

TOWN OF WINDHAM NEW HAMPSHIRE



Warrant and Budget 2003

Note: This is the revised Town Warrant which is being submitted for the Official Ballot Vote on March 11, 2003, and is inclusive of any changes/amendments made at the Deliberative Session on February 8, 2003.

TOWN WARRANT

THE STATE OF NEW HAMPSHIRE

To the Inhabitants of the Town of Windham in the County of Rockingham in said State, qualified to vote in Town Affairs:

You are hereby notified of the following annual Town Meeting schedule.

First Session of Annual Meeting (Deliberative)

You are hereby notified to meet at the Golden Brook School in said Windham on Saturday, the Eighth day of February, 2003 at 9:00 am. This session shall consist of explanation, discussion, and debate of warrant articles numbered 4 through 36. Warrant articles may be amended subject to the following limitations: (a) warrant articles whose wording is prescribed by law shall not be amended and (b) warrant articles that are amended shall be placed on the official ballot for a final vote on the main motion, as amended.

Second Session of Annual Meeting (Official Ballot Voting)

You are hereby notified to meet again at the Golden Brook School in Windham, on Tuesday, March 11, 2003 between the hours of 7:00 a.m. and 8:00 pm to vote by official ballot on warrant articles numbered 1 through 36.

ARTICLE 1. To choose all necessary Town Officers for the year ensuing.

ARTICLE 2. To vote by ballot on the following amendments to the Windham Zoning Ordinance and Zoning District Map as submitted by Petition under RSA 675:4.

Citizen Petition Amendment #1 To see if the Town will vote to prohibit drive-through facilities at restaurants located in the Business Commercial District B by amending the zoning ordinance to add the following sentence to Section 605.2.1.2

“Drive-throughs are not permitted.”

Recommended by Planning Board (Vote 5-2-0)

Citizen Petition Amendment #2 To see if the Town will vote to prohibit drive-through facilities at restaurants located in the Business Commercial District C by amending the zoning ordinance to add the following sentence to Section 605.3.1.3

“Drive-throughs are not permitted.”

Recommended by Planning Board (Vote 6-0-1)

Citizen Petition Amendment #3 To see if the Town will vote to change the zoning classification of Lot 3-B-200 on Route 28, Rockingham Road, from “Rural” to “Neighborhood Business”.

Recommended by Planning Board (Vote 7-0-0)

ARTICLE 3. To vote by ballot on the following amendments to the Windham Zoning Ordinance and Zoning District Map as proposed by the Planning Board.

Amendment #1: Amend the Town Of Windham Zoning Ordinance and Land Use Regulations, Section 605.3, by deleting Section 605.3 – Business Commercial District C in its entirety and replacing it with the following:

605.3 Gateway Commercial District

605.3.1 Authority and Purpose: This Section is adopted pursuant to the authority of RSA 674:16 and RSA 674: 21 and shall be known as the Gateway Commercial District. If any provisions of this section differs or appears to conflict with any provisions of the Zoning Ordinance or other ordinance or regulation, the provisions of this section shall govern.

The purpose of the Gateway Commercial District is to:

Recognize the District’s close proximity to and visibility from the Interstate Highway and from State Routes 111 and 111A;

Provide for an area of high quality commercial development at the major highway interchange within the Town;

Allow mixed uses of retail and professional offices in the Route 93 Exit 3 area;

Minimize sprawl and encourage sustainable commercial development in the I-93 Exit 3 area;

Maintain efficient traffic circulation to facilitate the safe and convenient movement of people and goods;

Enhance the aesthetic quality and economic vitality of the Exit 3 area and the tax base of the Town of Windham;

Establish an area for businesses that provide goods and services to the residents of Windham and the transient public;

Ensure that new projects in the District will be of architectural merit and be designed to take advantage of their proximity to the Interstate highway system;

The purpose of the District will be accomplished through the performance and design standards that all new projects within the District must satisfy.

605.3.2 Uses permitted: Subject to Site Plan approval as provided in the Windham Site Plan Regulations: Retail and wholesale sales establishments (excluding wholesale warehouse distribution centers); eating and drinking establishments where consumption is primarily intended to be on the premises; medical and professional offices; business services; banks; civic, public, and institutional facilities; schools; day care facilities; and personal and professional services. Accessory buildings and uses, customarily associated with and incidental to the above referenced permitted uses, shall be allowed subject to Site Plan review and approval.

605.3.3 Performance Standards: Development proposals shall conform to the development standards prescribed in the Town of Windham Site Plan Review Regulations. Additionally, the following Performance Standards shall apply to all developments within the Gateway Commercial District:

605.3.3.1 A minimum twenty-foot (20’) landscaped buffer shall be required on any lot line where the abutting parcel is not situated within the Gateway Commercial District. The Planning Board may waive planting requirements where it deems visual or safety issues

exist. Existing improvements that are situated within the landscaped buffer, and which are to be retained and reused as part of any Plan, may be permitted to remain within the buffer area;

605.3.3.2 Shared parking facilities and driveways shall be encouraged and provided where feasible. Parking space requirements may be reduced where shared parking is designed to maximize complimentary uses provided the Applicant can demonstrate, pursuant to Section 704 of this Zoning Ordinance, that sufficient parking will be available when it is needed. The use of parking decks is not required, but consideration of their possible use is encouraged where feasible to reduce the footprint of the area of required parking;

605.3.3.3 There shall be fifty feet (50') of lot frontage required on a Class V or better road. For the purposes of this subsection, frontage along Interstate 93 shall not be counted;

605.3.3.4 There shall be no front, side or rear lot line setback requirements except that there shall be a 20-foot setback from the Route 111 right-of-way, and the Rt. 111A right-of-way. The Planning Board shall consult with the Windham Fire Department and the Windham Police Department in determining the proper location, siting and separation of proposed structures so as to insure that proper emergency access is incorporated into the design of the site;

605.3.3.5 Public and private roads and driveways within this district should be designed to include traffic calming techniques (e.g. - speed reduction measures);

605.3.3.6 Existing buildings, with historical significance, as recommended by the Heritage Commission, should be preserved and reused for allowed uses with shared parking and driveways. Such shared parking should be located and designed to minimize its visual impact;

605.3.3.7 The mixed use of buildings is encouraged – for example retail uses on the first floor, and office uses on the second floor – provided the nature and operation of the uses are sufficiently complimentary so as not to conflict;

605.3.3.8 Open squares or plazas, and pedestrian walkways, shall be provided. The Planning Board shall require pedestrian and bicycle access and circulation as an integral element of the design of any site. Where deemed appropriate, the Planning Board may require the Applicant to provide for the extension of pedestrian/bicycle access ways to the property lines, and the interconnection of access ways with those on adjacent parcels. All open squares, plazas, pedestrian walkways and bicycle paths may be used to satisfy minimum open space requirements;

605.3.3.9 All utilities shall be located underground, except where specifically exempted by the Planning Board.

605.3.4 There shall be no minimum lot size. However the Applicant must demonstrate, to the satisfaction of the Planning Board, that there are adequate utilities, parking, water supply, and sewage disposal capacity – either on-site or available to the site – to safely support the use(s) proposed for the subject site. Where an applicant is proposing or contemplating the use of cooperative agreements, easements, covenants, or other such legal contracts, copies of all such documents shall be submitted to the Planning Board for its review and approval. Any such documents shall also be reviewed by Town Counsel to ensure legal form, ownership and enforceability;

605.3.5 The Planning Board will review each proposal for compliance with the stated purpose of the district to promote a mixture of complimentary land uses.

Amend Town of Windham Zoning Ordinance and Land Use Regulations by:

Deleting the entry at **Section 605** in the **Table of Contents**, and replacing it with the following:

“Business Commercial District A and B and Gateway Commercial District”

Amend Section 301-Establishment of Districts by:

Rewording Section 301.5 to read:

“Business Commercial District A and B”

Inserting a new Section 301.6 to read:

“301.6 Gateway Commercial District”

Renumbering existing Sections 301.6 through 301.13 accordingly.

Amend the Windham Zoning District Map by:

Deleting the “Business Commercial C” District, and inserting in its place the “Gateway Commercial” District. The boundary of the Gateway Commercial District is to be depicted on the Zoning Map as follows:

Starting at the intersection of the centerline of Route 111 (Indian Rock Road) and the western edge of the right-of-way of the southbound lane of Route 93, thence southerly along the right-of-way of Route 93 to its intersection with the southern edge of the right-of-way of Route 111A (Range Road), thence across Route 111A and along the southerly lot line of lots 17-G-41 and 17-G-40 to a point intersecting the easternmost edge of the right-of-way of the northbound lane of Route 93, thence northerly along the right-of-way of Route 93 to the centerline of the Route 111A ROW, thence northeasterly along the centerline of Route 111A to the centerline of the Route 111 intersection, thence continuing northeasterly to the northerly property boundary of lot 12-A-532, along the centerline Range Road, thence northwesterly along the back property boundaries of lots 12-A-532, 534, 536, 537, thence southwestly along the westerly property line of lot 12-A 537 to the lot line of lot 12-A-550, thence westerly along the lot line of lot 12-A-550 to the Route 93 right of way, thence southerly along this common lot line to the centerline of the Route 111 right-of-way, and thence westerly along the centerline of Route 111 to the point or place of beginning.

Amend the title of Section 605, in the Body of the **Ordinance**, to read:

“Business Commercial Districts A and B and Gateway Commercial District”

Amend Section 605.4-Conditions For Approval by:

Deleting the language “A, B, C,” and replacing it with “A and B, and the Gateway Commercial District,” so that the section reads:

605.4 Conditions for Approval: Conditions for approval of permitted uses in the Business Commercial Districts A and B, and the Gateway Commercial District, shall be as provided in *Section 606.2*.

Amend the Table of Requirements, in Appendix A-1, by:

Deleting the reference to “Business Commercial C District”

Inserting a new row, below the “Neighborhood Business District” row. Said new row to read:

Gateway Commercial District	50	0 (13)	0 (14)	0 (14)	70%	0
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Amend the Table of Requirements, Appendix A-1, Notes For Table, by:

Adding, immediately after Note 12, the following wording:

“13. A minimum setback from Range Road (Route 111A) and Route 111 shall be twenty (20) feet.”

“14. A minimum twenty-foot (20’) landscaped buffer shall be required on any lot line where the abutting parcel is not situated within the Gateway Commercial District.

Explanation: The purpose of this amendment is to remove references to the existing Business Commercial C District, and to generally replace them with references to a new Gateway Commercial District. The proposed Gateway Commercial District ordinance permits principally retail, office and service uses, provides for flexible site development, and requires Site Plan and architectural reviews for all proposed uses.

Recommended by Planning Board (Vote 7-0-0)

Amendment #2 Amend the Town of Windham Zoning Ordinance and Land Use Regulations, Section 610-Elderly Housing, by deleting the existing Section 610 in its entirety and replacing it with the following:

SECTION 610 - ELDERLY HOUSING

610.1 Authority and Purpose - It is declared to be in the public interest and for the general welfare of the Town to permit the development of housing facilities specifically suited to address the special housing needs of the elderly. The provisions of this Section are adopted pursuant to the authority of RSA 674:16 and RSA 674:21, and shall overlay and supplement the other regulations of the Town of Windham Zoning Ordinance for the purpose of establishing provisions under which elderly housing developments may be permitted by the Planning Board within certain zoning districts, and within certain areas of Windham.

610.2 Definitions – As used in this Section, the following terms shall have the meanings indicated:

610.2.1 Elderly: 62 years of age or older.

610.2.2 Elderly Housing: Any of a variety of housing types or housing units intended exclusively for and occupied by persons aged 62 years and older (with qualified exceptions per Sec. 610.6.1.1).

610.2.3 Elderly Housing Project: One (1) or more buildings situated on contiguous parcel(s) of land and containing elderly housing dwelling units.

610.2.4 Handicapped Accessible: Meeting the design requirements of the “Barrier-Free Design Code for the State of New Hampshire” and/or the Uniform Federal Accessibility Standards (UFAS).

