

Town of Hampton
State of New Hampshire
2018 Town Warrant

To the inhabitants of the Town of Hampton, in the County of Rockingham, and the State of New Hampshire, qualified to vote in town affairs:

You are hereby notified to meet at eight-thirty o'clock in the forenoon in the auditorium of the Winnacunnet High School, Alumni Drive, on Saturday, February 3, 2018, for the first session of the Annual Town Meeting for the transaction of all business other than voting by official ballot.

In accordance with the action on Article 14 of the 1996 Town Meeting (pursuant to RSA 40:13), the second session of the Annual Town Meeting to elect officers by official ballot and to vote on questions required by law to be inserted on said official ballot, shall be held on Tuesday, March 13, 2018 at seven o'clock in the forenoon at the Winnacunnet Cafeteria, Alumni Drive. The polls will not close before eight o'clock in the evening.

Further, you are notified that the Moderator will process the absentee ballots beginning at 1:00 o'clock in the afternoon on Tuesday, March 13, 2018, pursuant to RSA 659:49.

Article 1

To choose by non-partisan ballot:

Two (2) Members of the Board of Selectmen for a term of three (3) years; One (1) Moderator for a term of two (2) years; One (1) Supervisor of the Check List for a term of six (6) years; One (1) Tax Collector for a term of three (3) years; Two (2) Trustees of the Trust Funds for a term of three (3) years; Two (2) Trustees of the Lane Memorial Library for a term of three (3) years; Two (2) Members of the Planning Board for a term of three (3) years; One (1) Cemetery Trustee for a term of three (3) years; Two (2) Members of the Municipal Budget Committee for a term of three (3) years; Two (2) Members of the Zoning Board of Adjustment for a term of three (3) years.

Article 2

Are you in favor of the adoption of Amendment No. 1 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article I - General. Section 1.6 Definitions to add a definition for "Personal Services Establishment".

Amend Article II - Districts. Section 2.8 - Town Center District to modify Section C and Section F to cross-reference personal services establishment with the definition of same.

Amend Article III – Use Regulations. Section 3.25a to clarify that the uses listed in this section are personal services establishments.

Recommended by the Planning Board

Article 3

Are you in favor of the adoption of Amendment No. 2 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article I – General. Section 1.6 Definitions to add a definition for “Dog Day Care Center”.

Amend Article III – Use Regulations to add New Section 3.25e to permit dog day care centers in the Industrial (I) Zoning District with Site Plan/Subdivision Review by the Planning Board.

Recommended by the Planning Board

Article 4

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

Amend Article II - Districts, Section 2.7 – Professional Office / Residential District to clarify which principal uses are permitted in the District; to specifically add two-family dwellings as a permitted use, to specifically add multi-family dwellings as a permitted use (in accordance with Article VIII), to add language stating that the Planning Board may approve other uses which are permitted in the RA and/or RB Zoning Districts (in accordance with Article III) if similarity with surrounding residential uses is demonstrated by the applicant; to state that the front, side, and rear setback requirements for single family residential dwelling structures shall comply with those required for the RA Zone; to specify that a Sign Permit is required from the Building Department, to state that all structures, other than single-family residential dwellings, shall be subject to the provisions of the Site Plan Review Regulations regarding Architectural Design; and other clarification and consistency changes.

Recommended by the Planning Board

Article 5

Are you in favor of the adoption of Amendment No. 4 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article III-A – Accessory Dwelling Units to Single-Family Dwellings as follows: Section 3-A.1 – Location and Quantity to state that no lot with more than one single-family dwelling or manufactured housing located upon it shall be eligible for an accessory dwelling unit; Section 3-A.5 – Site Location and Size to add new Subsection F stating that accessory dwelling units shall be subject to all applicable provisions of the Wetlands Conservation District Ordinance; Section 3-A.6 – Provisions for Water Supply and Sewage Disposal to state that a wastewater development charge shall be paid prior to receiving a Building Permit and also requiring notification to the Department of Public Works for all accessory dwelling unit applications; and Section 3-A.11 – Removal of an Accessory Dwelling Unit to specify that the recording of the Declaration of

Covenants, Conditions and Restrictions (in an approved form) shall occur at the Rockingham County Registry of Deeds prior to issuance of a Certificate of Occupancy.

Recommended by the Planning Board

Article 6

Are you in favor of the adoption of Amendment No. 5 as petitioned for the Hampton Zoning Ordinance as follows?

