

SAMPLE BALLOT



BALLOT 1 OF 3

**OFFICIAL BALLOT
ANNUAL TOWN ELECTION
NEWTON, NEW HAMPSHIRE
MARCH 10, 2009**

Mary Jo McCullough
TOWN CLERK

INSTRUCTIONS TO VOTERS

- A. TO VOTE, completely fill in the OVAL to the RIGHT of your choice(s) like this: ●
 B. Follow directions as to the number of candidates to be marked for each office.
 C. To vote for a person whose name is not printed on the ballot, write the candidate's name on the line provided and completely fill in the OVAL.

<p>BOARD OF SELECTMEN MEMBER</p> <p>for 3 years Vote for not more than ONE</p> <p>ROBERT DONOVAN, JR. <input type="radio"/></p> <p>FRANK E. GIBBS <input type="radio"/></p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p>	<p>TREASURER</p> <p>for 3 years Vote for not more than ONE</p> <p>BRENDA FIERIS <input type="radio"/></p> <p>JENNIFER L. GAINES <input type="radio"/></p> <p>DEIDRE CASTLE <input type="radio"/></p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p>	<p>TRUSTEE OF THE GALE LIBRARY</p> <p>for 3 years Vote for not more than ONE</p> <p>SARAH "SALLY" WOODMAN <input type="radio"/></p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p>
<p>TOWN CLERK / TAX COLLECTOR</p> <p>for 3 years Vote for not more than ONE</p> <p>MARY-JO MCCULLOUGH <input type="radio"/></p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p>	<p>CEMETERY TRUSTEE</p> <p>for 3 years Vote for not more than ONE</p> <p>MICHAEL W. HUGHES <input type="radio"/></p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p>	<p>PLANNING BOARD MEMBER</p> <p>for 3 years Vote for not more than TWO</p> <p>FRANK E. GIBBS <input type="radio"/></p> <p>FREDERICK B. GUNDERSEN <input type="radio"/></p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p>
	<p>TRUSTEE OF TRUST FUNDS</p> <p>for 3 years Vote for not more than ONE</p> <p>JOSEPH A. SIMONE, JR. <input type="radio"/></p> <p>_____ <input type="radio"/></p> <p>(Write-in)</p>	

ARTICLES

2. Shall the Town permit the public library to retain all money it receives from its income generating equipment to be used for general repairs and upgrading and for the purchase of books, supplies and income generating equipment? RSA 202-A: 11-b, I, (d) **YES** **NO**

3. Are you in favor of the adoption of **Amendment No. 1** as proposed by petition of 25 or more legal voters in the Town of Newton to amend the Newton Zoning Ordinance, Section XIII Light Industrial/Commercial Zone Area Regulations to read,

1. Location on Lot: Side yard 200 feet/structural setback with a minimum 50 foot undisturbed natural buffer and any additional buffer that may be required by the Planning Board **up to but not exceeding 1,500 feet** on any side that abuts any other Zone; rear yard 200 feet structural setback with a minimum 50 foot undisturbed natural buffer and any additional buffer that may be required by the Planning Board **up to but not exceeding 1,500 feet** where it abuts any other Zone, plus adequate provision for off-street parking as determined by the Planning Board. No building shall be set within 75 feet of the **centerline of the street** and within 39 50 feet of any lot line. **YES** **NO**

The Planning Board is empowered to reduce the buffer sizes, as justice may require, but may not reduce them below the lot-line set-backs as listed above.

THE PLANNING BOARD DOES RECOMMEND THIS ARTICLE

TURN BALLOT OVER AND CONTINUE VOTING

SAMPLE BALLOT

ARTICLES CONTINUED

4. Are you in favor of the adoption of **Amendment No. 2** as proposed by petition of 25 or more legal voters in the Town of Newton to amend the Newton Zoning Ordinance as follows?

SECTION XIII LIGHT INDUSTRIAL/COMMERCIAL ZONE AREA REGULATIONS

Section XIII Light Industrial/Commercial Zone Area Regulations to read, Location on Lot: Side yard 50 feet/structural setback with a minimum 25 foot undisturbed natural buffer and any additional buffer that may be required by the Planning Board on the side that abuts any other zone; rear yard 50 feet structural setback with a 25 foot undisturbed natural buffer and any additional buffer that may be required by the Planning Board where it abuts any other zone. Plus adequate provision for off-street parking as determined by the planning board. No building shall be set within 50 feet of the street and within 30 feet of any lot line.

YES
NO

THE PLANNING BOARD DOES NOT RECOMMEND THIS ARTICLE

5. Are you in favor of the adoption of **Amendment No. 3** as proposed by the Planning Board for the Town of Newton Zoning Ordinance as follows?

