

**BOS 2006-01
Ordinance**

**An Ordinance Regulating Prima Facie Speed Limits
On the Town Roads of Deerfield**

Pursuant to the authority conferred by NH RSA 265:63, the Board of Selectmen, of the Town of Deerfield, hereby enacts the following ordinance regulating the Prima Facie Speed Limits on Town Roads:

1. Cole Road 30 mph

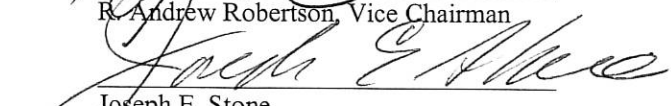
Effective Date:

This ordinance shall be effective upon adoption by the Board of Selectmen and upon the recording of an Attested Copy of the same with the Town Clerk.

Given under our hands and seals this the 9th day of January, 2006.


James T. Alexander, Chairman


R. Andrew Robertson, Vice Chairman


Joseph E. Stone


John Reagan

Stephen R. Barry


**BOARD OF SELECTMEN
TOWN OF DEERFIELD**

CERTIFICATION

This is to certify that on the 10th day of January, 2006, the above captioned Ordinance was filed and recorded with the records of the Town Clerk of Deerfield, New Hampshire.

Witnessed by my hand this the 10th day of January 2006.

A True Record,
Attest:


Diana Vincent, Town Clerk/Tax Collector



STATE OF NEW HAMPSHIRE

FIRST SESSION:

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

You are hereby notified to meet at the Deerfield Community School on Saturday, the 11th day of February, 2006 at 9am. This session shall consist of explanation, discussion and deliberation of the Warrant Articles numbered One (1) through Fifteen (15). The 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:

Voting session to act on all Warrant Articles, as amended, including the proposed budget, as a result of the action of the "First Session" will be held on Tuesday, March 14, 2006, at the Deerfield Community School. Polls will be open from 7am to 7pm.

1. To choose all necessary Town Officers for the year ensuing.
2. To see if the Town will vote to adopt amendments to the existing Town Zoning Ordinance as proposed by the Planning Board. (The amendments as proposed by the Planning Board are available for inspection at the Offices of the Town Clerk and Selectmen during business hours of 8:00am to 7:00pm Mondays, and from 8:00am to 2:30pm Tuesday through Friday.)

1. **Are you in favor of the adoption of Amendment #1 as proposed by the Planning Board for the Town Zoning Ordinance as follows:**

Amend Article II, Section 207.1, Minimum Frontage, by deleting subsection B. Alternative Frontage on a Private Way. This will eliminate the so-called "Smith Ordinance".

2. **Are you in favor of the adoption of Amendment #2 as proposed by the Planning Board for the Town Zoning Ordinance as follows:**

Amend Article II, Section 210.2, Wetlands Defined, by adding the following to the end of the first paragraph: In addition, for the purpose of this ordinance, wetlands include those areas which are determined to be wetlands in accordance with the current State of New Hampshire Wetland Regulations (New Hampshire code of Administrative Rules Wt 100-800).

3. **Are you in favor of the adoption of Amendment #3 as proposed by the Planning Board for the Town Zoning Ordinance as follows:**

Amend Article II, Section 210.3 (A), District Boundaries, by replacing the first sentence with the following: The Deerfield Wetlands Conservation District is defined as those areas of the Town that contain wetlands as defined in 210.2 including, but not limited to, marshes, ponds, bogs, lakes, streams and rivers as well as soils that are defined as poorly or very poorly drained by the National Cooperative Soil Survey conducted by the U.S. Department of Agriculture Soil Conservations Service.

4. **Are you in favor of the adoption of Amendment #4 as proposed by the Planning Board for the Town Zoning Ordinance as follows:**

Amend Article II, Section 210.7 (A) and (E) General Provisions by replacing the existing language with the following:

A. For lots created after the adoption of this amendment no septic tank or leach field may be constructed or enlarged closer than one hundred (100) feet of any wetland.

E. For lots created after the adoption of this amendment no building shall be erected within one hundred (100) feet of any wetland.

5. Are you in favor of the adoption of Amendment #5 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 213.7 Access Drives, Parking Lots, Walkways, Lighting Requirements and Parking by adding the following new paragraph:

D. Two (2) parking spaces per unit are required.

6. Are you in favor of the adoption of Amendment #6 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 213 Senior Housing Overlay District by adding the following new paragraph:

213.13 Maximum Amount of Senior Housing Units.

A. The total number of dedicated senior housing units in the Town of Deerfield shall not exceed ten (10) percent of the total number of dwelling units in the Town at the time the determination is made. The total number of existing dwelling units shall not include those units set aside for senior housing.

7. Are you in favor of the adoption of Amendment #7 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article VI, Section 602 Term Definitions by adding the following new definition:

Affordable Senior Housing: Means any housing that have been so dedicated for said purpose so that the eligible occupant has an income which is at or below the median family income for Rockingham County, NH and the occupant does not pay more than 30% of income for housing including principal, interest, real estate taxes and utilities and in case of renters, no more than 30% of their income for rent and utilities.

8. Are you in favor of the adoption of Amendment #8 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III, Section 325 (D), Open Space Development, by deleting it in its entirety and replacing it with the following new Section D:

D. To facilitate achievement of the goals of the Deerfield Master Plan, the Planning Board will require all proposed subdivisions over 16 acres to be an Open Space Subdivision in order to conserve environmentally and/or historically sensitive areas unless the applicant can demonstrate that mitigating circumstances prevent the Open Space Development (OSD) and that the Planning Board determines the application is exempt.

In order to be exempt, the Planning Board shall determine the application meets one of the following criteria:

1. The subdivision will create three (3) or fewer lots that will accommodate not more than a total of three (3) dwelling units and there will be no potential for future subdivision nor for the construction of additional dwelling units on any of the lots.
2. The subdivision will consist of lots, all of which will have a minimum lot size of ten (10) acres and there will be no potential for future subdivision nor for the construction of additional dwelling units on any of the lots.

3. The subdivision will create not more than one additional dwelling units on any of the lots.

9. Are you in favor of the adoption of Amendment #9 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.1 (C) by adding the following new subsection:

- f. An objective of Open Space Development is to follow policies and priorities identified in the Master Plan and other Planning Board documents of the Town of Deerfield.

10. Are you in favor of the adoption of Amendment #10 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3 (L), Protection of Common Land, by replacing the first paragraph with the following:

Open space, common areas, common facilities, private roadways, and other features within the open space development shall be protected by permanent covenants running with the land or a conservation easement and shall be conveyed by the property owners to a homeowner's association, or, if mutually agreed upon, may be deeded to the Town, so as to guarantee the following:

11. Are you in favor of the adoption of Amendment #11 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3 (C)(2) Standards and Conditions to read as follows:

2. No portion of any wetlands, as defined in Section 210 "Wetlands Conservation District", land with more than a 20% slope or land within the 100 year flood plain may be used to fulfill the minimum tract size for any proposed Open Space Development.

12. Are you in favor of the adoption of Amendment #12 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3(E)(3) to read as follows:

3. Side and Rear Setback or Buffer: No structure, access road, collector road or parking area shall be within one hundred (100) feet of an abutting property line to the subdivision.

13. Are you in favor of the adoption of Amendment #13 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 327, Sewage Disposal Systems, as follows:

327.1 Applicability:

The standards of the section shall apply to sewage disposal systems for all existing vacant lots of record and all lots proposed to be created within subdivisions approved by the Deerfield Planning Board. These standards shall also apply to the replacement of a septic system on an existing lot.

327.2 Suitability of the Location of the Leaching Field for a Proposed Lot:

The leaching field or other components of the system designed to infiltrate leachate into the ground shall be located within a rectangular area of suitable soils having a contiguous area of not less than four thousand (4000) square feet. The minimum width of the rectangular area shall be forty (40) feet. No portion of the required suitable area shall be located within one hundred (100) feet of very poorly or poorly drained soils or a water body. To demonstrate the suitability of the area, the applicant shall dig a minimum of three (3) satisfactory test pits within the suitable area. The Town's independent soil scientist shall observe the

digging of the test pits and may require that additional pits be dug to demonstrate the suitability of the entire area. All test pits that are dug shall be recorded and the results of all test pits for lots within proposed subdivisions shall be provided to the Planning Board whether they are satisfactory or not.

The satisfactory pits shall be located at least forty (40) feet from any other satisfactory test pit. To be satisfactory, a test pit shall comply with the following criteria:

1. The minimum depth to be the estimated seasonal high water table shall be twenty four (24) inches, and
2. The minimum depth to ledge shall be four (4) feet.

327.3 Suitability of the Location of a Leaching Field for an Existing Lot:

The requirement for the design of a leaching field for an existing lot shall be the same as that required for a Proposed Lot, Section 327.2, except that only two satisfactory test pits are required to be excavated in the area of the proposed disposal field. Within the area of the disposal field shall mean no more than ten feet from the footprint of the proposed field. All other requirements shall apply.

327.4 Duties of the Code Enforcement Officer:

The Town's Code Enforcement Officer shall be responsible for the oversight of the installation of septic systems. In this capacity he or she shall:

1. Retain an independent soil scientist to oversee the digging of the test pits and to verify the accuracy of the test pit data.
2. Review the test pit information, suitability of the proposed leach field location and design of the proposed septic system for conformance with the Town's requirements prior to submitting the application to the State of New Hampshire. If the proposed system does not conform to the Town's requirements, The Code Enforcement Officer shall reject the application and notify the applicant of that decision in writing setting forth the reasons for the denial.
3. Inspect the installation of the system to see that it conforms to the approved location and design.

327.5 Replacement of a Septic System on an Existing Lot:

For replacement of a septic system, the applicant shall make every effort to meet the standards of Section 327.2. When the standard cannot be attained, the septic system designer shall identify the standard of the proposed replacement system.

327.6 Duties of the Independent Soil Scientist:

The independent soil scientist shall be retained by the Town and shall be responsible to the Code Enforcement Officer. The soil scientist shall be responsible for observing the digging of the test pits and the recording of the information to determine if the test pit is satisfactory. The soil scientist may require that additional test pits be dug to demonstrate that the required area is suitable.

327.7 Review Fee:

Prior to the scheduling of the digging of any test pits, the applicant shall pay a review fee to the Town to cover the cost of the services of the independent soil scientist. The amount of the fee shall be equal to the Town's actual cost for the services of the soil scientist. The Code Enforcement Officer shall collect a deposit prior to the scheduling of any test pit observations. The amount of the deposit shall be returned to the applicant within thirty (30) days of the date that the application for subdivision approval is submitted to the Town.

327.8 Subdivision Approval by the Planning Board:

Subdivision approval by the Planning Board shall not be granted until all fees for test pit inspection and review have been paid and satisfactory test pits are shown for each receiving area on each lot proposed to be created.

14. Are you in favor of the adoption of Amendment #14 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 328 Phased Development as follows:

328.1 Authority

Pursuant to the authority granted in the New Hampshire RSA 674:21(b), the Town of Deerfield adopts the following zoning amendment to be administered by the Town of Deerfield Planning Board in conjunction with the Town's Subdivision Regulations.

328.2 Purpose

The Planning Board recognized the potential for a significant increase in the number of residential housing units due to several proposed subdivisions and their impact on municipal services and thus adopts this amendment for the following purposes.

1. To guide the implementation of a major subdivision in the Town of Deerfield so that residents of the Town can be adequately served by community services as those services are expanded.
2. To ensure fairness in the allocation of building permits.
3. To phase in residential development at a rate that will be compatible with the orderly and gradual expansion of community services, including but not limited to education, fire and police protection, road maintenance, waste disposal and recreation.

328.3 Applicability

This article shall apply to all major subdivision applications filed with the Deerfield Planning Board. Major subdivisions are subdivisions that create four (4) or more new dwelling units. The following phasing schedule shall apply to all forms of residential subdivision of land as defined in RSA 672:14 (I) with the following exceptions.

When unusual or unforeseen conditions arise with regard to a particular subdivision, the applicant may request the Planning Board consider a modification to the phasing schedule. The applicant shall provide the Planning Board with sufficient information in order for the Board to consider such a request.

For subdivisions in excess of 60 dwelling units the Planning Board may require the subdivision to adhere to a longer phasing plan if the Planning Board determines that such phasing is necessary to protect the health, safety, welfare and environment of the Town.

328.4 Phasing Schedule

Number of Proposed Units	Years	Max. number of building permits that can be issued in one year
2 to 3	Not applicable	Not applicable
4 to 6	2	50%
7 to 9	3	33%
10 to 20	4	25%
21 to 40	5	20%
40 to 60	6	16%
Over 60	7 to 8	13%

328.5 Implementation

Subdivisions approved under the phasing schedule shall include a note on the plan that states the phasing schedule for the approved subdivision, identifying the phasing of each lot, consistent with the schedule in section 328.4. The Town's Building Inspector shall only approve building permits for lots in the subdivision approved after the effective date of this amendment consistent with the schedule in Section 328.4.

328.6 Periodic Review

The Planning Board shall periodically review the effectiveness and impact of this article, but not less frequently than once every two years to ensure that the phasing requirements of this article are:

1. Reasonable in its implementation.
2. Achieving the intent of the provision as stated in the Purpose above.

15. Are you in favor of the adoption of Amendment #15 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 329, Wireless Telecommunication Facilities Ordinance, as follows:

329.1 Authority

This Ordinance is adopted by the Town of Deerfield on March ___, 2006 in accordance with the authority granted by the New Hampshire RSA 674:16 and 21, II.

329.2 Purpose

These regulations have been enacted in order to establish general guidelines for the siting of towers and antennas and to enhance and fulfill the following goals:

Preserve the authority of the Town of Deerfield to regulate and provide for reasonable opportunity for the siting of telecommunications facilities.

Enhance the ability of providers of telecommunication services to provide such services to the community effectively and efficiently. Reduce the adverse impacts such facilities may create on, including, but not limited to: Migratory bird flight corridors, impacts on aesthetics, environmentally sensitive areas, historically significant locations, health and safety by injurious accidents to person and property, and diminution of property values.

Preserve the Town's unique view sheds, scenic values and natural resources in particular those identified in the Town's recently completed Open Space Plan.

329.3 Definitions

Antenna: Means any exterior apparatus designed for telephonic, radio, television, personal communications service, pager, network, or any other communications through the sending and/or receiving of electromagnetic waves of any frequency and bandwidth.

Average Tree Canopy Height: Means the average height found by inventorying the height above ground level of all trees over 20 feet in height for a radius of 150 feet of the proposed tower site.

Tower: Means any structure that is designed and constructed primarily for the purpose of supporting one or more antennas.

Telecommunications Facilities: Means any antenna, tower, or other structure intended for use in the connection with the transmission or reception of radio or television signals or any other electromagnetic transmission/receptions.

329.4 Location of Telecommunications Facilities

Telecommunications facilities may be permitted in all districts provided they are camouflaged, hidden or disguised. In no case, however, shall such a facility be sited in a location that would impact any view to Pawtuckaway Mountains and Nottingham Mountain.

329.5 Permitted Uses

Principal or Secondary Use. Telecommunications facilities may be considered either principal or secondary uses. Having an existing permitted use on site shall not preclude the addition of a facility as a secondary use as long as all other provisions of the Town of Deerfield's Zoning Ordinance are met. A different existing use or an existing structure on the same lot shall not preclude the installation of a facility on such lot. For purposes of determining whether the installation complies with district development

regulations, including but not limited to setback and lot coverage requirements, the dimensions of the entire lot shall control, even though the facility may be located on leased parcels within such lots. Facilities that are installed in accordance with the provisions of this Ordinance shall not be deemed to constitute the expansion of a nonconforming use or structure.

Any alteration of the original permitted use and device configuration of the facility will require a new approval.

Amateur Radio: Receive-Only Antennas. This Ordinance shall not govern any tower, or the installation of any antenna that is under 70 feet in height and is owned and operated by a federally – licensed amateur radio station operator or is used exclusively for receive- only antennas. This Ordinance adopts the provisions and limitations as referenced in RSA 674: 16, IV.

Essential Services & Public Utilities. Telecommunication facilities shall be considered infrastructure, essential services, or public facilities, as defined or used elsewhere in the Town's ordinances and regulations. Siting for telecommunications is a use of land, and is addressed by this Section.

329.6 Construction Performance Requirements

Federal Requirements: All facilities must meet or exceed current standards and regulations of the FAA, FCC, and any other agency of the federal government with the authority to regulate such facilities. If such standards and regulations are changed, the owners of facilities governed by the Ordinance shall bring these into compliance within six (6) months of the effective date of the changes, unless a more stringent compliance schedule is mandated by the controlling federal agency. Failure to bring facilities into compliance with any changes shall constitute grounds for the removal of the tower or antenna at the owner's expense, in accordance with 329.10 through the execution of the posted security.

Building Codes/Safety Standards. To ensure the structural integrity of towers and antennas, all facilities will be inspected every three years by an engineer approved by the Town, with the cost to be paid by the owner. The engineer will submit a report to the Town. If the report concludes that a tower fails to comply with such codes and standards and constitutes a danger to persons or property, the owner will receive notice that he/she has 30 days to bring such tower into compliance with the standards. If the owner fails to comply within 30 days, such action shall constitute an abandonment and grounds for the removal, in accordance with 329.10, of the tower or antenna at the owner's expense through execution of the posted security.

Additional Requirements for Telecommunications Facilities.

These requirements shall supercede any and all other applicable standards found elsewhere in Town Ordinances or Regulations that are less strict.

Height. All efforts should be made to keep tower height at a minimum; in no case shall a tower exceed 175 feet.

Setbacks and Separation. In addition to compliance with the minimum zoning district setback requirements for all structures and towers shall be set back a distance equal to 125% of the height of the tower from all property lines.

Security Fencing. Towers shall be enclosed by security fencing not less than six (6) feet in height and shall also be equipped with an appropriate anti-climbing device.

Landscaping. A vegetative buffer shall be provided that effectively screens the sight of the compound from adjacent property. The standard vegetative buffer shall consist of a landscaped strip of at least 10 feet wide outside the perimeter of the compound. Natural vegetation is preferred. In locations where the visual impact of the compound would be minimal or non-existent, the landscaping requirement may be reduced or waived entirely. Existing mature tree growth and natural landforms on the site shall be preserved to the maximum extent possible.

Camouflaging.

- A. At a tower site, the design of the buildings and related structures shall, to the maximum extent possible, use materials, colors, textures, screening, and landscaping that will blend the tower facilities with the natural setting and built environment.
- B. If an antenna is installed on a structure other than a tower, the antenna and supporting electrical and mechanical equipment must be of a neutral color that is identical to, or closely compatible with, the color of the supporting structure so as to make the antenna and related equipment visually unobtrusive.

Balloon Test. The applicant shall provide notice of a date on which a balloon(s) will be floated at the proposed site and provide pictures from all locations around the Town and within 20 miles from which the balloon(s) is visible.

329.7 Conditional Use Permits

General. Telecommunications Facilities are permitted only after obtaining a Conditional Use Permit from the Planning Board. All such uses must comply with other applicable ordinances and regulations of the Town of Deerfield. Issuance of Conditional Use Permits. In granting the Conditional Use Permit, the Planning Board may impose conditions to the extent the Board concludes such conditions are necessary to minimize any adverse effect of the proposed tower on adjoining properties, and preserve the intent of this Ordinance.

Procedure on Application.

The Planning Board shall act upon the application in accordance with the procedural requirements of the Site Plan Review Regulations and RSA 676:4.

All Towns within 20 miles of the proposed location will be notified of the public hearing by certified mail, to be paid by the applicant. A notice will also be posted in the newspaper customarily used for legal notices by these municipalities. Such notice shall be published not less than 7 days nor more than 21 days prior to the public hearing date.

Decisions. All decisions shall be rendered in writing. A denial must be based upon substantial evidence contained in the written record.

Permits shall be renewable every three years. When possible, this time frame shall be consistent with the timing for performance bond renewal and inspection per 329.6.

Plan Requirements. Each applicant requesting a Conditional Use Permit under this Ordinance shall submit a scaled plan along with information identified in Sections 4,4.1, Existing Data and 4,4.2 Proposed Data in the Town of Deerfield's Site Plan Review Regulations. The Planning Board may request the applicant to provide additional site plan information. This is customary for applications of this type.

Other Information Required. In order to assess compliance with this zoning amendment, the Planning Board shall require the applicant to submit the following prior to any approval by the Board:
Propagation Map showing proposed radio frequency coverage.

Photographic documentation of the balloon test(s).

The applicant shall submit written proof that the proposed use/facility complies with the FCC regulations on radio frequency (RF) exposure guidelines.

The applicant shall submit written proof that it has conducted an evaluation of any requirements of the National Environmental Policy Act (NEPA) pertaining to the proposed facility, as may be required under applicable FCC rules, and the results of any such evaluation. If such documents are required, the applicant should provide the Planning Board with copies.

The applicant will provide the Board with the following information:

1. The number of sites for telecommunication facilities each provider will require.
2. Sites outside of the Town for the particular coverage area that are being considered.

3. How the siting of a telecommunication facility will affect the ability to allow a competition's antennas on the same property.
4. The applicant will provide the Board with studies of alternative sites in the town that have been considered for siting and the selection criteria.

The applicant shall submit an agreement with the Town that allows for the maximum allowance of co-location upon the new structure. Such statement shall, at a minimum, require the applicant to supply available co-location for reasonable fees and costs to other wireless telecommunication providers. An opportunity for co-location is not to be considered a justification for excessive height of towers.

The applicant will provide the Board with any copies of the federal license from the FCC. Upon request the applicant will provide:

1. Detailed maps showing all of the carrier's current externally visible tower and monopole locations in the State within a 20 mile radius, both active and inactive.
2. Site descriptions for each of the above locations showing the antenna height and diameter and all externally visible structures.

The applicant will submit an agreement to the Town to the effect that the Town will be held harmless for any extraordinary fire or safety events.

329.8 Waivers

Any portion of these regulations may be waived or modified when, in the opinion of the Board, strict conformity would pose an unnecessary hardship to the applicant and such waiver would not be contrary to the spirit and intent of these regulations. The applicant shall submit a waiver request in writing to the Planning Board.

329.9 Performance Guarantee Agreement and Security

The applicant shall provide a performance guarantee to the Town in the amount that would be sufficient to cover the costs of site improvements and costs of removal and disposal of the facility components. The Planning Board shall establish the form and amount of the security. The Planning Board shall also require the applicant to submit proof of appropriate liability insurance with respect to the proposed facilities prior to construction. The term of the performance guarantee shall be negotiated with the Planning Board and administered by the Board of Selectmen.

329.10 Removal of Abandoned Antennas and Towers

Any antenna or tower that is not operated for a continuous period of 12 months shall be considered abandoned and hazardous to the public health and safety, unless the owner of said tower provides proof of quarterly inspections. The owner shall remove the abandoned structure within 90 days of a receipt of a declaration of abandonment from the Town. A declaration of abandonment shall only be issued following a public hearing, noticed in accordance with the Town procedures with written notice to abutters and the last known owner/operator of the tower. If the abandoned tower is not removed within 90 days, the Town may execute the performance guarantee in order to remove the tower. If there are two or more users of a single tower, this provision shall not become effective until all users cease using the tower.

329.11 Administration and Enforcement

The Board of Selectmen shall be responsible for the enforcement of the provisions of this ordinance.

329.12 Severability

The invalidity of any provision of this ordinance shall not affect the validity of any other provision.

329.13 Appeals

As provided by NHRSA 677:15, the applicant, an abutter or an aggrieved party may appeal a decision to the Superior Court as provided by RSA 677:15.

3. To vote on the following Warrant Articles, as amended, including the proposed budget, as a result of the action of the First Session.

Article 1

- a. To see if the Town will vote to raise and appropriate the sum of One Million Nine Hundred Fifty Thousand Dollars (\$1,950,000)(gross budget) for the construction and original equipping of a new municipal building (Town Offices and Police Department located adjacent to the G. B. White Building); and
- b. To authorize the issuance of not more than One Million Nine Hundred Fifty Thousand Dollars (\$1,950,000) of bonds and notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and amendments thereto enabling for the purpose of defraying the costs of the foregoing interest on such notes or bonds and to take such other actions as may be necessary to effect the issuance and sale of such bonds and notes; and
- c. To authorize the Selectmen to apply for, negotiate, contract for, seek and do all other things necessary to obtain such Federal and State grant-in-aid, contributions and assistance as may be available for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building), and to adopt any vote relating thereto; and
- d. To authorize the Selectmen to do all things necessary or convenient to carry the foregoing into effect, including, without limitations, the employment of engineers and the execution in the name of the Town of a contract or contracts for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building).
3/5 Ballot Vote Required This is a Special Warrant Article

Tax Impact: \$.52

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 2

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of the construction, renovation, replacement or repair of municipal buildings and to raise and appropriate the sum of Two Hundred Fifty Thousand Dollars (\$250,000) to be placed in this fund. (Majority Vote Required)

Tax Impact \$.45

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 3

To see if the Town will vote to raise and appropriate One Hundred Forty Eight Thousand Seven Hundred Forty Dollars (\$148,740) for the purpose of reconstructing a portion of Ridge Road, approximately 5,200 feet.

Tax Impact: \$.27

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 4

To see if the Town will vote to raise and appropriate the sum of Thirty Three Thousand Dollars (\$33,000) to make building renovations and repairs to the existing Highway Facility. Renovations and repairs include, but are not limited to, replacement of the existing overhead doors; install a waste oil burning furnace; repair existing salt storage shed and add on to the existing structure to increase storage capacity; and repair and insulate the existing inner wall of the garage itself which also serves as storage for tools.

Tax Impact: \$.06

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 5

To see if the Town will vote to raise and appropriate the sum of Seventeen Thousand Five Hundred Thirty Four Dollars (\$17,534) for the purpose of Town employee raises for salaries and wages. (This represents a 2.5% Cost of Living Allowance (COLA) increase for all part time and full time Town employees.)

Tax Impact: \$.03

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 6

To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) for the purpose of engineering and architectural studies with regards to proposals concerning municipal facilities or additions, replacement, renovations or repairs to existing municipal facilities.