Modify Articles 4.1 and 4.1.1 of the Zoning Ordinance to change the minimum required lot size and lot area per dwelling unit in the RA Zone to 30,000 square feet (where 15,000 square feet is currently required).

Article 7

Shall the Town of Hampton vote to raise and appropriate the sum of \$13,880,000 for the purposes of constructing the necessary upgrades and making improvements to the Waste Water Treatment Plant as follows; Headworks Upgrades; Aeration Tank Upgrade; Primary Clarifier Number 1 Upgrade; Gravity Thickener Number 1 Upgrade; Plant Water System Upgrade; Primary Sludge Pump Upgrade; Thickened Sludge Transfer Pump Replacement; Polymer System Upgrade; Septage Handling Improvements; Operations Building Improvements; Maintenance Garage Improvements; and SCADA System Improvements.

Such sum to be raised by the issuance of municipal bonds or notes for a period not to exceed thirty (30) years under and in accordance with the Municipal Finance Act (RSA 33); and

To authorize the Board of Selectmen and the Town Treasurer to issue and negotiate such bonds or notes and to determine the rate of interest there on in accordance with the Municipal Finance Act (RSA 33); and

To authorize the Board of Selectmen to apply for, contract for, accept and expend any Federal, State or other available funds towards the project in accordance with the terms and conditions under which they are received and to borrow in anticipation of the receipt of such funds and or the issuance of such bonds or notes as provided in the Municipal Finance Act (RSA 33); and

To authorize participation in the State Evolving Fund (SRF) (RSA 486:14) established for the purpose, and to authorize the Board of Selectmen to apply for, accept and expend such monies as they become available from the Federal and State Governments; and

To authorize the Board of Selectmen to implement such cost effective solutions as are presented in the future that they deem to be in the best interests of the Town that may result in a lesser amount of expenditure than is authorized by the this warrant article; and

To authorize the Board of Selectmen to take any and all actions necessary to carry out the project in the best interests of the Town of Hampton? (3/5ths vote required)

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 8-1-0

Fiscal Impact Note (Finance Dept.) Since the above bond would not be issued until later in 2018 or even 2019, the first, estimated, principal/interest payment of \$770,500 will not occur until late in 2019. The estimated 2019 tax rate impact is \$0.232 per \$1,000 valuation (twenty three point two cents per thousand dollars of valuation). The total of the bond's principal and interest payments over a 30-year period at an interest rate of 2.25% are estimated to be \$18,612,750.

Article 8

Shall the Town of Hampton vote to 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 as amended by vote of the first session, for the purposes set forth therein, totaling \$27,225,312. Should this article be defeated, the default budget shall be \$26,842,312, which is the same as last year, with certain adjustments required by previous action of the Town of Hampton 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. (Majority vote required)

Recommended by the Board of Selectmen 0-0-0

Recommended by the Municipal Budget Committee 6-4-0

Fiscal Impact Note (Finance Dept.) The proposed operating budget figure of \$27,225,312 is an increase of \$388,335 more than the budget amount adopted in 2017 of \$26,836,977. The net estimated 2018 tax impact of the proposed operating budget is \$0.117 per \$1,000 valuation (eleven point seven cents per thousand dollars of valuation). The default budget figure of \$26,842,312 is an increase of \$5,335 more than the budget amount adopted in 2017. The net estimated tax impact for the default budget is \$0.002 per \$1,000 valuation (two tenths of one cent per thousand dollars of valuation).

Article 9

Shall the Town of Hampton vote to raise and appropriate the sum of \$1,500,000 for the purpose of reconstructing a portion of Lafayette Road from High Street via Lafayette Road to Towle Avenue off of Winnacunnet Road to include street repairs and reconstruction and associated materials and labor necessary to do the work, and also to include associated drainage system maintenance and replacement, replacement of sidewalks, the installation of ornamental street lighting, granite curbing and other roadway infrastructure needs to complete the work; and

To fund such appropriation through the withdrawal of \$1,500,000 from the Road Improvement Capital Reserve Fund created under Article 16 of the 1998 Annual Town Meeting for the purpose and no amount to be raised from taxation. This will be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 6-3-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 10

Shall the Town of Hampton vote to approve the cost items included in the collective bargaining agreement reached between the Hampton Board of Selectmen and the International Brotherhood of Teamsters Local 633, which calls for the following increases in salaries and benefits at the current staffing level, over the amount paid in the prior fiscal year:

Fiscal Year	Estimated Increase (over previous year level)
2018 (39 weeks)	\$ 36,404
2019 (52 weeks)	\$ 53,483
2020 (52 weeks)	\$ 41,813
2021 (13 weeks)	\$ 8,975

And to further raise and appropriate \$36,404 for the current fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits required by the new agreement over those that would be paid at current staffing levels? (Majority vote required)

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 7-1-1

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$36,404 is \$0.011 per \$1,000 valuation (one point one cents per thousand dollars of valuation).