610.2.5 Net Tract Area: Contiguous useable land excluding wetlands, land within the Wetlands and Watershed Protection District, and land with slopes greater than 25%.

610.2.6 Maximum Project Density: The total number of bedrooms that the subject site can support, based upon the development capability of the subject site and calculated in accordance with the provisions of this Section.

610.3 Location: Elderly housing as defined herein may be permitted by the Planning Board:

610.3.1 In the Rural, Residence A, Residence B, and Residence C Districts.

610.4 Minimum Lot Requirements: Parcel(s) for which Elderly Housing is proposed shall conform to the following minimum requirements, in addition to the other provisions of this Section:

610.4.1 Parcel(s) shall have a Net Tract Area of no less than four (4) acres;

610.4.2 There shall be fifty (50) feet of frontage on an existing or proposed Class V, or better, road.

610.5 Density: The total number of bedrooms that may be permitted on the subject site is intended to be roughly equal to that density achieved by applying soil type lot size requirements. The Maximum Project Density shall be calculated in accordance with the procedure outlined below:

610.5.1 Determine the number of lots allowed by soil type using the minimum lot area requirements per Appendix A-1 of the Town of Windham Zoning Ordinance. Multiply this number by eight (8) to determine the maximum number of bedrooms possible on the subject parcel.

610.6 Awarding of Density: The Planning Board may grant portions of the Maximum Project Density in accordance with the Development Standards and Development Incentives specified herein, upon the Board’s determination that the applicant’s proposal meets or exceeds the requirements relating to the specific density award under consideration.

610.6.1 Development Standards: Notwithstanding the other provisions of this Section, proposals meeting the following minimum development standards shall qualify for approval of fifty-percent (50%) of the Maximum Project Density calculated above:

610.6.1.1 Occupancy of each unit shall be restricted to persons aged sixty-two (62) years and older, with the following exceptions:

- 1) A spouse under the age of sixty-two (62) married to a resident aged sixty-two (62) or older;

- 2) An Adult between the ages of twenty-one (21) and sixty-two (62), if their presence is required to provide medical care to a resident aged sixty-two (62) or older or the resident's spouse;
- 3) Children over the age of eighteen (18) residing with at least one parent aged sixty-two (62) or older;

610.6.1.2 Allowable building types may include but are not limited to single detached, duplex, townhouse, or two (2) story garden style apartment units. Each dwelling unit shall have a minimum of 400 square feet of living space. Two-bedroom units shall have a minimum of 600 square feet of living space;

610.6.1.3 No building shall contain more than ten (10) dwelling units, except that the Planning Board may permit more than ten (10) units per building when, in the Board's sole discretion, such increase provides specific, substantial benefits consistent with the purpose and intent of this Ordinance;

610.6.1.4 Where there will be more than one (1) building on a lot, buildings shall have a minimum horizontal separation of thirty-five (35) feet. The Planning Board may require a greater separation where topography, or other unique characteristics of the site or the development will affect the use of emergency equipment between buildings;

610.6.1.5 Buildings shall be set back a minimum of fifty (50) feet from the nearest lot line;

610.6.1.6 A minimum of sixty-five percent (65%) of the total area of the development shall be set aside for permanent open space and/or recreational use, and shall be protected by covenants, recorded with the plans, and deed restrictions;

610.6.1.7 All units within a building shall have at-grade or elevator access;

610.6.1.8 No unit shall contain more than two (2) bedrooms;

610.6.1.9 Units may occupy two (2) floors, provided at least one bedroom and one full bathroom must be situated on the floor containing the principal access and main living area for the unit;

610.6.1.10 All units shall be constructed to be "Adaptable" for accessibility in accordance with Section 610.2.4, above;

610.6.1.11 A minimum of one (1) parking space shall be provided for each bedroom within the proposed development. Said parking shall be provided in close proximity to the units being served;

610.6.1.12 Additional parking for visitors and guests shall be provided as required by the Planning Board, but in no event at a ratio of less than one (1) space for every two (2) dwelling units;

610.6.1.13 All other appropriate provisions of this Ordinance (including Section 704) regarding on-site parking and loading requirements shall apply.

610.6.2 Development Incentives: In addition to meeting the minimum Development Standards delineated above, an Applicant may propose and the Planning Board in its sole discretion may approve additional density awards (expressed as bedrooms) in accordance with the following Development Incentives:

610.6.2.1 Provision of Elderly Rental Units – The Planning Board may award a density bonus not to exceed twenty percent (20%) of the Maximum Project Density to an Applicant proposing to set aside and maintain for rental occupancy a minimum of twenty-five percent (25%) of the total units. In approving such an award, the Board shall determine that the covenants or other legal provisions proposed by the Applicant are sufficient to protect and preserve the continued rental occupancy of the units so dedicated;

610.6.2.2 Provision of Affordable Elderly Housing Units – The Planning Board may award a density bonus not to exceed fifty percent (50%) of the Maximum Project Density to an Applicant proposing to offer proposed units, of the type(s) permitted in this zone, in conjunction with a local, state or federal government program that is expressly designed and intended to provide and maintain affordable housing opportunities for elderly persons, as defined in the local, state or federal program objectives. Density awarded under this provision shall equal the number of bedrooms contained in the units proposed to be constructed under the local state or federal affordable elderly housing program. In no event shall the density award granted under this provision exceed the award limit of fifty-percent (50%) of the Maximum Project Density, as specified above. In approving such an award, the Board shall determine that the Applicant has demonstrated that proper provisions and protections will require that the units be initially offered as, and remain, affordable;

610.6.2.3 Provision of Barrier-Free, Handicapped Accessible Design Features – The Planning Board may award a density bonus not to exceed fifteen percent (15%) of the Maximum Project Density to an Applicant proposing to construct and provide at least fifty percent (50%) of the total units as “Accessible” units in compliance with Section 610.2.4 of this ordinance, and incorporate additional significant and substantial Barrier-Free features and elements throughout the site’s entire design. In approving such an award, the Planning Board shall consider the extent to which the location and nature of the barrier-free features contribute to and enhance the overall livability of the proposed development for elderly persons with limited mobility or other physical limitations;

610.6.2.4 Provision of On-Site Recreational and/or Common Facilities – The Planning Board may award a density bonus not to exceed fifteen percent (15%) of the Maximum Project Density to an Applicant proposing to include substantial and significant on-site recreational and/or common facilities for the use and enjoyment of project residents. In approving such an award, the Planning Board shall consider the appropriateness of the facilities for the target population; the amount, type, mix, location, quality and convenience of the proposed facilities. The Applicant shall be required to submit a Recreation Plan detailing the specific facilities to be provided – which shall include indoor, outdoor, passive and active amenities – to aid the Board in determining whether the intent of this award has been met.

610.6.3 Nothing herein is intended to require the Planning Board to approve the maximum density award for a minimum proposal by an Applicant. Rather, the Board is encouraged to approve density awards in relation to a proposal's qualitative and/or quantitative performance in achieving the intent of each Development Incentive.

610.6.4 In no event shall the total of all density awards approved for a given site or project exceed the Maximum Project Density as calculated under Section 610.5.1, above.

610.7 Design Standards: Any project proposed under this Elderly Housing Ordinance shall be required to conform to the requirements of the Town of Windham Site Plan Regulations.

610.8 Additional Criteria for Approval:

610.8.1 Any site on which an elderly housing project is proposed shall be reviewed with respect to the availability of retail, business, medical and transportation services, and that the proposed construction and design of the elderly housing project shall contain the usual amenities and living aids found in housing designed for use by the elderly.

610.8.2 That the public interest will be served by the proposal to establish elderly housing on the site, and the establishment of elderly housing on the site will not cause a diminution in the property values of surrounding parcels.

610.8.3 That the topography and other characteristics of the site are suitable for the type of development being proposed, and conflicts with the character of adjacent neighborhoods will be minimal.

610.8.4 The design and site layout of the development shall emphasize the rural character of the Town, maximize the privacy of the dwelling units, preserve the natural character of land, and consider such factors as orientation, energy usage, views, etc.

610.9 Other Provisions:

610.9.1 Limitation on Number of Elderly Housing Units: The Planning Board shall not accept for consideration any proposal which, if approved, would increase the total number of all elderly units, existing and proposed, above the number representing six-percent (6%) of the total number of dwelling units within the Town, as determined by the Tax Assessor.

610.9.2 Interpretation: To the extent that the specific requirements of this Elderly Housing Ordinance are inconsistent or at variance with any other requirements contained in the Zoning Ordinance, the requirements imposed herein shall govern and control an Elderly Housing proposal. To the extent that specific requirements imposed herein are inconsistent with or at variance with the requirements of the State of New Hampshire or the requirements of the Federal Government with respect to the operation or construction of an elderly housing project, such State or Federal requirement shall supercede the requirements of this Ordinance.

610.9.3 Legal Documents Required: The Planning Board shall require such covenants or legal restrictions that it deems necessary to insure the intent of this ordinance. The Planning Board may, as appropriate, require review and approval of any such documents by legal counsel to insure that the form and substance of such documents is sufficient to

achieve and preserve the requirements of this Ordinance. The provision and review of any documents required hereunder shall be at the Applicant's expense.

610.9.3.1 Assurances of Senior Residency: The Applicant shall provide deed restrictions, use limitations, covenants, or some other legally enforceable instrument, which shall permanently restrict occupancy of the housing facilities to persons who meet all applicable restrictions regarding age. The language of the restrictions and/or limitations must be specific and must correlate with current Federal and State requirements under the Federal Fair Housing Act.

610.9.3.2 Assurances Against Exportation of Water: Deed restrictions, covenants, or other reasonable legal assurances shall be required to insure that water extracted from any site(s) shall remain on-site.

610.9.4 Performance Guarantees Required: The Planning Board may require that a performance bond and/or such other legal assurances be submitted as are required to insure the completion of streets, buffers, amenities, or common area improvements, in accordance with the approved plans and the Subdivision and Site Plan Regulations of the Town of Windham.

Explanation: The purpose of this amendment is to establish the maximum density permitted in any elderly housing development; and to establish a series of criteria by which density is awarded to any proposed elderly housing project.

Recommended by Planning Board (Vote 7-0-0)

Amendment #3 Amend the Town of Windham Zoning Ordinance and Land Use Regulations by enacting the following related changes to Section 611.5.4, as follows:

Amend Sec. 611.5.4 Density by:

Deleting the words "homes and/or" from the first line, so that the Section will read:

"611.5.4 Density: The number of lots allowed in a subdivision under this ordinance would be calculated by the procedure outlined below but in no case would the number of lots allowed under this ordinance exceed the number of lots under a traditional subdivision."

Amend Sec. 611.5.4.1 by:

Replacing the words "usable units" and "units" with the word "lots" in the first and last line, respectively, so that the Section reads:

"611.5.4.1 Determine the number of lots by soil type lot size requirements per ordinance. This figure will be the maximum number of lots possible."

Amend Sec. 611.5.4.2 by:

Deleting Section 611.5.4.2 in its entirety.

Amend Sec. 611.5.4.3 by:

Deleting Section 611.5.4.3 in its entirety.

Explanation: The purpose of the amendment is to clarify that the Density calculations for Open Space Residential Developments relate to 'building lots', based on soil-based lot size and standard dimensional requirements applicable to traditional subdivisions.

Recommended by Planning Board (Vote 7-0-0)

Amendment #4 Amend the Zoning District Map of the Town of Windham by:

Deleting the Rural Zoning District from lots 3-A-955, 3-B-998 and the Right of Way between the lots and rezoning this area to Historic District. The area to be rezoned is described as follows; Starting on Depot Road proceeding along the easterly boundary line of lot 3-B-998 to the southerly boundary of the old RR right of way which runs east and west, then westerly along this right of way to the extension of lot 3-A-955 westerly boundary, then northwesterly along this extension and lot line to Depot Road, then northeasterly along Depot Rd. to the place of beginning.