Tax Impact: \$.02

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 7

To see if the Town of Deerfield will vote to raise and appropriate the sum of Eight Thousand Five Hundred Twenty Dollars (\$8,520) for the purpose of purchasing a speed display trailer and to accept a grant from the New Hampshire Highway Safety Agency in the amount of Four Thousand Two Hundred Sixty Dollars (\$4,260) in offsetting federal funds to be applied to the purchase price.

Tax Impact: \$.02

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 8

To see if the Town will vote to raise and appropriate Four Thousand Two Hundred Forty Five Dollars (\$4,245) for the purpose of replacing the gasoline fuel storage tank located at the Town Highway Department Garage. This includes a containment unit under the storage tank.

Tax Impact: Under \$.01

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 9

Shall the Town of Deerfield raise and appropriate 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 \$3,077,545? Should this article be defeated, the default budget shall be \$3,076,245, which is the same as last year, with certain adjustments required by previous action of the Town of Deerfield 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 the revised operating budget only.

Tax Impact: \$5.57 on the Total Operating Budget Tax Impact \$.14 (2.6% increase over 2005)

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Article 10

Shall we modify the elderly exemptions from property tax in the Town of Deerfield, based on assessed value, for qualified taxpayers, to be as follows: for a person 65 years of age to 75 years of age, \$70,000 (Present-\$30,000); for a person 75 years of age up to 80 years, \$110,000 (Present-\$50,000); for a person 80 years of age or older \$154,000 (Present-\$70,000). To qualify, the person must have been a New Hampshire resident for at least 5 years, own the real estate individually or jointly, or if the real estate is owned by such persons' spouse, they must have been married for at least 5 years. In addition, the taxpayer must have a net income of not more than \$36,800 (Present-\$18,400) or, if married, a combined net income of less than \$52,800 (Present-\$26,400); and own net assets not in excess of \$100,000 (Present-\$35,000) excluding the value of a person's residence. By Ballot.

The Selectmen recommend this Warrant Article.

Article 11

To see if the Town will vote to change the position of Highway Agent from an elected official to a position appointed by the Selectmen under the provisions of RSA 231:62.
(If a majority vote in favor of this article, the Selectmen elected at the next annual meeting shall appoint a Highway Agent.)

The Selectmen recommend this warrant article.

Article 12 (By Petition)

Shall we rescind the provisions of RSA 40:13 (known as SB2), as adopted by the Town on March 8, 2005, so that the official ballot will no longer be used for voting on all questions, but only for the election of officers and certain other questions for which the official ballot is required by state law? (3/5-majority ballot vote required)

Article 13 (By Petition)

To see if the Town will vote to deposit 50% of the revenues collected pursuant to RSA 79-A (the land use change tax) into the Town's Conservation Fund in accordance with RSA 36-A:5,III as authorized by RSA 79-A:25,II. Increasing to 50% the percentage of the land use change tax going to the Conservation Fund will enable the Conservation Commission to be more responsive in protecting important open space in Deerfield which is under increasing development pressure.

Article 14 (By Petition)

To see if the voters will vote to establish an ordinance restricting the taking of real property by eminent domain and the taking of personal property without a two thirds vote of the voters at a regular Town Meeting.

Article 15 (By Petition)

To see if the Town will vote to change the position of Planning Board members from an elected official to a position appointed by the Selectmen under the provisions of RSA 673:2,II(c).

Given our hands and seal this 26th day of January, in the year of our Lord Two Thousand and Six.

James T. Alexander, Chairman	
R. Andrew Robertson, Vice Chairman	Board
Joseph E. Stone	of
John Reagan	Selectmen
Stephen R. Barry	

A True Copy,
Attest:

James T. Alexander, Chairman	
R. Andrew Robertson, Vice Chairman	Board
Joseph E. Stone	of
John Reagan	Selectmen
Stephen R. Barry	

In accordance with the American Disabilities Act, if you need or prefer an alternate format of communication, please contact us.

STATE OF NEW HAMPSHIRE
TOWN OF DEERFIELD
DELIBERATIVE SESSION
February 11, 2006
MINUTES

Call to Order:
9:01am

Town Moderator, Jonathan Hutchinson called the meeting to order.

The Moderator introduced the Board of Selectmen, staff and Election Officials present at this Deliberative Session.

Selectmen Present: Chairman of the Board of Selectmen, James Alexander; Vice Chairman R. Andrew Robertson; Joseph Stone, Stephen Barry, John Reagan; Selectmen.
Also Present: Diana Vincent, Town Clerk/Tax Collector; Samantha Piatt, Recording Secretary; Douglas Leavitt, Assistant Moderator; Cynthia Heon, Town Administrator; Suzanne Vaara, Deputy Town Clerk/Tax Collector; Jeanette Foisy, Donna Cisewski and Kevin Barry, Assistants; Cheri Sanborn, Diane Valade and Katharyn Williams, Supervisors of the Checklist; Barbara Daley and Suzanne Sherburne, Ballot Clerks; Counters; Patrolman Amber Marcio and Corporal Eric Hardy, Officers on Duty

Moderator Hutchinson informed the public present that this was Deerfield's first Deliberative Session under SB2 (Official Ballot Voting). There will be no official voting as done at previous Town Meetings. The public will have the opportunity to amend warrant articles only before they are placed on the official paper ballot.

The Moderator read the rules of conduct for the Deliberative Session as previously adopted. The Deliberative Session will follow Robert's Rules of Order.

Moving to the Warrant the Town Moderator, Jonathan Hutchinson read the following:

"FIRST SESSION:

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

You are hereby notified to meet at the Deerfield Community School on Saturday, the 11th day of February, 2006 at 9am. This session shall consist of explanation, discussion and deliberation of the Warrant Articles numbered One (1) through Fifteen (15). The 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:

Voting session to act on all Warrant Articles, as amended, including the proposed budget, as a result of the action of the "First Session" will be held on Tuesday, March 14, 2006, at the Deerfield Community School. Polls will be open from 7am to 7pm.

1. To choose all necessary Town Officers for the year ensuing.
2. To see if the Town will vote to adopt amendments to the existing Town Zoning Ordinance as proposed by the Planning Board. (The amendments as proposed by the Planning Board are

3. available for inspection at the Offices of the Town Clerk and Selectmen during business hours of 8:00am to 7:00pm Mondays, and from 8:00am to 2:30pm Tuesday through Friday.)”

Town Moderator, Jonathan Hutchinson recognized Chairman of the Board of Selectmen, James Alexander for an explanation of the tax impact. This year, the Board of Selectmen attached to each Warrant Article the Tax Impact for that Article. This is an estimate based on the gross valuation of the Town which is \$552 million dollars. All revenue factors are not in place and can't be accurately predicted; therefore, this is only an estimate based on all the information that the Board of Selectmen has to present at this time. The estimate is subject to change.

Article 1:

- a. To see if the Town will vote to raise and appropriate the sum of One Million Nine Hundred Fifty Thousand Dollars(\$1,950,000)(gross budget) for the construction and original equipping of a new municipal building (Town Offices and Police Department located adjacent to the G. B. White Building); and
- b. To authorize the issuance of not more than One Million Nine Hundred Fifty Thousand Dollars (\$1,950,000) of bonds and notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and amendments thereto enabling for the purpose of defraying the costs of the foregoing interest on such notes or bonds and to take such other actions as may be necessary to effect the issuance and sale of such bonds and notes; and
- c. To authorize the Selectmen to apply for, negotiate, contract for, seek and do all other things necessary to obtain such Federal and State grant-in-aid, contributions and assistance as may be available for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building), and to adopt any vote relating thereto; and
- d. To authorize the Selectmen to do all things necessary or convenient to carry the foregoing into effect, including, without limitations, the employment of engineers and the execution in the name of the Town of a contract or contracts for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building).
3/5 Ballot Vote Required This is a Special Warrant Article
Tax Impact: \$.52 cents

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Chairman of the Board of Selectmen, James Alexander made a motion to move Warrant Article 1.
Seconded by **Selectman Stephen Barry**.

The **Town Moderator, Jonathan Hutchinson** declared Warrant Article 1 open for discussion.

Chairman James Alexander made a motion to amend paragraph (a), (c) and (d). The Amendment *STRIKES* the words “municipal building” and *REPLACES* them with “new facility”. The amendment *DELETES* “adjacent to the G.B. White Building”. Seconded by **Vice Chairman R. Andrew Robertson**.

The **Town Moderator** declared the Amendment to Warrant Article 1 open for discussion.

Chairman James Alexander stated that the purpose of the Amendment was to follow through on a recommendation brought forward by the George B. White Study Committee. The Board of Selectmen recognizes the need for a Police Department but not necessarily a Town Office. The Town should not limit their options. If the George B. White Building ever had to be sold it would be difficult with a building adjacent to it. The committee brought forward the idea of bringing in a Building Manager. The Board is concerned about constructing a building in close proximity of two very large septic tanks which would have to be disturbed. Constructing the building in the proposed location would impact the playground used by the daycare.

The Town Moderator recognized members of the public to speak to the Amendment.

Warren Billings stated that last year he was against the Warrant Article for a new safety complex. He did recognize the need for space and wanted to be part of the solution. He went to the Board of Selectmen and they granted his request to work on the space needs. Mr. Billings requested Selectman John Reagan be part of this Committee. Originally Mr. Billings thought that the George B. White Building should be renovated. The plan the Study Committee came up with is a plan that the entire Committee is comfortable with. The figures to remodel the existing building and build a new structure are close. The loss of town businesses would be a negative. Mr. Billings said Selectman John Reagan suggested a lease of the George B. White Building. This would allow the Town a new building and a new income stream. The Amendment does not make sense for the tax impact on the Town. The taxpayer wants a plan and the Committee came up with a plan that works.

James Spillane stated that he was opposed to the Amendment for the same reasons as Mr. Billings. The property of the George B. White Building is the only valuable part of the building. Leasing the building is the only way to make money. Amending the Warrant Article will kill it.

Harriet Cady stated her uneasiness for spending money and asked where the Board of Selectmen was throughout the process. The Board of Selectmen is trying to overthrow the work of the Committee. The Committee came up with an answer to the crisis. Ms Cady will vote no on the Amendment because it will hurt the work of the Committee.

Fred McGarry, Chairman of the Planning Board, asked if the Board of Selectmen will be planning the building. **Selectman John Reagan** stated that in order to establish a cost of space the need had to be determined. Jeff Cook provided conceptual drawings that allowed a cost amount for the bond to be figured. The conceptual drawings are not the architectural drawings. **Selectman John Reagan** continued indicating that moving the location and constructing one structure is less expensive than constructing two separate structures and asked if two structures would be constructed. **Chairman James Alexander** answered that the purpose of the Amendment is to take the combination of the two functions of the Town out of one building. The reason is the new building does not eliminate the possibility of civilians in close proximity to the Police Department. There's a possibility that the Town Offices could move to the Historic Town Hall. There were plans for a Safety Services Complex that were drafted three years ago. Chairman Alexander asked to have those plans re-evaluated. For \$850,000 the Town could have a building on the site across the street. With the removal of some items the cost goes down to \$750,000. Chairman Alexander continued that the intent of the Amendment is not to negate the Committee's work.

Dick Boisvert asked the Town Moderator to poll the members of the Board of Selectmen. **Vice Chairman R. Andrew Robertson** stated that he would like to retain the G.B. White Building and does not want to link the facilities. He intended to vote in favor of the Amendment. He polled the tenants and they will not definitely stay. There are concerns over space needs and the Chief had little input. **Selectman Joe Stone** stated that the Study Committee did a good job on presenting the plans and he concurs with Vice Chairman Robertson. In the 1970's a new septic system was put in the George B. White Building for the new school. If another building is placed adjacent to the George B. White building there's no study that says the septic system will handle this. The Amendment gives the Town options. **Selectman John Reagan** urged the defeat of the Amendment. The Committee created a proposal and they have doubts about the site preparation across the street. **Selectman Stephen Barry** added that he appreciates the work of the Committee. A stand alone police station is the best way to go. The Town Hall should be put back into use so it can remain a part of the town landscape; this will also bring the Town Offices back to the center of Town.

Bob Mann asked if the Study Committee had knowledge of the separate plans that had been created. If the Committee did not have all the information then they were at a disadvantage.

Selectman John Reagan stated that the Committee did have the plans. The Committee knew that the George B. White Building was only worth the land it sits on. It's valued at approximately \$250,000. Other options were explored and considered. The Committee answered the charge and the result is Warrant Article 1. **Robert Strobel** asked if Mr. Reagan was in favor or against the Amendment. **Selectman Reagan** is opposed.

Vice Chairman R. Andrew Robertson stated the difference is new construction. The charge of the Committee was to recommend the best use of the George B. White Building.

Mark Tibbetts added a study of the leach field is necessary. The field is a problem.

Selectman Stephen Barry stated that there are four Selectmen that do not agree with the Warrant Article. The Board of Selectmen could have killed the idea rather they brought it forward and are asking the public to decide. **Kathy Berglund** stated that the charge was to review the best use of the George B. White Building and the proposed use of it. The Amendment and Warrant Article are an expansion of this charge. **Selectman Stephen Barry** stated that Warrant Article 2 is the solution that the four Selectmen, who are opposed to Warrant Article 1, are hoping would pass in an effort to come up with a next step.

Alan O'Neal asked why the Selectmen supported Warrant Article 1. **Selectman Joseph Stone** answered that the Selectmen supported this Warrant Article so that it could be brought to the entire group; the final decision should be up to the citizens of the Town. **Peter Aubrey** stated that if the Selectmen wanted to change the article then they should have presented an alternative article.

Debbie Boisvert questioned the idea of a management company and asked if the taxpayers will be on the hook for upkeep of the George B. White Building. **Moderator Hutchinson** declared the question appropriate for the next order or business.

Richard Mailhot asked if the Planning Board had been consulted and if the site services can handle the new building where we have systems in question. Mr. Mailhot commended the Committee for coming up with new ideas. **Warren Billings** stated that the Committee did not officially speak to the Planning Board. The Committee did include money to update the septic system and carried money to address system issues. **Moderator Jonathan Hutchinson** asked for a member of the Planning Board to address the question. **Fred McGarry, Chairman of the Planning Board** stated that the Town will have to come to the Planning Board with regard to the site plan.

Maureen Mann stated that she had concern with the Amendment and voting the Warrant Article up or down. This seems to be an open ended issue. Is it possible that the Amendment will make the Warrant Article more specific? **Chairman James Alexander** stated that for specifics the Town is in possession of a full set of drawings that have been modified. They show what would be done across the street from the George B. White Building. For the Historic Town Hall, and placing offices there, a Committee came back with an immediate need assessment at a cost of \$450,000. To provide accessibility an addition for an elevator is necessary. To accomplish this, the building would have to be extended and if the extension were moved a little further out, the addition could house the Town Offices. At no point would the Board disregard proposals brought to them but didn't want their hands tied in terms of options.

Bernie Cameron asked why the amount of the Warrant Article would not change if the price of the building changed. Is the price of the alternative plan still at \$1,950,000? **Selectman Stephen Barry** answered that the Amendment is for clarification. **Bernie Cameron** stated that to keep the same figure for a different plan seems strange. **Selectman Stephen Barry** answered that the number can't be amended because bond hearings have been held. However, the Town does not have to bond \$1,950,000 million. If there was a new figure, there would be a new bond. The bond hearing was for \$1,950,000 million and that's why it's on the Warrant. **Bernie Cameron** asked if the figure can be amended at the Deliberative Session. **Town Moderator, Jonathan Hutchinson** answered that it could be.

Jeanne Menard asked what reasons there were in support of the other building. **Warren Billings** stated one of the reasons why the Committee chose not to put the building across the street was because in 10 years if needed, because of growth, we can retain part of the George B. White Building for Town use.

Warren Billings said it is the infrastructure we enjoy today. The location has accessibility and line of site. If the State reconstructs 43/107, as part of the previous plan, Candia Road could be dead ended. No one knows what would be needed ten years down the road in terms of departments. The Town never thought they would need a Parks and Recreation Department. Mr. Billings thanked the Board of Selectmen for the illusion of being behind the Warrant Article. However, the Committee could have petitioned for the Warrant Article.

Jon Winslow made a motion to *CLOSE DEBATE AND MOVE THE QUESTION*. Seconded by **Alan O'Neal**.

POINT OF ORDER, **Harriet Cady** asked if the question could be divided. She further clarified that she wanted it divisible on the ballot. **Moderator Hutchinson** ruled NO.

Moderator Hutchinson called for the Vote on the motion to Close Debate and Move the Question. It was a Vote in Favor. Back to the Amendment on the Main Motion.

Town Moderator, Jonathan Hutchinson stated the motion before the Meeting was on the Amendment to Warrant Article 1 as previously read. **The Moderator** called for a Vote. **Selectman Joseph Stone** requested a Division of the House as the Vote was unclear. The Moderator asked for the Counters to come forward. The Moderator called for the Vote: IN FAVOR: 39, OPPOSED: 66

The Amendment to Warrant Article 1 Failed.

Debbie Boisvert asked if the Town would be on the hook for repair and the maintenance of the George B. White Building. **Selectman John Reagan** answered that it would be a standard commercial lease; the property manager would maintain the upkeep and the Town would be responsible for the outside upkeep of the George B. White Building. **Debbie Boisvert** asked in follow-up if leasing the space was possible. **Selectman John Reagan** answered that he had spoken with three potential property managers. Without action from the Town, you can only go so far. There's interest. **Debbie Boisvert** asked if the Town would maintain the septic and water. **Selectman John Reagan** answered yes. **Warren Billings** added that the Committee did not intend the leasing of the building to be the save all financial windfall for the project. The numbers the Committee ran on the property manager were conservative. \$0.52 per thousand on the tax bill is a worst case scenario.

Richard Mailhot asked what the impact would be on businesses housed within the existing George B. White Building. **Warren Billings** answered that by State law every tenant should be paying property taxes and it's the decision of the Town to abate them. If the rent goes up, or down, depends on how much improvement has been made.

Rebecca Hutchinson urged the Defeat of Warrant Article 1. She agreed with the premise of allowing the Town to decide and hear. The Study Committee did a lot of hard work that should come before the community. Maybe the Board of Selectmen should not continue this practice of placing articles before the voters if they are not in agreement with them.

Harriet Cady stated that the leasing of the property would bring services to the Town that the community needs rather than traveling for them. For example a dental practice. The businesses were approached and asked about buying the space or property management. **Vice Chairman R. Andrew Robertson** stated that he was assured that the tenants they were in favor of the leasing option from the Committee and he got the opposite opinion from the tenants. The concern for existing tenants is increased rent.

Erick Berglund asked for the length of the bond and a range of cost. **Selectman John Reagan** answered that it was a 10 year bond and would decrease \$0.03 per year for the length of the bond.

Jeanne Menard asked if the building would have to go through a site plan review. **Fred McGarry, Planning Board Chairman** answered that government organizations are not required to go through site plan review. **Warren Billings** stated that he was cognizant the municipality did not have to go through site plan review but would because they should be scrutinized just as any business coming into Town would be.

Chief Steve Turner stated that he has a vested interest in the Police Department. He has no personal preference about where to put the station but would prefer a stand alone building for liability reasons. There's no way to ever make the entire Town happy. The plan was not what Chief Turner expected but he understood that it was conceptual and that the Department would have input when final plans were put in place. This is a liability issue waiting to happen. The environment is not safe. This is the best option that we have available.

Don Helie questioned how much use the Historic Town Hall is getting. **Vice Chairman R. Andrew Robertson** stated that the Town does charge a user fee for many groups and noted the Historic Town Hall receives heavy use. The question was deferred to Mark Tibbetts. **Mark Tibbetts** stated that the Town Hall is used on a regular basis and he had asked to have the rental fee raised because of the amount of use versus the cost of the utilities.

Don Helie asked about the how much the bond issue is over 10 years and the cost to raise \$2million in one time monies. **Chairman James Alexander** referenced the figures that he had given at the beginning of the meeting as a rule of thumb.

Robert Strobel asked if the term "adjacent" limited the plan. Can adjacent also mean across the street? **Vice Chairman R. Andrew Robertson** stated that this Warrant Article limits the Town to the property that the George B. White Building currently sits on. Vice Chairman Robertson added the question would best be answered by attorneys.

James Spillane made a motion to CLOSE DEBATE AND MOVE THE QUESTION. Seconded by **Jon Winslow**. **The Moderator** called for the Vote. It was a Vote in Favor. Back to the Main Motion, Article 1 as printed.

ARTICLE #1

The Moderator declared the Town Clerk will place Warrant Article 1 on the ballot as printed.

Alan O'Neal made a motion to Restrict Reconsideration of Warrant Article 1. The motion was duly seconded by **Jon Winslow**.

Moderator Hutchinson stated that if the motion is adopted that Warrant Article 1 cannot be taken up for reconsideration at this meeting. It is not debatable. **The Town Moderator** re-stated the question and called for the Vote. It was a Vote in Favor. Reconsideration of Article 1 is restricted.

Article 2:

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of the construction, renovation, replacement or repair of municipal buildings and to raise and appropriate the sum of Five Hundred Thousand Dollars (\$500,000) to be placed in this fund. (Majority Vote Required)

Tax Impact: \$.91

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Chairman James Alexander made a motion to move Warrant Article 2 as printed. Seconded by **Selectman Stephen Barry**.

Moderator Hutchinson declared Warrant Article 2 open for discussion.

Chairman James Alexander stated that over the past few years many items have been brought forward in terms of Municipal Building proposals that need to be addressed. The Town has voted to make improvements. This fund would allow a reserve that the Town can cap and this includes the amount needed to continue use of the Historic Town Hall.

Harriet Cady stated that she was concerned that we do not collect an Impact Fee for the people moving into the Town for the purpose of building repairs and maintenance. **Fred McGarry** confirmed money has been set aside from Impact Fees for school, the transfer station and roadways but not maintenance and repair of buildings. **Harriet Cady** further asked if Impact Fees would be collected against the Capital Reserve Fund. **Fred McGarry** stated that the Capital Reserve cannot be used for maintenance, rather for new buildings to have the Impact Fees apply. **Harriet Cady** asked if the fund would be used for the Highway Shed and the Historic Town Hall. **Fred McGarry** answered that it would depend on the stated purpose.

Warren Billings stated that he felt this was a good Warrant Article but he would oppose it. This does not apply a solution. This is not the time to set \$500,000 aside. If you want to fix the Historic Town Hall, make a Warrant Article out of it.

James Spillane stated that there's a need for a Capital Reserve Fund. He disputes the amount; \$500,000 as an option should the first Warrant Article fail.

Chairman James Alexander stated that to remove money from the Capital Reserve Fund a Warrant Article is needed. This Fund is not at the whim of the Board of Selectmen. **James Spillane** stated that this supports his argument.

Town Moderator, Jonathan Hutchinson ruled that the amount of this Warrant Article could be amended.

James Spillane amended Warrant Article 2 from the sum of \$500,000 to \$250,000. Seconded by **Jon Winslow**.

James Spillane, Vice Chairman of the MBC said the MBC did support this Warrant Article. **James Spillane**, speaking as a citizen said this amount is not a wise use of tax dollars.

Robert Mann asked if the amendment was a portion of Article 4. **The Town Moderator** ruled it was not. **Chairman James Alexander** stated that Warrant Article 2 will not pay for Warrant Article 4. They have totally different purposes. Historically, Chairman Alexander stated that he's been against Capital Reserve Funds but the Town has to do something. **Robert Mann** asked for clarification on the allotment. **Selectman Stone** stated that statutes state permission must be asked to spend money.

Vice Chairman R. Andrew Robertson stated this is something that the Board of Selectman feel is correct. **Selectman Stephen Barry** added that the Board of Selectman is looking at possible improvements to Town buildings.

Debbie Boisvert urged the defeat of the Amendment. Money should be put aside for improvements as a taxpayer just as a homeowner must do. Borrowing less is prudent. **Richard Mailhot** stated that money should be put away when times are good. Warrant Article 2 will be in the Towns favor should Warrant Article 1 fail.

There was no further questions on the Amendment. **Moderator Hutchinson** called for the Vote on the Amendment. The Amendment was defeated.

Denise Greig asked if the tax impact was all in one year. **Vice Chairman R. Andrew Robertson** answered that this is a one time impact on the tax rate.

Point of Inquiry

Leo Roy asked for a parliamentary inquiry. First: is it possible to vote on the article and not the amendment. Second: is it possible to pass both articles. **The Town Moderator** answered yes to both inquiries.

Vice Chairman R. Andrew Robertson stated that if the expenditures don't take the amount appropriated then the money is returned to the General Fund.

Linda Perry clarified this is a \$0.91 cent hit, one time, on the tax rate.

Point of Order

Harriet Cady presented a document to the Town Clerk.

Alan O'Neal asked if the body could amend Warrant Article 2 that if Warrant Article 1 passed then Article 2 will not be funded. **Chairman James Alexander** stated that contingency Warrant Articles are not allowed. If necessary, the Board of Selectmen could close out the Capital Reserve Fund and use it to reduce taxes.

Alan O'Neal asked if the bond could be paid earlier. **Chairman James Alexander** stated that you can't pay a bond early. The only option is to close out the Capital Reserve Fund and return the monies back to the General Fund.

Town Moderator, Jonathan Hutchinson asked if the Town Attorney had been contacted on this issue. **Chairman Alexander** answered no. **Vice Chairman R. Andrew Robertson** stated that by going to a paper ballot there's no ability to vote yes or no. **Selectman Joe Stone** stated that this is an SB2 situation and not a Town Meeting situation. The question will be answered after the polls close.

Alan O'Neal proposed an amendment to Warrant Article 2 that reads: "*If Warrant Article 1 passes then Warrant Article 2 will not be funded.*" Seconded by **James Spillane**.

Selectman Joseph Stone stated that he was confused on how to vote.

The Moderator stated that this is allowable; precedent has been set in other SB2 towns.

Selectman Stephen Barry stated that the "will not be funded" is where the problem lies and thought amending the article to "*If Warrant Article 1 passes then Warrant Article 2 will be withdrawn.*" would be better.

Moderator Hutchinson stated that if the body took an illegal action then Department of Revenue Administration (DRA) would not allow the Town to move forward. The original amendment language will remain in place.

Point of Clarification

Selectman Stephen Barry asked for a point of clarification. The amendment will read "*If Warrant Article 1 passes then Warrant Article 2 will not be funded.*"? **The Town Moderator** stated that this language would be appended to Warrant Article 2.