Amend Section XVIII (General Provisions) as follows:

YES
NO

12. Animal enclosures, pens or paddocks may not be located within the existing side, rear or front building setbacks.

THE PLANNING BOARD DOES RECOMMEND THIS ARTICLE

6. Are you in favor of the adoption of **Amendment No. 4** as proposed by petition of 25 or more legal voters in the Town of Newton to amend the Newton Zoning Ordinance as follows?

We the undersigned, being registered voters in Newton, New Hampshire, request that the property located at One Deluxe Ave. (map 11 lot 15-1, behind the Gale Library), be granted an easement determined by the Planning Board in one of three possible locations:

1. 100 feet down old Peanut Trail (old Railroad Bed)
2. Behind Gale Library
3. Off Town Hall Road

YES
NO

This lot is a single lot of record without a clear easement to it. This action will clear this up without any expense to the Town.

THE PLANNING BOARD DOES RECOMMEND THIS ARTICLE

7. Are you in favor of the adoption of **Amendment No. 5** as proposed by the Planning Board for the Town of Newton Zoning Ordinance as follows?

Amend Paragraph II (g) of Section XXX (Elderly Housing) as follows:

- g. Dwelling units may be owner-occupied or rented. However, all permanent residents of all elderly housing units shall be at least 55 years of age.

The over 55 age restriction shall not apply to employed caretakers as defined in this ordinance as a person who stays overnight to provide nursing or physical assistance care to a unit resident in accordance with a medical evaluation that such care is necessary or to a family member who provides such care. No more than one caretaker whether a family member or an employee may stay with the permanent resident.

YES
NO

THE PLANNING BOARD DOES RECOMMEND THIS ARTICLE

8. Are you in favor of the adoption of **Amendment No. 6** as proposed by the Planning Board for the Town of Newton Zoning Ordinance as follows?

Amend Section XXXIV Floodplain Development Ordinance as necessary to comply with requirements of the Nation Flood Insurance Program?

YES
NO

THE PLANNING BOARD DOES RECOMMEND THIS ARTICLE

9. Are you in favor of Amendment No. 7, the adoption of an ordinance regarding **SMALL WIND ENERGY SYSTEMS**, as proposed by the Newton Planning Board?

YES
NO

The purpose of this article is to regulate the design and implementation of wind energy systems in appropriate locations. These regulations would minimize any adverse visual, safety and/or environmental impacts of the wind system.

THE PLANNING BOARD DOES RECOMMEND THIS ARTICLE

GO TO NEXT BALLOT AND CONTINUE VOTING

SAMPLE BALLOT



BALLOT 2 OF 3

**OFFICIAL BALLOT
ANNUAL TOWN ELECTION
NEWTON, NEW HAMPSHIRE
MARCH 10, 2009**

Mary Jo McCullough
TOWN CLERK

ARTICLES CONTINUED

10. To see if the Town will vote to raise and appropriate, as proposed by the Newton Police Chief, the sum of **Nine Hundred, Twenty Four Thousand, Seven Hundred and Fifty Dollars (\$924,750.00)** for the design, engineering, site preparation, building construction and renovation, equipment and furnishing of the Newton Police Department. Said construction, renovation and related references are proposed for the current Police Station location at 2 Amesbury Road, and to further authorize the issuance of not more than Nine Hundred, Twenty Four Thousand, Seven Hundred and Fifty Dollars (\$924,750.00) in the form of bonds and/or notes under and in compliance with the provisions of the Municipal Finance Act, NH RSA 33 as amended. To authorize the Selectmen to apply for, obtain and accept federal, state or other aid, if any, which may be available for said project and to comply with all laws applicable to said project; and to authorize the Selectmen to issue, negotiate, sell and deliver said bonds and/or notes, and to determine the rate of interest thereon and the maturity, and other terms thereof. (3/5 ballot vote required)

YES
NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

11. "Shall the Town of Newton 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 **\$2,849,446.00**? Should this article above be defeated, the default budget shall be \$2,761,410.00, which is the same as last year, with certain adjustments required by previous action of the Town of Newton 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."

YES
NO

NOTE: This operating budget warrant article does not include appropriations contained in ANY other warrant articles.

12. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Town Clerk/Tax Collector, the sum of **\$51,000** for 35 hours a week plus health and dental benefits as voted in warrant article #27 in 2000, as compensation to the Town Clerk/Tax Collector instead of statutory fees. All fees collected will revert back to the Town as revenue.

YES
NO

13. To see if the Town will vote, as proposed by the Newton Police Chief, to raise and appropriate the sum of **\$25,195** which includes benefits, for a new position of a **Full-Time Police Officer**. The approval of this article would bring the total number of Full-Time Police Officers to six (6). The hiring would occur on approximately July 1, 2009.