Recommended by Planning Board (Vote 7-0-0)

Amendment #5 Amend the Town of Windham Zoning Ordinance and Land Use Regulations, Section 706 Sign Regulations, **as follows:**

Amend Section 706.2 Construction – All Districts to read as follows:

“Section 706.2 Construction—All Districts: Plans and specifications must be submitted to the Building Inspector ten (10) days prior to Site Plan Review by the Planning Board. In the event that Site Plan Review is not required, the reviewing agency will be the Building Department. Materials and construction methods must conform to the most recently adopted Building Code.”

Amend Section 706.3 Definitions as follows:

Amend the following definitions, to read:

Complex: Either commercial or industrial structure(s) with two or more tenant spaces or divisions.

Sign: As defined in Section 200 of this Ordinance.

Add the following definitions, to read:

Awning Sign: Any visual message incorporated into an awning attached to a building.

Changeable Copy Sign: A sign on which the visual message may be periodically changed no more frequently than once per day. (Example: Reader boards)

Clear sight triangle: The area defined in Section 702.2.

Directional Sign: A sign limited to providing directional or guide information on the most direct or simple route for on-site public safety and convenience. Directional signs may be located adjacent to driveways. Examples: “IN”, “OUT”, “ENTRANCE”, “EXIT”, and “PARKING”.

Freestanding sign: Any sign supported by structures or supports that are placed on, or anchored in, the ground and that are independent from any building or other structure.

Illuminated Sign: Any sign illuminated by electricity, gas or other artificial light either from the interior or exterior of the sign and which includes reflective and/or phosphorescent surfaces.

Projecting sign: Any sign affixed to a building or wall in such a manner that its leading edge extends more than six inches beyond the surface of such building or wall.

Wall sign: Any sign attached parallel to, but within six inches of, a wall, painted on the wall surface of, or erected and confined within the limits of an outside wall of any building or structure, which is supported by such wall or building, and which displays only one sign surface.

Arrange and List all definitions in **alphabetical order**.

Amend Section 706.4 Zones: Sign Usage Allowed, and subsequent sub-sections, by deleting the current language and replacing it with the following new language, to read:

706.4 Zoning District Requirements

Refer to Section 706.6 “Sign Specifications By District” table for maximum allowable number and dimensions of signs permitted in any zoning district, subject to Site Plan Review. Other requirements, as applicable, are noted herein.

706.4.1 Residence ‘A’ District: A permanent sign shall be allowed to identify the name and address of the residential occupant; such sign shall not be subject to Site Plan Review, and shall not be internally illuminated. All other signs shall be subject to Site Plan Review.

706.4.2 Residence ‘B’ District: A permanent sign shall be allowed to identify the name and address of the structure’s residential occupants; such sign shall not be subject to Site Plan Review, and shall not be internally illuminated. All other signs shall be subject to Site Plan Review.

706.4.3 Residence ‘C’ District: Same as Rural.

706.4.4 Rural District: For single-family homes, a permanent sign shall be allowed to identify the name and address of the residential occupants of the premises. Such sign shall not be subject to Site Plan Review, and shall not be internally illuminated. All other signs shall be subject to Site Plan Review.

706.4.5 Commercial A, B, and C Districts: In these districts, one freestanding sign identifying the commercial complex or unit shall be allowed. If a common back plate is used for support, it shall not exceed one and one half times the area of said occupants’ signs. A sign is permitted on the façade of each tenant space. Buildings fronting more than one right-of-way may not combine the permissible sign square footage for the purpose of placing one sign on one frontage.

706.4.6 Gateway Commercial District: Same as Commercial Districts.

706.4.7 Limited Industrial District: Same as Commercial Districts.

706.4.8 Professional, Business, and Technology District: Same as Commercial Districts.

706.4.9 Neighborhood Business District: In this district, one freestanding sign identifying the Neighborhood Business complex or unit shall be allowed. A sign is permitted on the façade of the building. A building fronting more than one right-of-way may not combine the total permissible sign square footage for the purpose of placing one sign on one frontage. In a Neighborhood Business complex, a sign shall be permitted on the facade of each tenant space.

706.4.10 Historic District and Village Center District: The intent of this section is to ensure the appropriateness of the placement, design, size, color, and execution of signs within the Historic and Village Center Districts so that they are visually compatible with the structures and environs.

706.4.10.1 Application

- A. Historic District:** Any proposed sign, sign structure, or change to an existing sign (but not contents of normally changeable copy) is subject to approval by the Historic District Commission.
- B. Village Center District:** Any proposed sign, sign structure, or change to an existing sign (but not contents of normally changeable copy) must be reviewed for comments by the Historic District Commission.

706.4.10.2 Signage Details: Dark backgrounds with light colored lettering are encouraged. Fluorescent or glowing colors are prohibited. Signs shall not obscure important architectural details or features such as windows, transom panels, sills, moldings, cornices, and the like. Signs on adjacent storefronts within the same building shall be coordinated in design, height, and proportion.

706.4.10.3 Illumination: In addition to lighting restrictions detailed elsewhere in the ordinance, no internally lit signs are permitted.

Amend Section 706.5 General Sign Regulations – All Districts:, as follows:

Amend Section 706.5.13, by deleting the existing language and replacing it with the following language, to read:

706.5.13 All signs shall not interfere with the Clear Sight Triangle; shall not be positioned so as to obstruct or be a hazard to traffic on a road, or to traffic entering or leaving the premises; and shall not create dangerous conditions with respect to pedestrians or vehicular traffic. No signs shall be erected so as to obstruct any doors, windows, or fire escapes of a building.

Amend Section 706.5.15, by deleting the existing language and replacing it with the following language, to read:

706.5.15 For all externally illuminated signs, down-lit signs are encouraged.

Add a new Section 706.5.16 and a new Section 706.5.17, to read as follows:

706.5.16 Hours of illumination shall coincide with the hours of operation of the business unless otherwise permitted by the Planning Board.

706.5.17 Existing non-conforming signs shall be removed or brought into compliance prior to granting of any site plan, subdivision approval, or change of use.

Amend Section 706 Sign Regulations by adding a new Section 706.6 to include a table of area and dimensional requirements for signs in each zoning district, as follows:

706.6 - Sign Specifications By District

	Res. A	Res. B	Res. C	Rural	Comm.	GTW	Lim. Ind.	PBT	NB	VCD
Minimum Setbacks (ft)										
front yard	10	10	10	10	10	5	10	10	10	5
side yard	30	30	30	50	50	10	50	50	50	5
Maximum Heights (ft)										
From Grade										
freestanding sign	6	6	6	6	14	8	14	14	10	5
freestanding sign (complex)	6	6	6	6	14	14	14	14	10	5
wall sign	1F ^A	1F ^A	1F ^A	1F ^A	15	15	15	15	15	1F
Maximum Sign Area (ft²)*										
freestanding sign (structure)	3 ^A	3 ^A	3 ^A	3 ^A	60 ^C	20	20	20	20	8
freestanding sign (complex)	20 ^B	20 ^B	20 ^B	20 ^B	60 ^C	60	60	60	20	16
wall sign	3 ^A	3 ^A	3 ^A	3 ^A	100 ^D	75 ^D	75 ^D	75 ^D	50 ^D	16
Changeable Copy (ft²)	NP	NP	NP	NP	20 ^E	NP	NP	NP	NP	16 ^F

Legend:

- 1F = 1st Floor
- 2F = 2nd Floor
- NP = Not permitted
- SPR = Subject to Site Plan Review

Footnotes:

- *: Per street frontage.
- A: Either 1 ground sign or 1 wall sign per housing structure.
- B: Maximum per entry location; may be split between one sign on each side of the street with a 50% increase in the total for this situation.
- C: Up to 33% of the base sign area may be added to this for changeable copy.
- D: Up to that amount of the total square footage contained on the face of the building or tenant space, for whichever purpose the sign serves, or 10%, whichever is less.
- E: Not to exceed 33% of the total sign area; applicable only to a freestanding sign, in addition to the maximum sign area.
- F: Not to exceed 50% of the total sign area; applicable only to a freestanding sign

Zoning District Abbreviations:

- Res.A = Residence A
- Res.B = Residence B
- Res.C = Residence C
- Rural = Rural
- Comm.= Commercial A, B, and C
- Lim.Ind.=Limited Industrial
- PBT=Professional, Business, and Technology
- NB=Neighborhood Business
- VCD=Village Center
- GTW=Gateway

Explanation: The purpose of the proposed amendment is to expand and clarify the general sign regulations applicable to each zoning district, to add and amend definitions of various terms used; and to organize revised sign area and dimensional requirements into a single table of "Sign Specifications By District".

Recommended by Planning Board (Vote 7-0-0)

Amendment #6 To see if the Town will vote to authorize the Code Enforcement Administrator, as designated by the Selectmen (and/or an employee of said department as designated by him/her) to enforce the State Building Code as authorized under RSA 155-A:1(III), with the enforcement powers as provided in RSA 676 for enforcement of local land use ordinances.

Explanation: The purpose of this article is to insure that the Town complies with State laws regarding enforcement of the State Building Code by the local Code Enforcement Administrator, Building Inspector, and/or other Planning & Development Department personnel.

Recommended by Planning Board (Vote 7-0-0)

ARTICLE 4. To see if the Town will vote to raise and appropriate the sum of Three Hundred Thousand, and no 100ths (\$300,000.00) Dollars for the purpose of completing Phase Two of Griffin Park. Said completion is to include but not be limited to some or all of the following as funds will allow: playground equipment, six tennis courts, four basketball courts, a skateboard/roller-blading area, horseshoe pits, conduits for possible future lighting, improvements to the wooded nature trail and associated security measures, and payment of costs associated with the financing of said construction; said sum to be in addition to any federal, state or private funds made available therefor, and to raise the same by issuance of not more than \$300,000.00 in bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA Chapter 33) and to authorize the Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon, and to apply toward the cost any interest earned from the temporary investment of any bond or note; and to take any other action as may be necessary to carry out and complete financing of this project.

Recommended by Board of Selectmen (4-1)

ARTICLE 5. To see if the Town will vote to raise and appropriate the sum of One Hundred Twenty Five Thousand and no 100ths (\$125,000.00) Dollars for the purpose of renovating the West Room of the Searles Building and purchasing equipment, materials and furnishings of a lasting nature for said construction and payment of costs associated with the financing of said project; said sum to be in addition to any federal, state or private funds made available therefor, and to raise the same by issuance of not more than \$100,000.00 in bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA Chapter 33) and to authorize the Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon, and to apply toward the cost any interest earned from the temporary investment of any bond or note with the balance of \$25,000 to be withdrawn from the Searles Special Revenue Fund and to take any other action as may be necessary to carry out and complete financing of this project.

Recommended by Board of Selectmen

ARTICLE 6. Shall the Town of Windham vote to recommend to the Selectmen that if the bond issue proposed in Article #5 passes, that in each subsequent year that there is an unpaid balance on said bond or note, that an article be placed on the Town warrant to propose a withdrawal from the Searles Special Revenue Fund to pay the principle and interest on such note, if sufficient funds are available?

ARTICLE 7. To see if the Town will vote to raise and appropriate the sum of \$7,000, said amount to be withdrawn from the Searles Special Revenue Fund for the purposes of paying marketing related costs for operating the Searles Building.

Recommended by Board of Selectmen

ARTICLE 8. To see if the Town will vote to change the purpose of an existing Community Center Capital Reserve Fund to the Senior Center Capital Reserve Fund and to further amend its purpose from “to construct a senior center” to “for the purposes of constructing a new senior center or making renovations to present facility.”

Recommended by Board of Selectmen

ARTICLE 9. To see if the Town will vote to raise and appropriate the sum of \$99,000 for the purpose of renovating and improving the present Windham Senior Center, and to authorize the withdrawal of up to \$42,000 from the Senior Center Capital Reserve Fund for this purpose, with the balance of funds to be donated to the Town by the Senior Citizens Incorporated, which donation the Selectmen are authorized to accept; and further to authorize the Selectmen to accept any donations of funds or services from federal, state, local, non-profit, or private source for this project provided, however, that should Article 8 herein fail, this appropriation shall be void and of no force and effect.