Point of Order

Selectman Joseph Stone requested a two minute recess to review interpretation. **The Town Moderator, Jonathan Hutchinson** announced a five minute recess.

Recess:

11:25am

The Meeting was called out of recess at 11:32am.

Moderator Hutchinson stated that the body will move forward with the proposed amendment.

Jon Winslow moved the question. **The Moderator** ruled this inappropriate.

Denise Greig stated that irregardless of Warrant Article 1 there's still a need for Warrant Article 2. The questions are not related. **Chairman James Alexander** stated the funds have a different purpose and are not related. The Historic Town Hall cannot be used if we don't bring the building to code. There's no other option for the Historic Town Hall. There's a potential of a lawsuit if we don't do something about the Police Department.

Harriet Cady stated that the problem with funding the Capital Reserve Fund is that if you move out of Town the homeowner does not get the money back. **The Moderator** requested that the body speak to the Amendment only.

There was no further discussion on the Amendment. **The Town Moderator** called for the Vote on the Amendment. The Amendment was defeated. Back to the Main Motion.

Dick Boisvert proposed an Amendment to amend Warrant Article 2 to change the sum of "\$500,000 to \$200,000". **The Moderator** ruled this Amendment was not in order. A motion to Reconsider must precede this motion. The previous motion to change the amount was defeated. A member on the winning side must make a motion to Reconsider.

Harriet Cady proposed an Amendment to the Amendment to change the amount in Warrant Article 2 from the sum of "\$500,000 to \$0". **The Moderator** ruled the Amendment to the Amendment out of order for the same reason as the previously proposed Amendment. **Harriet Cady** urged defeat of the article.

Leo Roy stated that with SB2 going on his recommendation to the Board of Selectmen is to come up with more concise plans so the Town knows what they are voting for. This is not a concise Warrant Article. He urged defeat of Warrant Article 2.

Selectman Joseph Stone stated that the purpose of the Deliberative Session is to come together to approve or disapprove the article and asked why are amendments restricted. **Moderator Hutchinson** ruled that the body already voted on the question. To keep voting on the amount is playing a game of Reconsideration, without Reconsideration. **Selectman Joseph Stone** stated that he respectfully disagreed.

The Town Moderator stated that the Town used to have a two amendment rule. If we have an amendment on the same subject, then this is not respectful of the meeting. **Selectman Joseph Stone** stated that the body has a right to challenge the Moderator.

Jeanne Menard stated the question is do we want the fund or not. Not necessarily the dollar amount.

Alan O'Neal stated that if Selectman Stone has some new information then it should come forward. Residents may like the idea of the Fund, but want to fund it at a lower dollar amount. Mr. O'Neal requested that anyone is favor of \$250,000 could reconsider their vote so the body can decide if they prefer \$200,000.

Jeanne Menard would like a compromise to be reached.

Point of Order

Harriet Cady called for a Point of Order and asked the Amendment to fund the Capital Reserve Fund at \$250,000 rather than \$500,000 be reconsidered. Seconded by **James Spillane**.

Moderator Jonathan Hutchinson stated there was a motion on the floor to Reconsider the vote to amend the article from \$500,000 to \$250,000. There was no discussion. **The Moderator** called for the Vote. The Vote was a Vote in Favor. The Reconsideration of the Amendment to Article 2 is adopted.

Richard Boisvert made a motion to amend the Capital Reserve Fund from \$500,000 to \$200,000. Seconded by **Harriet Cady**.

There was no discussion on the Amendment. **The Moderator** called for the Vote. The Vote was a Vote in the Negative. The Amendment is defeated.

Harriet Cady made motion to amend the Capital Reserve Fund from \$500,000 to \$0. Seconded by **Don Gorman**.

Harriet Cady stated that by moving the funding to zero you avoid establishing a bank account from people that are here today and gone tomorrow.

Don Gorman stated that he will vote in favor of zero. The School Board did establish two different trust funds. This is a good idea because they were established for a specific purpose; first for maintenance and second in case the Town is hit with the impact of a special needs child. The Town provided this funding because the purpose was specific. The trust funds came from surplus money.

Robert Mann stated that if the body votes yes on this Amendment they are taking the decision away from the voters.

There was no further discussion on the Amendment. **The Town Moderator** called for the Vote on the Amendment. The Amendment was defeated. Back to the Main Motion.

Moderator Hutchinson stated that the question is on the original Amendment; funding the Capital Reserve Fund from "\$500,000 to \$250,000".

Richard Boisvert stated that the \$250,000 Amendment is good because it lessens the tax impact.

Harriet Cady asked if the Vote will be taken by Secret Ballot. **The Moderator** ruled the request out of order.

Gigi Klipa stated that the Trust Fund is a good idea and is willing to compromise on the number. There needs to be a sense of responsibility to the Town.

Robert Mann asked the Town Moderator if the body could be asked if the meeting will vote on a Capital Reserve Fund regardless of the amount. **Moderator Hutchinson** ruled the request out of order.

There was no further discussion on the Amendment to Article 2. **The Town Moderator** called for the Vote on the Amendment to Article 2 to decrease the amount from \$500,000 to \$250,000. The Amendment is adopted. Back to the Main Motion as Amended.

There was no further discussion on Warrant Article 2 as amended.

ARTICLE #2 AS AMENDED

The Moderator declared the Town Clerk will place Warrant Article 2 on the ballot as amended.

The amended Warrant Article 2 will read as follows:

"To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of the construction, renovation, replacement or repair of municipal buildings and to raise and appropriate the sum of Two Hundred and Fifty Thousand Dollars (\$250,000) to be placed in this fund. (Majority Vote Required)"
Tax Impact \$.45

Article 3:

To see if the Town will vote to raise and appropriate One Hundred Forty Eight Thousand Seven Hundred Forty Dollars (\$148,740) for the purpose of reconstructing a portion of Ridge Road, approximately 5,200 feet.

Tax Impact: \$.27

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Chairman James Alexander made a motion to move Warrant Article 3 as printed. Seconded by **Selectman Stephen Barry**.

Moderator Jonathan Hutchinson declared Warrant Article 3 open for discussion.

Chairman Alexander stated that Ridge Road is in bad condition and this appropriation is for 1 mile of reconstruction.

There was no further discussion on Warrant Article 3.

ARTICLE #3

The Moderator declared the Town Clerk will place Warrant Article 3 on the ballot as printed.

Article 4:

To see if the Town will vote to raise and appropriate the sum of Thirty Three Thousand Dollars (\$33,000) to make building renovations and repairs to the existing Highway Facility. Renovations and repairs include, but are not limited to, replacement of the existing overhead doors, install a waste oil burning furnace, repair existing salt storage shed and add on to the existing structure to increase storage capacity. Repair and insulate the existing inner wall of the garage itself which also serves as storage for tools.

Tax Impact: \$.06

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

Chairman James Alexander made a motion to move Warrant Article 4 as printed. Seconded by **Selectman Stephen Barry**.

Moderator Hutchinson declared Warrant Article 4 open for discussion.

Chairman Alexander stated that the Highway Shed has deteriorated. The salt needs to be contained and kept away from the neighbors. An additional stockpile will make it easier for the Town to get through the winter months.

Josh Freed proposed an Amendment to remove the installation of a waste oil burning furnace. Seconded by **Bob Davitt**. **Josh Freed** asked what the Board of Selectmen intended for use of the furnace. Will it burn oil disposed of at the Transfer Station? Mr. Freed believes there's a better way to dispose of the oil.

Chairman James Alexander stated that oil cannot be taken from the transfer station because of hazard restrictions.

Town Moderator, Jonathan Hutchinson asked Josh Freed if he still wished to support his Amendment. **Josh Freed** answered no; Mr. Freed will not support his Amendment.

Leo Roy asked about the amount of oil they are intending to burn and if this was a cost effective method. **Chairman James Alexander** stated that this was an efficient furnace. **Alex Cote** stated that there's no problem because the Town is limited in what they can transfer. The furnace also has a filter to remove any impurities. The unit is removable in case the Highway Department has to relocate. **Leo Roy** also urged the defeat of the Amendment based on the information.

James Spillane stated that the wording in this Warrant Article is only suggested. **Alan O'Neal** asked if this would offset oil costs. **Alex Cote** was not sure and he was unsure of the volume of oil also.

There was no further discussion on the Amendment. **The Moderator** called for the Vote on the Amendment. The Amendment was defeated.

There was no further discussion on Warrant Article 4.

ARTICLE 4

The Moderator declared the Town Clerk will place Warrant Article 4 on the ballot as printed.

Article 5:

To see if the Town will vote to raise and appropriate the sum of Seventeen Thousand Five Hundred Thirty Four Dollars (\$17,534) for the purpose of Town employee raises for salaries and wages. (This represents a 2.5% Cost of Living Allowance (COLA) increase for all part time and full time Town employees.)

Tax Impact: Under \$.03

The Selectmen recommend this appropriation/The MBC recommends this appropriation

Chairman James Alexander made a motion to move Warrant Article 5 as printed. Seconded by **Selectman Stephen Barry**.

The **Moderator Hutchinson** declared Warrant Article 5 open for discussion.

Chairman Alexander stated that this is a traditional practice and based upon the Social Security figure. Social Security received a 4.1% increase but in reality a portion of this went towards Medicare. Instead the Board of Selectmen chose 2.5%. This seemed fair since the Town was still paying medical expenses for full time employees.

The Moderator stated there was no further discussion on Warrant Article 5.

ARTICLE 5

The Moderator declared the Town Clerk will place Warrant Article 5 on the ballot as printed.

Article 6:

To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) for the purpose of engineering and architectural studies with regards to proposals concerning municipal facilities or additions, replacement, renovations or repairs to existing municipal facilities.

Tax Impact: \$.02

The Selectmen recommend this appropriation/The MBC recommends this appropriation

Chairman James Alexander made a motion to move Warrant Article 6. Seconded by **Selectman Stephen Barry**.

The **Town Moderator, Jonathan Hutchinson** declared Warrant Article 6 open for discussion.

Chairman James Alexander stated that the article is clearly written as to the intent.

Alan O'Neal asked if this article will be dependent on Warrant Article 1. **Chairman James Alexander** answered no because an architectural study is needed on all buildings. **Alan O'Neal** asked if Warrant Article 1 carries this cost. **Harriet Cady** reiterated the statements of Mr. O'Neal. **James Spillane** answered that this appropriation was for other needs of the Town and requested that the Board of Selectmen speak to this.

Selectmen Joseph Stone is in support of the Warrant Article because it will be used for other facilities. **Maureen Mann** asked for examples. **Selectman Joseph Stone** continued noting the Highway Department, Landfill and the Historic Town Hall. **Vice Chairman R. Andrew Robertson** added that Mr. Billings stated they were given no money for their task as a Committee. The Town cannot count on people donating their services in the future. **Ruth Kletnick** stated that the Warrant Article seems to cover many of the same issues addressed in Warrant Article 2.

Moderator Hutchinson asked for clarification from the Board of Selectmen. **Chairman James Alexander** stated that this appropriation will help fund the necessary engineering work for the proposed projects.

James Spillane stated that as the Vice Chairman of the MBC this money has been appropriated with a purpose. If it's not used, then it will lapse back to the General Fund.

The **Town Moderator** stated there was no further discussion on Warrant Article 6.

ARTICLE 6

The Moderator declared the Town Clerk will place Warrant Article 6 on the ballot as printed.

Article 7:

To see if the Town of Deerfield will vote to raise and appropriate the sum of Eight Thousand Five Hundred Twenty Dollars (\$8,520) for the purpose of purchasing a speed display trailer and to accept a grant from the New Hampshire Highway Safety Agency in the amount of Four Thousand Two Hundred Sixty Dollars (\$4,260) in offsetting federal funds to be applied to the purchase price.

Tax Impact: \$.02

The Selectmen recommend this appropriation/The MBC recommends this appropriation

Chairman James Alexander made a motion to move Warrant Article 7. Seconded by **Selectman Stephen Barry**.

The **Moderator** declared Warrant Article 7 open for discussion.

Chairman Alexander deferred questions to **Police Chief, Steve Turner**. **Police Chief, Steve Turner** stated other towns have these units and they are helpful with traffic surveys. This is a computerized system and it was explained in detail. The system is for informational and safety purposes. The grant has been given the final approval and is in hand if this Warrant Article is approved.

Denise Greig asked where the trailer would be placed on roads with no shoulders. **Police Chief, Steve Turner** stated that citizens allow the Police to use driveways, and corners of the roads, with permission and this will not be a traffic issue.

Town Moderator, Jonathan Hutchinson stated there was no further discussion on Warrant Article 7.

ARTICLE 7

The Moderator declared the Town Clerk will place Warrant Article 7 on the ballot as printed.

Article 8:

To see if the Town will vote to raise and appropriate Four Thousand Two Hundred Forty Five Dollars (\$4,245) for the purpose of replacing the gasoline fuel storage tank located at the Town Highway Department Garage. This includes a containment unit under the storage tank.

Tax Impact: \$.01

The Selectmen recommend this appropriation/The MBC recommends this appropriation

Chairman James Alexander made a motion to move Warrant Article 8. Seconded by **Selectman Stephen Barry**.

The Moderator declared Warrant Article 8 open for discussion.

Chairman James Alexander deferred questions to Alex Cote, Road Agent or Mark Tibbetts, Municipal Buildings Supervisor.

Harriet Cady asked if the situation had been investigated with the New Hampshire Department of Environmental Services (NHDES) about the contaminated tanks. **Selectman Joseph Stone** stated that he sits on the Oil Disbursement Board, with Fred McGarry, and he will defer to him. **Fred McGarry** stated that the funds in this account come from gasoline purchases and can be used for cleanup and funding is only available if there's a leak.

Leo Roy asked what the condition of the tank was. **Alex Cote** answered that the condition of the tank is illegal. There's no containment of the tank and the pump is not measuring properly. **Chief Steven Turner** added that there's so much rust and sediment in the tank that the cruisers experience a lot of wear on the fuel filters. **Mark Tibbetts** added that the tank is breaking down inside and only one company can fill that tank because of its condition.

Moderator Hutchinson stated there was no further discussion on Warrant Article 8.

ARTICLE 8

The Moderator declared the Town Clerk will place Warrant Article 8 on the ballot as printed.

Article 9:

Shall the Town of Deerfield raise and appropriate 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 \$3,070,275 should this article be defeated, the default budget shall be \$3,068,975, which is the same as last year, with certain adjustments required by previous action of the Town of Deerfield 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 the revised operating budget only."

Tax Impact: \$5.56

The Selectmen recommend this appropriation/The MBC recommends this appropriation

Chairman James Alexander made a motion to move Warrant Article 9. Seconded by **Selectman Stephen Barry**.

The Town Moderator declared Warrant Article 9 open for discussion.

Selectman Stephen Barry proposed an amendment to change the bottom line of the budget to \$3,077,545. Seconded by **Vice Chairman R. Andrew Robertson**.

Town Moderator, Jonathan Hutchinson asked the meeting to refer to the 2006 Budget worksheet.

Selectman Stephen Barry stated that an additional \$7,270 needs to be added to this budget because of events that have unfolded over the past few days.

Line 01-4152.01-312	Contract Appraiser	An increase of \$3,000
Line 01-4194.01-430	Government Buildings	An increase of \$1,000
Line 01-4194.02-430	George B. White Building	An increase of \$3,270

The \$3,000 for contract appraiser is because of an estimate, for 2006, that is higher than expected.

The Department of Labor, and OSHA, did a facility inspection this week. The Town has been cited for immediate repairs. The additional funds will take care of those repairs.

Dan Kubelka asked what the tax impact to the homeowner will be. **Selectman Stephen Barry** stated that the tax impact is the cost of the entire budget and not the increased cost. The cost of the amendment is \$0.01. **James Spillane** clarified that the \$5.56 is not in addition to the tax rate from last year. **Chairman James Alexander** clarified the cost of the budget is not over and above last year. It is an increase of 2.6% over last year or \$.14 cents.

There was no further discussion on the Amendment.

The Moderator called for the Vote on the Amendment to Article 9, adding \$7,270. The amendment was voted in the Affirmative. Article 9 is funded in the total amount of \$3,077,545.

Chuck Reese asked why the assessor's contract does not go down if the Town is not being re-evaluated in 2006. **Selectman Stephen Barry** answered that the Town is in the third year of a three-year contract. **Chuck Reese** continued that under RSA the Assessing Company is required to represent the Town in court, or at the BTLA, at no cost to the Town.

There was no further discussion on the Warrant Article.

ARTICLE 9 AS AMENDED

The Moderator declared the Town Clerk will place Warrant Article 9 on the ballot as amended.

The amended Warrant Article 9 will read as follows:

Shall the Town of Deerfield raise and appropriate 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 \$3,077,545. Should this article be defeated, the default budget shall be \$3,076,245, which is the same as last year, with certain adjustments required by previous action of the Town of Deerfield 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 the revised operating budget only.

Tax Impact \$5.57 on the Total Operating Budget

Tax Impact \$.14 (2.6% increase over 2005)

Article 10:

Shall we modify the elderly exemptions from property tax in the Town of Deerfield, based on assessed value, for qualified taxpayers, to be as follows: for a person 65 years of age to 75 years of age, \$70,000 (Present-\$30,000); for a person 75 years of age up to 80 years, \$110,000 (Present-\$50,000); for a person

80 years of age or older \$154,000 (Present-\$70,000). To qualify, the person must have been a New Hampshire resident for at least 5 years, own the real estate individually or jointly, or if the real estate is owned by such persons' spouse, they must have been married for at least 5 years. In addition, the taxpayer must have a net income of not more than \$36,800 (Present-18,400) or, if married, a combined net income of less than \$52,800 (Present-\$26,400); and own net assets not in excess of \$100,000 (Present-\$35,000) excluding the value of a person's residence. By Ballot.

The Selectmen recommend this Warrant Article

Chairman James Alexander made a motion to move Warrant Article 10. Seconded by **Selectman Stephen Barry**.

The **Town Moderator, Jonathan Hutchinson** declared Warrant Article 10 open for discussion.

Chairman Alexander stated that this article carries no tax impact or burden. The Warrant Article is caused by the revaluation. The exemption has been carefully studied and there will not be an increase in the number of applications.

Harriet Cady is in favor of the Warrant Article but asked if the exemption is lost when someone remarries. **Chairman Alexander** stated that if the person stays in the household, and they are the sole owner, they will be covered. If they went over the said income level they would not be eligible. **Harriet Cady** clarified that she was concerned over the five-year requirement. **Vice Chairman R. Andrew Robertson** stated that the Town used the statute language as directed by the Department of Revenue Administration (DRA). **James Spillane** stated that it will depend on ownership.

Don Helie proposed an Amendment to *REPLACE* net assets with "\$300,000" instead of "\$100,000". The Amendment was duly seconded by **Alan O'Neal**.

James Spillane urged a no vote against the Amendment because it specifically eliminates the value of the home. It is for liquid assets only. If a senior has \$300,000 in liquid assets they have a responsibility to pay for services.

There was no further discussion on the Amendment. **Moderator Hutchinson** called for the Vote on the Amendment. The Amendment was defeated.

There was no further discussion on Warrant Article 10.

Article 10

The Moderator declared the Town Clerk will place Warrant Article 10 on the ballot as printed.

Article 11:

To see if the Town will vote to change the position of Highway Agent from an elected official to a position appointed by the Selectmen under the provisions of RSA 231:62.

(If a majority vote in favor of this article, the Selectmen elected at the next annual meeting shall appoint a Highway Agent.)

The Selectmen recommend this warrant article

Chairman James Alexander made a motion to move Warrant Article 11. Seconded by **Selectman Stephen Barry**.

The **Moderator Jonathan Hutchinson** declared Warrant Article 11 open for discussion.

Chairman James Alexander stated that this is an idea that has been discussed for several years. Deerfield will be better served if the Road Agent is appointed rather than a popularity vote. The Town will get the best person.

Alan O'Neal asked when the Road Agent was elected last. He recalled that the current Road Agent is at the end of the first year of a three-year term.

Chairman James Alexander continued that the Board of Selectmen will vote in 2007 for the Road Agent. **Selectman Stephen Barry** asked if this Warrant Article passed will it take effect in 2007. **Alan O'Neal** asked if an amendment was necessary. It was the ruling of the **Moderator Hutchinson** that the Warrant Article was written according to the law. **Selectman Joseph Stone** clarified the statutes.

Don Gorman asked if this body defeats the Warrant Article will the position not appear on the ballot in March 2007. **The Town Moderator** clarified that the Deliberative Session is for amending only.

Point of Order

Harriet Cady called for a point of order. At what time can other business be taken up because in Town Meeting you could give direction to the body. This direction no longer appears. **The Moderator** ruled this could be taken up at the informal portion of the meeting.

Selectman Joe Stone stated that he was in favor of this Warrant Article because as an elected employee there's no employment stability. It was Selectman Stone's understanding that it is hard to get credit cards and/or loans. This is not fair to the Road Agent. The position of Road Agent should not be considered unstable.

Alan O'Neal requested clarification of an appointment. **Selectman Joe Stone and Chairman James Alexander** stated that the Road Agent would be considered an employee and their employment is at the will of the Board of Selectmen.

James Spillane stated that the Warrant Article should be passed so the Town gets the best dollar value. It also gives the Town the option to hire a qualified individual from outside of town. It is anticipated that Alex will be appointed to the position. Alex is a rare find.

Alex Cote, Road Agent thanked everyone for their comments and understood there may be other qualified people. With that in mind, Mr. Cote still believed appointing a Road Agent was the way to go.

There was no further discussion on Warrant Article 11.

ARTICLE 11

The Moderator declared the Town Clerk will place Warrant Article 11 on the ballot as printed.

Article 12 (By Petition):

Shall we rescind the provisions of RSA 40:13 (known as SB2), as adopted by the Town on March 8, 2005, so that the official ballot will no longer be used for voting on all questions, but only for the election of officers and certain other questions for which the official ballot is required by state law? (3/5-majority ballot vote required)

James Spillane made a motion to move Warrant Article 12. Seconded by **Fred McGarry**.

The **Town Moderator, Jonathan Hutchinson** declared Warrant Article 12 open for discussion.

Harriet Cady would like to know who submitted the Petition. **The Moderator** stated that the Petition was submitted on January 10th with several names and it's been available for viewing at the Town Offices. The Town Moderator did not read the names of the petitioners. **Harriet Cady** stated that she felt this was a prejudicial ruling by the Moderator.

There was no further discussion on Warrant Article 12.

ARTICLE 12 (By Petition)

The Moderator declared the Town Clerk will place Warrant Article 12, By Petition, on the ballot as printed.

Article 13 (By Petition):

To see if the Town will vote to deposit 50% of the revenues collected pursuant to RSA 79-A (the land use change tax) into the Town's Conservation Fund in accordance with RSA 36-A:5,III as authorized by RSA 79-A:25,II.

Brenda Eaves made a motion to move Warrant Article 13. Seconded by **Mr. Robert Strobel**.

The **Town Moderator** declared Warrant Article 13 open for discussion.

Brenda Eaves stated that there's a golden rod sheet about the history of the Fund available to the voters.

Harriet Cady asked how much the tax rate is reduced. **Chairman James Alexander** stated that it's \$0.75 on the tax rate. **Vice Chairman Robertson** clarified that equates to \$75 per \$100,000 of value.

Robert Davitt asked since this was a petitioned Warrant Article why is the entire wording of the petitioned article not included. **The Town Moderator** clarified that the other language was listed under background. **Vice Chairman R. Andrew Robertson** clarified that this was not a random act by the Board of Selectmen. The Warrant Article was reviewed and decided by the Department of Revenue Administration (DRA) and Town Counsel. **Selectman Joseph Stone** compared this to the Planning Board Warrant Articles in conciseness. The Voters Guide will have all the background information.

Robert Davitt proposed an Amendment to the Warrant Article to add to the Article: *"Increasing to 50% the percentage of the land use change tax going to the Conservation Fund, and removing the cap, will enable the Conservation Commission to be more responsive in protecting important open space in Deerfield which is under increasing development pressure."* Seconded by **Robert Strobel**. **Robert Davitt** stated that the language will help people at the ballot box to understand the intent of the Warrant Article.

Alan O'Neal asked if the \$500,000 cap is still in place. **Moderator Jonathan Hutchinson** clarified the cap will not be removed under the original language.

Selectman Joseph Stone asked if based on the language change does it have to go back to the Department of Revenue Administration (DRA). **The Moderator** stated that it did not.

There was no further discussion on the amendment and **The Town Moderator** called for the Vote. **Selectman Joseph Stone** called for a division of the house: YES: 40, NO: 29. The Amendment is adopted.

Chairman James Alexander proposed an amendment to *"insert not before to deposit"*. The purpose of the Amendment to maintain the 25% of the Land Use Change Tax revenue they receive. This amount of money will allow the Conservation Commission to continue their work. Seconded by **Harriet Cady**.

Chairman Alexander stated that the Town has never turned down a good project. **Moderator Hutchinson** clarified that if you vote for the Amendment the current cap would stay in effect.

Dick Boisvert opposes the Amendment.

Vice Chairman R. Andrew Robertson stated that he does not feel comfortable modifying a petitioned warrant article. **Richard Boisvert** concurred.

There was no further discussion on the Amendment. **The Town Moderator** called for the Vote. The Amendment was defeated.

Point of Order

Linda McNair Perry asked if there were any other changes. **The Town Moderator** clarified that the only other changes were the placement of a few commas.

Point of Information

Harriet Cady asked who paid for the golden rod sheet. **Brenda Eaves** stated that no Conservation Commission funds were used. **Harriet Cady** considers this forced speech and the other side must be given equal opportunity.

James Spillane proposed an Amendment to the Amendment to *STRIKE* the words “, and removing the cap,”. Seconded by Alan O’Neal. **Moderator Hutchinson** called for the Vote on the Amendment to the Amendment to Article 13. It was a Vote in the Affirmative.

There was no further discussion on Warrant Article 13, by Petition.

ARTICLE 13 (By Petition)

The Moderator declared the Town Clerk will place Warrant Article 13, By Petition, on the ballot as amended.

The amended Warrant Article 13 will read as follows:

To see if the Town will vote to deposit 50% of the revenues collected pursuant to RSA 79-A (the land use change tax) into the Town’s Conservation Fund in accordance with RSA 36-A:5,III as authorized by RSA 79-A:25,II. Increasing to 50% the percentage of the land use change tax going to the Conservation Fund will enable the Conservation Commission to be more responsive in protecting important open space in Deerfield which is under increasing development pressure.

