proud that two of their residents is spending their own money to put a hand out to the homeless and disabled US Military Veterans.

I do here by request at the earliest possible time to have a list of all the other Religious assembly, churches, or faith based non-profits such as the Veterans Village of New Hampshire questions asked of them such as this letter requiring this letter in answer. A list of the questions asked, when they were asked, their answers and if they were given tax-free status. If they are required to answer these questions every-year. I am also requesting a copy of the selectmen meeting minutes where these questions were approved and who approved them.

I want to note that the letter demanding these answers you are so embarrassed that you did not even sign it.

Have a great day and if you need further information just ask.

Peter Macdonald Sgt USMC Semper Fi
Minister, President and CEO

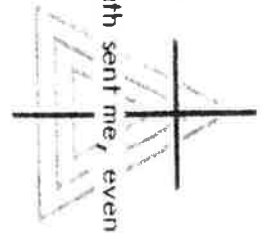


Church of Gospel Ministry

Uphala Nista

California

"As my Father hath sent me, even so send I you"



CREDENTIALS OF MINISTRY

This is to certify that the bearer hereof

Pete M. Donald

Dover

State or Province of

New Hampshire

has been ordained this day, February 4, 19 80

Charles W. Finn

Charles W. Finn, President

Shaw D. Rossen

Board Member

Ang O. Taylor

Board Member



CHURCH of GOSPEL MINISTRY

009092

114 | PG 0631

REG. NO. 14 0112 20
STATE OF NEW HAMPSHIRE
REGISTRY

Yll 1 -
Century 21 Arkway
230 Central Ave
Dover VT

RECEIVED

Register Of Deeds Strafford County

Book No. 1141 Page No. 1031



TOWN OF LEE
Selectmen's Office
7 Mast Road
Lee, New Hampshire 03861
(603) 659-5414

April 29, 2014

Mr. Peter Macdonald
465 Packers Falls Road
Lee, NH 03861

RE: Veteran's Resort Chapel, Map 12-3-03
Religious Exemption Application

Mr. Macdonald:

The Town of Lee is in receipt of your request for a religious tax exemption for the Veteran's Resort Chapel. Pursuant to RSA 72:23-c, the Selectmen are asking you to provide additional information to the Board for its consideration of the Veteran's Resort Chapel's request for a religious tax exemption. The Veteran's Resort Chapel must respond to this request within 30 days of the date of this letter. If the Veteran's Resort Chapel does not provide a response within 30 days, the Selectmen may deny the requested exemption for that reason.

Please provide the following information:

1. Veteran's Resort Chapel's organizational documents;
2. Any and all documents regarding membership in the Veteran's Resort Chapel;
3. Please state:
 - (a) When the Veteran's Resort Chapel holds services for public worship at its property in Lee;
 - (b) When and how often those services of public worship take place;
 - (c) Who has attended those services of public worship;
 - (d) Where specifically on the property of the Veteran's Resort Chapel those services have taken place;
 - (e) Whether those services are presently being held.
4. Please state how the Veteran's Resort Chapel's property, other than the chapel, is used for the services of public worship.
5. Please state all religious activities which occur on the property of the Veteran's Resort Chapel and include the following:



TOWN OF LEE
Selectmen's Office
7 Mast Road
Lee, New Hampshire 03861
(603) 659-5414

Peter Macdonald
April 29, 2014
Page 2 of 2

- (a) When and how often those activities occur;
- (b) Are those activities open to the public and who has attended those activities;
- (c) Where specifically on the property of the Veteran's Resort Chapel those activities have taken place;
- (d) Whether those services are presently being held.

We look forward to receiving your response to the above inquiries so that the Board of Selectmen can thoroughly review and consider your application.

Please do not hesitate to contact me if you have any questions.

Sincerely,

Julie E. Glover
Town Administrator
Duly authorized by the Board of Selectmen on April 28, 2014