Recommended by Board of Selectmen

ARTICLE 10. To see if the Town will vote to appropriate the sum of up to \$15,000 for the purpose of making additional improvements to Griffin Park. Said sum to be raised from the interest earned on the Griffin Park bond previously authorized by the 1999 Town Meeting.

Recommended by Board of Selectmen

ARTICLE 11. To see if the Town will vote to raise and appropriate the sum of \$10,000 for the purpose of a Library Building Needs Study, and to authorize the withdrawal of such sum from the Nesmith Library Capital Reserve Fund established for this purpose.

Recommended by Board of Selectmen

ARTICLE 12. To see if the Town will vote to raise and appropriate the sum of \$25,000 to be added to the Earned Time Expendable Trust Fund.

Recommended by Board of Selectmen

ARTICLE 13. To see if the Town will vote to raise and appropriate the sum of \$30,000 to be added to the Property Maintenance Expendable Trust Fund.

Recommended by Board of Selectmen

ARTICLE 14. To see if the Town will vote to raise and appropriate the sum of \$4,350 to be added to the Town Museum Municipal Acquisition Fund.

Recommended by Board of Selectmen

ARTICLE 15. To see if the Town will vote to raise and appropriate the sum of \$12,195 to be added to the Fire Apparatus Capital Reserve Fund.

Recommended by Board of Selectmen

ARTICLE 16. To see if the Town will vote to raise and appropriate the sum of \$119,000 for the purpose of purchasing SCBA equipment for the fire department. This will be a non-lapsing account per RSA 32:7, VI and will not lapse for a period of two (2) years.

Recommended by Board of Selectmen

ARTICLE 17. To see if the Town will vote to raise and appropriate the sum of \$80,000, said amount to be withdrawn from the Police Contracted Details Special Revenue Fund for the purpose of paying the town police officers to provide contracted detail service.

Recommended by Board of Selectmen

ARTICLE 18. To see if the Town will vote to ratify the Fact finder's Report which resulted out of the negotiation process between the Town and AFSCME Local No. 3657 (Police Union) and to see if the Town will vote to raise and appropriate the sum of One Hundred Eighty Two Thousand Six Hundred and Thirty Dollars (\$182,630), representing the cost of the increased economic benefits for members of Local Union No. 3657 AFSCME to which they are entitled for the fiscal years 2002-2004 under the terms expressed in the Fact finder's Report. The cost to be paid retroactively for 2002 is \$61,230 and the 2003 cost is \$121,400. Said contract to expire on March 31, 2004, with the additional cost for 2004 to be \$16,780.

Recommended by Board of Selectmen

ARTICLE 19. Shall the Town of Windham, if Articles #18, is defeated, authorize the governing body to call one special meeting, at its option, to address Article(s) #18, cost items only?

ARTICLE 20. To see if the Town will vote to raise and appropriate the sum of \$10,000 to construct a fence at the Cemetery on the Hill (Range Road) and to authorize the transfer of said sum from the Cemetery Operations Fund for this purpose.

Recommended by Board of Selectmen (4-1)

ARTICLE 21. To see if the Town will vote to raise and appropriate the sum of \$75,000 for the purpose of digitizing the town's assessing base maps. This will be a non-lapsing account per RSA 32:7, VI and will not lapse for a period of two (2) years.

Recommended by Board of Selectmen

ARTICLE 22. To see if the Town will vote to raise and appropriate the sum of \$20,100 for the purpose of repairing and repaving the roadways within the town's cemeteries. This will be a non-lapsing account per RSA 32:7, VI and will not lapse for a period of two (2) years.

Recommended by Board of Selectmen

ARTICLE 23. To see if the Town will vote to raise and appropriate the sum of \$75,250 for the purpose of purchasing a new loader for the Highway Department

Recommended by Board of Selectmen

ARTICLE 24. To see if the Town will vote to raise and appropriate the sum of \$15,000 for the purpose of purchasing a rack truck or similar disposal truck for the transfer station department. This will be a non-lapsing account per RSA 32:7, VI and will not lapse for a period of two (2) years.

Recommended by Board of Selectmen

ARTICLE 25. To see if the Town will vote to raise and appropriate the sum of \$25,415 for the purpose of hiring a full time Recreation Coordinator beginning June 1, 2003.

Recommended by Board of Selectmen (3-2)

ARTICLE 26. To see if the Town will to vote raise and appropriate the sum of \$23,000 for the town's 20% share of the engineering costs associated with the construction of bike paths along Lowell Road from Route 111 to the Golden Brook School or portions thereof based on final funding available. The Town has been approved to receive a State grant to pay for 80% of the project cost scheduled to begin in FY 2004 pending the town approving its 20% share beginning in that year. This will be a non-lapsing account per RSA 32:7, VI and will not lapse until the engineering is completed or for a period of three (3) years, whichever is less, and further direct that the Board of Selectmen create a Bike Path Advisory Committee of not less than five (5) and not more than seven (7) members made up of abutters and other interested parties to provide input and feedback during the design and planning of the bike path.

Recommended by Board of Selectmen (3-2)

ARTICLE 27. To see if the Town will vote to raise and appropriate the sum of \$6,310 for the Conservation Commission, and authorize the Selectmen to transfer all unexpended Conservation Commission funds as of December 31, 2003 to the Conservation Fund in accordance with RSA 36-A:5.

Recommended by Board of Selectmen

ARTICLE 28. To see if the Town will vote to authorize the Board of Selectmen to enter into a joint agreement with other municipalities to establish a regional water district in anticipation of acquiring the assets or the stock of the Pennichuck Corporation or its successors. Provided however, before any agreement is executed by the Board of Selectmen, the Board of Selectmen shall hold a public hearing on the agreement and provide notification by mail to all Windham customers of the water system. There will be no impact on the municipal budget or property tax rate as a result of this warrant article. Such action will not affect any municipal water system, village water district, or franchise area of another water utility unless such municipal system, village district, or water utility chooses to join this regional water district.

ARTICLE 29. By petition of Charles McMahon and others "To see if the Town will vote to raise and appropriate the sum of \$100,000 for completion of a Town wide master plan called THE WINDHAM VISION FOR THE MILLENNIUM PLAN, or such other title as may be determined by the Planning Board. This update will include a facilities plan for new schools and an economic development plan to provide direction on how to pay for all future Town facilities. This effort will be done in a manner that actively encourages the broadest participation of all citizens interested in directing Windham's future".

Not Recommended by Board of Selectmen (3-2)

ARTICLE 30. By petition of Charles McMahon and others "The Town of Windham, commencing in 2003 shall direct 50% of all monies raised through the Current Use Transfer Tax to be deposited to the Conservation Fund in accordance with RSA 36-A:5 III as authorized by RSA 79-A:25 II".

Not Recommended by Board of Selectmen (3-2)

ARTICLE 31. By petition of Elizabeth Varriano-Marston and others “To see if the Town will vote to elect the members of the Zoning Board of Adjustment (ZBA) in the manner provided by RSA 669. If this article is adopted, the members of the ZBA will be elected beginning in 2004, as the terms of appointed members expire.

ARTICLE 32. By petition of Ethel Murphy and others “To see if the Town will vote to authorize the Selectmen to convey the premises known as Lot 16-P-350, 0 Fourth Street, to Michael and Gerri Swider, for the sum of \$4,600, as well as any legal fees for the transfer of the property; said transaction subject to the approval of the Board of Selectmen after receiving comments from the Planning Board and Conservation Commission; and furthermore said conveyance to contain a restriction that this lot not be allowed to be separately developed, except for the installation of a septic system for Lot 16-P-197, known as 9 Fourth Street, and upon other terms and conditions as the Board of Selectmen may determine”.

Not Recommended by Board of Selectmen (3-2)

ARTICLE 33. By petition of Dennis Butterfield and others “To see if the Town will vote to discontinue the sections of County Road along the borders of Tax Maps 6-C-2000, 6-C-2500A, 6-C-200, 6-C-2000A, 6-C-2000B, 6-C-2500, 6-C-100 and Interstate 93”.

Not Recommended by Board of Selectmen (4-1)

ARTICLE 34. Shall the Town raise and appropriate as an operating budget, not including appropriations by special warrant articles and other appropriations voted separately, the amounts set forth on the budget posted with the warrant or as amended by vote of the first session, for the purposes set forth therein, totaling \$8,996,735.30. Should this article be defeated, the operating budget shall be \$8,777,771.30 which is the same as last year, with certain adjustments required by previous action of the town, or by law, or the governing body may hold one special meeting in accordance with RSA 40:13 X and XVI to take up the issue of a revised operating budget only. *

Town Officers’ Salaries	\$ 9,100
Administration	299,660
Town Clerk Expenses	93,230
Tax Collector Expenses	86,200
Election and Registration	15,450
Cemeteries	60,400
General Gov’t Buildings	236,660
Appraisal of Properties	129,850
Information Technologies	124,060
Town Museum	5
Searles Building	13,155
Legal Expenses	49,000
Retirement	410,335
Insurance	862,240
Contracted Services	45,000
Police Department	1,259,685
Dispatching	223,885
Fire Department	1,420,515
Emergency Management	12,290
Planning and Development	326,465

Town Highway Maintenance	683,630
Street Lighting	10,575
Solid Waste Disposal	723,850
Health and Human Services	50,895
Animal Control	18,935
General Assistance	54,205
Library	596,940
Recreation	153,125
Senior Center	5,000
Cable TV Expenses	55,990
Interest Expenses (TANs)	5
Long Term Debt	666,400.30
(Principle \$539,854 and Interest \$126,546.30)	
Capital Outlay - Roads	300,000

Recommended by Board of Selectmen

***Note:** Warrant Article 34 (operating budget does not include appropriations proposed under any other warrant articles).

ARTICLE 35. To see if the Town will vote to adopt the following ordinance:

“WINDHAM SOLID WASTE DISPOSAL ORDINANCE”

Pursuant to the provisions of RSA 31:39 and RSA 149-M:13, the Town of Windham adopts the following ordinance to govern the operation of its Solid Waste Disposal Facility.

SECTION I : PURPOSE:

The purpose of this Ordinance is to provide for the disposal of Municipal Solid Waste generated in the Town of Windham in a safe, economical, and environmentally sound manner with emphasis on **MANDATORY RECYCLING** to reduce the amount of material in the waste stream.

SECTION II : AUTHORITY:

This Ordinance has been enacted pursuant to the statutory authority granted to the Town of Windham by RSA 31:39 and RSA 149-M:17 (II), to govern the operation of its Solid Waste Disposal Facility.

SECTION III : DEFINITIONS:

- A) **“Residential Waste”**: That waste from the residences in the Town of Windham.
- B) **“Commercial Waste”**: That waste from Commercial and Industrial facilities in the Town of Windham.
- C) **“Residential Demolition Waste”**: That waste from minor repairs or alterations of a residential household in the Town of Windham.
- D) **“Commercial Demolition Waste”**: That waste from the repair, alteration, or destruction of any commercial/industrial structure in the Town of Windham.

E) “Hazardous Waste”: That waste which is defined by RSA 147-A as hazardous waste.

F) “Unacceptable Material”: That material which will not be accepted at the Transfer Station, such as, ledge, boulders, logs, stumps, brush, branches, or items not permitted by vote of the Selectmen, or State or Federal law, with the exception of Christmas trees during January. Offsite disposal of unacceptable materials may be available.

G) “Commercial Hauler”: Any person, corporation, partnership, or other entity who charges a fee to haul waste for disposal at the Town of Windham Transfer Station.

H) “Recyclable Material”: Designated material which would otherwise become municipal solid waste, which is separated, collected, processed and returned to the economic mainstream in the form of raw materials or products.

I) “Recycling”: The separation and removal of recyclable material as designated by the Board of Selectmen, for the purpose of separate delivery to the Transfer Station.

SECTION IV : PERMITTED DISPOSAL:

The following categories of solid waste shall be accepted at the Town Solid Waste Transfer Station facility:

A) Residential Waste.

B) Commercial Waste: May be accepted at the Transfer Station for fees to be determined by the Board of Selectmen. Recyclable wastes from the Town of Windham shall be accepted at no charge.