Article 14 (By Petition):

To see if the voters will vote to establish an ordinance restricting the taking of real property by eminent domain and the taking of personal property without a two thirds vote of the voters at a regular Town Meeting.

James Spillane made a motion to move Warrant Article 14. Seconded by **Don Gorman**. The **Town Moderator, Jonathan Hutchinson** declared Warrant Article 14 open for discussion.

Town Counsel has advised the Board of Selectmen that this Warrant Article may not be legal.

Maureen Mann questioned the term used in the Warrant Article-“Town Meeting.” **The Town Moderator** informed the public that under SB2 the Town Meeting consists of two sessions.

There was no further discussion on Warrant Article 14.

ARTICLE 14 (By Petition)

The Moderator declared the Town Clerk will place Warrant Article 14, By Petition, on the ballot as printed.

Article 15 (By Petition):

To see if the Town will vote to change the position of Planning Board members from an elected official to a position appointed by the Selectmen under the provisions of RSA 673:2,II(c).

James Spillane made a motion to move Warrant Article 15. Seconded by **Chairman James Alexander**.

The Moderator declared Warrant Article 15 open for discussion.

Ruth Kletnick stated that she was looking for a reason why this Warrant Article was necessary.

Moderator Hutchinson called for the petitioners to speak to the Warrant Article. There were no petitioners present.

Don Gorman asked that the Board of Selectmen be polled. **Vice Chairman R. Andrew Robertson** stated that he would like the members of the Planning Board to remain elected. There were no other remarks.

Mary County stated that she is also not in favor of the Warrant Article.

There was no further discussion on the Warrant Article.

ARTICLE 15 (By Petition)

The Moderator declared the Town Clerk will place Warrant Article 15, By Petition, on the ballot as printed.

General Business:

- **Harriet Cady** would like it noted that a bill may pass the Senate that requires a Photo ID to vote. Ms. Cady is suggesting that the Town use the photo machine they have in their possession to offer this service at the Town Offices for anyone without a State issued ID.
- **The Town Moderator** announced that the Town is making arrangements for the SB2 process in the voting booth. Please come prepared because it will take longer. The Town will do their best to prevent long lines, or any line at all, for voting purposes. Voting will take place on Tuesday, March 14, 2006, at the Deerfield Community School from 7am to 7pm.

Adjournment:

1:37pm

Selectman Stephen Barry made a motion to adjourn the Deliberative Session. Seconded by **James Spillane**.

Moderator Jonathan Hutchinson called for the Vote. It was a Voice Vote in the Affirmative. The Deliberative Session was adjourned.

Respectfully Recorded and Transcribed by Samantha W. Piatt, Recording Secretary.

A True Record,
Attest:

Diana J. Vincent, Town Clerk/Tax Collector

TOWN OF DEERFIELD

FIRST SESSION FEBRUARY 4, 2006

The Town of Deerfield first session (advisory meeting) was called to order at 9:00AM in the Deerfield Community School Gymnasium in said District by Moderator, Douglas Leavitt.

Moderator Leavitt introduced the members of the Deerfield School Board: John Harrington, Kevin Barry, Kevin Webber, Bonita Beaubien, and Don Gorman. Tom Haley (District Superintendent), Paul Yergeau (Deerfield Community School Principal), Diane Gorrow (Attorney), Jill Desrosiers (Associate to Attorney), Peter Aubrey (Business Manager of School District), Stephen Barry (Assistant to the Moderator), Susanne Dailey (Recording Secretary) were also recognized.

At 9:05AM, Moderator Leavitt led the assembly in the Pledge of Allegiance to the Flag.

Moderator Leavitt recognized one non-registered voter, a correspondent from the Concord Monitor. He also stated that an individual from the Union Leader was also present at the meeting.

The Moderator read the rules of order which would be adhered to for this meeting. He also stated that there would be no final voting on the articles presented today and that this would be done on March 14th, 2006 at the Deerfield Community School between the hours of 7:00AM and 7:00PM. A colored voting card will be used for voting and identification at this meeting.

Moderator Leavitt also informed the assembly that smoking in the building was prohibited and he pointed out the 4 emergency/fire exits. He also instructed the assembly that town members would be given 3 minutes to speak, possibly more with time permitting. He also stated that Secret Ballot voting may be used if needed be.

Moderator Leavitt directed the meeting to the business of the day, the Town Warrant.

Article #1

To see if the District shall vote to raise and appropriate the sum of \$21,000,000 for the construction, furnishing and equipping of a middle/high school facility, and

to authorize issuance of not more than \$21,000,000 of bonds or notes therefore in accordance with the Municipal Finance Act (RSA Ch. 33); to authorize the School Board to contact or 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 School Board to negotiate, sell and deliver said bonds and notes and to determine the rate of interest thereon and the maturity and other terms thereof; and further to raise and appropriate the sum of \$597,917 for the first bond payment and further to authorize the School Board to take any other action necessary to carry out this vote. ***A three-fifths vote is required. The School Board and the Budget Committee recommend approval.***

[Approval of the bond article will result in an estimated \$1.08 per \$1,000 increase in the tax rate for the first year of the bond. The average tax impact over the first 10 years of the bond will be an estimated \$2.63 per \$1,000 per year.]

John Harrington made a motion to move Article #1 and Kevin Barry seconded the motion.

At 10:33AM, Chris Hatfield made a motion to close Debate and move the Question. The Moderator instructed the assembly that question may moved with a 2/3 vote by the assembly. The vote was taken, the 2/3 requirement was met, and the question was moved.

The Moderator declared Article #1 as closed and the final vote would take place on March 14, 2006.

Article #2

To see if the School District shall 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 \$10,239,950. Should the article be defeated, the default budget shall be \$10,140,986 which is the same as last year, with certain adjustments required by previous action of the school district, 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.

[Note: Warrant Article #3 (operating budget article) does not include separate Warrant Articles #1, #3, #4, #5, or #6.]

The School Board and Budget Committee recommend approval.

[Approval of the requested budget will result in an estimated \$1.06 per \$1,000

increase in the tax rate.]

[Defeat of the requested budget will result in an estimated \$0.89 per \$1,000 increase in the tax rate under the default budget.]

John Harrington motioned to move, Don Gorman seconded the motion.

An Amendment to Article #2 was made by John Harrington and seconded by Don Gorman.

Purpose of the Amendment: to increase money for High School tuition as printed on page one in the Budget Booklet. This will change the budget number as printed in Warrant Article #2 from \$10,239,950 to \$10,387,933 (a difference of \$147,983.)

The vote on Amendment #1 to Article #2 passed (as stated by the Moderator).

The Moderator declared that Article #2, with the new amended amount, would appear on the official ballot and would be voted on March 14, 2006.

Article #3

To see if the District shall vote to approve the cost items as set forth in the collective bargaining agreement reached between the Deerfield Paraprofessional Association and the Deerfield School Board for the 2006/07 and 2007/08 fiscal years, which calls for the following estimated increases in salaries and benefits:

Year 2006/07	\$44,352
Year 2007/08	\$38,683

and further to raise and appropriate the sum of \$44,352 for the 2006/07 fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits over those of the appropriation at current staffing levels paid in the prior first year.

The School Board and Budget Committee recommend approval.

[Approval of the collective bargaining agreement will result in an estimated \$.08 per \$1,000 increase in the tax rate.]

John Harrington motioned to move the article and Kevin Webber seconded the motion.

The Moderator declared Article #3 as closed and to be voted on, as written, on March 14, 2006.

Article #4

To see if the District shall vote to raise and appropriate the sum of \$75,000 to provide an approximate \$30-per-month stipend to the family of each duly-enrolled high school student legally residing in Deerfield who travels to an approved high school placement and does not receive other subsidized transportation from the District. ***The School Board and Budget Committee recommend approval.***

[Approval of the high school transportation stipend will result in an estimated \$0.14 per \$1,000 increase in the tax rate.]

John Harrington motioned to move the article and Kevin Barry seconded the motion.

The Moderator declared Article #4 as closed and would be voted on March 14, 2006.

Article #5

To see if the District shall vote to raise and appropriate the sum of up to \$10,000, from surplus, to be added to the Special Education Trust Fund previously established, and authorize the use of that amount from the June 30, 2006 unreserved fund balance (surplus) available for transfer on July 1st of this year. ***The School Board and Budget Committee recommend approval.***

[From currently appropriated funds which may remain at the end of the 2005/06 year.]

John Harrington motioned to move the article and Kevin Barry seconded the motion.

The Moderator declared Article #5 as closed and would be voted on March 14, 2006.

Article #6

To see if the District shall vote to raise and appropriate the sum of up to \$30,000, from surplus, to be added to the Building Repair Trust Fund previously established, and authorize the use of that amount from the June 30, 2006 unreserved fund balance (surplus) available for transfer on July 1st of this year. ***The School Board and Budget Committee recommend approval.***

[From currently appropriated funds which may remain at the end of the 2005/06 year.]

John Harrington motioned to move Article #6 and Don Gorman seconded the motion.

The Moderator declared Article #6 as closed and would be voted on March 14, 2006.

Article #7

BY PETITIONS RECEIVED FROM TWO INDIVIDUALS: To see if we shall rescind the provisions of RSA 40:13 (known as SB 2), as adopted by the Deerfield School District on March 8, 2005, so that the official ballot will no longer be used for voting on all questions, but only for the election of officers and certain other questions for which the official ballot is required by state law. **(A 3/5 majority ballot vote required.)**

Moderator Leavitt stated that the item does not need to be moved.

The Moderator declared Article #7 as closed and would be voted on March 14, 2006.

The Moderator urged the assembly to read the ballot before attending the March 14th, 2006 election held in the Deerfield Community School. He recommended that voters come prepared to expedite the voting process.

School Board member, Kevin Barry, addressed the Moderator and stated to the assembly that Mr. Leavitt did not seek re-election. He asked that all present show Mr. Leavitt their appreciation for his service with a round of applause. The assembly did so.

Moderator Leavitt stated that it has been a pleasure.

Article #8

To see if the District shall accept and place on file the reports of Agents, Auditors, Committees, or Officers chosen.

Kevin Barry motioned to move Article #8 and Don Gorman seconded the motion.

The Moderator declared Article #8 as closed.

At 11:10 AM, Moderator Leavitt motioned to adjourn the meeting and Jim Spillane seconded the motion.

NOTICE

The counting of the Town/School/Zoning Election Ballots and testing the voting machine will be Saturday, March 11, 2006 at the George B. White Building at 9:00.

**Posted: Post Office
Town Offices.**

TOWN OF DEERFIELD
Official Ballot Voting (SB2)
March 14, 2006

FIRST SESSION:

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

You are hereby notified to meet at the Deerfield Community School on Saturday, the 11th day of February 2006 at 9am. This session shall consist of explanation, discussion and deliberation of the Warrant Articles numbered One (1) through Fifteen (15). The 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:

Voting session to act on all Warrant Articles, as amended, including the proposed budget, as a result of the action of the "First Session" will be held on Tuesday, March 14, 2006, at the Deerfield Community School. Polls will be open from 7am to 7pm.

Moderator, Jonathan Hutchinson, gave instructions to the Voting Assistants as to their duties, Checklist was in place and Ballot Clerks present, Sample Ballots were posted, Absentee Ballots were to be cast at 1:00 and no electioneering within the prescribed areas.

Moderator, Jonathan Hutchinson, ran a pre election test on the Accu-Vote Ballot Machine. The Voting Machine was shown to be empty and a zero tape was printed. The Ballot Box was then locked.

Moderator, Jonathan Hutchinson, stated if a ballot is spoiled, the spoiled ballot must be returned to the Ballot Clerks for a new ballot.

Election Officials present were: Jonathan Hutchinson, Moderator; Kathleen Berglund, Richard Boisvert, James County, Doug Leavitt and Roger Hartgen, Assistant Moderators; James T. Alexander, R. Andy Robertson, Joseph E. Stone, John Reagan, Stephen R. Barry, Selectmen; Diana Vincent, Town Clerk/Tax Collector; Susanna Vaara, Deputy Town Clerk/Tax Collector; Cynthia Heon, Jeanette Foisy, Bonni Mc Pherson, Election Assistant's; Julia Hutchinson, Cynthia Kelsey, Suzanne Sherburne, Gile Beye, Judith Hartgen, Maureen Mann, Frances Menard, Ballot Clerks; James Eaves, Philip Bilodeau, Linda McNair-Perry, Debra Clark, Bernadette Cameron, Marie Smith, Rebecca Hutchinson, George Keech, George Thompson, Joyce Pelletier, Ballot Counters.

7:00 AM	The Moderator, Jonathan Hutchinson declared the Polls open and balloting began.
7:12 AM	First Vote was cast.
1:00 PM	Absentee Ballot process began.
5:05 PM	Absentee Ballots from March 14, 2006=Mail processed.
5:20 PM	The Absentee process ended.
	Absentee Ballots Cast 110
7:00 PM	The Moderator, Jonathan Hutchinson declared the Polls closed.

The counting of the Ballots began immediately.

The results of voting were read as follows:

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

For Selectman for Three Year Term (Vote for Not More than One)

Stephen R. Barry	547
Harriet E. Cady	345
Walt Hooker	425

Write-Ins

Warren Billings	1
Keith Rollins	1
Donald Smith	1

For Town Clerk/Tax Collector for Three Year Term (Vote for Not More than One)

Lynne DeVarney	697
Diana J. Vincent	416

Write-Ins

Harriet Cady	2
Glenda Smith	1
Debbie Tibbetts	1
Steve Philips	1
Deb Black	1
Cindy McHugh	1
Cindy Tomlison	1

Town Moderator for Two Year Term (Vote for Not More than One)

Jonathan W. "Jack" Hutchinson	1118
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Write-Ins

Walter Hooker	1
Diane Kimball	1
Harriet Cady	4
Chuck Richards	1
Steve Barry	1
Don Gorman	1
Joe Stone	1
Cindy McHugh	1
Doug Leavitt	1

Trustee of the Trust Funds for Three-Year Term (Vote for Not More than One)

Dwight Barnes	1113
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Write-Ins

Harriet Cady	1
Liz Murphy	1
Bill Perron	1
Paul O'Neal	1

Trustee of the Trust Funds for Two-Year Term (Vote for Not More than One)

Write-Ins

Rebecca Hutchinson	1
Brad Briggs	1
Joseph Dubiansky	1
Robert Burger	1

Harriet Cady	8
Steve Phillips	1
Cindy Heon	1
Rodney Harrison	1
Liz Murphy	8
Sandy Logan	1
Lynne DeVarney	1
Walt Hooker	2
Roger Hartgen	1
Deb Boisvert	1
John Smith	1
Kevin Bell	1
Paul Smith	1
Philip Davidson	1
Edith Kimball	1
Don Smith	1
Eva Schirl	1
Glen Young	1
Glenda Sorak	1
Tom Helm	1
Helen Tomilson	1
Heather Langdon	1
Don Williams	1
Fran Menard	1
Diana J. Vincent	1
Dwight Barnes	1
Irene Cruikshank	1

Trustee of the Funds One-Year Term (Vote for Not More than One)

	Write Ins
Cindy McHugh	1
Kathy Berglund	1
Steve Philips	2
Joseph Dubiansky	1
Liz Murphy	1
Vicki Motz	1
Bob Averred	1
Cindy Heon	1
Warren Billings	1
Walt Hooker	2
Tom Dillon	1
Harriet Cady	4
Tom Helm	1
Stephen Barry	1
Adam Langdon	1
Carolyn Hoague	1
Joe Stone	1
Marie Smith	1
Gile Bye	1
Don Gorman	1
Fran Menard	1
Katherine Hartnett	1
David Ortiz	1

Supervisor of Checklist for Six Year Term (Vote for Not More than One)

Diane A Valade	1023
	<i>Write Ins</i>
Harriet Cady	2
Steve Philips	1
Cheri Sanborn	1
Lynne DeVarney	1

Trustee of the Philbrick-James Library for Three Year Term

(Vote for Not More than One)

Bonnie Beaubein	879
Don Williams	950
	<i>Write Ins</i>
Mary Spindel	1
Harriet Cady	2
Dwight Barnes	1

Water Commissioner for Three Year Term (Vote for Not More than One)

Donald Nedeau	966
	<i>Write Ins</i>
Harriet Cady	1
Wally Twombly	1
Rick Heon	1
Alan O'Neal	1
Kevin Bell	1
Bob Kilham	3
Steve Philips	1

Planning Board Members for Three Year Term (Vote for Note More than One)

Katherine Hartnett	609
Frederick McGarry	642
Pete Schibbelute	567
Donald A. Wyman, Sr.	550

Write Ins

Warren Billings III	2
Harriet Cady	2
George Thompson	3
Daniel Briggs	1
J. Scheschareg	1

Planning Board Members for One Year Term (Vote for Note More than One)

Bill Perron	767
John Sinnamon	337
	<i>Write Ins</i>
Joseph Dubiansky	1
Kim Kilgore	2
Harriet Cady	2
Fred McGarry	1
Roger Mathes	1
Dwight Barnes	1
"Hooker"	1
Don Wyman	2

Municipal Budget Committee Member for Three Year Term

(Vote For Not More than One)

William J. Carbonneau, III	776
Donald J. Daley	826
Jim Sullivan	756

Write Ins

J. Scheschareg	1
Warren Billings, III	2
A O'Neal	1
Sue Sheeman	1
Kevin Bell	1
Cindy Heon	1
Walt Hooker	3
Sue Lapointe	3
Robert Heon	1
Harriet Cady	5
David Oneal	1
Paul Smith	1
Robert Knowlton	1
Diane Valade	1
Bonnie Beaubien	1
Dwight Barnes	1

Municipal Budget Committee Member for Town Year Term

(Vote For Not More than One)

Write Ins

Bonnie Beaubien	1
Wally Twombly	2
Warren Billings	3
Eva Schirl	1
Walt Hooker	47
Leo Preston	1
Dana Johnson	1
Sue Sheeman	1
Rebecca Hutchinson	1
Stephen Barry	2
Donald Wyman, Sr.	1
Don Gorman	1
Steve Philips	4
Mark Goumas	1
Sue Lapointe	8
Sue Lapointe	1
Kandy Davitt	1
Nancy Mathes	1
Buddy Rollins	1
Manny Ramiriz	1
F. Heaves	1
Donald Helie	2
Harriet Cady	5
Paul O'Neil	1
Alan O'Neal	4
Sandy Logan	1
Kevin Bell	1
Don Smith	1
Don Williams	1

Municipal Budget Committee Member for One Year Term (Vote for Not More than One)

Lorena Sinnamon	840
	<i>Write Ins</i>
Warren Billings	1
J. Foisy	1
Deb Wyman	4
Walt Hooker	2
Steve Philips	2
Ruth Kletnik	1
Sue LaPointe	1
Harriet Cady	5

School Board Member for Three Year Term (Vote for Not More than One)

John H. Harrington, Jr.	879
Kevin A. Webber	835
	<i>Write Ins</i>
Barbara Raymond	1
Harriet Cady	13
David O'Neal	3
Donald Smith, Sr.	1
Deb Black	3
Steve Philips	1
Walt Hooker	2
Warren Billings III	3
Bonnie Bavvine	1
Dwight Barnes	1
Susan LaPointe	1
Ruth Kletnick	1
Don Williams	1
Donald Wyman, Sr.	1
Paul Smith	1
Chuck Richards	1
Scott Knotz	1
Ginger Demers	1
Scott Perry	1
Jennifer Perry	1
J. Scheshhareg	1

School District Moderator for One Year Term (Vote For Not More than One)

Jonathan W. "Jack" Hutchinson	1057
	<i>Write Ins</i>
Don Gorman	1
Steve Phillips	1
Mike Hunt	1
Harriet Cady	2
Walt Hooker	2
Gary Roberge	1
Doug Leavitt	1
S. Barry	1
Joseph Dubiansky	1

School District Clerk for One Year Term (Vote for Not More than One)

	<i>Write Ins</i>
Bill Belichick	1
Don Lary	1
Donna Spillane	1

Carolyn Bosworth	1
Myron Kurtiak	1
Deb Black	1
Sylvia Mohvivick	1
Elizabeth Skoog	1
Steve Phillips	1
Pauline Raciand	1
Walt Hooker	2
Lynne DeVarney	2
Pat Cassier	1
Harriet Cady	3
Kevin Barry	5
Noelle Clark	1
Steve Barry	1
K. Barry	1
Bruce Turnquist	1
Bonnie Beaubien	1
Dawnna Mullen	1
Denise Greia	1
Kandi (Candice) Davitt	1
Julie DeCosta	1
Diana Vincent	1
Leigha Charpentier	1
Cindy Heon	1
Carol Levesque	1
Mark Tibbetts	1
Bill Perron	1
Patrice Kilham	1
Doug Leavitt	1
F. Heaves	1
Dwight Stevens	1
Pete Aubrey	1
Cindy Harison	1

School District Treasure for One Year Term (Vote for Not More than One)

Cynthia E. Tomilson	1094
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Write Ins

Steve Phillips	1
J. Foisey	1
Harriet Cady	1

2. To see if the Town will vote to adopt amendments to the existing Town Zoning Ordinance as proposed by the Planning Board. (The amendments as proposed by the Planning Board are available for inspection at the Offices of the Town Clerk and Selectmen during business hours of 8:00am to 7:00pm Mondays, and from 8:00am to 2:30pm Tuesday through Friday.)

1. **Are you in favor of the adoption of Amendment #1 as proposed by the Planning Board for the Town Zoning Ordinance as follows:**

Amend Article II, Section 207.1, Minimum Frontage, by deleting subsection B. Alternative Frontage on a Private Way. This will eliminate the so-called "Smith Ordinance".

YES 629 NO 667

2. Are you in favor of the adoption of Amendment #2 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 210.2, Wetlands Defined, by adding the following to the end of the first paragraph: In addition, for the purpose of this ordinance, wetlands include those areas which are determined to be wetlands in accordance with the current State of New Hampshire Wetland Regulations (New Hampshire code of Administrative Rules Wt 100-800).

YES 784 NO 529

3. Are you in favor of the adoption of Amendment #3 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

-1-

Amend Article II, Section 210.3 (A), District Boundaries, by replacing the first sentence with the following: The Deerfield Wetlands Conservation District is defined as those areas of the Town that contain wetlands as defined in 210.2 including, but not limited to, marshes, ponds, bogs, lakes, streams and rivers as well as soils that are defined as poorly or very poorly drained by the National Cooperative Soil Survey conducted by the U.S. Department of Agriculture Soil Conservations Service.

YES 744 NO 560

4. Are you in favor of the adoption of Amendment #4 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 210.7 (A) and (E) General Provisions by replacing the existing language with the following:

A. For lots created after the adoption of this amendment no septic tank or leach field may be constructed or enlarged closer than one hundred (100) feet of any wetland.

E. For lots created after the adoption of this amendment no building shall be erected within one hundred (100) feet of any wetland.

YES 713 NO 604

5. Are you in favor of the adoption of Amendment #5 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 213.7 Access Drives, Parking Lots, Walkways, Lighting Requirements and Parking by adding the following new paragraph:

D. Two (2) parking spaces per unit are required.

YES 805 NO 499

6. Are you in favor of the adoption of Amendment #6 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 213 Senior Housing Overlay District by adding the following new paragraph:

213.13 Maximum Amount of Senior Housing Units.

A. The total number of dedicated senior housing units in the Town of Deerfield shall not exceed ten (10) percent of the total number of dwelling units in the Town at the time the determination is made. The total number of existing dwelling units shall not include those units set aside for senior housing.

YES 757 NO 558

7. Are you in favor of the adoption of Amendment #7 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article VI, Section 602 Term Definitions by adding the following new definition:

Affordable Senior Housing: Means any housing that have been so dedicated for said purpose so that the eligible occupant has an income which is at or below the median family income for Rockingham County, NH and the occupant does not pay more than 30% of income for housing including principal, interest, real estate taxes and utilities and in case of renters, no more than 30% of their income for rent and utilities.

YES 872 NO 434

8. Are you in favor of the adoption of Amendment #8 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III, Section 325 (D), Open Space Development, by deleting it in its entirety and replacing it with the following new Section D:

- D. To facilitate achievement of the goals of the Deerfield Master Plan, the Planning Board will require all proposed subdivisions over 16 acres to be an Open Space Subdivision in order to conserve environmentally and/or historically sensitive areas unless the applicant can demonstrate that mitigating circumstances prevent the Open Space Development (OSD) and that the Planning Board determines the application is exempt.

In order to be exempt, the Planning Board shall determine the application meets one of the following criteria:

1. The subdivision will create three (3) or fewer lots that will accommodate not more than a total of three (3) dwelling units and there will be no potential for future subdivision nor for the construction of additional dwelling units on any of the lots.
2. The subdivision will consist of lots, all of which will have a minimum lot size of ten (10) acres and there will be no potential for future subdivision nor for the construction of additional dwelling units on any of the lots.
3. The subdivision will create not more than one additional dwelling units on any of the lots.

YES 761 NO 522

9. Are you in favor of the adoption of Amendment #9 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.1 (C) by adding the following new subsection:

f. An objective of Open Space Development is to follow policies and priorities identified in the Master Plan and other Planning Board documents of the Town of Deerfield.

YES 750 NO 509

10. Are you in favor of the adoption of Amendment #10 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3 (L), Protection of Common Land, by replacing the first paragraph with the following:

Open space, common areas, common facilities, private roadways, and other features within the open space development shall be protected by permanent covenants running with the land or a conservation easement and shall be conveyed by the property owners to a homeowner's association, or, if mutually agreed upon, may be deeded to the Town, so as to guarantee the following:

YES 772 NO 493

11. Are you in favor of the adoption of Amendment #11 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3 (C)(2) Standards and Conditions to read as follows:

2. No portion of any wetlands, as defined in Section 210 "Wetlands Conservation District", land with more than a 20% slope or land within the 100 year flood plain may be used to fulfill the minimum tract size for any proposed Open Space Development.

YES 741 NO 527

12. Are you in favor of the adoption of Amendment #12 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3(E)(3) to read as follows:

3. Side and Rear Setback or Buffer: No structure, access road, collector road or parking area shall be within one hundred (100) feet of an abutting property line to the subdivision.