YES
NO

14. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Fire Chief, the sum of **\$50,000** to be placed in the existing **Capital Reserve Fund** called the "**FIRE APPARATUS AND EQUIPMENT FUND**" created in 2005.

YES
NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

15. To see if the Town will vote to raise and appropriate, as proposed by the Fire Chief, the sum of **\$2,650** to replace the two overhead doors on Fire Station II in Newton Junction.

YES
NO

16. To see if the Town will vote to create an Expendable Trust Fund under the provisions of RSA 31:19-a, to be known as the **EMERGENCY OPERATIONS CENTER EXPENDABLE TRUST FUND** for the continuation of town services during an emergency and to raise and appropriate **\$10,000** for this fund. This sum is to come from the unreserved fund balance (surplus) and no amount to be raised from taxation and further to appoint the Board of Selectmen as Agents to expend.

YES
NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

17. To see if the Town will vote to create an Expendable Trust Fund under the provisions of RSA 31:19-a, to be known as the **TOWN DISASTER MANAGEMENT EXPENDABLE TRUST FUND** for the repair and maintenance of town property and to raise and appropriate **\$10,000** for this fund. This sum is to come from the unreserved fund balance (surplus) and no amount to be raised from taxation and further to name the Board of Selectmen as Agents to expend.

YES
NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

TURN BALLOT OVER AND CONTINUE VOTING

SAMPLE BALLOT

ARTICLES CONTINUED

18. To see if the Town will vote to appoint the Selectmen as Agents to expend from the "ROAD SYSTEMS IMPROVEMENT FUND" Capital Reserve Fund previously established in 2001. YES NO

19. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Road Agent, the sum of \$15,000 to be placed in the existing Capital Reserve Fund called "ROAD SYSTEMS IMPROVEMENT FUND" created in 2001 for the purpose of maintenance, repairs and construction and to appoint the Selectmen as agents to expend from the fund. YES NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

20. To see if the Town will vote to raise and appropriate \$87,235 for the repair and maintenance of town roads and to authorize the use of the NH Highway Block Grant in the amount of \$87,235 to offset this appropriation. This is a non-lapsing warrant article and will not lapse until December 31, 2014 or until the project is completed, whichever comes first. YES NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

21. To see if the Town will vote to raise and appropriate, as proposed by the Town Administrator, the sum of \$7,200 for the purpose of hiring a Part-Time Secretary for 20 hours a week to assist with the clerical duties in the Selectmen's Office. YES NO

22. To see if the Town will vote to raise and appropriate the sum not to exceed \$18,964.00, to provide a 2½ percent Cost of Living Wage Increase for non-elected employees of the Town of Newton; said increases to become effective April 1, 2009. YES NO

23. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen, the sum of \$5,000 to revise the 1987 "Pay and Classification Study" (MATRIX) for the Town of Newton employees. YES NO

24. Shall the Town pursuant to RSA 31:39-n, adopt the Town of Newton "NOISE ORDINANCE"? Copies of the Ordinance are available at the Selectmen's Office, Town Clerk's Office and Town Library and on the Town Website at www.newton-nh.gov. YES NO

25. Shall the Town vote to require that the numeric tally of votes by the Board of Selectmen, relative to recommending the operating budget and all warrant articles, be printed on the warrant next to the affected warrant articles? YES NO

26. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Fire Chief, the sum of \$50,783 for Phase II of the installation of a "FIRE SPRINKLER SYSTEM" in the Newton Town Hall and to further withdraw \$1,516 from the Sprinkler Capital Reserve Fund created in 1997. This will be a non-lapsing appropriation per RSA 32:7, VI and will not lapse until the sprinkler system is completed or by December 31, 2014, whichever is sooner. (Per Selectmen's Bid Policy) YES NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

27. To see if the Town will vote to raise and appropriate, as proposed by the Gale Library Board of Trustees, the sum of \$10,000 to be placed in the existing Capital Reserve Fund called the "GALE LIBRARY BUILDING FUND" created in 1982. YES NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

28. Shall the Town accept the provision of RSA 202-A: 4-c providing that any town at an annual meeting may adopt an article authorizing indefinitely, until specific rescission of such authority, the public library trustees to apply for, accept and expend, without further action by the town meeting, unanticipated money from a state, federal or other governmental unit or a private source which becomes available during the fiscal year? RSA 202-A: 4-c, I, (a) YES NO

29. To see if the Town will vote, as proposed by the Board of Selectmen, to raise and appropriate the sum of \$15,000 for the purpose of a "Fee Free Solid Waste Disposal Weekend" in 2009 and further to authorize the withdrawal of \$15,000 from the Transfer Station/Recycling Special Revenue Fund created in 2003 for this purpose. YES NO