C) Commercial Demolition Waste: May be accepted at the Transfer Station for a fee to be determined by the Board of Selectmen.

D) Residential Demolition Waste: Is accepted if generated for the benefit or by an individual resident and if the material is transported by the resident, in their own or rented vehicle, to the transfer station. Any demolition waste generated from a residential property which is transported to the Transfer Station by a commercial hauler will be assumed to be commercial demolition waste and charged accordingly.

E) Any items on the list of Recyclable Materials as posted at the Transfer Station and approved by the Board of Selectmen.

SECTION V : PROHIBITED DISPOSAL:

The following categories of solid waste shall not be accepted at the Town Solid Waste Transfer Station facility:

A) Hazardous Waste.

B) Unacceptable Material as defined in Section III.

C) Metals: No aluminum, cast iron, or heavy metals shall be accepted with dimensions greater than 18 inches by 48 inches. No light metals shall be accepted with a dimension greater than 36 inches by 72 inches.

D) No contaminated glass or plastic (i.e they have not been cleaned out and have not had their lids removed as required under Section VIII)

E) Any metal not properly cleaned shall not be accepted

- F) Any whole metal drums or tanks shall not be accepted, excluding propane tanks
- G) Engines and Motors with oil and / or antifreeze

SECTION VI : PERMITS:

No person, company, or business shall be permitted to deposit any material at the Transfer Station unless a valid Transfer Station Permit has been issued and either posted on the vehicle or shown to a station attendant.

The permit fee, if any, shall be determined by the Board of Selectmen in accordance with RSA 41:9-a, with recommendation from the Transfer Station Manager.

A) Residential Transfer Station Permit: Fee, if any, to be determined by the Board of Selectmen for a vehicle sticker which shall be intended to serve as a permit.

B) Commercial Transfer Station Permit: Fee, if any, to be determined by the Board of Selectmen. A permit is required for Commercial or Industrial facilities.

C) Commercial Hauler Permit: A Commercial Hauler Permit is required for Commercial Haulers to deposit solid waste at the Transfer Station, as well as execution of a “Commercial Hauler Agreement” with the town. The permit fee, if any, shall be determined by the Board of Selectmen.

D) Special Waste Permit: In accordance with RSA 41:9-a, special fees may be imposed by the Transfer Station Manager with the approval of the Board of Selectmen as the need arises.

SECTION VII: RECYCLING:

Recycling shall be **MANDATORY**. The Board of Selectmen shall approve and maintain a recycling brochure, which contains exact specifications for acceptable recyclable materials. When changes are made to the brochure, they will be advertised in a newspaper of general circulation in the Town of Windham and posted at the Transfer Station at least one (1) month prior to their implementation.

SECTION VIII : MATERIAL HANDLING REGULATIONS:

A) Metals: All metals shall be reasonably clean before they will be accepted at the Transfer Station. All plastics, rubber, tires, padding, coverings, webbing, wood, etc. should be removed from the metal. .

B) Pressurized and Non-Pressurized Metal Containers: Metal drums and tanks, gasoline tanks, and pressurized dispensers must be cut in half and wiped dry prior to transport to the Transfer Station, excluding propane tanks.

C) Engines and Motors: Engines and motors, regardless of size, shall have all of the oil and anti-freeze removed, and have their oil-pans removed. Removal of oil-pans at the Transfer Station will not be allowed due to possible contamination of the site.

D) Paper: Paper products of the appropriate specifications shall be deposited in designated areas.

E) Glass: Glass shall be deposited in the designed area. The containers shall be rinsed clean, and the tops shall be removed. Plate glass, dishes and ceramics are not recyclable.

F) Plastics: Plastic containers such as milk containers and detergent containers shall be rinsed before depositing at the Transfer Station. All containers shall have their tops removed. Only those containers listed in the official brochure shall be accepted with recyclables.

G) Cans: Aluminum and tin cans shall be deposited in the designated area.

H) Batteries: Lead-acid storage batteries and nickel cadmium batteries shall be deposited in the designated area.

I) Motor Oil: Motor oil shall be deposited in the designated area. Gasoline, cooking oils, or other engine fluids are not acceptable.

J) Clothing: Clothing shall be deposited in the designated area.

K) Electronics: Computer CPUs, keyboards, printers, and other associated electronic components shall be deposited in the designated area. Monitors or televisions are not acceptable.

SECTION IX : ENFORCEMENT:

The Board of Selectmen are hereby charged to carry out the enforcement of the terms and provisions of this ordinance. The Board of Selectmen may delegate such power to one or more designees with the authority to bring actions to force compliance with this ordinance.

SECTION X : PENALTIES:

Any person (including natural persons, corporations, associations, etc.) who violates the provisions of this ordinance shall be subject to imposition of a civil penalty per the following schedule:

A) First Offense: Written warning with a copy to the Board of Selectmen, if such warning is issued by the Selectmen's designee.

B) Second Offense: Fine of \$100.00, to inure to the Town of Windham as it may direct.

C) Third Offense: A fine of not less than \$100 and not to exceed \$250, to inure to the Town of Windham as it may direct. In addition, the violator may be subject to a suspension of Transfer Station privileges for such length of time as deemed appropriate by the Town Administrator. Such privileges shall not be reinstated until such time as the violating party has met with the Town Administrator and Transfer Station Manager to discuss violation and corrected measures expected by the Town.

D) Fourth Offense: A fine of not less than \$250 and not to exceed \$3000, to inure to the Town of Windham as it may direct. In addition, the violator may be subject to a suspension of Transfer Station privileges for such length of time as deemed appropriate by the Town Administrator. Such privileges shall not be reinstated until such time as the violating party has met with the Town Administrator and Transfer Station Manager to discuss violation and corrected measures expected by the Town.

E) Fifth Offense: Any person who violates the provisions of this ordinance more than four (4) times shall be subject to permanent exclusion from the Transfer Station. The violating party may appeal, in writing, to the Board of Selectmen, who, after meeting with the respective party, may reinstate said privileges. The decision or judgment of the Board shall be final, conclusive, and binding.

In addition, the Board of Selectmen is authorized to seek injunctive relief to enforce the compliance with said ordinance.

SECTION XI : EFFECTIVE DATE/ENACTMENT:

The provisions of this ordinance shall take effect upon adoption by Town Meeting. Adoption of this ordinance is construed to include repeal of any prior ordinances governing solid waste disposal which are inconsistent with this ordinance.”

ARTICLE 36. To transact any other business that may legally come before said meeting.

Given under our hands and seal, this 10th day of February, in the year of our Lord two thousand and three.

Margaret M. Crisler

Roger T. Hohenberger

Christopher L. Doyle

Galen A. Stearns

Alan E. Carpenter

Board of Selectmen, Town of Windham

BUDGET OF THE TOWN OF WINDHAM, NH

APPROPRIATIONS AND ESTIMATES OF REVENUE

JANUARY 1, 2003 TO DECEMBER 31, 2003

PURPOSES OF APPROPRIATION	Actual Appropriations Year 2002	Actual Expenditures For 2002	Appropriations Ensuing Fiscal Year 2003
<u>GENERAL GOVERNMENT</u>			
Town Officers' Salaries	\$ 9,100.00	\$ 8,850.00	\$ 9,100.00
Administration	306,380.00 *	294,492.00	299,660.00
Town Clerk's Expenses	83,605.00 *	81,375.00	93,230.00
Tax Collector's Expenses	73,785.00 *	72,101.00	86,200.00
Election & Registration	15,250.00	15,452.00	15,450.00
Cemeteries	61,400.00	61,807.00	60,400.00
General Gov't Bldgs	215,070.00 *	199,475.00	236,660.00
Appraisal of Property	65,640.00	65,180.00	129,850.00
Information Technology	161,280.00	102,557.00	124,060.00
Town Museum	5.00	0.00	5.00
Searles Building	13,155.00	9,556.00	13,155.00
Legal Expenses	51,000.00	34,939.00	49,000.00
Retirement & Pension	299,345.00 *	294,166.00	410,335.00
Insurance	272,495.00	262,754.00	862,240.00
<u>PUBLIC SAFETY</u>			
Contracted Police Services	125,000.00	116,039.00	45,000.00
Police Department	1,134,835.00 *	1,119,309.00	1,259,685.00
Dispatching	199,020.00	224,870.00	223,885.00
Fire Department	1,266,815.00 *	1,315,027.00	1,420,515.00
Emergency Management	17,280.00	13,623.00	12,290.00
Planning & Development	310,175.00 *	290,041.00	326,465.00
Town Maintenance	653,600.00	659,824.00	683,630.00
Street Lighting	10,375.00	10,595.00	10,575.00
<u>SANITATION</u>			
Solid Waste Disposal	643,815.00 *	635,256.00	723,850.00
<u>HEALTH</u>			
Health & Human Services	49,545.00	44,661.00	50,895.00
Animal Control	18,935.00	15,574.00	18,935.00
<u>WELFARE</u>			
General Assistance	53,860.00	57,230.00	54,205.00
<u>CULTURE AND RECREATION</u>			
Library	541,990.00	525,954.00	596,940.00
Recreation	127,080.00	118,628.00	153,125.00
Conservation Commission	6,035.00	6,035.00	6,310.00
Senior Center	5,000.00	3,176.00	5,000.00
Cable TV Expenses	53,380.00	47,425.00	55,990.00
<u>DEBT SERVICE</u>			
Long Term Notes - P & I	752,175.28	752,175.28	666,400.30
Tax Anticipation Note - Interest	5.00	0.00	5.00

PURPOSES OF APPROPRIATION	Actual Appropriations Year 2002	Actual Expenditures For 2002	Appropriations Ensuing Fiscal Year 2003
<u>CAPITAL OUTLAY</u>			
Griffin Park Improvements	0.00	0.00	300,000.00
Road Improvements	200,000.00	152,549.00	300,000.00
Searles School	0.00	0.00	125,000.00
Highway Loader	0.00	0.00	75,250.00
Digital Mapping	0.00	0.00	75,000.00
Cemetery Road Improvements	0.00	0.00	20,100.00
Transfer Truck	0.00	0.00	15,000.00
Library Building Needs Study	0.00	0.00	10,000.00
Fire SCBA Gear	0.00	0.00	119,000.00
Ambulance	131,250.00	131,063.00	0.00
Petition to hire four firefighters	45,000.00	29,511.00	0.00
Castlehill Bridge Study	15,000.00	3,887.00	0.00
Use of Searles Revenue	5,000.00	5,000.00	0.00
Town Vault	0.00	0.00	0.00
LCHIP Grant-Bartley Expenses	0.00	20,000.00	0.00
Police Station Building	0.00	0.00	0.00
Langdon Road / Range Road	0.00	30,000.00	0.00
<u>OPERATING TRANSFERS OUT</u>			
Fire Apparatus CRF	0.00	0.00	12,195.00
<u>MISCELLANEOUS</u>			
Trust - Health	475,000.00	475,000.00	0.00
Trust - Property	35,000.00	35,000.00	30,000.00
Trust - Earntime	0.00	0.00	25,000.00
Trust - Museum	4,350.00	4,350.00	4,350.00
TOTAL APPROPRIATION	\$ 8,507,030.28	\$ 8,344,506.28	\$ 9,813,940.30
<u>Other special articles:</u>			
Police Union Factfinding	\$ 0.00	\$ 0.00	\$ 182,630.00
Use of Searles Revenue Fund	0.00	0.00	7,000.00
Use of Police Contracted Rev. Fund	0.00	0.00	80,000.00
Recreation Coordinator	0.00	0.00	25,415.00
Bike Paths - Lowell Rd	0.00	0.00	23,000.00
Senior Center Improvements	0.00	0.00	99,000.00
Cemetery Fence	0.00	0.00	10,000.00
Griffin Park Interest	0.00	0.00	15,000.00
Windham Vision Plan (by Petition)	0.00	0.00	100,000.00
<i>Totals with these articles added:</i>	\$ 8,507,030.28	\$ 8,344,506.28	\$ 10,355,985.30
	\$ 8,428,376.28 (1)	(2)	\$ #REF!