YES 690 NO 577

13. Are you in favor of the adoption of Amendment #13 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 327, Sewage Disposal Systems, as follows:

327.1 Applicability:

The standards of the section shall apply to sewage disposal systems for all existing vacant lots of record and all lots proposed to be created within subdivisions approved by the Deerfield Planning Board. These standards shall also apply to the replacement of a septic system on an existing lot.

327.2 Suitability of the Location of the Leaching Field for a Proposed Lot:

The leaching field or other components of the system designed to infiltrate leachate into the ground shall be located within a rectangular area of suitable soils having a contiguous area of not less than four thousand (4000) square feet. The minimum width of the rectangular area shall be forty (40) feet. No portion of the required suitable area shall be located within one hundred (100) feet of very poorly or poorly drained soils or a water body. To demonstrate the suitability of the area, the applicant shall dig a minimum of three (3) satisfactory test pits within the suitable area. The Town's independent soil scientist shall observe the digging of the test pits and may require that additional pits be dug to demonstrate the suitability of the entire area. All test pits that are dug shall be recorded and the results of all test pits for lots within proposed subdivisions shall be provided to the Planning Board whether they are satisfactory or not.

The satisfactory pits shall be located at least forty (40) feet from any other satisfactory test pit. To be satisfactory, a test pit shall comply with the following criteria:

1. The minimum depth to be the estimated seasonal high water table shall be twenty four (24) inches, and
2. The minimum depth to ledge shall be four (4) feet.

327.3 Suitability of the Location of a Leaching Field for an Existing Lot:

The requirement for the design of a leaching field for an existing lot shall be the same as that required for a Proposed Lot, Section 327.2, except that only two satisfactory test pits are required to be excavated in the area of the proposed disposal field. Within the area of the disposal field shall mean no more than ten feet from the footprint of the proposed field. All other requirements shall apply.

327.4 Duties of the Code Enforcement Officer:

The Town's Code Enforcement Officer shall be responsible for the oversight of the installation of septic systems. In this capacity he or she shall:

1. Retain an independent soil scientist to oversee the digging of the test pits and to verify the accuracy of the test pit data.
2. Review the test pit information, suitability of the proposed leach field location and design of the proposed septic system for conformance with the Town's requirements prior to submitting the application to the State of New Hampshire. If the proposed system does not conform to the Town's requirements, The Code Enforcement Officer shall reject the application and notify the applicant of that decision in writing setting forth the reasons for the denial.
3. Inspect the installation of the system to see that it conforms to the approved location and design.

327.5 Replacement of a Septic System on an Existing Lot:

For replacement of a septic system, the applicant shall make every effort to meet the standards of Section 327.2. When the standard cannot be attained, the septic system designer shall identify the standard of the proposed replacement system.

327.6 Duties of the Independent Soil Scientist:

The independent soil scientist shall be retained by the Town and shall be responsible to the Code Enforcement Officer. The soil scientist shall be responsible for observing the digging of the test pits and the recording of the information to determine if the test pit is satisfactory. The soil scientist may require that additional test pits be dug to demonstrate that the required area is suitable.

327.7 Review Fee:

Prior to the scheduling of the digging of any test pits, the applicant shall pay a review fee to the Town to cover the cost of the services of the independent soil scientist. The amount of the fee shall be equal to the Town's actual cost for the services of the soil scientist. The Code Enforcement Officer shall collect a deposit prior to the scheduling of any test pit observations. The amount of the deposit shall be returned to the applicant within thirty (30) days of the date that the application for subdivision approval is submitted to the Town.

327.8 Subdivision Approval by the Planning Board:

Subdivision approval by the Planning Board shall not be granted until all fees for test pit inspection and review have been paid and satisfactory test pits are shown for each receiving area on each lot proposed to be created.

YES 633 NO 658

14. Are you in favor of the adoption of Amendment #14 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 328 Phased Development as follows:

328.1 Authority

Pursuant to the authority granted in the New Hampshire RSA 674:21(b), the Town of Deerfield adopts the following zoning amendment to be administered by the Town of Deerfield Planning Board in conjunction with the Town's Subdivision Regulations.

328.2 Purpose

The Planning Board recognized the potential for a significant increase in the number of residential housing units due to several proposed subdivisions and their impact on municipal services and thus adopts this amendment for the following purposes.

1. To guide the implementation of a major subdivision in the Town of Deerfield so that residents of the Town can be adequately served by community services as those services are expanded.
2. To ensure fairness in the allocation of building permits.
3. To phase in residential development at a rate that will be compatible with the orderly and gradual expansion of community services, including but not limited to education, fire and police protection, road maintenance, waste disposal and recreation.

328.3 Applicability

This article shall apply to all major subdivision applications filed with the Deerfield Planning Board. Major subdivisions are subdivisions that create four (4) or more new dwelling units. The following phasing schedule shall apply to all forms of residential subdivision of land as defined in RSA 672:14 (I) with the following exceptions.

When unusual or unforeseen conditions arise with regard to a particular subdivision, the applicant may request the Planning Board consider a modification to the phasing schedule. The applicant shall provide the Planning Board with sufficient information in order for the Board to consider such a request. For subdivisions in excess of 60 dwelling units the Planning Board may require the subdivision to adhere to a longer phasing plan if the Planning Board determines that such phasing is necessary to protect the health, safety, welfare and environment of the Town.

328.4 Phasing Schedule

Number of Proposed Units	Years	Max. number of building permits that can be issued in one year
2 to 3	Not applicable	Not applicable
4 to 6	2	50%
7 to 9	3	33%
10 to 20	4	25%
21 to 40	5	20%
40 to 60	6	16%
Over 60	7 to 8	13%

328.5 Implementation

Subdivisions approved under the phasing schedule shall include a note on the plan that states the phasing schedule for the approved subdivision, identifying the phasing of each lot, consistent with the schedule in section 328.4. The Town's Building Inspector shall only approve building permits for lots in the subdivision approved after the effective date of this amendment consistent with the schedule in Section 328.4.

328.6 Periodic Review

The Planning Board shall periodically review the effectiveness and impact of this article, but not less frequently than once every two years to ensure that the phasing requirements of this article are:

1. Reasonable in its implementation.
2. Achieving the intent of the provision as stated in the Purpose above.

YES 849 NO 435

15. Are you in favor of the adoption of Amendment #15 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 329, Wireless Telecommunication Facilities Ordinance, as follows:

329.1 Authority

This Ordinance is adopted by the Town of Deerfield on March ___, 2006 in accordance with the authority granted by the New Hampshire RSA 674:16 and 21, II.

329.2 Purpose

These regulations have been enacted in order to establish general guidelines for the siting of towers and antennas and to enhance and fulfill the following goals:

Preserve the authority of the Town of Deerfield to regulate and provide for reasonable opportunity for the siting of telecommunications facilities.

Enhance the ability of providers of telecommunication services to provide such services to the community effectively and efficiently. Reduce the adverse impacts such facilities may create on, including, but not limited to: Migratory bird flight corridors, impacts on aesthetics, environmentally sensitive areas, historically significant locations, health and safety by injurious accidents to person and property, and diminution of property values.

Preserve the Town's unique view sheds, scenic values and natural resources in particular those identified in the Town's recently completed Open Space Plan.

329.3 Definitions

Antenna: Means any exterior apparatus designed for telephonic, radio, television, personal communications service, pager, network, or any other communications through the sending and/or receiving of electromagnetic waves of any frequency and bandwidth.

Average Tree Canopy Height: Means the average height found by inventorying the height above ground level of all trees over 20 feet in height for a radius of 150 feet of the proposed tower site.

Tower: Means any structure that is designed and constructed primarily for the purpose of supporting one or more antennas.

Telecommunications Facilities: Means any antenna, tower, or other structure intended for use in the connection with the transmission or reception of radio or television signals or any other electromagnetic transmission/receptions.

329.4 Location of Telecommunications Facilities

Telecommunications facilities may be permitted in all districts provided they are camouflaged, hidden or disguised. In no case, however, shall such a facility be sited in a location that would impact any view to Pawtuckaway Mountains and Nottingham Mountain.

329.5 Permitted Uses

Principal or Secondary Use. Telecommunications facilities may be considered either principal or secondary uses. Having an existing permitted use on site shall not preclude the addition of a facility as a secondary use as long as all other provisions of the Town of Deerfield's Zoning Ordinance are met. A different existing use or an existing structure on the same lot shall not preclude the installation of a facility on such lot. For purposes of determining whether the installation complies with district development

regulations, including but not limited to setback and lot coverage requirements, the dimensions of the entire lot shall control, even though the facility may be located on leased parcels within such lots. Facilities that are installed in accordance with the provisions of this Ordinance shall not be deemed to constitute the expansion of a nonconforming use or structure.

Any alteration of the original permitted use and device configuration of the facility will require a new approval.

Amateur Radio: Receive-Only Antennas. This Ordinance shall not govern any tower, or the installation of any antenna that is under 70 feet in height and is owned and operated by a federally – licensed amateur radio station operator or is used exclusively for receive- only antennas. This Ordinance adopts the provisions and limitations as referenced in RSA 674: 16, IV.

Essential Services & Public Utilities. Telecommunication facilities shall be considered infrastructure, essential services, or public facilities, as defined or used elsewhere in the Town's ordinances and regulations. Siting for telecommunications is a use of land, and is addressed by this Section.

329.6 Construction Performance Requirements

Federal Requirements: All facilities must meet or exceed current standards and regulations of the FAA, FCC, and any other agency of the federal government with the authority to regulate such facilities. If such standards and regulations are changed, the owners of facilities governed by the Ordinance shall bring these into compliance within six (6) months of the effective date of the changes, unless a more stringent compliance schedule is mandated by the controlling federal agency. Failure to bring facilities into compliance with any changes shall constitute grounds for the removal of the tower or antenna at the owner's expense, in accordance with 329.10 through the execution of the posted security.

Building Codes/Safety Standards. To ensure the structural integrity of towers and antennas, all facilities will be inspected every three years by an engineer approved by the Town, with the cost to be paid by the owner. The engineer will submit a report to the Town. If the report concludes that a tower fails to comply with such codes and standards and constitutes a danger to persons or property, the owner will receive notice that he/she has 30 days to bring such tower into compliance with the standards. If the owner fails to comply within 30 days, such action shall constitute an abandonment and grounds for the removal, in accordance with 329.10, of the tower or antenna at the owner's expense through execution of the posted security.

Additional Requirements for Telecommunications Facilities.

These requirements shall supercede any and all other applicable standards found elsewhere in Town Ordinances or Regulations that are less strict.

Height. All efforts should be made to keep tower height at a minimum; in no case shall a tower exceed 175 feet.

Setbacks and Separation. In addition to compliance with the minimum zoning district setback requirements for all structures and towers shall be set back a distance equal to 125% of the height of the tower from all property lines.

Security Fencing. Towers shall be enclosed by security fencing not less than six (6) feet in height and shall also be equipped with an appropriate anti-climbing device.

Landscaping. A vegetative buffer shall be provided that effectively screens the sight of the compound from adjacent property. The standard vegetative buffer shall consist of a landscaped strip of at least 10 feet wide outside the perimeter of the compound. Natural vegetation is preferred. In locations where the visual impact of the compound would be minimal or non-existent, the landscaping requirement may be reduced or waived entirely. Existing mature tree growth and natural landforms on the site shall be preserved to the maximum extent possible.

Camouflaging.

- A. At a tower site, the design of the buildings and related structures shall, to the maximum extent possible, use materials, colors, textures, screening, and landscaping that will blend the tower facilities with the natural setting and built environment.
- B. If an antenna is installed on a structure other than a tower, the antenna and supporting electrical and mechanical equipment must be of a neutral color that is identical to, or closely compatible with, the color of the supporting structure so as to make the antenna and related equipment visually unobtrusive.

Balloon Test. The applicant shall provide notice of a date on which a balloon(s) will be floated at the proposed site and provide pictures from all locations around the Town and within 20 miles from which the balloon(s) is visible.

329.7 Conditional Use Permits

General. Telecommunications Facilities are permitted only after obtaining a Conditional Use Permit from the Planning Board. All such uses must comply with other applicable ordinances and regulations of the Town of Deerfield. Issuance of Conditional Use Permits. In granting the Conditional Use Permit, the Planning Board may impose conditions to the extent the Board concludes such conditions are necessary to minimize any adverse effect of the proposed tower on adjoining properties, and preserve the intent of this Ordinance.

Procedure on Application.

The Planning Board shall act upon the application in accordance with the procedural requirements of the Site Plan Review Regulations and RSA 676:4.

All Towns within 20 miles of the proposed location will be notified of the public hearing by certified mail, to be paid by the applicant. A notice will also be posted in the newspaper customarily used for legal notices by these municipalities. Such notice shall be published not less than 7 days nor more than 21 days prior to the public hearing date.

Decisions. All decisions shall be rendered in writing. A denial must be based upon substantial evidence contained in the written record.

Permits shall be renewable every three years. When possible, this time frame shall be consistent with the timing for performance bond renewal and inspection per 329.6.

Plan Requirements. Each applicant requesting a Conditional Use Permit under this Ordinance shall submit a scaled plan along with information identified in Sections 4,4.1, Existing Data and 4,4.2 Proposed Data in the Town of Deerfield's Site Plan Review Regulations. The Planning Board may request the applicant to provide additional site plan information. This is customary for applications of this type.

Other Information Required. In order to assess compliance with this zoning amendment, the Planning Board shall require the applicant to submit the following prior to any approval by the Board:
Propagation Map showing proposed radio frequency coverage.

Photographic documentation of the balloon test(s).

The applicant shall submit written proof that the proposed use/facility complies with the FCC regulations on radio frequency (RF) exposure guidelines.

The applicant shall submit written proof that it has conducted an evaluation of any requirements of the National Environmental Policy Act (NEPA) pertaining to the proposed facility, as may be required under applicable FCC rules, and the results of any such evaluation. If such documents are required, the applicant should provide the Planning Board with copies.

The applicant will provide the Board with the following information:

1. The number of sites for telecommunication facilities each provider will require.
2. Sites outside of the Town for the particular coverage area that are being considered.
3. How the siting of a telecommunication facility will affect the ability to allow a competition's antennas on the same property.
4. The applicant will provide the Board with studies of alternative sites in the town that have been considered for siting and the selection criteria.

The applicant shall submit an agreement with the Town that allows for the maximum allowance of co-location upon the new structure. Such statement shall, at a minimum, require the applicant to supply available co-location for reasonable fees and costs to other wireless telecommunication providers. An opportunity for co-location is not to be considered a justification for excessive height of towers.

The applicant will provide the Board with any copies of the federal license from the FCC. Upon request the applicant will provide:

1. Detailed maps showing all of the carrier's current externally visible tower and monopole locations in the State within a 20 mile radius, both active and inactive.
2. Site descriptions for each of the above locations showing the antenna height and diameter and all externally visible structures.

The applicant will submit an agreement to the Town to the effect that the Town will be held harmless for any extraordinary fire or safety events.

Any portion of these regulations may be waived or modified when, in the opinion of the Board, strict conformity would pose an unnecessary hardship to the applicant and such waiver would not be contrary to the spirit and intent of these regulations. The applicant shall submit a waiver request in writing to the Planning Board.

329.9 Performance Guarantee Agreement and Security

The applicant shall provide a performance guarantee to the Town in the amount that would be sufficient to cover the costs of site improvements and costs of removal and disposal of the facility components. The Planning Board shall establish the form and amount of the security. The Planning Board shall also require the applicant to submit proof of appropriate liability insurance with respect to the proposed facilities prior to construction. The term of the performance guarantee shall be negotiated with the Planning Board and administered by the Board of Selectmen

329.10 Removal of Abandoned Antennas and Towers

Any antenna or tower that is not operated for a continuous period of 12 months shall be considered abandoned and hazardous to the public health and safety, unless the owner of said tower provides proof of quarterly inspections. The owner shall remove the abandoned structure within 90 days of a receipt of a declaration of abandonment from the Town. A declaration of abandonment shall only be issued following a public hearing, noticed in accordance with the Town procedures with written notice to abutters and the last known owner/operator of the tower. If the abandoned tower is not removed within 90 days, the Town may execute the performance guarantee in order to remove the tower. If there are two or more users of a single tower, this provision shall not become effective until all users cease using the tower.

329.11 Administration and Enforcement

The Board of Selectmen shall be responsible for the enforcement of the provisions of this ordinance.

329.12 Severability

The invalidity of any provision of this ordinance shall not affect the validity of any other provision.

329.13 Appeals

As provided by NHRSA 677:15, the applicant, an abutter or an aggrieved party may appeal a decision to the Superior Court as provided by RSA 677:15.

YES 777 NO 527

3. To vote on the following Warrant Articles, as amended, including the proposed budget, as a result of the action of the First Session.

Article 1

- a. To see if the Town will vote to raise and appropriate the sum of One Million Nine Hundred Fifty Thousand Dollars (\$1,950,000)(gross budget) for the construction and original equipping of a new municipal building (Town Offices and Police Department located adjacent to the G. B. White Building); and
- b. To authorize the issuance of not more than One Million Nine Hundred Fifty Thousand Dollars (\$1,950,000) of bonds and notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and amendments thereto enabling for the purpose of defraying the costs of the foregoing interest on such notes or bonds and to take such other actions as may be necessary to effect the issuance and sale of such bonds and notes; and
- c. To authorize the Selectmen to apply for, negotiate, contract for, seek and do all other things necessary to obtain such Federal and State grant-in-aid, contributions and assistance as may be available for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building), and to adopt any vote relating thereto; and

- d. To authorize the Selectmen to do all things necessary or convenient to carry the foregoing into effect, including, without limitations, the employment of engineers and the execution in the name of the Town of a contract or contracts for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building).

3/5 Ballot Vote Required

This is a Special Warrant Article

Tax Impact: \$.52

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 351 NO 966

Article 2

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of the construction, renovation, replacement or repair of municipal buildings and to raise and appropriate the sum of Two Hundred Fifty Thousand Dollars (\$250,000) to be placed in this fund. (Majority Vote Required)

Tax Impact \$.45

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 546 NO 765

Article 3

To see if the Town will vote to raise and appropriate One Hundred Forty Eight Thousand Seven Hundred Forty Dollars (\$148,740) for the purpose of reconstructing a portion of Ridge Road, approximately 5,200 feet.

Tax Impact: \$.27

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 609 NO 692

Article 4

To see if the Town will vote to raise and appropriate the sum of Thirty Three Thousand Dollars (\$33,000) to make building renovations and repairs to the existing Highway Facility. Renovations and repairs include, but are not limited to, replacement of the existing overhead doors; install a waste oil burning furnace; repair existing salt storage shed and add on to the existing structure to increase storage capacity; and repair and insulate the existing inner wall of the garage itself which also serves as storage for tools.

Tax Impact: \$.06

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 869 NO 445

Article 5

To see if the Town will vote to raise and appropriate the sum of Seventeen Thousand Five Hundred Thirty Four Dollars (\$17,534) for the purpose of Town employee raises for salaries and wages. (This represents a 2.5% Cost of Living Allowance (COLA) increase for all part time and full time Town employees.)

Tax Impact: \$.03

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 859 NO 460

Article 6

To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) for the purpose of engineering and architectural studies with regards to proposals concerning municipal facilities or additions, replacement, renovations or repairs to existing municipal facilities.

Tax Impact: \$.02

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 494 NO 815

Article 7

To see if the Town of Deerfield will vote to raise and appropriate the sum of Eight Thousand Five Hundred Twenty Dollars (\$8,520) for the purpose of purchasing a speed display trailer and to accept a grant from the New Hampshire Highway Safety Agency in the amount of Four Thousand Two Hundred Sixty Dollars (\$4,260) in offsetting federal funds to be applied to the purchase price.

Tax Impact: \$.02

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 302 NO 1118

Article 8

To see if the Town will vote to raise and appropriate Four Thousand Two Hundred Forty Five Dollars (\$4,245) for the purpose of replacing the gasoline fuel storage tank located at the Town Highway Department Garage. This includes a containment unit under the storage tank.

Tax Impact: Under \$.01

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 1044 NO 306

Article 9

Shall the Town of Deerfield raise and appropriate 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 \$3,077,545? Should this article be defeated, the default budget shall be \$3,076,245, which is the same as last year, with certain adjustments required by previous action of the Town of Deerfield 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 the revised operating budget only.

Tax Impact: \$5.57 on the Total Operating Budget

Tax Impact \$.14 (2.6% increase over 2005)

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

YES 712 NO 624

Article 10

Shall we modify the elderly exemptions from property tax in the Town of Deerfield, based on assessed value, for qualified taxpayers, to be as follows: for a person 65 years of age to 75 years of age, \$70,000 (Present-\$30,000); for a person 75 years of age up to 80 years, \$110,000 (Present-\$50,000); for a person 80 years of age or older \$154,000 (Present-\$70,000). To qualify, the person must have been a New Hampshire resident for at least 5 years, own the real estate individually or jointly, or if the real estate is owned by such persons' spouse, they must have been married for at least 5 years. In addition, the taxpayer must have a net income of not more than \$36,800 (Present-\$18,400) or, if married, a combined net income of less than \$52,800 (Present-\$26,400); and own net assets not in excess of \$100,000 (Present-\$35,000) excluding the value of a person's residence. By Ballot.

The Selectmen recommend this Warrant Article.

YES 1020 NO 322

Article 11

To see if the Town will vote to change the position of Highway Agent from an elected official to a position appointed by the Selectmen under the provisions of RSA 231:62.

(If a majority vote in favor of this article, the Selectmen elected at the next annual meeting shall appoint a Highway Agent.)

The Selectmen recommend this warrant article.

YES 318 NO 1117

Article 12 (By Petition)

Shall we rescind the provisions of RSA 40:13 (known as SB2), as adopted by the Town on March 8, 2005, so that the official ballot will no longer be used for voting on all questions, but only for the election of officers and certain other questions for which the official ballot is required by state law? (3/5-majority ballot vote required)

YES 430 NO 906

Article 13 (By Petition)

To see if the Town will vote to deposit 50% of the revenues collected pursuant to RSA 79-A (the land use change tax) into the Town's Conservation Fund in accordance with RSA 36-A:5,III as authorized by RSA 79-A:25,II. Increasing to 50% the percentage of the land use change tax going to the Conservation Fund will enable the Conservation Commission to be more responsive in protecting important open space in Deerfield which is under increasing development pressure.

YES 709 NO 627

Article 14 (By Petition)

To see if the voters will vote to establish an ordinance restricting the taking of real property by eminent domain and the taking of personal property without a two thirds vote of the voters at a regular Town Meeting.

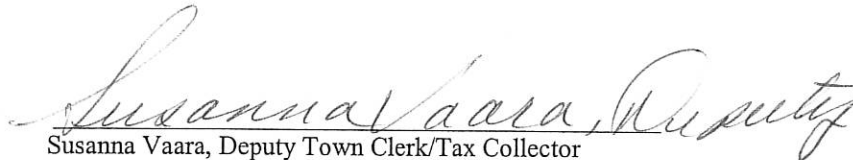
YES 975 NO 348

Article 15 (By Petition)

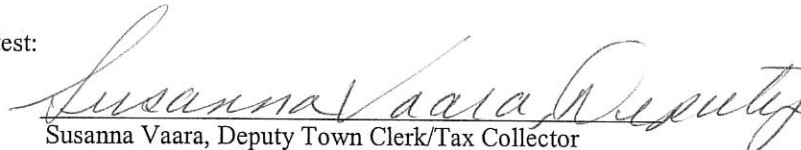
To see if the Town will vote to change the position of Planning Board members from an elected official to a position appointed by the Selectmen under the provisions of RSA 673:2,II(c).

YES 95 NO 348

A True Record,
Attest:


Susanna Vaara, Deputy Town Clerk/Tax Collector

Copy of
A True Record Attest:


Susanna Vaara, Deputy Town Clerk/Tax Collector

March 14, 2006-Official Ballot Voting (SB2)

Number of Registered Voters: 3,227

Number of Voters that Cast Ballots: 1,374

Percentage of Total Voters that Cast Ballots: 43%

SAMPLE BALLOT



**OFFICIAL BALLOT
ANNUAL TOWN ELECTION
DEERFIELD, NEW HAMPSHIRE
MARCH 14, 2006**

BALLOT 1 OF 2

Diana Vincent
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.