Article 11

Shall the Town of Hampton vote to approve the cost items included in the collective bargaining agreement reached between the Hampton Board of Selectmen and the Hampton Department Supervisory Association Local 3017, which calls for the following increases in salaries and benefits at the current staffing level, over the amount paid in the prior fiscal year:

Fiscal Year	Estimated Increase (over previous year level)
2018 (39 weeks)	\$ 55,514
2019 (52 weeks)	\$ 74,283
2020 (13 weeks)	\$ 10,571

And to further raise and appropriate \$55,514 for the current fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits required by the new agreement over those that would be paid at current staffing levels. (Majority vote required)

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 7-2-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$55,514 is \$0.017 per \$1,000 valuation (one point seven cents per thousand dollars of valuation).

Article 12

Shall the Town of Hampton vote to approve the cost items included in the collective bargaining agreement reached between the Hampton Board of Selectmen and the State Employees Association of New Hampshire, Inc. SEIU Local 1984, AFL-CIO, CLC, which calls for the following increases in salaries and benefits at the current staffing level, over the amount paid in the prior fiscal year:

Fiscal Year	Estimated Increase (over previous year level)
2018 (39 weeks)	\$ 60,679
2019 (52 weeks)	\$121,796
2020 (52 weeks)	\$ 97,501
2021 (13 weeks)	\$ 18,910

And to further raise and appropriate \$60,679 for the current fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits required by the new agreement over those that would be paid at current staffing levels? (Majority vote required)

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 7-2-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$60,679 is \$0.018 per \$1,000 valuation (one point eight cents per thousand dollars of valuation).

Article 13

Shall the Town of Hampton vote to authorize the Board of Selectmen to enter into a 5-year lease-purchase agreement for two (2) Mack Cab Over Trucks with Labrie Automated Side Loader Body units in the amount of \$620,000 and to raise and appropriate the sum of \$124,000 to fund said lease-purchase agreement in year one; said lease-purchase agreement shall contain a non-appropriation clause. This is a special warrant article per RSA 32:7, VI and shall not lapse until the purchases are completed or by March 31, 2023, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$124,000 is \$0.037 per \$1,000 valuation (three point seven cents per thousand dollars of valuation).

Article 14

Shall the Town of Hampton vote to raise and appropriate the sum of \$316,231 for improvements to streets consisting of paving overlays, adjustments to structures to permit paving, repairs and replacements to drainage, repairs to sidewalks and driveway openings, crack sealing and curbing installation in accordance with the pavement management program or as required due to damage to roadways and improvements and repairs to Town Parking Lots and parking areas. Upon completion of the work scheduled in this warrant article, if funds remain unused the DPW may proceed to the next street(s) on their priority repair list until said unused portion

is spent. Said appropriation to be offset by the State Highway Block Grant estimated to be \$316,231. This shall be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the projects are completed or by March 31, 2020, whichever occurs sooner? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0
Recommended by the Municipal Budget Committee 9-0-0

NOTE - Block Grant was \$307,854 in 2017

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 15

Shall the Town of Hampton vote to raise and appropriate the sum of \$300,000 to be added to the Road Improvement Capital Reserve Fund created under Article 16 of the 1998 Annual Town Meeting in accordance with the provisions of RSA 35 for the purpose of maintenance and/or reconstruction of streets? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0
Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$300,000 is \$0.090 per \$1,000 valuation (nine point zero cents per thousand dollars of valuation).