(1) Indicates 2002 proposed appropriations without \$5,000 withdrawn from the Searles Revenue Fund and \$18,800 funded from the Ambulance CRF, and \$54,854 from Ambulance Bond.

(2) Indicates 2003 proposed appropriations without \$7,000 withdrawn from the Searles Revenue Fund to pay for marketing costs, and \$25,000 to pay for building improvements; \$400,000 in bond proceeds from Griffin Park (\$300,000), and Searles School Improvements (\$100,000), \$10,000 from Library Capital Reserve Fund, \$40,750 from Senior Center CRF, \$58,250 from senior donations, \$15,000 from Griffin Park fund, \$10,000 from Cemetery fund and \$80,000 from the Contracted Police Revenue Fund. Total of \$646,000 funded from reserve or bond accounts.

*Expenditures for Union line items have been incorporated into the respective departmental budgets.

SOURCES OF REVENUE	Estimated Revenue 2002	Actual Revenue 2002	Estimated Revenue 2003
<u>TAXES</u>			
Yield Tax	\$ 500.00	\$ 3,210.95	\$ 500.00
Interest & Penalties on Taxes	72,100.00	78,900.67	75,100.00
Land Use Change Tax	0.00	0.00	0.00
Boat Taxes	13,340.00	14,014.94	13,770.00
<u>INTERGOVERNMENTAL REVENUES</u>			
Shared Revenue - Block Grant	41,174.00	103,569.24	60,000.00
Highway Block Grant	193,086.00	193,085.69	208,752.00
Gas Tax Refunds + others (State)	7,072.00	29,300.23	15,000.00
Gas Tax Refunds + Others (Federal)	3,068.00	3,068.28	0.00
Rooms and Meals	327,538.00	327,537.59	350,000.00
<u>LICENSES AND PERMITS</u>			
M V Permit Fees	2,275,000.00	2,323,420.00	2,400,000.00
Building Permits	120,000.00	155,847.86	130,000.00
Business Licenses	0.00	0.00	0.00
Other Licenses and Permits	42,510.00	44,089.20	43,200.00
<u>CHARGES FOR SERVICES</u>			
Income from Departments	323,560.00	350,428.77	283,530.00
Cable TV Fees	84,795.00	84,794.89	88,000.00
<u>MISCELLANEOUS REVENUES</u>			
Interest on Deposits	60,000.00	56,082.90	60,000.00
Other Miscellaneous Revenues	35,595.00	40,647.31	36,245.00
Sale of Town Property	72,855.00	72,852.68	5,100.00
<u>OTHER FINANCING SOURCES</u>			
Capital Reserve Funds	18,800.00	18,800.00	50,750.00
Income from Trust Funds	752.14	752.14	752.00
Income from Revenue Funds	5,000.00	5,000.00	112,000.00
Income from Other Sources	0.00	0.00	68,250.00
Proceeds from Bond Interest	49,000.00	49,495.09	15,000.00
Proceeds from Bonds	54,854.00	54,854.00	400,000.00
Fund Balance	558,845.00	558,845.00	0.00
TOTAL REVENUES AND CREDITS	\$ 4,359,444.14	\$ 4,568,597.43	\$ 4,415,949.00

BUDGET ANALYSIS 2003

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
<u>TOWN OFFICERS' SALARIES</u> (ARTICLE 34)			
Selectmen	\$ 6,100.00	\$ 6,000.00	\$ 6,100.00
Treasurer	2,500.00	2,500.00	2,500.00
Deputy Treasurer	150.00	0.00	150.00
Trustee, Trust Funds	350.00	350.00	350.00
TOTALS	9,100.00	8,850.00	9,100.00
<u>ADMINISTRATION</u> (ARTICLE 34)			
Regular Salaries	\$ 220,565.00 (1)	\$ 214,038.00	\$ 222,430.00
Overtime Salaries	0.00	0.00	3,380.00
Audit	7,700.00	9,927.00	7,700.00
Town Report	8,500.00	8,200.00	8,500.00
Office Supplies	6,400.00	8,170.00	4,300.00
Computer Supplies	5,890.00	3,010.00	3,000.00
Mileage	500.00	430.00	500.00
Postage	21,510.00	19,790.00	19,160.00
Postage Machine	2,125.00	1,195.00	2,140.00
Legal Ads	1,000.00	2,030.00	1,400.00
Registry of Deeds	300.00	347.00	300.00
Equipment	5,000.00	0.00	3,630.00
Equipment Maintenance	2,100.00	1,681.00	2,200.00
Dues and Meetings	11,875.00	10,921.00	11,880.00
Miscellaneous	1,200.00	1,911.00	1,200.00
Telephone	11,715.00	12,842.00	7,940.00
TOTALS	306,380.00	294,492.00	299,660.00

(1) includes \$3,335 from Municipal Union contract allocation

<u>TOWN CLERK'S EXPENSES</u> (ARTICLE 34)			
Regular Salaries	\$ 54,885.00 (1)	\$ 53,372.00	\$ 61,160.00
Elected Official Fees	20,300.00	22,059.00	21,880.00
Office Supplies	0.00	0.00	1,220.00
Computer Supplies	0.00	0.00	1,040.00
Vital Statistics	100.00	100.00	100.00
Dog License Fees	6,000.00	4,520.00	6,300.00
Dues and Meetings	720.00	582.00	730.00
Preservation of Records	2,400.00 (2)	742.00	800.00
TOTALS	84,405.00	81,375.00	93,230.00
	83,605.00		

(1) includes \$1,820 from Municipal Union contract allocation

(2) includes \$800 carryover from 2001

<u>TAX COLLECTOR'S EXPENSES</u> (ARTICLE 34)			
Regular Salaries	\$ 59,685.00 (1)	\$ 63,617.00	\$ 67,260.00
Elected Official Fees	6,500.00	4,720.00	6,500.00
Overtime Salaries	0.00	0.00	1,500.00
Title Searches	5,000.00	2,162.00	5,000.00
Office Supplies	0.00	0.00	700.00
Computer Supplies	0.00	0.00	2,640.00

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
Register of Deeds	1,000.00	803.00	1,000.00
Petty Cash	100.00	0.00	100.00
Dues and Meetings	1,500.00	799.00	1,500.00
TOTALS	73,785.00	72,101.00	86,200.00

(1) includes \$1,420 from Municipal Union contract allocation

<u>ELECTION AND REGISTRATION</u>	(ARTICLE 34)		
Regular Salaries	0.00	431.00	1,370.00
Elected Official Fees	5,130.00	4,116.00	5,900.00
Ballot Clerk Fees	1,820.00	2,337.00	780.00
Voter Checklists	500.00	191.00	1,200.00
Ballots	6,000.00	6,198.00	4,400.00
Equipment Maintenance	1,800.00	2,179.00	1,800.00
TOTALS	15,250.00	15,452.00	15,450.00

<u>CEMETERIES</u>	(ARTICLE 34)		
Groundskeeping	\$ 28,000.00	\$ 27,200.00	\$ 28,000.00
Interment Preparation	7,000.00	2,200.00	7,000.00
Office Supplies	500.00	137.00	500.00
Property Maintenance	29,450.00 (1)	30,638.00	23,000.00
Patriotic Purposes	1,300.00	1,467.00	1,300.00
Vandalism	1,000.00	0.00	0.00
Miscellaneous Expenses	200.00	6.00	200.00
Electricity	400.00	159.00	400.00
TOTAL	67,850.00	61,807.00	60,400.00
	61,400.00		

(1) includes \$6,450 carryover from 2001

<u>GENERAL GOVERNMENT BLDGS</u>	(ARTICLE 34)		
Regular Salaries	\$ 124,015.00 (1)	\$ 126,627.00	\$ 144,830.00
Overtime Salaries	0.00	0.00	3,000.00
Groundskeeping	35,500.00	24,190.00	35,500.00
Contracted Services	2,600.00	2,350.00	0.00
Property Maintenance	27,380.00	25,189.00	21,530.00
Clothing Allowance	0.00	0.00	1,600.00
Mileage	1,400.00	1,603.00	1,400.00
Equipment	2,500.00	1,444.00	8,000.00
Vehicle Fuel	1,500.00	1,075.00	1,000.00
Vehicle Maintenance	3,000.00	953.00	2,000.00
Preservation of Records	2,100.00 (2)	1,500.00	700.00
Telephone	0.00	0.00	2,340.00
Electricity	8,750.00	9,508.00	8,750.00
Heat	7,025.00	5,036.00	6,010.00
TOTALS	215,770.00	199,475.00	236,660.00
	215,070.00		

(1) includes \$3,095 from Municipal Union contract allocation

(2) includes \$700 carryover from 2001

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
<u>APPRAISAL OF PROPERTIES</u> (ARTICLE 34)			
Regular Salaries	\$ 61,375.00	\$ 61,160.00	\$ 97,830.00
Contracted Services	0.00	0.00	25,000.00
Office Supplies	0.00	0.00	1,560.00
Computer Supplies	0.00	0.00	600.00
Training	2,500.00	2,694.00	2,500.00
Mileage	300.00	54.00	300.00
Equipment	500.00	497.00	500.00
Dues & Meetings	965.00	775.00	1,020.00
Telephone	0.00	0.00	540.00
TOTALS	65,640.00	65,180.00	129,850.00
<u>INFORMATION TECHNOLOGY</u> (ARTICLE 34)			
Regular Salaries	\$ 57,800.00	\$ 57,665.00	\$ 64,300.00
Service Agreements	34,405.00	27,672.00	29,720.00
Equipment/Software	55,400.00	11,120.00	20,430.00
Equipment Maintenance	0.00	0.00	6,000.00
Miscellaneous	13,675.00	6,100.00	3,160.00
Telephone	0.00	0.00	450.00
TOTALS	161,280.00	102,557.00	124,060.00
<u>TOWN MUSEUM</u> (ARTICLE 34)			
Equipment	5.00	0.00	5.00
TOTALS	5.00	0.00	5.00
<u>SEARLES BUILDING</u> (ARTICLE 34)			
Property Maintenance	\$ 7,000.00	\$ 3,510.00	\$ 7,000.00
Telephone	1,000.00	1,361.00	1,000.00
Electricity	2,055.00	1,529.00	2,055.00
Heat	3,100.00	3,156.00	3,100.00
TOTALS	13,155.00	9,556.00	13,155.00
<u>LEGAL EXPENSES</u> (ARTICLE 34)			
Other Lawfirms	\$ 3,000.00	\$ 3,850.00	\$ 2,000.00
Beaumont & Campbell	40,000.00	22,587.00	40,000.00
Union Legal Fees	8,000.00	8,341.00	7,000.00
Miscellaneous	0.00	161.00	0.00
TOTALS	51,000.00	34,939.00	49,000.00
<u>CONTRACTED POLICE SERVICES</u> (ARTICLE 34)			
Regular Contracted	\$ 125,000.00	\$ 116,039.00	\$ 45,000.00
<u>POLICE DEPARTMENT</u> (ARTICLE 34)			
Regular Salaries	\$ 818,545.00	(1) \$ 785,168.00	\$ 893,610.00
Overtime	67,055.00	122,770.00	78,690.00
Holiday Pay	47,625.00	40,071.00	48,815.00
Computer Services	500.00	25.00	500.00
Office Supplies	3,500.00	3,118.00	3,500.00
Property Maintenance	1,200.00	822.00	1,200.00
Investigations	2,210.00	1,059.00	2,210.00
Training	29,975.00	17,040.00	33,830.00
Firearm Training/Ammunition	28,785.00	20,015.00	31,040.00
Clothing Allowance	13,250.00	13,325.00	13,600.00