BOARD OF SELECTMEN MEMBER

Three Year Term Vote for not
more than One

STEPHEN R. BARRY 547 ●

HARRIET E. CADY 345 ○

WALT HOOKER 425 ○

(Write-in) ○

TOWN CLERK / TAX COLLECTOR

Three Year Term Vote for not
more than One

LYNNE DeVARNEY 697 ●

DIANA J. VINCENT 416 ○

(Write-in) ○

TOWN MODERATOR

Two Year Term Vote for not
more than One

JONATHAN W. "JACK" HUTCHINSON 1118 ●

(Write-in) ○

TRUSTEE OF THE TRUST FUNDS

Three Year Term Vote for not
more than One

DWIGHT BARNES 1113 ●

(Write-in) ○

TRUSTEE OF THE TRUST FUNDS

Two Year Term Vote for not
more than One

(Write-in) ○

TRUSTEE OF THE TRUST FUNDS

One Year Term Vote for not
more than One

(Write-in) ○

SUPERVISOR OF CHECKLIST

Six Year Term Vote for not
more than One

DIANE A. VALADE 1023 ●

(Write-in) ○

TRUSTEES OF THE PHILBRICK-JAMES LIBRARY

Three Year Term Vote for not
more than Two

BONNIE BEAUBEIN 879 ●

DON WILLIAMS 950 ●

(Write-in) ○

(Write-in) ○

WATER COMMISSIONER

Three Year Term Vote for not
more than One

DONALD NEDEAU 966 ●

(Write-in) ○

PLANNING BOARD MEMBERS

Three Year Term Vote for not
more than Two

KATHERINE HARTNETT 609 ●

FREDERICK McGARRY 642 ●

PETE SCHIBBELHUTE 567 ○

DONALD A. WYMAN, SR. 550 ○

(Write-in) ○

(Write-in) ○

PLANNING BOARD MEMBER

One Year Term Vote for not
more than One

BILL PERRON 767 ●

JOHN SINNAMON 337 ○

(Write-in) ○

MUNICIPAL BUDGET COMMITTEE MEMBERS

Three Year Term Vote for not
more than Three

WILLIAM J. CARBONNEAU, III 776 ●

DONALD J. DALEY 826 ●

JIM SULLIVAN 756 ●

(Write-in) ○

(Write-in) ○

(Write-in) ○

MUNICIPAL BUDGET COMMITTEE MEMBER

Two Year Term Vote for not
more than One

(Write-in) ○

MUNICIPAL BUDGET COMMITTEE MEMBER

One Year Term Vote for not
more than One

LORENA SINNAMON 840 ●

(Write-in) ○

TURN BALLOT OVER AND CONTINUE VOTING

SAMPLE BALLOT

ARTICLES

Article 1

- a. To see if the Town will vote to raise and appropriate the sum of One Million Nine Hundred Fifty Thousand Dollars (\$1,950,000) (gross budget) for the construction and original equipping of a new municipal building (Town Offices and Police Department located adjacent to the G. B. White Building); and
- b. To authorize the issuance of not more than One Million Nine Hundred Fifty Thousand Dollars (\$1,950,000) of bonds and notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and amendments thereto enabling for the purpose of defraying the costs of the foregoing interest on such notes or bonds and to take such other actions as may be necessary to effect the issuance and sale of such bonds and notes; and
- c. To authorize the Selectmen to apply for, negotiate, contract for, seek and do all other things necessary to obtain such Federal and State grant-in-aid, contributions and assistance as may be available for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building), and to adopt any vote relating thereto; and
- d. To authorize the Selectmen to do all things necessary or convenient to carry the foregoing into effect, including, without limitations, the employment of engineers and the execution in the name of the Town of a contract or contracts for the construction of the municipal building (Town Offices and Police Department adjacent to the G. B. White Building).
3/5 Ballot Vote Required This is a Special Warrant Article

Tax Impact: \$.52

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

351
YES ☐
NO ☒
966

Article 2

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of the construction, renovation, replacement or repair of municipal buildings and to raise and appropriate the sum of Two Hundred Fifty Thousand Dollars (\$250,000) to be placed in this fund. (Majority Vote Required)

Tax Impact \$.45

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

546
YES ☐
NO ☒
765

Article 3

To see if the Town will vote to raise and appropriate One Hundred Forty Eight Thousand Seven Hundred Forty Dollars (\$148,740) for the purpose of reconstructing a portion of Ridge Road, approximately 5,200 feet.

Tax Impact: \$.27

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

609
YES ☐
NO ☒
692

Article 4

To see if the Town will vote to raise and appropriate the sum of Thirty Three Thousand Dollars (\$33,000) to make building renovations and repairs to the existing Highway Facility. Renovations and repairs include, but are not limited to, replacement of the existing overhead doors; install a waste oil burning furnace; repair existing salt storage shed and add on to the existing structure to increase storage capacity; and repair and insulate the existing inner wall of the garage itself which also serves as storage for tools.

Tax Impact: \$.06

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

869
YES ☒
NO ☐
445

Article 5

To see if the Town will vote to raise and appropriate the sum of Seventeen Thousand Five Hundred Thirty Four Dollars (\$17,534) for the purpose of Town employee raises for salaries and wages. (This represents a 2.5% Cost of Living Allowance (COLA) increase for all part time and full time Town employees.)

Tax Impact: \$.03

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

859
YES ☒
NO ☐
460

Article 6

To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) for the purpose of engineering and architectural studies with regards to proposals concerning municipal facilities or additions, replacement, renovations or repairs to existing municipal facilities.

Tax Impact: \$.02

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

494
YES ☐
NO ☒
815

Article 7

To see if the Town of Deerfield will vote to raise and appropriate the sum of Eight Thousand Five Hundred Twenty Dollars (\$8,520) for the purpose of purchasing a speed display trailer and to accept a grant from the New Hampshire Highway Safety Agency in the amount of Four Thousand Two Hundred Sixty Dollars (\$4,260) in offsetting federal funds to be applied to the purchase price.

Tax Impact: \$.02

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

302
YES ☐
NO ☒
1118

GO TO NEXT BALLOT AND CONTINUE VOTING

SAMPLE BALLOT



OFFICIAL BALLOT
ANNUAL TOWN ELECTION
DEERFIELD, NEW HAMPSHIRE
MARCH 14, 2006

BALLOT 2 OF 2

Diana Vincent
Town Clerk

ARTICLES CONTINUED

Article 8

To see if the Town will vote to raise and appropriate Four Thousand Two Hundred Forty Five Dollars (\$4,245) for the purpose of replacing the gasoline fuel storage tank located at the Town Highway Department Garage. This includes a containment unit under the storage tank.

Tax Impact: Under \$.01

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

1044
YES ☒
NO ☐
306

Article 9

Shall the Town of Deerfield raise and appropriate 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 \$3,077,545? Should this article be defeated, the default budget shall be \$3,076,245, which is the same as last year, with certain adjustments required by previous action of the Town of Deerfield 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 the revised operating budget only.

Tax Impact: \$5.57 on the Total Operating Budget

Tax Impact: \$.14 (2.6% increase over 2005)

The Selectmen recommend this appropriation./The MBC recommends this appropriation.

712
YES ☒
NO ☐
624

Article 10

Shall we modify the elderly exemptions from property tax in the Town of Deerfield, based on assessed value, for qualified taxpayers, to be as follows: for a person 65 years of age to 75 years of age, \$70,000 (Present-\$30,000); for a person 75 years of age up to 80 years, \$110,000 (Present-\$50,000); for a person 80 years of age or older \$154,000 (Present-\$70,000). To qualify, the person must have been a New Hampshire resident for at least 5 years, own the real estate individually or jointly, or if the real estate is owned by such persons' spouse, they must have been married for at least 5 years. In addition, the taxpayer must have a net income of not more than \$36,800 (Present-\$18,400) or, if married, a combined net income of less than \$52,800 (Present-\$26,400); and own net assets not in excess of \$100,000 (Present-\$35,000) excluding the value of a person's residence. By Ballot.

The Selectmen recommend this Warrant Article.

1020
YES ☒
NO ☐
322

Article 11

To see if the Town will vote to change the position of Highway Agent from an elected official to a position appointed by the Selectmen under the provisions of RSA 231:62.
(If a majority vote in favor of this article, the Selectmen elected at the next annual meeting shall appoint a Highway Agent.)

The Selectmen recommend this warrant article.

318
YES ☒
NO ☐
1117

Article 12 (By Petition)

Shall we rescind the provisions of RSA 40:13 (known as SB2), as adopted by the Town on March 8, 2005, so that the official ballot will no longer be used for voting on all questions, but only for the election of officers and certain other questions for which the official ballot is required by state law? (3/5-majority ballot vote required)

430
YES ☒
NO ☐
906

Article 13 (By Petition)

To see if the Town will vote to deposit 50% of the revenues collected pursuant to RSA 79-A (the land use change tax) into the Town's Conservation Fund in accordance with RSA 36-A:5,III as authorized by RSA 79-A:25,II. Increasing to 50% the percentage of the land use change tax going to the Conservation Fund will enable the Conservation Commission to be more responsive in protecting important open space in Deerfield which is under increasing development pressure.

709
YES ☒
NO ☐
627

Article 14 (By Petition)

To see if the voters will vote to establish an ordinance restricting the taking of real property by eminent domain and the taking of personal property without a two thirds vote of the voters at a regular Town Meeting.

975
YES ☒
NO ☐
348

Article 15 (By Petition)

To see if the Town will vote to change the position of Planning Board members from an elected official to a position appointed by the Selectmen under the provisions of RSA 673:2,II(c).

95
YES ☐
NO ☒
1244

YOU HAVE NOW COMPLETED VOTING

SAMPLE BALLOT



**OFFICIAL BALLOT
ZONING BALLOT
DEERFIELD, NEW HAMPSHIRE
MARCH 14, 2006**

BALLOT 1 OF 4

Diana Vincent
TOWN CLERK

INSTRUCTIONS TO VOTERS

A. TO VOTE, completely fill in the OVAL to the RIGHT of your choice(s) like this: ☒

AMENDMENTS

1. Are you in favor of the adoption of Amendment #1 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 207.1, Minimum Frontage, by deleting subsection B. Alternative Frontage on a Private Way. This will eliminate the so-called "Smith Ordinance".

629
YES ☐
NO ☒ 667

2. Are you in favor of the adoption of Amendment #2 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 210.2, Wetlands Defined, by adding the following to the end of the first paragraph: In addition, for the purpose of this ordinance, wetlands include those areas which are determined to be wetlands in accordance with the current State of New Hampshire Wetland Regulations (New Hampshire code of Administrative Rules Wt 100-800).

784
YES ☒
NO ☐ 529

3. Are you in favor of the adoption of Amendment #3 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 210.3 (A), District Boundaries, by replacing the first sentence with the following: The Deerfield Wetlands Conservation District is defined as those areas of the Town that contain wetlands as defined in 210.2 including, but not limited to, marshes, ponds, bogs, lakes, streams and rivers as well as soils that are defined as poorly or very poorly drained by the National Cooperative Soil Survey conducted by the U.S. Department of Agriculture Soil Conservation Service.

744
YES ☒
NO ☐ 560

4. Are you in favor of the adoption of Amendment #4 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 210.7 (A) and (E) General Provisions by replacing the existing language with the following:

A. For lots created after the adoption of this amendment no septic tank or leach field may be constructed or enlarged closer than one hundred (100) feet of any wetland.

713
YES ☒
NO ☐ 604

E. For lots created after the adoption of this amendment no building shall be erected within one hundred (100) feet of any wetland.

5. Are you in favor of the adoption of Amendment #5 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 213.7 Access Drives, Parking Lots, Walkways, Lighting Requirements and Parking by adding the following new paragraph:

D. Two (2) parking spaces per unit are required.

805
YES ☒
NO ☐ 499

6. Are you in favor of the adoption of Amendment #6 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article II, Section 213 Senior Housing Overlay District by adding the following new paragraph:

213.13 Maximum Amount of Senior Housing Units.

A. The total number of dedicated senior housing units in the Town of Deerfield shall not exceed ten (10) percent of the total number of dwelling units in the Town at the time the determination is made. The total number of existing dwelling units shall not include those units set aside for senior housing.

757
YES ☒
NO ☐ 558

7. Are you in favor of the adoption of Amendment #7 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article VI, Section 602 Term Definitions by adding the following new definition:

Affordable Senior Housing: Means any housing that have been so dedicated for said purpose so that the eligible occupant has an income which is at or below the median family income for Rockingham County, NH and the occupant does not pay more than 30% of income for housing including principal, interest, real estate taxes and

872
YES ☒
NO ☐

SAMPLE BALLOT

AMENDMENTS CONTINUED

8. Are you in favor of the adoption of Amendment #8 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III, Section 325 (D), Open Space Development, by deleting it in its entirety and replacing it with the following new Section D:

D. To facilitate achievement of the goals of the Deerfield Master Plan, the Planning Board will require all proposed subdivisions over 16 acres to be an Open Space Subdivision in order to conserve environmentally and/or historically sensitive areas unless the applicant can demonstrate that mitigating circumstances prevent the Open Space Development (OSD) and that the Planning Board determines the application is exempt.

In order to be exempt, the Planning Board shall determine the application meets one of the following criteria:

1. The subdivision will create three (3) or fewer lots that will accommodate not more than a total of three (3) dwelling units and there will be no potential for future subdivision nor for the construction of additional dwelling units on any of the lots.
2. The subdivision will consist of lots, all of which will have a minimum lot size of ten (10) acres and there will be no potential for future subdivision nor for the construction of additional dwelling units on any of the lots.
3. The subdivision will create not more than one additional dwelling units on any of the lots.

761
YES ☒
NO ☐
522

9. Are you in favor of the adoption of Amendment #9 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.1 (C) by adding the following new subsection:

f. An objective of Open Space Development is to follow policies and priorities identified in the Master Plan and other Planning Board documents of the Town of Deerfield.

750
YES ☒
NO ☐
509

10. Are you in favor of the adoption of Amendment #10 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3 (L), Protection of Common Land, by replacing the first paragraph with the following:

Open space, common areas, common facilities, private roadways, and other features within the open space development shall be protected by permanent covenants running with the land or a conservation easement and shall be conveyed by the property owners to a homeowner's association, or, if mutually agreed upon, may be deeded to the Town, so as to guarantee the following:

772
YES ☒
NO ☐
493

11. Are you in favor of the adoption of Amendment #11 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3 (C)(2) Standards and Conditions to read as follows:

2. No portion of any wetlands, as defined in Section 210 "Wetlands Conservation District", land with more than a 20% slope or land within the 100 year flood plain may be used to fulfill the minimum tract size for any proposed Open Space Development.

741
YES ☒
NO ☐
527

12. Are you in favor of the adoption of Amendment #12 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 325.3(E)(3) to read as follows:

3. Side and Rear Setback or Buffer: No structure, access road, collector road or parking area shall be within one hundred (100) feet of an abutting property line to the subdivision.

690
YES ☒
NO ☐
577

13. Are you in favor of the adoption of Amendment #13 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 327, Sewage Disposal Systems, as follows:

327.1 Applicability:

The standards of the section shall apply to sewage disposal systems for all existing vacant lots of record and all lots proposed to be created within subdivisions approved by the Deerfield Planning Board. These standards shall also apply to the replacement of a septic system on an existing lot.

327.2 Suitability of the Location of the Leaching Field for a Proposed Lot:

The leaching field or other components of the system designed to infiltrate leachate into the ground shall be located within a rectangular area of suitable soils having a contiguous area of not less than four thousand (4000) square feet. The minimum width of the rectangular area shall be forty (40) feet. No portion of the required suitable area shall be located within one hundred (100) feet of very poorly or poorly drained soils or a water body. To demonstrate the suitability of the area, the applicant shall dig a minimum of three (3) satisfactory test pits within the suitable area. The Town's independent soil scientist shall observe the digging of the test pits and may require that additional pits be dug to demonstrate the suitability of the entire area. All test pits that are dug shall be recorded and the results of all test pits for lots within proposed subdivisions shall be provided to the Planning Board whether they are satisfactory or not.

AMENDMENT 13 CONTINUES ON THE NEXT BALLOT

SAMPLE BALLOT



**OFFICIAL BALLOT
ZONING BALLOT
DEERFIELD, NEW HAMPSHIRE
MARCH 14, 2006**

BALLOT 2 OF 4

Diana Vincent
TOWN CLERK

AMENDMENTS CONTINUED

AMENDMENT 13 CONTINUED.....

The satisfactory pits shall be located at least forty (40) feet from any other satisfactory test pit. To be satisfactory, a test pit shall comply with the following criteria:

1. The minimum depth to be the estimated seasonal high water table shall be twenty four (24) inches, and
2. The minimum depth to ledge shall be four (4) feet.

327.3 Suitability of the Location of a Leaching Field for an Existing Lot:

The requirement for the design of a leaching field for an existing lot shall be the same as that required for a Proposed Lot, Section 327.2, except that only two satisfactory test pits are required to be excavated in the area of the proposed disposal field. Within the area of the disposal field shall mean no more than ten feet from the footprint of the proposed field. All other requirements shall apply.

327.4 Duties of the Code Enforcement Officer:

The Town's Code Enforcement Officer shall be responsible for the oversight of the installation of septic systems. In this capacity he or she shall:

1. Retain an independent soil scientist to oversee the digging of the test pits and to verify the accuracy of the test pit data.
2. Review the test pit information, suitability of the proposed leach field location and design of the proposed septic system for conformance with the Town's requirements prior to submitting the application to the State of New Hampshire. If the proposed system does not conform to the Town's requirements, The Code Enforcement Officer shall reject the application and notify the applicant of that decision in writing setting forth the reasons for the denial.
3. Inspect the installation of the system to see that it conforms to the approved location and design.

327.5 Replacement of a Septic System on an Existing Lot:

For replacement of a septic system, the applicant shall make every effort to meet the standards of Section 327.2. When the standard cannot be attained, the septic system designer shall identify the standard of the proposed replacement system.

327.6 Duties of the Independent Soil Scientist:

The independent soil scientist shall be retained by the Town and shall be responsible to the Code Enforcement Officer. The soil scientist shall be responsible for observing the digging of the test pits and the recording of the information to determine if the test pit is satisfactory. The soil scientist may require that additional test pits be dug to demonstrate that the required area is suitable.

327.7 Review Fee:

Prior to the scheduling of the digging of any test pits, the applicant shall pay a review fee to the Town to cover the cost of the services of the independent soil scientist. The amount of the fee shall be equal to the Town's actual cost for the services of the soil scientist. The Code Enforcement Officer shall collect a deposit prior to the scheduling of any test pit observations. The amount of the deposit shall be returned to the applicant within thirty (30) days of the date that the application for subdivision approval is submitted to the Town.

327.8 Subdivision Approval by the Planning Board:

Subdivision approval by the Planning Board shall not be granted until all fees for test pit inspection and review have been paid and satisfactory test pits are shown for each receiving area on each lot proposed to be created.

633
YES ☐
NO ☒
658

14. Are you in favor of the adoption of Amendment #14 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 328 Phased Development as follows:

328.1 Authority

Pursuant to the authority granted in the New Hampshire RSA 674:21(b), the Town of Deerfield adopts the following zoning amendment to be administered by the Town of Deerfield Planning Board in conjunction with the Town's Subdivision Regulations.

328.2 Purpose

The Planning Board recognized the potential for a significant increase in the number of residential housing units due to several proposed subdivisions and their impact on municipal services and thus adopts this amendment for the following purposes.

1. To guide the implementation of a major subdivision in the Town of Deerfield so that residents of the Town can be adequately served by community services as those services are expanded.
2. To ensure fairness in the allocation of building permits.

AMENDMENT 14 CONTINUES ON THE BACK OF THIS BALLOT....

SAMPLE BALLOT

AMENDMENTS CONTINUED

AMENDMENT 14 CONTINUED.....

3. To phase in residential development at a rate that will be compatible with the orderly and gradual expansion of community services, including but not limited to education, fire and police protection, road maintenance, waste disposal and recreation.

328.3 Applicability

This article shall apply to all major subdivision applications filed with the Deerfield Planning Board. Major subdivisions are subdivisions that create four (4) or more new dwelling units. The following phasing schedule shall apply to all forms of residential subdivision of land as defined in RSA 672:14 (I) with the following exceptions.

When unusual or unforeseen conditions arise with regard to a particular subdivision, the applicant may request the Planning Board consider a modification to the phasing schedule. The applicant shall provide the Planning Board with sufficient information in order for the Board to consider such a request.

For subdivisions in excess of 60 dwelling units the Planning Board may require the subdivision to adhere to a longer phasing plan if the Planning Board determines that such phasing is necessary to protect the health, safety, welfare and environment of the Town.

328.4 Phasing Schedule

Number of Proposed Units	Years	Max. number of building permits that can be issued in one year
2 to 3	Not applicable	Not applicable
4 to 6	2	50%
7 to 9	3	33%
10 to 20	4	25%
21 to 40	5	20%
40 to 60	6	16%
Over 60	7 to 8	13%

328.5 Implementation

Subdivisions approved under the phasing schedule shall include a note on the plan that states the phasing schedule for the approved subdivision, identifying the phasing of each lot, consistent with the schedule in section 328.4. The Town's Building Inspector shall only approve building permits for lots in the subdivision approved after the effective date of this amendment consistent with the schedule in Section 328.4.

328.6 Periodic Review

The Planning Board shall periodically review the effectiveness and impact of this article, but not less frequently than once every two years to ensure that the phasing requirements of this article are:

1. Reasonable in its implementation.
2. Achieving the intent of the provision as stated in the Purpose above.

15. Are you in favor of the adoption of Amendment #15 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article III by adding the following new Section 329, Wireless Telecommunication Facilities Ordinance, as follows:

329.1 Authority

This Ordinance is adopted by the Town of Deerfield on March ____, 2006 in accordance with the authority granted by the New Hampshire RSA 674:16 and 21, II.

329.2 Purpose

These regulations have been enacted in order to establish general guidelines for the siting of towers and antennas and to enhance and fulfill the following goals:

Preserve the authority of the Town of Deerfield to regulate and provide for reasonable opportunity for the siting of telecommunications facilities.

Enhance the ability of providers of telecommunication services to provide such services to the community effectively and efficiently.

Reduce the adverse impacts such facilities may create on, including, but not limited to: Migratory bird flight corridors, impacts on aesthetics, environmentally sensitive areas, historically significant locations, health and safety by injurious accidents to person and property, and diminution of property values.

Preserve the Town's unique view sheds, scenic values and natural resources in particular those identified in the Town's recently completed Open Space Plan.

329.3 Definitions

Antenna: Means any exterior apparatus designed for telephonic, radio, television, personal communications service, pager, network, or any other communications through the sending and/or receiving of electromagnetic waves of any frequency and bandwidth.

AMENDMENT 15 CONTINUES ON THE NEXT BALLOT

849
YES ☒
NO ☐
435

SAMPLE BALLOT



**OFFICIAL BALLOT
ZONING BALLOT
DEERFIELD, NEW HAMPSHIRE
MARCH 14, 2006**

BALLOT 3 OF 4

Diana Vincent
TOWN CLERK

AMENDMENTS CONTINUED

AMENDMENT 15 CONTINUED.....

Average Tree Canopy Height: Means the average height found by inventorying the height above ground level of all trees over 20 feet in height for a radius of 150 feet of the proposed tower site.

Tower: Means any structure that is designed and constructed primarily for the purpose of supporting one or more antennas.

Telecommunications Facilities: Means any antenna, tower, or other structure intended for use in the connection with the transmission or reception of radio or television signals or any other electromagnetic transmission/receptions.

329.4 Location of Telecommunications Facilities

Telecommunications facilities may be permitted in all districts provided they are camouflaged, hidden or disguised. In no case, however, shall such a facility be sited in a location that would impact any view to Pawtuckaway Mountains and Nottingham Mountain.

329.5 Permitted Uses

Principal or Secondary Use. Telecommunications facilities may be considered either principal or secondary uses. Having an existing permitted use on site shall not preclude the addition of a facility as a secondary use as long as all other provisions of the Town of Deerfield's Zoning Ordinance are met. A different existing use or an existing structure on the same lot shall not preclude the installation of a facility on such lot. For purposes of determining whether the installation complies with district development regulations, including but not limited to setback and lot coverage requirements, the dimensions of the entire lot shall control, even though the facility may be located on leased parcels within such lots. Facilities that are installed in accordance with the provisions of this Ordinance shall not be deemed to constitute the expansion of a nonconforming use or structure.

Any alteration of the original permitted use and device configuration of the facility will require a new approval.

Amateur Radio: Receive-Only Antennas. This Ordinance shall not govern any tower, or the installation of any antenna that is under 70 feet in height and is owned and operated by a federally - licensed amateur radio station operator or is used exclusively for receive-only antennas. This Ordinance adopts the provisions and limitations as referenced in RSA 674: 16, IV.

Essential Services & Public Utilities. Telecommunication facilities shall be considered infrastructure, essential services, or public facilities, as defined or used elsewhere in the Town's ordinances and regulations. Siting for telecommunications is a use of land, and is addressed by this Section.

329.6 Construction Performance Requirements

Federal Requirements: All facilities must meet or exceed current standards and regulations of the FAA, FCC, and any other agency of the federal government with the authority to regulate such facilities. If such standards and regulations are changed, the owners of facilities governed by the Ordinance shall bring these into compliance within six (6) months of the effective date of the changes, unless a more stringent compliance schedule is mandated by the controlling federal agency. Failure to bring facilities into compliance with any changes shall constitute grounds for the removal of the tower or antenna at the owner's expense, in accordance with 329.10 through the execution of the posted security.

Building Codes/Safety Standards. To ensure the structural integrity of towers and antennas, all facilities will be inspected every three years by an engineer approved by the Town, with the cost to be paid by the owner. The engineer will submit a report to the Town. If the report concludes that a tower fails to comply with such codes and standards and constitutes a danger to persons or property, the owner will receive notice that he/she has 30 days to bring such tower into compliance with the standards.

If the owner fails to comply within 30 days, such action shall constitute an abandonment and grounds for the removal, in accordance with 329.10, of the tower or antenna at the owner's expense through execution of the posted security.

Additional Requirements for Telecommunications Facilities.

These requirements shall supercede any and all other applicable standards found elsewhere in Town Ordinances or Regulations that are less strict.

Height. All efforts should be made to keep tower height at a minimum; in no case shall a tower exceed 175 feet.

Setbacks and Separation. In addition to compliance with the minimum zoning district setback requirements for all structures and towers shall be set back a distance equal to 125% of the height of the tower from all property lines.

Security Fencing. Towers shall be enclosed by security fencing not less than six (6) feet in height and shall also be equipped with an appropriate anti-climbing device.

AMENDMENT 15 CONTINUES ON THE BACK OF THIS BALLOT....

SAMPLE BALLOT

AMENDMENTS CONTINUED

AMENDMENT 15 CONTINUED.....

Landscaping. A vegetative buffer shall be provided that effectively screens the sight of the compound from adjacent property. The standard vegetative buffer shall consist of a landscaped strip of at least 10 feet wide outside the perimeter of the compound. Natural vegetation is preferred. In locations where the visual impact of the compound would be minimal or non-existent, the landscaping requirement may be reduced or waived entirely. Existing mature tree growth and natural landforms on the site shall be preserved to the maximum extent possible.

Camouflaging.

A. At a tower site, the design of the buildings and related structures shall, to the maximum extent possible, use materials, colors, textures, screening, and landscaping that will blend the tower facilities with the natural setting and built environment.

B. If an antenna is installed on a structure other than a tower, the antenna and supporting electrical and mechanical equipment must be of a neutral color that is identical to, or closely compatible with, the color of the supporting structure so as to make the antenna and related equipment visually unobtrusive.

Balloon Test. The applicant shall provide notice of a date on which a balloon(s) will be floated at the proposed site and provide pictures from all locations around the Town and within 20 miles from which the balloon(s) is visible.

329.7 Conditional Use Permits

General. Telecommunications Facilities are permitted only after obtaining a Conditional Use Permit from the Planning Board. All such uses must comply with other applicable ordinances and regulations of the Town of Deerfield. Issuance of Conditional Use Permits. In granting the Conditional Use Permit, the Planning Board may impose conditions to the extent the Board concludes such conditions are necessary to minimize any adverse effect of the proposed tower on adjoining properties, and preserve the intent of this Ordinance.

