

2009 Town Warrant

To the inhabitants of the Town of Harrisville in the County of Cheshire and State of New Hampshire qualified to vote in Town affairs:

The polls will be open from eleven AM to eight PM.

You are hereby notified to meet at Wells Memorial School in said Harrisville on Tuesday, the tenth day of March, two thousand and nine, at seven PM to act upon the following subjects:

Article 1

To choose all necessary town officers for the year ensuing.

Article 2

To see if the Town will vote to amend the Zoning Ordinances, Amendments #1 -- #19, as proposed by the Planning Board or take any other action relating thereto. (By Official Ballot.)

Amendment 1: Article XIV, Growth Management Ordinance: To readopt the Growth Management Ordinance. Effective Date shall be Town Meeting March, 2009.

Amendment 2: Article XV, Shoreland Overlay Ordinance: To replace the existing Shoreland Overlay Ordinance with an amended version, the purpose of which is to bring the Harrisville ordinance into conformity with state law RSA 483-B, while retaining the requirements of Harrisville's ordinance that are more restrictive than the state minimum standards.

Amendment 3: Article XXVI, Definitions, Frontage: To delete the struck out words and add the italicized words, as follows:

FRONTAGE: The length of the lot bordering on a publicly approved road; a Class VI highway or private road, either of which appears on a subdivision plat approved by the planning board; or a body of water. The minimum frontage shall be contiguous. ~~and shall be considered to be the width of the lot at those points closest to the right-of-way or the body of water taken at right angles to the side line.~~ *Shoreland frontage is measured on a straight line drawn between the points at which the high water mark intersects the side lines of the property.*

Amendment 4: Article XXVI, Definitions, Impervious Cover: To add definition of Impervious Cover, as follows:

IMPERVIOUS COVER: Means any modified surface that cannot effectively absorb or infiltrate water. Examples of impervious surfaces include, but are not limited to, roofs, decks, patios, and paved, gravel or crushed stone driveways, parking areas, and walkways unless designed to effectively absorb or filter water.

Amendment 5: Article IV, General Provisions, 4.1.3., uses: To add the italicized words as follows:

Uses that may be obnoxious or injurious to the community *and its water resource supplies*, or incompatible with the comfort, peace, enjoyment, health, *environment* or safety of the community, are prohibited.

Amendment 6: Article IV, General Provisions, 4.1.19.2., adverse effects: To add the italicized words as follows:

It shall not have an adverse effect on the environment *and water resource supplies* or the surrounding properties as a result of noise, odor, smoke, dust or lights; soil, water or air pollution; excessive increases in traffic or in parking requirements; or as a result of other nuisances.

Amendment 7: Article VIII, Industrial District, 8.1.1., uses: To add the italicized words as follows:

Any manufacturing or storage, which is not obnoxious or offensive, *and which does not adversely impact water resource supplies*, is permitted.

Amendment 8: Article XII, Wetlands Conservation District, 12.1.5., uses: To delete the struck out word and add the italicized words, as follows:

To ~~encourage~~ *allow* those uses that can be appropriately and safely located ~~in~~ *within* wetlands areas *and which do not adversely impact water resource supplies*.

Amendment 9: Article XX, Board of Adjustment, 20.1.4., sections 20.1.4.1. through 20.1.4.5., conditions for authorizing a variance: To replace the conditions with updated conditions that make a distinction between use variances and area variances.

Amendment 10: New Ordinance: Town of Harrisville Small Wind Energy Systems Ordinance: To adopt a small wind energy systems ordinance to bring Harrisville into compliance with state law RSA 674:63 which prohibits town ordinances from placing unreasonable limits and hindrances upon these renewable energy systems.

Article IV, General Provisions, 4.1.12., height of structure: To delete the struck out word and add the italicized words:

No structure shall exceed two and one-half stories or thirty-five feet (35) feet in height as measured from the average finished grade surrounding the building to the highest point of the roof. Silos, farm outbuildings, and barns are excepted as are residential chimneys, ~~and~~ television and radio antennas, *and small wind energy system towers*.

Amendment 11: Article XVI, Cluster Development: To delete the Cluster Development Ordinance in its entirety and replace it with a new Article XVI: Conservation Subdivision Ordinance, the purpose of which is to encourage environmentally sound planning to conserve open space, retain and protect important natural and cultural features, and provide for efficient use of land and community services to advance the goals stated in the Master Plan.

Amendment 12: Article VI, Residential and Agricultural District, 6.1.4., dwelling unit: To add the italicized words as follows:

No more than one *single family* dwelling shall be erected on a lot defined above.

Amendment 13: Article VI, Residential and Agricultural District, 6.3., accessory apartments: To delete the struck out words as follows:

Accessory apartments are permitted by special exception of the board of adjustment ~~only~~ in the Residential-~~and-Agricultural and the Village Residential~~ districts, provided the following conditions are met.

Amendment 14: Article VII, Commercial District, 7.1.1., uses: To add the italicized words as follows:

It shall be a district of *single family, duplex and multiple family* residences, business enterprise, and activity or undertaking for profit. No other uses than those specified here shall be permitted.

Amendment 15: Article VIII, Industrial District, 8.1.1., uses: To add the italicized words as follows:

It shall be a district of duplex and multiple family residences, business enterprise, and activity or undertaking for profit. Any manufacturing or storage, which is not obnoxious or offensive, is permitted. No other uses than those specified here shall be permitted.

Amendment 16: Article X, Village Residential District, 10.1.1., uses; To add the italicized words as follows:

It shall be a district of *single family, duplex and multiple family* residences. No other uses other than those specified here shall be permitted.