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
Vehicle Equipment	24,915.00	23,322.00	46,900.00
Equipment	5,490.00	8,317.00	6,150.00
Trails and Recreation Enforcement	0.00	0.00	19,030.00
Vehicle Fuel	24,000.00	15,608.00	18,000.00
Vehicle Maintenance	11,540.00	11,604.00	11,540.00
Equipment Maintenance	7,315.00	9,178.00	7,720.00
Radio Commun/Maint.	5,110.00	5,671.00	5,200.00
Safety Division	2,300.00	1,319.00	2,300.00
Miscellaneous	2,500.00	5,735.00	2,500.00
Employee Health	3,050.00	660.00	1,130.00
Telephone	13,645.00	16,150.00	13,640.00
Electricity	17,000.00	13,638.00	14,380.00
Heat	5,325.00	4,694.00	4,200.00
TOTALS	1,134,835.00	1,119,309.00	1,259,685.00

(1) includes \$1,215 from Municipal Union contract allocation

<u>DISPATCHING</u>	(ARTICLE 34)		
Regular Salaries	\$ 142,420.00	\$ 118,773.00	\$ 145,080.00
Overtime	23,735.00	61,068.00	22,870.00
Holiday	11,260.00	8,230.00	10,730.00
Extra Shift	13,095.00	11,963.00	13,950.00
Contracted Services	0.00	0.00	20,000.00
Training	5,360.00	15,757.00	8,110.00
Clothing Allowance	2,175.00	2,250.00	2,175.00
Equipment	975.00	6,829.00	970.00
TOTALS	199,020.00	224,870.00	223,885.00

<u>FIRE DEPARTMENT</u>	(ARTICLE 34)		
Regular Salaries	\$ 719,170.00	(1) \$ 788,788.00	\$ 920,110.00
Overtime	180,235.00	(2) 198,093.00	194,880.00
Holidays	25,650.00	(3) 29,379.00	39,360.00
Callmen	93,500.00	48,571.00	50,000.00
Contracted Services	0.00	20,937.00	0.00
Property Maintenance	4,400.00	3,949.00	3,480.00
Training	73,800.00	47,732.00	60,205.00
Clothing Allowance	8,550.00	(4) 9,588.00	10,350.00
Travel Expenses	0.00	0.00	0.00
Prevention/Investigation	3,850.00	3,970.00	4,350.00
Ambulance Operation	11,490.00	14,649.00	15,440.00
Office Equipment	2,900.00	2,680.00	3,900.00
Fire Equipment	11,475.00	13,544.00	18,530.00
Equip. - Radios/Pagers	7,000.00	5,446.00	2,400.00
Ambulance Equipment	32,110.00	(5) 32,131.00	0.00
Vehicle Fuel	8,000.00	10,042.00	8,000.00
Vehicle Maintenance	28,265.00	(6) 29,089.00	26,840.00
Hydrant / Water Supply	2,000.00	2,000.00	2,000.00
Communication Maintenance	5,315.00	5,236.00	5,070.00
Dues and Meetings	1,100.00	1,039.00	1,100.00
Miscellaneous	500.00	3,695.00	5,500.00
Employee Health	4,900.00	3,270.00	4,180.00
Hazardous Materials District	5,000.00	5,000.00	5,000.00

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
Telephone	7,900.00	7,291.00	7,870.00
Electricity	18,950.00	18,179.00	18,180.00
Heat	13,765.00	10,729.00	13,770.00
TOTALS	<u>1,269,825.00</u> 1,266,815.00	<u>1,315,027.00</u>	<u>1,420,515.00</u>

(1) includes \$43,895 from Fire Union contract allocation and \$1,280 from Municipal Union allocation

(2) includes \$10,365 from Fire Union contract allocation

(3) includes \$1,825 from Fire Union contract allocation

(4) includes \$1,755 from Fire Union contract allocation

(5) includes \$2,110 carryover from 2001

(6) includes \$900 carryover from 2001

<u>EMERGENCY MANAGEMENT</u>	(ARTICLE 34)		
Emergency Operations Center Exp	\$ 5,700.00	\$ 6,031.00	\$ 4,510.00
Field Expenses	6,300.00	4,316.00	2,500.00
Shelter Expenses	750.00	0.00	750.00
Administrative Expenses	4,530.00	3,276.00	4,530.00
TOTALS	<u>17,280.00</u>	<u>13,623.00</u>	<u>12,290.00</u>

<u>PLANNING AND DEVELOPMENT</u>	(ARTICLE 34)		
Regular Salaries	\$ 247,445.00 (1)	\$ 231,958.00	\$ 259,410.00
Overtime Salaries	0.00	0.00	7,840.00
Regional Planning	8,805.00	8,801.00	9,135.00
Master Plan Expenses	2,000.00	0.00	2,000.00
Contracted Services	10,660.00	10,895.00	11,090.00
Office Supplies	3,000.00	2,535.00	3,000.00
Property Maintenance	4,300.00 (2)	2,674.00	2,000.00
Training	3,500.00	3,998.00	3,500.00
Legal Ads	3,500.00	2,261.00	3,500.00
Registry of Deeds	100.00	0.00	100.00
Vehicle Equipment	8,400.00	7,142.00	400.00
Office Equipment	5,020.00	4,406.00	8,350.00
Vehicle Fuel	1,000.00	1,541.00	1,500.00
Vehicle Maintenance	2,500.00	2,564.00	2,500.00
Miscellaneous	320.00	67.00	320.00
Telephone	4,385.00	4,637.00	4,920.00
Electricity	5,040.00	3,707.00	3,900.00
Heat	3,500.00	2,855.00	3,000.00
TOTALS	<u>313,475.00</u> 310,175.00	<u>290,041.00</u>	<u>326,465.00</u>

(1) includes \$2,525 from Municipal Union contract allocation

(2) includes \$3,300 carryover from 2001

<u>HIGHWAYS, STREETS & BRIDGES</u>	(ARTICLE 34)		
Regular Salaries	\$ 78,335.00	\$ 67,387.00	\$ 95,440.00
Overtime	0.00	0.00	2,810.00
Contracted Services - Summer	372,300.00 (1)	352,736.00	368,000.00
Contracted Services - Winter	196,000.00	211,174.00	196,000.00
Clothing Allowance	600.00	492.00	800.00
Vehicle Equipment	5,000.00	16,380.00	7,200.00

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
Vehicle Fuel	7,200.00	1,852.00	5,100.00
Vehicle Maintenance	6,000.00	8,868.00	6,000.00
Telephone	1,565.00	757.00	1,680.00
Electricity	600.00	178.00	600.00
TOTALS	<u>667,600.00</u> 653,600.00	<u>659,824.00</u>	<u>683,630.00</u>

(1) includes \$14,000 carryover from 2001

<u>STREET LIGHTS</u>	(ARTICLE 34)		
Granite State Electric	\$ 2,775.00	\$ 2,766.00	\$ 2,775.00
Public Service Company	7,100.00	7,829.00	7,300.00
Installations	500.00	0.00	500.00
TOTALS	<u>10,375.00</u>	<u>10,595.00</u>	<u>10,575.00</u>

<u>SOLID WASTE DISPOSAL</u>	(ARTICLE 34)		
Regular Salaries	\$ 225,080.00 (1)	\$ 230,415.00	\$ 249,150.00
Part-time Salaries	0.00	6,486.00	20,370.00
Overtime	2,995.00 (2)	2,998.00	3,480.00
Holiday	5,365.00 (3)	4,661.00	4,240.00
Employee Health	750.00	0.00	500.00
Contracted Services	5,000.00	2,191.00	5,000.00
Site Monitoring	6,850.00	5,931.00	7,300.00
Tire Removal	2,500.00	2,441.00	5,500.00
Scrap Metal	5,295.00	5,358.00	10,080.00
Waste Removal	242,255.00	239,459.00	257,620.00
Demolition Removal	56,000.00	51,084.00	57,600.00
Oil	900.00	109.00	0.00
Expendable Supplies	4,200.00	4,685.00	5,200.00
Property Maintenance	11,500.00	17,033.00	6,350.00
Training	500.00	300.00	750.00
Clothing Allowance	2,500.00	2,300.00	2,400.00
Mileage	350.00	441.00	500.00
Vehicle Equipment	10,000.00	3,970.00	7,500.00
Equipment	4,000.00	1,029.00	11,010.00
Vehicle Fuel	9,500.00	9,236.00	9,500.00
Vehicle Maintenance	21,450.00	11,884.00	22,300.00
Equipment Maintenance	5,650.00	9,505.00	9,600.00
Dues and Meetings	6,340.00	5,044.00	6,240.00
Site Improvements	12,000.00 (4)	10,332.00	10,730.00
Miscellaneous Expenses	250.00	254.00	1,000.00
Telephone	2,910.00	2,373.00	3,170.00
Electricity	6,675.00	5,737.00	6,000.00
Heat	0.00	0.00	760.00
TOTALS	<u>650,815.00</u> 643,815.00	<u>635,256.00</u>	<u>723,850.00</u>

(1) includes \$6,080 from Municipal Union contract allocation

(2) includes \$95 from Municipal Union contract allocation

(3) includes \$150 from Municipal Union contract allocation

(4) includes \$7,000 carryover from 2001

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
<u>HEALTH AND HUMAN SERVICES</u> (ARTICLE 34)			
Visting Nurse/Hospice	\$ 20,640.00	\$ 20,639.00	\$ 20,640.00
Center for Life Management	15,000.00	11,406.00	15,000.00
Community Caregivers	1,500.00	1,500.00	1,500.00
AIDS Response/Seacoast	525.00	525.00	525.00
A Safe Place	400.00	400.00	1,000.00
Rape & Assault Services	1,000.00	1,000.00	1,000.00
Big Brothers/Sisters of Gr. Nashua	500.00	500.00	500.00
Community Health Services	3,000.00	3,000.00	3,000.00
Greater Derry Transportation	1,250.00	1,250.00	2,000.00
Suzdel Sister City Support	500.00	500.00	500.00
Meals on Wheels	2,130.00	2,130.00	2,130.00
Water Testing	3,000.00	1,791.00	3,000.00
Dues and Meetings	100.00	20.00	100.00
TOTALS	49,545.00	44,661.00	50,895.00
<u>ANIMAL CONTROL</u> (ARTICLE 34)			
Regular Salaries	\$ 15,285.00	\$ 12,691.00	\$ 15,285.00
Kennel Fees	400.00	0.00	400.00
Office Supplies	300.00	457.00	300.00
Mileage	2,800.00	2,271.00	2,800.00
Miscellaneous Expense	150.00	155.00	150.00
TOTALS	18,935.00	15,574.00	18,935.00
<u>GENERAL ASSISTANCE</u> (ARTICLE 34)			
Community Action Program	\$ 5,860.00	\$ 5,860.00	\$ 6,205.00
Welfare Assistance	37,500.00	51,016.00	40,000.00
Hardship Abatements	10,000.00	0.00	7,500.00
Miscellaneous Expenses	500.00	354.00	500.00
TOTALS	53,860.00	57,230.00	54,205.00
<u>LIBRARY</u> (ARTICLE 34)			
Regular Salaries	\$ 386,290.00	\$ 371,388.00	\$ 429,000.00
Office Supplies	7,500.00	10,439.00	10,000.00
Computer Supplies	2,400.00	1,637.00	5,200.00
Property Maintenance	7,000.00	4,111.00	7,000.00
Mileage	800.00	845.00	800.00
Office Equipment	4,000.00	8,807.00	5,500.00
Equipment Maintenance	4,000.00	4,432.00	4,000.00
Books and Magazines	60,000.00	60,000.00	67,500.00
Other Library Materials	18,000.00	18,000.00	18,000.00
Library Computer Services	12,000.00	6,032.00	10,000.00
Electronic Cataloging	3,500.00	2,734.00	3,500.00
Programs and Films	5,500.00	5,500.00	5,000.00
Petty Cash	1,600.00	1,600.00	800.00
Dues and Meetings	5,000.00	5,070.00	2,500.00
Professional Development	0.00	0.00	4,500.00
Telephone	6,000.00	9,518.00	6,000.00
Electricity	13,000.00	11,591.00	12,240.00
Heat	5,400.00	4,250.00	5,400.00
TOTALS	541,990.00	525,954.00	596,940.00