Procedure on Application.

The Planning Board shall act upon the application in accordance with the procedural requirements of the Site Plan Review Regulations and RSA 676:4.

All Towns within 20 miles of the proposed location will be notified of the public hearing by certified mail, to be paid by the applicant. A notice will also be posted in the newspaper customarily used for legal notices by these municipalities. Such notice shall be published not less than 7 days nor more than 21 days prior to the public hearing date.

Decisions. All decisions shall be rendered in writing. A denial must be based upon substantial evidence contained in the written record.

Permits shall be renewable every three years. When possible, this time frame shall be consistent with the timing for performance bond renewal and inspection per 329.6.

Plan Requirements. Each applicant requesting a Conditional Use Permit under this Ordinance shall submit a scaled plan along with information identified in Sections 4.4.1, Existing Data and 4.4.2 Proposed Data in the Town of Deerfield's Site Plan Review Regulations. The Planning Board may request the applicant to provide additional site plan information. This is customary for applications of this type.

Other Information Required. In order to assess compliance with this zoning amendment, the Planning Board shall require the applicant to submit the following prior to any approval by the Board:
Propagation Map showing proposed radio frequency coverage.

Photographic documentation of the balloon test(s).

The applicant shall submit written proof that the proposed use/facility complies with the FCC regulations on radio frequency (RF) exposure guidelines.

The applicant shall submit written proof that it has conducted an evaluation of any requirements of the National Environmental Policy Act (NEPA) pertaining to the proposed facility, as may be required under applicable FCC rules, and the results of any such evaluation. If such documents are required, the applicant should provide the Planning Board with copies.

The applicant will provide the Board with the following information:

1. The number of sites for telecommunication facilities each provider will require.
2. Sites outside of the Town for the particular coverage area that are being considered.
3. How the siting of a telecommunication facility will affect the ability to allow a competition's antennas on the same property.
4. The applicant will provide the Board with studies of alternative sites in the town that have been considered for siting and the selection criteria.

The applicant shall submit an agreement with the Town that allows for the maximum allowance of co-location upon the new structure. Such statement shall, at a minimum, require the applicant to supply available co-location for reasonable fees and costs to other wireless telecommunication providers. An opportunity for co-location is not to be considered a justification for excessive height of towers.

AMENDMENT 15 CONTINUES ON THE NEXT BALLOT

SAMPLE BALLOT



**OFFICIAL BALLOT
ZONING BALLOT
DEERFIELD, NEW HAMPSHIRE
MARCH 14, 2006**

BALLOT 4 OF 4

Diana Vincent
TOWN CLERK

AMENDMENTS CONTINUED

AMENDMENT 15 CONTINUED.....

The applicant will provide the Board with any copies of the federal license from the FCC. Upon request the applicant will provide:

1. Detailed maps showing all of the carrier's current externally visible tower and monopole locations in the State within a 20 mile radius, both active and inactive.
2. Site descriptions for each of the above locations showing the antenna height and diameter and all externally visible structures.

The applicant will submit an agreement to the Town to the effect that the Town will be held harmless for any extraordinary fire or safety events.

329.8 Waivers

Any portion of these regulations may be waived or modified when, in the opinion of the Board, strict conformity would pose an unnecessary hardship to the applicant and such waiver would not be contrary to the spirit and intent of these regulations. The applicant shall submit a waiver request in writing to the Planning Board.

329.9 Performance Guarantee Agreement and Security

The applicant shall provide a performance guarantee to the Town in the amount that would be sufficient to cover the costs of site improvements and costs of removal and disposal of the facility components. The Planning Board shall establish the form and amount of the security. The Planning Board shall also require the applicant to submit proof of appropriate liability insurance with respect to the proposed facilities prior to construction. The term of the performance guarantee shall be negotiated with the Planning Board and administered by the Board of Selectmen.

329.10 Removal of Abandoned Antennas and Towers

Any antenna or tower that is not operated for a continuous period of 12 months shall be considered abandoned and hazardous to the public health and safety, unless the owner of said tower provides proof of quarterly inspections. The owner shall remove the abandoned structure within 90 days of a receipt of a declaration of abandonment from the Town. A declaration of abandonment shall only be issued following a public hearing, noticed in accordance with the Town procedures with written notice to abutters and the last known owner/operator of the tower. If the abandoned tower is not removed within 90 days, the Town may execute the performance guarantee in order to remove the tower. If there are two or more users of a single tower, this provision shall not become effective until all users cease using the tower.

329.11 Administration and Enforcement

The Board of Selectmen shall be responsible for the enforcement of the provisions of this ordinance.

329.12 Severability

The invalidity of any provision of this ordinance shall not affect the validity of any other provision.

329.13 Appeals

As provided by NHRSA 677:15, the applicant, an abutter or an aggrieved party may appeal a decision to the Superior Court as provided by RSA 677:15.

777
YES ☒

NO ☐

527

YOU HAVE NOW COMPLETED VOTING

SAMPLE BALLOT



OFFICIAL BALLOT ANNUAL SCHOOL DISTRICT ELECTION DEERFIELD, NEW HAMPSHIRE MARCH 14, 2006

K. J. Berry

SCHOOL DISTRICT 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.

SCHOOL BOARD MEMBER

Vote for not
Three Year Term more than Two (2) 879

JOHN H. HARRINGTON, JR. ☒

KEVIN A. WEBBER 835 ☒

(Write-in) ☐

(Write-in) ☐

SCHOOL DISTRICT MODERATOR

Vote for not
One Year Term more than One (1) 1057

JONATHAN W. "JACK" HUTCHINSON ☒

(Write-in) ☐

SCHOOL DISTRICT TREASURER

Vote for not
One Year Term more than One (1)

CYNTHIA E. TOMILSON 1094 ☒

(Write-in) ☐

SCHOOL DISTRICT CLERK

Vote for not
One Year Term more than One (1)

(Write-in) ☐

QUESTIONS

1. Shall the District vote to raise and appropriate the sum of \$21,000,000 for the construction, furnishing and equipping of a middle/high school facility, and to authorize issuance of not more than \$21,000,000 of bonds or notes therefore in accordance with the Municipal Finance Act (RSA Ch. 33); to authorize the School Board to contract or 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 School Board to negotiate, sell and deliver said bonds and notes and to determine the rate of interest thereon and the maturity and other terms thereof; and further to raise and appropriate the sum of \$597,917 for the first bond payment and further to authorize the School Board to take any other action necessary to carry out this vote.

A three-fifths vote is required
School Board recommends approval
Budget Committee recommends approval

[Approval of the bond article will result in an estimated \$1.08 per \$1,000 increase in the tax rate for the first year of the bond. The average tax impact over the first 10 years of the bond will be an estimated \$2.63 per \$1,000 per year.]

YES ☐

NO ☒

931

2. Shall the School District 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 \$10,387,933? Should this article be defeated, the default budget shall be \$10,288,969 which is the same as last year, with certain adjustments required by previous action of the school district, 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.

[Note: Ballot Article #2 (operating budget article) does not include separate Ballot Articles #1, #3, #4, #5 or #6.]

School Board recommends approval
Budget Committee recommends approval

[Approval of the requested budget will result in an estimated \$1.33 per \$1,000 increase in the tax rate.]

YES ☐

[Defeat of the requested budget will result in an estimated \$1.16 per \$1,000 increase in the tax rate under the default budget.]

NO ☒

706

TURN BALLOT OVER AND CONTINUE VOTING

SAMPLE BALLOT

QUESTIONS CONTINUED

3. Shall the District vote to approve the cost items as set forth in the collective bargaining agreement reached between the Deerfield Paraprofessional Association and the Deerfield School Board for the 2006/07 and 2007/08 fiscal years, which calls for the following estimated increases in salaries and benefits:

Year 2006/07	\$44,352
Year 2007/08	\$38,683

and further to raise and appropriate the sum of \$44,352 for the 2006/07 fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits over those of the appropriation at current staffing levels paid in the prior fiscal year.

School Board recommends approval
Budget Committee recommends approval

720
YES ☒
NO ☐
596

[Approval of the collective bargaining agreement will result in an estimated \$.08 per \$1,000 increase in the tax rate]

4. Shall the District vote to raise and appropriate the sum of \$75,000 to provide an approximate \$30-per-month stipend to the family of each duly-enrolled high school student legally residing in Deerfield who travels to an approved high school placement and does not receive other subsidized transportation from the District.

School Board recommends approval
Budget Committee recommends approval

652
YES ☐
NO ☒
668

[Approval of the high school transportation stipend will result in an estimated \$0.14 per \$1,000 increase in the tax rate]

5. Shall the District vote to raise and appropriate the sum of up to \$10,000, from surplus, to be added to the Special Education Trust Fund previously established, and authorize the use of that amount from the June 30, 2006 unreserved fund balance (surplus) available for transfer on July 1 of this year.

School Board recommends approval
Budget Committee recommends approval

734
YES ☒
NO ☐
576

[From currently appropriated funds which may remain at the end of the 2005/06 year.]

6. Shall the District vote to raise and appropriate the sum of up to \$30,000, from surplus, to be added to the Building Repair Trust Fund previously established, and authorize the use of that amount from the June 30, 2006 unreserved fund balance (surplus) available for transfer on July 1 of this year.

School Board recommends approval
Budget Committee recommends approval

833
YES ☒
NO ☐
469

[From currently appropriated funds which may remain at the end of the 2005/06 year.]

7. BY PETITIONS RECEIVED FROM TWO INDIVIDUALS: Shall we rescind the provisions of RSA 40:13 (known as SB 2), as adopted by the Deerfield School District on March 8, 2005, so that the official ballot will no longer be used for voting on all questions, but only for the election of officers and certain other questions for which the official ballot is required by state law? (3/5 majority vote required.)

389
YES ☐
NO ☒
923

YOU HAVE NOW COMPLETED VOTING



NEW HAMPSHIRE STATE PRIMARY



NOTICE TO VOTERS

THE STATE PRIMARY VOTING WILL BE HELD AT THE
FOLLOWING LOCATION The Town Hall

8 Old Center Road, South
POLLING PLACE

Tuesday, September 12, 2006

Beginning at 7:00 am o'clock

Closing no earlier than 7:00 pm o'clock

For the nomination of Candidates for the following Offices:

Declarations of
Candidacy to be
filed with

Secretary of State

Governor

Representative in Congress

Executive Councilor

State Senator

County Officer

Declarations of
Candidacy to be
filed with Town
or City Clerks

State Representative

Delegate to the Republican State Convention (Election)

Declarations of Candidacy, Declarations of Intent and Primary Petitions to be filed with the
Secretary of State no earlier than June 7, nor later than June 16, 5 p.m.

Declarations of Candidacy and Primary Petitions to be filed with the Town and City Clerks
no earlier than June 7, nor later than June 16, 5 p.m.

Date 5/31/2006

Lynne DeVarney Clerk

**TOWN OF DEERFIELD, NH
BOARD OF SELECTMEN**

Layout of Class V Highways and Return of Selectmen

A. Occasion to Layout

The Selectmen of Deerfield in response to the Petition of Thirty Eight Adult Residents of the Town of Deerfield to Lay Out and Accept Roads within Cottonwood Estates Subdivision find pursuant to RSA 231:8 that there is an occasion to layout as Class V highways Companion Road, Homestead Road, Bliss Road, Harmony Road and Prospect Road (collectively the "Roads"), as shown on the Subdivision Plan of Cottonwood Estates, dated June 12, 1996, revised through October 24, 1996 and recorded at the Rockingham Registry of Deeds, Plan No. D-26344.

The Selectmen find that the public interest will be met because the layout will resolve the issues created by the failure of the original developer, G.B.R.T. Realty Trust, to give notice to prospective purchasers of lots that the Roads were private, to place on record any requirement that maintenance of the Roads would be the responsibility of a homeowners association and to require the creation of a homeowners association; and by the inclusion by a subsequent developer, Honor & Mason, LLC, of language in the deeds to lots within the subdivision indicating that the Town would accept the Roads. The public interest further justifies the layout because there is currently no person or entity charged with the duty to maintain the roads.

The Selectmen further find that the public interest outweighs any burden of the Town. The Roads were constructed according to Town standards and the Town has been paid for additional work it believes is necessary for final completion of the Roads by Honor & Mason, LLC. By contrast, unless the Roads are laid out, the value of

the Petitioners' property will decline, access will be haphazard, public safety will be compromised and tax values and revenue will be reduced.

B. Damages

The Selectmen find that Honor & Mason, LLC is the fee owner of the Roads subject to the right of the Petitioners to pass and repass. The Selectmen further find that the layout of the Roads benefits Honor & Mason, LLC by terminating any future responsibility it may have to maintain the Roads. Further, Honor & Mason, LLC at all times intended to convey its interest to the Town upon its anticipated acceptance of them. The Selectmen find that the benefit to Honor & Mason, LLC exceeds any damage occasioned by the layout. Damages are awarded to Honor & Mason, LLC in the amount of One Dollar (\$1.00) to be paid by the Petitioners.

C. Conditions to Layout

1. All persons residing along each of the Roads shall quitclaim to the Town all of their right, title and interest in the Roads.
2. All persons residing along each of the Roads shall execute documents sufficient to grant to the Town such easements of entry, access and the installation and maintenance of any utilities, including, but not limited to drainage as shown on the recorded Subdivision Plan referenced above, as the Town shall reasonably require and shall further cause any lienholder or mortgagee to consent to said grant of easement or to execute a waiver with the same legal effect.
3. The cost of all such deeds and easements, including but not limited to the cost of preparation, and recording fees, shall be borne by the Petitioners, as they shall determine.

D. Return of Selectmen

1. LAYOUT OF "COMPANION ROAD"

A CERTAIN PARCEL OF LAND SITUATED IN THE TOWN OF DEERFIELD, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT A GRANITE BOUND SET AT THE SOUTHEASTERLY CORNER OF THE HEREIN DESCRIBED RIGHT OF WAY ALONG THE WESTERLY RIGHT OF WAY OF BLISS ROAD SAID POINT BEING A NORTHEASTERLY CORNER OF LOT 7 AND THE POINT OF BEGINNING; THENCE

NORTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 49.34 FEET ALONG SAID LOT 7 TO A GRANITE BOUND SET; THENCE

N 62° 49' 14" E, A DISTANCE OF 74.65 FEET BY SAID LOT 7 TO A GRANITE BOUND; THENCE

WESTERLY ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 275.00 FEET A DISTANCE OF 127.17 FEET ALONG SAID LOT 7 TO A GRANITE BOUND SET; THENCE

N 89° 18' 58" W, A DISTANCE OF 139.68 FEET TO A GRANITE BOUND SET ON THE EASTERLY SIDELINE OF PROSPECT ROAD; THENCE

N 87° 54' 47" W, A DISTANCE OF 109.95 FEET TO A GRANITE BOUND SET ON THE WESTERLY SIDELINE OF PROSPECT ROAD SAID COURSE BEING A TIE COURSE ACROSS SAID PROSPECT ROAD; THENCE

WESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 325.00 FEET A DISTANCE OF 95.29 FEET TO A GRAINTE BOUND SET; THENCE

N 65° 08' 41" W, A DISTANCE OF 182.55 FEET TO A GRANITE BOUND SET AT THE NORTHEASTERLY CORNER OF LOT 6; THENCE

WESTERLY FOLLOWING THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET ALONG SAID LOT 6 TO A GRANITE BOUND SET; THENCE

WESTERLY, NORTHERLY AND EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 75.00 FEET A DISTANCE OF 392.70 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

S 65° 08' 41" E, A DISTANCE OF 182.55 FEET TO A GRANITE BOUND SET; THENCE

EASTERLY ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 275.00 FEET A DISTANCE OF 116.01 FEET TO A GRANITE BOUND SET; THENCE

S 89° 18' 58" E, A DISTANCE OF 207.89 FEET TO A GRANITE BOUND SET; THENCE

EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 325.00 FEET A DISTANCE OF 150.29 FEET TO A GRANITE BOUND SET; THENCE

S 62° 49' 14" E, A DISTANCE OF 84.30 FEET TO A POINT; THENCE

EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 225.00 FEET A DISTANCE OF 11.74 FEET TO A GRANITE BOUND SET; THENCE

NORTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 40.06 FEET TO A GRANITE BOUND SET; THENCE

SOUTHWESTERLY ALONG THE RIGHT OF WAY OF HOMESTEAD ROAD SO-CALLED A DISTANCE OF 112 FEET MORE OR LESS TO A GRANITE BOUND SET AT THE POINT OF BEGINNING.

2. LAYOUT OF "HARMONY ROAD"

A CERTAIN PARCEL OF LAND SITUATED IN THE TOWN OF DEERFIELD, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT A GRANITE BOUND SET AT THE NORTHWESTERLY CORNER OF THE HEREIN DESCRIBED RIGHT OF WAY ALONG THE EASTERLY RIGHT OF WAY OF HOMESTEAD ROAD SAID POINT BEING THE POINT OF BEGINNING; THENCE

SOUTHEASTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 28.11 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 225.00 FEET A DISTANCE OF 34.94 FEET TO A GRANITE BOUND SET; THENCE

S 27° 10' 28" E, A DISTANCE OF 239.23 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 225.00 FEET A DISTANCE OF 42.25 FEET TO A GRANITE BOUND SET; THENCE

S 16° 24' 58" E, A DISTANCE OF 423.82 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 175.00 FEET A DISTANCE OF 6.22 FEET TO A GRANITE BOUND SET; THENCE

S 18° 27' 10" E, A DISTANCE OF 272.85 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY, SOUTHERLY, SOUTHWESTERLY AND NORTHWESTERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 75.00 FEET A DISTANCE OF 392.68 FEET TO A GRANITE BOUND SET; THENCE

NORTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

N 18° 27' 10" W, A DISTANCE OF 272.85 FEET TO A GRANITE BOUND SET; THENCE

NORTHWESTERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 225.00 FEET A DISTANCE OF 8.00 FEET TO A GRANITE BOUND SET; THENCE

N 16° 24' 58" W, A DISTANCE OF 423.82 FEET TO A GRANITE BOUND SET; THENCE

NORTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 175.00 FEET A DISTANCE OF 32.86 FEET TO A GRANITE BOUND SET; THENCE

N 27° 10' 28" W, A DISTANCE OF 239.55 FEET TO A GRANITE BOUND SET; THENCE

WESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 44.75 FEET TO A GRANITE BOUND SET; THENCE

NORTHEASTERLY, ALONG THE EASTERLY RIGHT OF WAY OF HOMESTEAD ROAD A DISTANCE OF APPROXIMATELY 95 FEET TO A GRANITE BOUND SET AT THE POINT OF BEGINNING.

3. LAYOUT OF "BLISS ROAD"

A CERTAIN PARCEL OF LAND SITUATED IN THE TOWN OF DEERFIELD, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT A GRANITE BOUND SET AT THE NORTHEASTERLY CORNER OF THE HEREIN DESCRIBED RIGHT OF WAY ALONG THE SOUTHERLY RIGHT OF WAY OF HARMONY ROAD SAID POINT BEING THE POINT OF BEGINNING; THENCE

S 50° 15' 39" W, A DISTANCE OF 183.88 FEET TO A GRANITE BOUND SET; THENCE

SOUTHWESTERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

SOUTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

SOUTHERLY, WESTERLY AND NORTHERLY ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 75.00 FEET A DISTANCE OF 392.70 FEET TO A GRANITE BOUND SET; THENCE

NORTHEASTERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

N 50° 15' 39" E, A DISTANCE OF 171.61 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY, ALONG THE INTERSECTION OF HOMESTEAD ROAD A DISTANCE OF APPROXIMATELY 51.5 FEET MORE OR LESS TO THE POINT OF BEGINNING.

4. LAYOUT OF "HOMESTEAD ROAD"

A CERTAIN PARCEL OF LAND SITUATED IN THE TOWN OF DEERFIELD, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT AT THE NORTHEASTERLY CORNER OF THE HEREIN DESCRIBED RIGHT OF WAY ALONG THE SOUTHERLY RIGHT OF WAY OF COTTON ROAD SAID POINT BEING THE POINT OF BEGINNING; THENCE

SOUTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 30.00 FEET A DISTANCE OF 47.35 FEET TO A GRANITE BOUND SET; THENCE

S 28° 20' 51" W, A DISTANCE OF 645.18 FEET TO A GRANITE BOUND SET; THENCE

SOUTHWESTERLY ALONG THE RIGHT OF HARMONY ROAD SO-CALLED A DISTANCE OF 95 FEET MORE OR LESS TO A GRANITE BOUND SET; THENCE

S 53° 31' 40" W, ACROSS THE RIGHT OF WAY OF BLISS ROAD SO-CALLED A DISTANCE OF 51.48 FEET TO A GRANITE BOUND SET; THENCE

NORTHEASTERLY ALONG THE RIGHT OF WAY OF COMPANION ROAD SO-CALLED A DISTANCE OF 112 FEET MORE OR LESS TO A GRANITE BOUND SET; THENCE

N 28° 20' 51" E, A DISTANCE OF 625.77 FEET TO A GRANITE BOUND SET; THENCE

NORTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 30.00 FEET A DISTANCE OF 46.63 FEET TO A POINT ALONG THE RIGHT OF WAY OF SAID COTTON ROAD; THENCE

SOUTHEASTERLY, ALONG THE RIGHT OF WAY OF COTTON ROAD A DISTANCE OF 109.0 FEET MORE OR LESS TO THE POINT OF BEGINNING.

5. LAYOUT OF "PROSPECT ROAD"

A CERTAIN PARCEL OF LAND SITUATED IN THE TOWN OF DEERFIELD, COUNTY OF ROCKINGHAM AND STATE OF NEW HAMPSHIRE BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT AT THE NORTHEASTERLY CORNER OF THE HEREIN DESCRIBED RIGHT OF WAY ALONG THE SOUTHERLY RIGHT OF WAY OF COMPANION ROAD SAID POINT BEING THE POINT OF BEGINNING; THENCE

SOUTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.46 FEET TO A GRANITE BOUND SET; THENCE

S 30° 03' 04" W, A DISTANCE OF 451.07 FEET TO A GRANITE BOUND SET; THENCE

SOUTHERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 400.00 FEET A DISTANCE OF 245.94 FEET TO A GRANITE BOUND SET; THENCE

S 05° 10' 36" E, A DISTANCE OF 148.60 FEET TO A GRANITE BOUND SET; THENCE

SOUTHEASTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

SOUTHERLY, WESTERLY AND NORTHERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 75.00 FEET A DISTANCE OF 392.69 FEET TO A GRANITE BOUND SET; THENCE

NORTHERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 26.18 FEET TO A GRANITE BOUND SET; THENCE

N 05° 10' 36" W, A DISTANCE OF 148.60 FEET TO A GRANITE BOUND SET; THENCE

NORTHERLY, ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 450.00 FEET A DISTANCE OF 276.68 FEET TO A GRANITE BOUND SET; THENCE

N 30° 03' 04" E, A DISTANCE OF 398.12 FEET TO A GRANITE BOUND SET; THENCE

NORTHWESTERLY, ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET A DISTANCE OF 48.87 FEET TO A GRANITE BOUND SET ALONG THE RIGHT OF WAY OF SAID COMPANION ROAD; THENCE

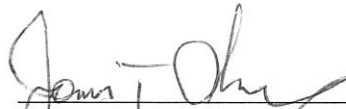
S 87° 54' 47" E, A DISTANCE OF 109.95 FEET MORE OR LESS ALONG THE SOUTHERLY RIGHT OF WAY OF COMPANION ROAD TO THE POINT OF BEGINNING

REFERENCE IS MADE TO A PLAN ENTITLED "SUBDIVISION PLAN COTTONWOOD ESTATES DEERFIELD, NEW HAMPSHIRE" DATED JUNE 12, 1996 REVISED THROUGH OCTOBER 24, 1996 PREPARED BY APPLIEDORE ENGINEERING, INC. AND RECORDED AT THE ROCKINGHAM COUNTY REGISTRY OF DEEDS PLAN NO. D-26344

Dated this fifth day of June, 2006.

Town of Deerfield

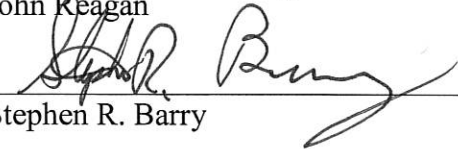
By its Selectmen


James T. Alexander, Chairman


R. Andrew Robertson, Vice Chair


Joseph E. Stone


John Reagan


Stephen R. Barry

I hereby certify that on the Sixth (6) day of June in the Year Two Thousand and Six (2006) the Road Lay Out of Class V Highways and Return of the Selectmen dated, and signed, on the Fifth (5) Day of June Two Thousand and Six (2006) for Companion Road, Harmony Road, Bliss Road, Homestead Road and Prospect Road was recorded with the Town Clerk of Deerfield.

R. Lynne DeVarney
R. Lynne DeVarney, Town Clerk/Tax Collector
TOWN OF DEERFIELD



TOWN OF DEERFIELD
TOWN ORDINANCE 2006-01

Relative to Posted Stop Sign:

Be it enacted this date, August 28, 2006,

That, the Board of Selectmen do hereby grant permission to erect Stop Signs

On Old Center Road, North at the intersection of Old Center Road South,
Meetinghouse Hill Road and Mount Delight Road

On Old Center Road, South at the intersection of Old Center Road, North,
Meetinghouse Hill Road and Mount Delight Road

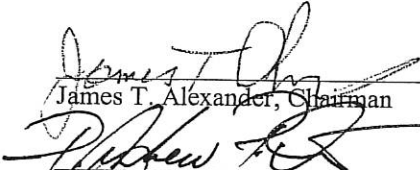
On Meetinghouse Hill Road at the intersection of Old Center Road North
and South

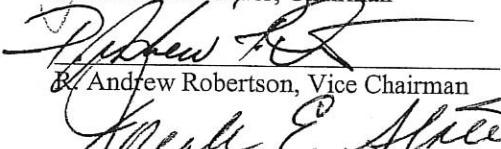
On Mount Delight Road at the intersection of Old Center Road North and South

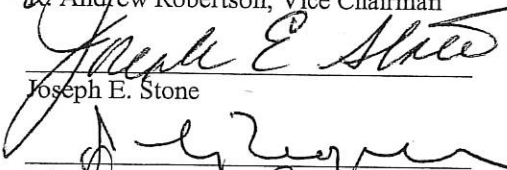
Effective Date:

This Ordinance shall be effective upon adoption by the Board of Selectmen and upon recording of
an Attested Copy of the same with the Town Clerk.