Amendment 17: Article X, Village Residential District, 10.1.5., uses: To add the italicized words as follows:

Single family, duplex and *multiple family*, residential construction or adaptation only, as permitted on the minimum lot size set forth above.

Amendment 18: Article X, Village Residential District, 10.2., conditions on permitting multi-family units: To delete 10.2. in its entirety.

Amendment 19: Article X, Village Residential District, 10.3., accessory apartments: To add the italicized words and numbers as follows:

Accessory apartments are permitted in the Village Residential District provided they meet the conditions under Article 6.3.1. *through 6.3.9.* of the Harrisville Zoning Ordinances.

Article 3

To see if the Town will raise and appropriate the sum of \$5,825 in support of local health and welfare agencies to be allocated as follows: Southwestern Community Services Inc. \$700.00, Monadnock Family Services \$1,375.00, Home Health Care and Hospice \$500.00, Community Kitchen \$2,500.00, Samaritans \$250.00, CASA (Court Appointed Special Advocate) \$500.00 . (Majority vote required.)

Article 4

To see if the Town will raise and appropriate the sum of \$1,202 as the Town's share for the study and operations of the Southwest Region Planning Commission. (Majority vote required.)

Article 5

To see if the Town will raise and appropriate the sum of \$19,700 to purchase and install a diesel generator at the highway garage, servicing both the highway garage and police station, and to authorize the withdrawal of \$19,700 from the Town Buildings Capital Reserve Fund created for that purpose. (Majority vote required.)

Article 6

To see if the Town will raise and appropriate the sum of \$47,000 to make repairs to the library and to authorize the withdrawal of \$47,000 from the Town Buildings Capital Reserve Fund created for that purpose. Repairs shall include but not be limited to: insulating the attic, furnace venting, walkway, and window improvements. (Majority vote required.)

Article 7

To see if the Town will vote to raise and appropriate the sum of \$131,001 to be added to the Capital Reserve Funds and allocated as follows: Road Equipment- \$30,000; Fire Equipment- \$30,000; Police Equipment, \$5,000; Town Buildings- \$25,000; Bridges- \$ 40,000, and Land Conservation - \$1. (Majority vote required.)

Article 8

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 entitled "Roads" for the purpose of building or infrastructure improvement beyond maintenance purposes. (Majority vote required.)

Article 9

To see if the Town will vote to raise and appropriate the sum of \$ 19,000.00 to be placed in the Roads Capital Reserve Fund. (Majority vote required.)

Article 10

To see if the Town will vote to raise and appropriate the sum of \$419,000 for the purpose of reconstructing the Hancock Road bridge # 143/081 and the withdrawal of \$125,000.00 from the Bridge Capital Reserve Fund for that purpose; with the balance of \$294,000 to be funded by State or Federal aid, or both; and to authorize the selectmen to accept and expend grants of State or Federal aid, or both, as may be available and to do all things necessary to carry out the purposes of this appropriation. This will be a non-lapsing appropriation per RSA 32:7, VI and will not lapse until the bridge is reconstructed, or by December 31, 2014, whichever is sooner. (Majority vote required.)

Article 11

To see if the Town will vote to raise and appropriate the sum of \$125,000 for the purpose of design, repair or effecting the temporary replacement of the Hancock Road Bridge #143/081, and to authorize the withdrawal of \$125,000 from the Bridges Capital Reserve Fund for that purpose. This will be a non-lapsing fund appropriation until the project is completed. (Majority vote required.)

Article 12

To see if the Town will vote to authorize the selectmen to dispose of the FD Hummer brush truck. (Majority vote required.)

Article 13

To see if the Town will vote to raise and appropriate the sum of \$ 22,000 to be used for insulating and weatherizing the Recycling Center, and to authorize withdrawal of same from the Town Buildings Capital Reserve Fund. (Majority vote required.)

Article 14

To see if the Town will vote to raise and appropriate the sum or \$8,500 to purchase and install a covered and contained fuel storage station, and to authorize withdrawal of same from the Town Buildings Capital Reserve Fund. (Majority vote required.)

Article 15

To see if the town will vote to raise and appropriate the sum of \$18,000 for the purpose of adding an unheated, one-bay addition to the town garage, and to authorize withdrawal of same from the Town Buildings Capital Reserve Fund.

Article 16

To see if the town will vote adopt the provisions of RSA 36-A: 4-a, 1(b) to authorize the Conservation Commission to expend funds for the contributions to 'qualified organizations' for the purchase of property interests, or facilitating transactions related thereto, where the property interest is to be held by the qualified organization and the town will retain no interest in the property.)

Article 17

To see if the town will vote to adopt the provisions of NH RSA 72:61 through RSA 72:72 inclusively, which provide for an optional property tax exemption from the assessed value, for property tax purposes, for person owning real property, which is equipped with solar energy systems, wind powered energy systems or wood heating energy systems intended for use at the immediate site. Such property tax exemption shall be in the amount equal to 100% of the assessed value of qualifying equipment under these statutes up to a maximum of \$20,000 for each solar energy system, wind powered energy system or wood heating energy system. (By Petition)

Article 18

To see if the town will vote to raise and appropriate the sum of \$893,716 which represents the operating budget. Said sum does not include special or individual articles addressed.

Article 19

To hear reports of agents, committees and offices chosen and pass any vote related thereto.

Article 20

To transact any other business that may legally come before this meeting.

Given under our hands and seal this 19th day of February in the year 2009.

Harrisville Board of Selectmen

Jay Jacob

Charles Michal

Seth Kallman

A true copy of Warrant – ATTEST

Jay Jacob, Charles Michal, Seth Kallman