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
<u>RECREATION</u>			
(ARTICLE 34)			
Regular Salaries	\$ 30,050.00	\$ 27,226.00	\$ 31,255.00
Chemical Toilets	25,080.00	12,620.00	27,970.00
Office Supplies	925.00	305.00	1,430.00
Rec. Sportsfields	38,995.00	50,965.00	57,570.00
Recreational Activities	9,700.00	7,127.00	9,700.00
Patriotic Purposes	300.00	430.00	300.00
Senior Rec. Activities	8,600.00	8,600.00	9,100.00
Equipment Maintenance	3,030.00	5,469.00	5,400.00
Petty Cash	200.00	11.00	200.00
Committee Expenses	200.00	447.00	200.00
Employee Health	1,500.00	75.00	1,500.00
Telephone	500.00	724.00	500.00
Electricity	8,000.00	4,629.00	8,000.00
TOTALS	127,080.00	118,628.00	153,125.00
<u>CONSERVATION COMMISSION</u>			
(ARTICLE 27)			
Regular Salaries	\$ 2,910.00	\$ 3,492.00	\$ 3,190.00
Dues and Meetings	625.00	488.00	620.00
Construction/Maintenance Expenses	1,500.00	461.00	1,500.00
Miscellaneous Expenses	1,000.00	1,594.00	1,000.00
TOTALS	6,035.00	6,035.00	6,310.00
<u>SENIOR CENTER</u>			
(ARTICLE 34)			
Senior Volunteer Program	\$ 500.00	\$ 500.00	\$ 500.00
Property Maintenance	500.00	43.00	500.00
Electricity	4,000.00	2,633.00	4,000.00
TOTALS	5,000.00	3,176.00	5,000.00
<u>CABLE TELEVISION</u>			
(ARTICLE 34)			
Regular Salaries	\$ 33,325.00	\$ 31,241.00	\$ 39,950.00
Overtime Salaries	0.00	0.00	1,140.00
Contracted Support	6,655.00	800.00	1,500.00
Office Supplies	300.00	34.00	300.00
Property Maintenance	500.00	229.00	500.00
Equipment	10,000.00	12,959.00	10,000.00
Dues and Meetings	600.00	245.00	600.00
Miscellaneous Expenses	1,000.00	672.00	1,000.00
Telephone	1,000.00	1,245.00	1,000.00
TOTALS	53,380.00	47,425.00	55,990.00
<u>DEBT SERVICE</u>			
(ARTICLE 34)			
Long Term Notes P & I	\$ 752,175.28	\$ 752,175.28	\$ 666,400.30
TANS - Interest	5.00	0.00	5.00
TOTALS	752,180.28	752,175.28	666,405.30
<u>CAPITAL OUTLAY</u>			
(ARTICLE 34, 4, 5, 23, 21, 22, 24, 11,			
Road Improvements	300,364.00 (1)	152,549.00	300,000.00
Griffin Park	0.00	0.00	300,000.00
Searles School	0.00	0.00	125,000.00
Highway Loader	0.00	0.00	75,250.00
Digital Mapping	0.00	0.00	75,000.00

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
Cemetery Road Improvements	0.00	0.00	20,100.00
Transfer Truck	0.00	0.00	15,000.00
Library Building Needs Study	0.00	0.00	10,000.00
Fire SCBA Gear	0.00	0.00	119,000.00
Ambulance	131,250.00 (2)	131,063.00	0.00
Petition for Four (4) Firefighters	45,000.00	29,511.00	0.00
Castle Hill Bridge Engineering	15,000.00	3,887.00	0.00
Use of Searles Revenue Fund	5,000.00 (3)	5,000.00	0.00
Langdon Road/ Range Road	65,000.00 (4)	30,000.00	0.00
Police Station Building	686.00 (5)	0.00	0.00
LCHIP Grant - Bartley Expenses	20,000.00 (6)	20,000.00	0.00
Library Building	2,205.00 (7)	0.00	0.00
TOTALS	<u>584,505.00</u> 416,250.00	<u>372,010.00</u>	<u>1,039,350.00</u>

(1) includes \$100,364 carryover from 2001

(2) includes \$54,854 to be bonded for one year and \$18,800

offset by 2002 funds transfer

(3) appropriation offset by 2002 funds transfer

(4) reflects \$65,000 carryover from 2001

(5) reflects \$686 carryover from 2001

(6) appropriation offset by 2002 grant funds

(7) reflects \$2,205 carryover from 2001

OPERATING TRANSFERS OUT

(ARTICLE 15)

Fire Apparatus	\$ 0.00	\$ 0.00	\$ 12,195.00
TOTALS	<u>0.00</u>	<u>0.00</u>	<u>12,195.00</u>

RETIREMENT

(ARTICLE 34)

Police	\$ 56,085.00	\$ 56,082.00	\$ 72,420.00
Fire	63,250.00 (1)	62,923.00	117,450.00
Group 1	62,255.00	60,869.00	88,440.00
Group 1 Supplemental	79,990.00	74,497.00	99,675.00
MONY Service Charge	10,000.00 (2)	8,341.00	5,000.00
Social Security	32,765.00	31,454.00	27,350.00
TOTALS	<u>304,345.00</u> 299,345.00	<u>294,166.00</u>	<u>410,335.00</u>

(1) includes \$2,660 from Fire Union contract allocation

(2) includes \$5,000 carryover from 2001

INSURANCE

(ARTICLE 34)

Workers Compensation	\$ 46,795.00	\$ 50,825.00	\$ 65,140.00
Accident - Callmen	650.00	729.00	850.00
Health Insurance	2,700.00	3,150.00	529,500.00
Life and Disability	54,955.00	50,925.00	64,000.00
Dental	56,190.00	52,373.00	62,920.00
Unemployment Comp.	500.00	428.00	320.00
Medicare	47,090.00	44,692.00	53,110.00
Miscellaneous	2,000.00	1,742.00	2,000.00
N.H. Liability Trust	61,615.00	57,890.00	84,400.00
TOTALS	<u>272,495.00</u>	<u>262,754.00</u>	<u>862,240.00</u>

TRUST ACCOUNTS

(ARTICLE 13, 12, 14)

Health Trust	\$ 475,000.00	\$ 475,000.00	\$ 0.00
Property Trust	35,000.00	35,000.00	30,000.00

BUDGET ITEM	Appropriations Fiscal Year 2002	Actual Expenditures 2002	Appropriations Ensuing for Fiscal Year 2003
Earn time Trust	0.00	0.00	25,000.00
Museum Trust	4,350.00	4,350.00	4,350.00
TOTALS	514,350.00	514,350.00	59,350.00
GRAND TOTAL	\$ 8,735,545.28 *	\$ 8,344,506.28 *	\$ 9,813,940.30
<i>(see notes on following page)</i>	8,507,030.28 (b)	(a)	10,355,985.30
	8,428,376.28 (c)	(e)	9,709,985.30
	8,735,545.28 (d)	(f)	9,990,181.30

Notes:

* includes \$5,000 appropriated and expended from Searles Revenue Trust

(a) total proposed appropriations including special articles below:

Police Fact Finding Report	182,630.00	Article 18
Use of Searles Revenue Fund	7,000.00	Article 7
Use of Contracted Police Revenue Fund	80,000.00	Article 17
Recreation Coordinator	25,415.00	Article 25
Lowell Road Bike Paths	23,000.00	Article 26
Senior Center Improvements	99,000.00	Article 9
Cemetery Fence	10,000.00	Article 20
Griffin Park Interest	15,000.00	Article 10
Windham Vision Plan (by petition)	100,000.00	Article 29

(b) 2002 appropriation less carryovers of \$208,515 from 2001 and 2002 grant funds of \$20,000

(c) 2002 appropriation less carryovers of \$208,515, \$5,000 from Use of Searles Revenue, use of CRF of \$18,800, use of bonds \$54,854 and \$20,000 LCHIP grant funds. This figure is used to determine the actual dollar increase (decrease) from 2002 to 2003.

(d) 2002 appropriations including bonds, use of other funds, CRF's, grants and carryovers to show total available for 2002

(e) 2003 proposed appropriations less any CRF withdrawals (\$10,000-Library and \$40,750-Senior Center), use of fund balance (\$0), use of other funds (\$32,000-Searles Revenue; \$80,000-Contracted Police Revenues; \$15,000-Griffin Park Interest; \$10,000 Cemetery Fund; \$58,250-Seniors Inc) and bonds (\$300,000-Griffin Park; \$100,000-Searles). Total of \$646,000. This figure is used for 2003 to compare with 2002 to determine the increase or decrease in actual appropriations.

(f) 2003 proposed appropriations, less any funds reduced as noted above, plus any carryovers from 2002 to show total monies to be available (\$280,196 carried over from 2002).

OFFICIAL BALLOT VOTE, MARCH 11, 2003

The Annual SB2 Election was called to order at 7:00 AM by Town Moderator, Peter Griffin. Ballots were publicly opened by Town Clerk, Joan C. Tuck. Those present included Selectman Doyle, Ballot Clerks, and Supervisors/Checklist.

There were 6,889 names on the checklist. 2,227 votes were cast

The following were **Duly Elected**:

SELECTMAN for Three Years:

Bruce Breton	928	Votes
Dennis J. Senibaldi	551	
Roger Hohenberger	1337	
Walter Kolodziej	822	

TOWN CLERK for Three Years:

Joan C. Tuck	1,096
Marianne Parker-Brown	365
Laurie A. Hobbs	462
Stephanie Malisos	199

TAX COLLECTOR for Three Years:

Ruth Robertson	1654
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TOWN TREASURER for Three Years:

Robert Skinner	1667
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TRUSTEE-TRUST FUNDS for Three Years:

Shirley Beaulieu	1633
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LIBRARY TRUSTEE for Three Years:

Willie S. Day	1412
Sharon Scannell	1495

CEMETERY TRUSTEE for Three Years:

Jill Moe	1648
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PLANNING BOARD for Three Years:

Roy Dennehy	700
Nancy Prendergast	825
Lisa Linowes	756
Denis Tremblay	415
Pamela Skinner	766

Zoning Petitions:

Article #2:

Petition 1	YES	1185	Votes
	No	979	
Petition 2	YES	1205	
	No	957	
Petition 3	YES	1453	
	No	62	

Zoning Amendments:

Article #3:

Amendment #1	YES	1383	Votes
	No	610	
Amendment #2	YES	1469	
	No	541	
Amendment #3	YES	1388	
	No	493	
Amendment #4	YES	1430	
	No	546	
Amendment #5	YES	1414	
	No	534	
Amendment #6	YES	1539	
	No	398	

Remaining Warrant Articles:

Article #4:	Yes	1183	Votes
	NO	952 *	
Article #5:	YES	1327	
	No	796	
Article #6:	YES	1400	
	No	608	
Article #7:	YES	1486	
	No	599	

Article #8:	YES	1525	Votes
	No	538	
Article #9:	YES	1501	
	No	595	
Article #10:	YES	1385	
	No	736	
Article #11:	YES	1198	
	No	900	

**(Defeated - Required 1281 to pass)*

Article #12:	Yes	979	Votes	Article #24:	YES	1291	Votes
	NO	997			No	810	
Article #13:	YES	1116		Article #25:	Yes	833	
	No	877			NO	1292	
Article #14:	Yes	1008		Article #26:	YES	1322	
	NO	1023			No	826	
Article #15:	YES	1495		Article #27:	YES	1369	
	No	573			No	705	
Article #16:	YES	1382		Article #28:	YES	1448	
	No	678			No	580	
Article #17:	YES	1261		Article #29:	Yes	544	
	No	793			NO	1578	
Article #18:	Yes	1257		Article #30:	YES	527	
	No	762			No	1578	
Article #19:	YES	1248		Article #31:	YES	1116	
	No	714			No	912	
Article #20:	YES	1169		Article #32:	Yes	493	
	No	900			NO	1414	
Article #21:	YES	1081		Article #33	Yes	328	
	No	1010			NO	1564	
Article #22:	YES	1205		Article #34	YES	1572	
	No	894			No	454	
Article #23:	YES	1216		Article #35	YES	1318	
	No	886			No	716	