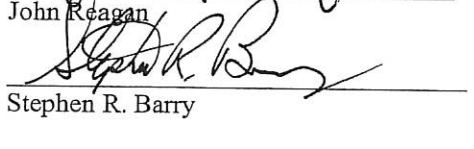
Given our hands and seals this 28th day of August, 2006.


James T. Alexander, Chairman


Andrew Robertson, Vice Chairman


Joseph E. Stone


John Reagan


Stephen R. Barry

Deerfield

Board

of

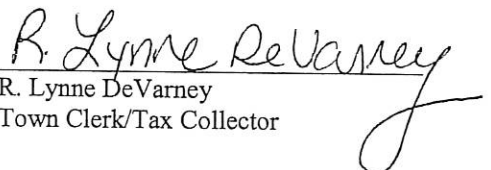
Selectmen



This is to certify that on the 29th day of August 2006, the above Ordinance was filed and recorded with
records of the Town Clerk of Deerfield, New Hampshire.

Witness my hand this 29th day of August 2006.

A True Record,
Attest:


R. Lynne DeVarney
Town Clerk/Tax Collector

Board of Selectmen
Planning Board
Tax Collector/Town Clerk

TOWN OF DEERFIELD

8 Raymond Road
P.O. Box 159
Deerfield, N.H. 03037
603-463-8811

Board of Adjustment
Building Inspector
Health Officer

September 12, 2006

Time: 9:10pm

I Lt. Michael Greeley received the Election Return Envelope from the Town Clerk of Deerfield, New Hampshire, to be delivered to the State Police Troop A, 315 Calef Hwy, Route #125, Epping, New Hampshire.


Lt. Michael Greeley

Election Returns RUSH ELECTION NIGHT

Fill out all election return forms completely
after completing count of ballots. Enclose
one copy of each return and moderator's
certificate in this envelope.

Town Deerfield
County Rockingham



STATE OF NEW HAMPSHIRE
RETURN OF VOTES
DEERFIELD
DEMOCRATIC
STATE PRIMARY ELECTION
September 12, 2006

Tom Gardner
SECRETARY OF STATE

INSTRUCTIONS TO VOTERS

1. To vote, fill in the oval(s) ☐ opposite your choice(s) like this ☒
2. To write-in a candidate not on the ballot, write the name on the line provided for the office and fill in the oval ☐ opposite the write-in line, like this ☒

For Governor
Vote for not more than ONE:
JOHN LYNCH 132
WRITE-IN

For Representative in Congress
Vote for not more than ONE:
JOE SHEA-PORTER 99
PETER M. SULLIVAN 4
"JIM" CRAIG 28
GARY DODDS 4
"DAVE" JARVIS 2
WRITE-IN

For Executive Councilor
Vote for not more than ONE:
JOE SHEA 122
WRITE-IN

For State Senator
Vote for not more than ONE:
COREY E. CORBIN 118
WRITE-IN

At the Primary Election in
Deerfield
(Town or City)

(Ward _____)

County of Rockingham the
votes of inhabitants present and qualified
to vote were as follows:

INSTRUCTIONS: Indicate the number of
votes received by each candidate next to
their name.

Record all write-ins on separate return.

Vote September 12, 2006
A true copy attest:
R. Lynne DeVanney
Signature of Town/City Clerk

One copy to be Returned
ELECTION NIGHT
to the Secretary of State

For State Representatives
Vote for not more than FIVE (5):
"TOM" CHASE 84
BENJAMIN G. EDWARDS 93
"SUSI" NORD 129
RICHARD H. SNOW 82
"TOM" ST. MARTIN 85
WRITE-IN
WRITE-IN
WRITE-IN
WRITE-IN
WRITE-IN

For Sheriff
Vote for not more than ONE:
WAYNE McRAE 98
WRITE-IN

For County Attorney
Vote for not more than ONE:
DAVID H. MIRSKY 99
WRITE-IN

For County Treasurer
Vote for not more than ONE:
DAVID E. AHEARN 105
WRITE-IN

For Register of Deeds
Vote for not more than ONE:
CELIA MCGUCKIAN 106
WRITE-IN

For Register of Probate
Vote for not more than ONE:
DEBRA E. CRAPO 108
WRITE-IN

For County Commissioner
Vote for not more than ONE:
WRITE-IN



STATE OF NEW HAMPSHIRE
RETURN OF VOTES
DEERFIELD
REPUBLICAN
STATE PRIMARY ELECTION
September 12, 2006

Tom Barlow
SECRETARY OF STATE

INSTRUCTIONS TO VOTERS

1. To vote, fill in the oval(s) ☐ opposite your choice(s) like this ☒
2. To write-in a candidate not on the ballot, write the name on the line provided for the office and fill in the oval ☐ opposite the write-in line, like this ☒

For Governor
Vote for not more than ONE:
"JIM" COBURN 75
WRITE-IN

For Representative in Congress
Vote for not more than ONE:
BRADLEY 105
MICHAEL CALLIS 16
WRITE-IN

For Executive Councilor
Vote for not more than ONE:
PETER J. SPAULDING 83
NEALE "BURT" CARLSON 26
WRITE-IN

For State Senator
Vote for not more than ONE:
JOHN S. "JACK" BARNES, JR. 111
WRITE-IN

At the Primary Election in
Deerfield
(Town or City)

(Ward _____)
County of Rockingham the
votes of inhabitants present and qualified
to vote were as follows:

INSTRUCTIONS: Indicate the number of
votes received by each candidate next to
their name.

Record all write-ins on separate return.

Vote September 12, 2006
A true copy attest:

3. Lynne Delaney
Signature of Town/City Clerk

One copy to be Returned
ELECTION NIGHT
to the Secretary of State

For State Representatives
Vote for not more than FIVE (5):
FRANK G. CASE 85
"DON" GORMAN 71
ROBERT A. "BOB" JOHNSON 74
RUDOLPH J. KOBEL 61
JOHN REAGAN 89
WRITE-IN
WRITE-IN
WRITE-IN
WRITE-IN

For Sheriff
Vote for not more than ONE:
"DAN" LINEHAN 95
WRITE-IN

For County Attorney
Vote for not more than ONE:
"JIM" REAMS 93
WRITE-IN

For County Treasurer
Vote for not more than ONE:
EDWARD R. BUCK III 90
WRITE-IN

For Register of Deeds
Vote for not more than ONE:
CATHY STACEY 93
WRITE-IN

For Register of Probate
Vote for not more than ONE:
ANDREW CHRISTIE, JR. 92
WRITE-IN

For County Commissioner
Vote for not more than ONE:
"DON" STRITCH 84
WRITE-IN

For Delegate to the State Convention
Vote for not more than ONE:
KEVIN R. CHALBECK 47
JAMES SULLIVAN 73
WRITE-IN

**2006 STATE PRIMARY ELECTION
REPUBLICAN
WRITE-IN VOTES**

Please indicate the name and number of votes received FOR EACH PERSON receiving write-in votes on **REPUBLICAN** ballots. Do not list fictional characters. Indicate write-ins for county offices on reverse side of this form. *Use additional sheets if necessary.*

For GOVERNOR

Craig Benson	2
Corey Turner	2
John Lynch	12

For STATE REPRESENTATIVE

Harriet Cady	1
Joe Stone	2
Kevin Chalbeck	1
Corey Turner	1
Susi Nord	1

For REPRESENTATIVE IN CONGRESS

Ron Helwig	1
Carol Shea-Porter	1

For DELEGATE TO THE STATE CONVENTION

none

For EXECUTIVE COUNCILOR

Anthony Bonk	1
Sean Mahoney	2

For STATE SENATOR

Harriet Cady	1
Jeremy Mackinney	1

(Send one copy ELECTION NIGHT to
Secretary of State and retain one copy)

TURN OVER - COUNTY WRITE-INS

For SHERIFF

none

WRITE-IN VOTES on REPUBLICAN
BALLOTS CONTINUED....

For COUNTY ATTORNEY

none

For COUNTY TREASURER

none

A true copy attest:

R. Lynne DeVarney
Signature of Town/City Clerk

For REGISTER OF DEEDS

none

(Send one copy ELECTION NIGHT to
Secretary of State and retain one copy)

For REGISTER OF PROBATE

none

For COUNTY COMMISSIONER
(Indicate District No. if applicable)

none

**2006 STATE PRIMARY ELECTION
DEMOCRATIC
WRITE-IN VOTES**

Please indicate the name and number of votes received FOR EACH PERSON receiving write-in votes on **DEMOCRATIC** ballots. Do not list fictional characters. Indicate write-ins for county offices on reverse side of this form. *Use additional sheets if necessary.*

For GOVERNOR

Arnie Arneson 2

For REPRESENTATIVE IN CONGRESS

none

For EXECUTIVE COUNCILOR

none

For STATE SENATOR

none

For STATE REPRESENTATIVE

JACK Barnes 1

Don Gorman 5

Rebecca Hutchinson 1

Robert A. Johnson 1

Rudolph J Kobel 1

(Send one copy ELECTION NIGHT to
Secretary of State and retain one copy)

TURN OVER - COUNTY WRITE-INS

For SHERIFF

none

WRITE-IN VOTES on DEMOCRATIC
BALLOTS CONTINUED....

For COUNTY ATTORNEY

none

For COUNTY TREASURER

none

A true copy attest:

R. Lynne DeVarney

Signature of Town/City Clerk

For REGISTER OF DEEDS

none

(Send one copy ELECTION NIGHT to
Secretary of State and retain one copy)

For REGISTER OF PROBATE

none

For COUNTY COMMISSIONER
(Indicate District No. if applicable)

mark Tibbets /
Rodney Harrison /

Tom St. martin /
Dennis Adams /
Rebecca Hutchinson /



2006 STATE PRIMARY ELECTION

BALLOTS CAST RETURN OF VOTES

REPUBLICAN Regular Ballots Cast 131

Republican ABSENTEE Ballots Cast 0

TOTAL Republican Ballots Cast 131

DEMOCRATIC Regular Ballots Cast 139

Democratic ABSENTEE Ballots Cast 4

TOTAL Democratic Ballots Cast 143

Town/City (Ward) of Deerfield County Rockingham

Attest:

R. Lyme DeVarney
Signature of Town/City Clerk

(Send one copy ELECTION NIGHT to Secretary of State's Office)



MODERATOR'S CERTIFICATE

2006 STATE PRIMARY ELECTION

To the Town or Ward Clerk:

This is to certify that in accordance with RSA 658:32, the ballots forwarded by the Secretary of State to this town or ward have been examined and counted and I find that the total number of **OFFICIAL STATE PRIMARY BALLOTS** (excluding Absentee Ballots) is:

REPUBLICAN BALLOTS 730

DEMOCRATIC BALLOTS 427

and that all are for the use of the town or ward of Deerfield

For towns using optical scanning machines please indicate the make, model and serial number for each machine you use in your town or ward:

Accurate

Does your machine require a special marking pen? ~~yes~~ No

Susanna Vaara

Witness

[Signature]

Moderator

A true copy Attest:

R. Lynne DeVarney

Town or Ward Clerk

9/12/06

Date

(To be forwarded to the SECRETARY OF STATE on Election Night)

STATE OF NEW HAMPSHIRE

Recording fee: \$25.00 (Note 1)
Use black print or type.
Leave 1" margins both sides.
Form must be single-sided, on 8 1/2 x 11" paper, and have a one inch
margin on both sides. Double sided copies will not be accepted.

Form No. NP 3
RSA 292:5 & 7

AFFIDAVIT OF AMENDMENT
OF
New Hampshire Youth Football & Spirit Conference
A NEW HAMPSHIRE NONPROFIT CORPORATION

I, Deborah A. Smith, the undersigned, being the
Secretary (Note 2) of the above named New Hampshire nonprofit
corporation, do hereby certify that a meeting was held on September 20, 2006,
in Derry, NH (Note 3), for the purpose of amending the articles
of agreement and the following amendment(s) were approved by a majority vote
of the corporation's Board Members and Membership. (Note 4)

Article 3 is amended to state: In the event of dissolution of the New Hampshire
Youth Football & Spirit Conference (NHYFSC) any and all property shall be
distributed equally to our member associations, as required by the New
Hampshire Secretary of State. In the event the member associations are unable
or unwilling to receive the assets, they will be distributed to one or more
local non-profit charities within the State of New Hampshire within the meaning
of section 501(C)(3) of the Internal Revenue Code.

[If more space is needed, attach additional sheet(s).]

A true record, attest:

Deborah A. Smith
(Signature)

Dated September 25, 2006

- Notes:
1. Make check payable to N.H. Secretary of State.
 2. Clerk, secretary or other officer.
 3. Town/city and state.
 4. Enter either "Board of Directors" or "Trustees".

Mail fee with DATED AND SIGNED ORIGINAL to: Corporation Division, Department
of State, 107 North Main Street, Concord NH 03301-4989.

File a copy with Clerk of the town/city of th

State of New Hampshire
Form NP 3 - Affidavit of Amendment 1 Page(s)



T0626910028

STATE OF NEW HAMPSHIRE

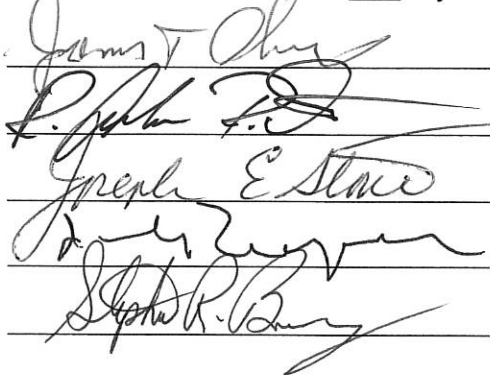
To the inhabitants of the Town/City (Ward) of Deerfield in the
County of Rockingham, New Hampshire.

You are hereby notified to meet at the Town Hall, 8 Old Center Road, South
(name and location of polling place)
on Tuesday, the seventh day of November, 2006. The polls will be open between the hours of
7:00 a.m. and 7:00 p.m. to act upon the following subjects:

**To bring in your votes for Governor, United States Representative, Executive Councilor,
State Senator, State Representatives and County Officers.**

**To bring in your votes on Questions Relating to Constitutional Amendments as proposed by
the 2006 general court.**

Given under our hands and seal, this 23rd day of October, in the year of Our Lord two thousand and six.

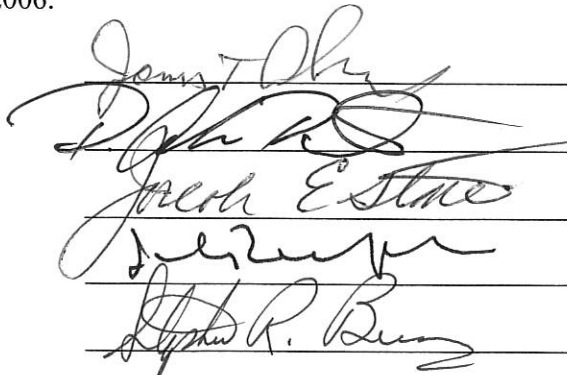


Selectmen of Deerfield



October 24, 2006

We hereby certify that we gave notice to the inhabitants within named, to meet at the time and
place and for the purpose within mentioned, by posting an attested copy of the above Warrant at the place
of meeting and at the office of the Town or City Clerk or City Hall on the 24th day of October,
2006.



Selectmen of Deerfield



STATE OF NEW HAMPSHIRE

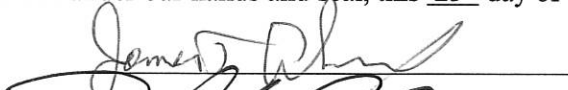
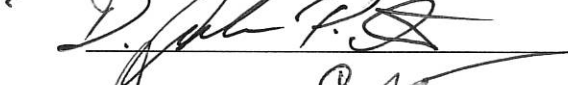
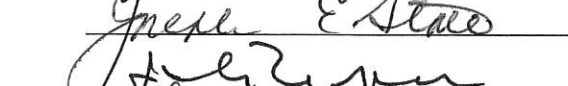
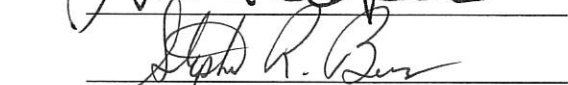

To the inhabitants of the Town/City (Ward) of Deerfield in the
County of Rockingham, New Hampshire.

You are hereby notified to meet at the Town Hall, 8 Old Center Road, South
(name and location of polling place)
on Tuesday, the seventh day of November, 2006. The polls will be open between the hours of
7:00 a.m. and 7:00 p.m. to act upon the following subjects:

**To bring in your votes for Governor, United States Representative, Executive Councilor,
State Senator, State Representatives and County Officers.**

**To bring in your votes on Questions Relating to Constitutional Amendments as proposed by
the 2006 general court.**


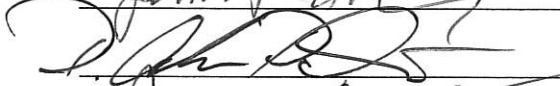
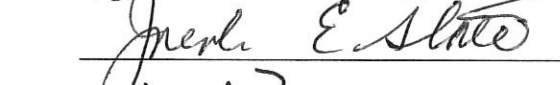

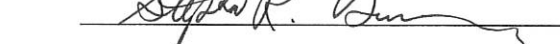
Given under our hands and seal, this 23rd day of October, in the year of Our Lord two thousand and six.

Selectmen of Deerfield

October 24, 2006

We hereby certify that we gave notice to the inhabitants within named, to meet at the time and
place and for the purpose within mentioned, by posting an attested copy of the above Warrant at the place
of meeting and at the office of the Town or City Clerk or City Hall on the 24th day of October,
2006.

Selectmen of Deerfield

NOTICE

The counting of the State General Election Ballots and testing the voting machine will be, Friday, November 3, 2006 in the Town Clerk/Tax Collector's Office at the George B. White Building at 2:30.

**Posted: Post Office 11/02/2006
 Town Offices GBW Building 11/02/2006**

Board of Selectmen
Planning Board
Tax Collector/Town Clerk

TOWN OF DEERFIELD

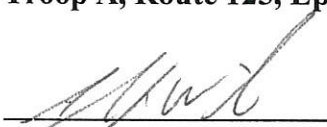
8 Raymond Road
P.O. Box 159
Deerfield, N.H. 03037
603-463-8811

Board of Adjustment
Building Inspector
Health Officer

DATE: November 7, 2006

TIME: 9:05 pm

I, Rusty Wilson, on November 7, 2006 received from the Deerfield Town Clerk/ Tax Collector, the 2006 State General Election results, to be delivered to State Police Troop A, Route 125, Epping, New Hampshire.



Rusty Wilson ALAN (RW)

Election Returns RUSH ELECTION NIGHT

Fill out all election return forms completely after completing count of ballots. Enclose one copy of each return and moderator's certificate in this envelope.

Town Deersied

County Rockingham



MODERATOR'S CERTIFICATE

2006 ^{RND}

2004 STATE GENERAL ELECTION

To the Town or Ward Clerk:

This is to certify that in accordance with RSA 658:32, the ballots forwarded by the Secretary of State to this town or ward have been examined and counted and I find that the total number of **OFFICIAL STATE GENERAL ELECTION BALLOTS** (excluding Absentee Ballots and ballots used to test ACCUVOTE machines) is: 2028

and that all are for the use of the town or ward of Deerfield

For towns using optical scanning machines please indicate the make, model and serial number from each machine you use in your town or ward:

Accu-vote

Does your machine require a special marking pen? no

Francis P. Menard

Witness

[Signature]

Moderator

A true copy Attest:

R. Lynne DeVarney

Town or Ward Clerk

11/7/06

Date

(To be forwarded to the SECRETARY OF STATE on Election Night)



2006 STATE GENERAL ELECTION

BALLOTS CAST/NAMES ON CHECKLIST

Section 1:

Number of **ELECTION DAY** Official Ballots Cast 1529
(including Accessible Voting Machine Ballots)

Number of **ABSENTEE** Official Ballots Cast 73

Note: These numbers should be the same as lines 6 and 10 from Moderator's Worksheet

Section 2:

Number of **STRAIGHT TICKET** Ballots Cast: Republican 259 Democratic 264

[For purposes of this tally, Straight Ticket ballots are considered to be ALL those on which the straight ticket oval is marked, whether or not any candidates for the same party, opposing party or third party columns are also marked.]

Section 3:

Total Number of Registered **REPUBLICANS** on Checklist 1253

Total Number of Registered **DEMOCRATS** on Checklist 747

Total Number of Registered **UNDECLARED** on Checklist 1350

Number of registered voters by party on checklist AT THE END OF THE DAY including those who registered on election day.

Section 4:

Number of citizens who registered to vote on Election Day: 99

Town/City (Ward) of Deersfield County Rockingham

Attested by: Cherie A. Saxbom
Chairman, Supervisors of the Checklist

(Send one copy to Secretary of State on ELECTION NIGHT and retain one copy)

Town/City (Ward) Deerfield

November 7, 2006 STATE GENERAL ELECTION
WRITE-IN VOTES

Please indicate names of any and all write-ins (regardless of whether they are known to you) and the number of votes received by each in the appropriate space. Do not report fictional characters.
Use additional sheets if necessary.

For GOVERNOR

Craig Benson 1
Rich Kahn 3

For STATE SENATOR

0

For STATE REPRESENTATIVE

Joseph Stone 2
Kevin Chalbeck 1

For REPRESENTATIVE IN CONGRESS

Dan BelSortie 2
JACK Barnes 1

For EXECUTIVE COUNCILOR

0

TURN OVER TO RECORD WRITE-IN VOTES

FOR COUNTY OFFICERS

0

(Send one copy ELECTION NIGHT to Secretary of State and retain one copy)

Please indicate names of any and all write-ins (regardless of whether they are known to you) and the number of votes received by each in the appropriate space. Do not report fictional characters. Use additional sheets if necessary.

For SHERIFF

0

For COUNTY ATTORNEY

0

For COUNTY TREASURER

0

For REGISTER OF DEEDS

0




For REGISTER OF PROBATE

John Dubiansky 1

For COUNTY COMMISSIONER (Indicate appropriate district No. if applicable)

Ken McCarron 1 Vote

(Send one copy ELECTION NIGHT to Secretary of State and retain one copy)

 STATE OF NEW HAMPSHIRE RETURN OF VOTES DEERFIELD GENERAL ELECTION November 7, 2006 <i>John A. Desjardis</i> SECRETARY OF STATE	REPUBLICAN CANDIDATES STRAIGHT TICKET  For all candidates of this party fill in the oval	DEMOCRATIC CANDIDATES STRAIGHT TICKET  For all candidates of this party fill in the oval	
FOR GOVERNOR <small>Vote for not more than ONE</small>	"JIM" COBURN 446	JOHN LYNCH 1058	
FOR REPRESENTATIVE IN CONGRESS <small>Vote for not more than ONE</small>	JEB BRADLEY 760	CAROL SHEA-PORTER 745	
FOR EXECUTIVE COUNCILOR <small>Vote for not more than ONE</small>	PETER J. SPAULDING 746	JOHN SHEA 654	
FOR STATE SENATOR <small>Vote for not more than ONE</small>	JOHN S. "JACK" BARNES, JR. 879	COREY E. CORBIN 567	
FOR STATE REPRESENTATIVES <small>Vote for not more than FIVE (5)</small>	RUDOLPH J. KOBEL 596	"SUSI" NORD 747	
	JOHN REAGAN 733	RICHARD H. SNOW 651	
	FRANK G. CASE 722	"TOM" ST. MARTIN 557	
	"DON" GORMAN 749	"TOM" CHASE 570	
	ROBERT A. "BOB" JOHNSON 687	BENJAMIN G. EDWARDS 604	
FOR SHERIFF <small>Vote for not more than ONE</small>	"DAN" LINEHAN 837	WAYNE McRAE 541	
FOR COUNTY ATTORNEY <small>Vote for not more than ONE</small>	"JIM" REAMS 767	DAVID H. MIRSKY 563	
FOR COUNTY TREASURER <small>Vote for not more than ONE</small>	EDWARD R. "SANDY" BUCK III 667	DAVID E. AHEARN 641	
FOR REGISTER OF DEEDS <small>Vote for not more than ONE</small>	CATHY STACEY 775	CELIA MCGUCKIAN 554	
FOR REGISTER OF PROBATE <small>Vote for not more than ONE</small>	ANDREW CHRISTIE, JR. 688	DEBRA E. CRAPO 633	
FOR COUNTY COMMISSIONER <small>Vote for not more than ONE</small>	"DON" STRITCH 1286	"DON" STRITCH	

Questions Relating to Constitutional Amendments Proposed by the 2006 General Court

Question No. 1 YES 1288 NO 192

Question No. 2 YES 1018 NO 368

STATE OF NEW HAMPSHIRE RETURN OF VOTES

At the General Election in

Deersfield

(Town or City)

(Ward _____)

County of Rockingham the
votes of inhabitants present and qualified
to vote were as follows:

INSTRUCTIONS: Indicate the number of
votes received by each candidate next to
their name.

Record all write-ins on separate return.

Vote November 7, 2006
A true copy attest:

B. Lynne DeVanney
Signature of Town/City Clerk

One copy to be Returned
ELECTION NIGHT
to the Secretary of State



G. Philip Blatsos
Commissioner

State of New Hampshire
Department of Revenue Administration

57 Regional Drive, PO Box 487, Concord, NH 03302-0487
Telephone (603) 271-3397
www.nh.gov/revenue



MUNICIPAL SERVICES
Barbara J. Robinson
Director
Donald Borrer
Assistant Director

DEC 15 2006

STATEWIDE ENHANCED EDUCATION TAX
WARRANT
FOR TAX YEAR 2007

December 12, 2006

To the Selectmen or Assessors of DEERFIELD

In accordance with the provisions of RSA 76:8, you are hereby required to assess the sum of \$1,181,177 for the 2007 Statewide Enhanced Education Tax. Per RSA 76:3, this amount is based on a uniform rate of \$2.24/1000 of the 2005 equalized valuation without utilities in the amount of \$527,311,143.

Barbara J. Robinson
Director
Municipal Services