30. To see if the Town will vote, as proposed by the Board of Selectmen, to raise and appropriate the sum of \$20,000 for a "10' High Fence" at the Newton Transfer Station, in an effort to replace the existing fence, add new fencing along Dugway Road down to the Fire Pond and to include a gate at the Fire Pond Entrance, and to further authorize the withdrawal of \$20,000 from the Transfer Station/Recycling Special Revenue Fund created in 2003 for this purpose. YES NO

GO TO NEXT BALLOT AND CONTINUE VOTING

SAMPLE BALLOT



BALLOT 3 OF 3

**OFFICIAL BALLOT
ANNUAL TOWN ELECTION
NEWTON, NEW HAMPSHIRE
MARCH 10, 2009**

Mary Jo McCullough
TOWN CLERK

ARTICLES CONTINUED

31. To see if the Town will vote, as proposed by the Board of Selectmen, to raise and appropriate the sum of **\$20,000** to be paid toward the **2009 SOLID WASTE DISPOSAL BUDGET** as an offset to the disposal costs and to authorize the withdrawal of \$20,000 from the Transfer Station/Recycling Special Revenue Fund created in 2003 for this purpose. YES
NO

32. To see if the Town will vote to raise and appropriate, as proposed by the Newton Cemetery Trustees, the sum of **\$2,000** to **fill and resurface 300 linear feet of roadway in Highland Cemetery** with a gravel and recycled hot top product mix. YES
NO

33. To see if the Town will vote to raise and appropriate, as proposed by the Recreation Commission and the Board of Selectmen, the sum of **\$5,000** for **recreational programs and trips for senior citizens**. YES
NO

34. To see if the Town will vote to raise and appropriate the sum of **\$39,677.00** for the following
Community Services:

A SAFE PLACE	\$1,500.00	
AREA HOMECARE & FAMILY SERVICES	3,800.00	
CHILD ADVOCACY CENTER	2,000.00	
DRUGS ARE DANGEROUS	2,000.00	
FAMILY MEDIATION	5,947.00	
LAMPREY HEALTH CARE	1,200.00	
NHSPCA	750.00	
ROCKINGHAM COUNTY COMMUNITY ACTION	7,102.00	
RVNA-HOSPICE	5,678.00	
THE SAD CAFE	5,000.00	YES <input type="radio"/>
SEACARE HEALTH SERVICES	2,000.00	NO <input type="radio"/>
VIC GEARY CENTER	<u>2,700.00</u>	
	\$ 39,677.00	

35. To see if the Town would prefer to vote on the above Community Service articles individually, beginning 2010. YES
NO

36. On a petition of twenty-five or more legal voters of the Town of Newton, to see if the Town will vote to raise and appropriate the sum of **\$1,000** to **support Rockingham Nutrition and Meals on Wheels Programs** service providing meals for older, homebound and disabled Newton residents. YES
NO

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE

37. To see if the Town will vote to establish, as proposed by the Conservation Commission, the entire Town of Newton as a Water District and authorize the Board of Selectmen, pursuant to New Hampshire RSA Chapter 38, to establish a municipal water utility, to accept future dedications of water utility infrastructure and to acquire those portions of existing water utility infrastructure, plant and property which the Selectmen judge to be suitable for establishing a municipal water utility, with the further understanding that any agreement to accept or acquire such plant or infrastructure shall either be paid for from monies appropriated for general government purposes, or alternately, in the Selectmen's discretion, any agreement to acquire or a determination of acquisition price shall be presented to a future Newton Town Meeting for approval and ratification prior to final acquisition of water utility property?
(2/3 Vote Required) YES
NO

38. On a petition of twenty five or more legal voters of the town, to see if the town will vote to **modify the provisions of RSA 72:28 for an Optional Veteran's Tax Credit**, to increase the amount of the credit from \$200 to \$500, the maximum allowed by the State of New Hampshire. YES
NO

39. On a petition of 25 or more legal voters of the Town of Newton, to see if the Town will grant Robert L. White, owner of property described by tax map 11-7-15-1, backland off the Peanut Trail, an easement for the right to pass and re-pass for ingress and egress over a 20 foot strip of land running over the town owned land known as the "Peanut Trail" on the east side of South Main Street, provided that the Planning Board and the Zoning Board of Appeals determine that said lot described by tax map 11-7-15-1 is a buildable lot. YES
NO

40. On a petition of 25 or more registered voters to see if the Town will vote to amend the Selectmen's article #14 of 2005 to read as follows: "That any and all new commercial buildings will comply to the State of NH's fire code and NFPA 13". YES
NO

YOU HAVE NOW COMPLETED VOTING