Article 16

Shall the Town of Hampton vote to raise and appropriate the sum of \$172,624 for the cost of Hampton’s contribution to twenty (20) human service agencies in the Seacoast in the amounts corresponding to the agency’s requests in the right hand columns as follows:

Human Service Agency	FY 2017	FY 2018 Request
American Red Cross	\$2,000.00	\$2,000.00
Aids Response Seacoast	\$2,700.00	\$2,700.00
Area Home Care & Family Services	\$12,000.00	\$12,000.00
Big Brothers Big Sisters	\$8,000.00	\$8,000.00
Child Advocacy Center	\$1,250.00	\$1,250.00
Child and Family Services	\$6,000.00	\$6,000.00
Crossroads House	\$15,000.00	\$15,000.00
Families First Health & Support Center	\$10,000.00	\$10,000.00
Haven Violence Protection & Support Services	\$7,500.00	\$7,500.00
Lamprey Health Sr. Trans. Program	\$4,200.00	\$4,200.00
New Generation Shelter	\$2,000.00	\$2,000.00
Retired & Senior Volunteer Program	\$1,800.00	\$1,800.00
Richie McFarland Children’s Center	\$7,800.00	\$5,400.00
Rockingham Community Action	\$25,000.00	\$25,000.00
Rockingham Meals on Wheels	\$6,625.00	\$7,174.00

Seacoast Family Promise	\$2,500.00	\$2,500.00
Seacoast Mental Health Center	\$8,000.00	\$8,000.00
Seacoast Visiting Nurse	\$40,000.00	\$40,000.00
Seacoast Youth Services	\$2,500.00	\$2,500.00
Transportation Assistance for Seniors (TASC)	\$9,600.00	\$9,600.00
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Total	\$174,475.00	\$172,624.00

These twenty (20) human service agencies shall each be required to give a written report at the end of the calendar or fiscal year 2018 to the Board of Selectmen highlighting what the funds were used for and what impact the funds had in assisting to achieve their goals and objectives? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0
Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$172,624 is \$0.052 per \$1,000 valuation (five point two cents per thousand dollars of valuation).

Article 17

Shall the Town of Hampton vote to raise and appropriate the sum of \$131,814 for the following purposes of the Park and Recreation Department: (a) to replace the 22-year old Kids Kingdom Playground and (b) to replace the Tuck Field right field fencing and netting, as determined by the Board of Selectmen, the Town Manager and the Director of Parks and Recreation, and to authorize the withdrawal of \$131,814 from the Recreation Infrastructure Special Revenue Fund established for the purpose under Article 44 of the 2007 Annual Town Meeting? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0
Recommended by the Municipal Budget Committee-9 0-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 18

Shall the Town of Hampton vote to raise and appropriate the sum of \$120,000 for the purpose of purchasing software, hardware, and services, including any necessary support items to upgrade the Fire Department's primary Dispatch, EMS, and records reporting services software, and to replace and upgrade computers and communications equipment and upgrade and outsource the Towns website hosting services, with said sum of \$120,000 to come from the Unassigned Fund Balance. This will be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 4-0-0
Recommended by the Municipal Budget Committee 8-0-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 19

Shall the Town of Hampton vote to raise and appropriate the sum of \$100,000 for the purpose of installing new decorative street lighting at Hampton Beach on C, D, and F Streets and on Ashworth Avenue, including all engineering, design, procurement, shipping, delivery and installation costs, together with all related appurtenances and activities necessary or desirable to complete the purposes of this article, with the sum of \$100,000 to come from the Unassigned Fund Balance. This will be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

NOTE: Decorative lighting was installed in 2009 on A and B Streets as well as part of Ashworth Avenue in accordance with plans in the possession of the Town. The underground conduit already is in place on all of Ashworth Avenue and all of the lettered streets with only wiring and above ground decorative lighting left to be installed. The new lighting that was installed has greatly improved visibility and safety on the streets where lighting was completed; the old commercial street lighting was disconnected and removed and utility billing for the commercial street lighting has been terminated for those streets.

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 6-3-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 20

Shall the Town of Hampton vote to raise and appropriate the sum of \$100,000 for the purpose of hiring a consultant engineering firm to study and report on the impacts of, and solutions to, flooding from the Hampton River and Hampton Harbor onto and along the West Side Streets off of Ashworth Avenue, Brown Avenue, and the Island Path and Glade Path areas, and the flooding that occurs from New Hampshire Route 101 north to Winnacunnet Road, including NH Route 1A and in the areas surrounding Meadow Pond, including High Street, King's Highway, Gentian, Greene and Meadow Pond Roads, with said sum of \$100,000 to come from the Unassigned Fund Balance. This will be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 21

Shall the Town of Hampton vote to raise and appropriate the sum of \$90,000 to carry out all lawful functions allowed under federal, state and local criminal justice forfeiture programs and to authorize the withdrawal of said sum of \$90,000 from the Police Forfeiture Special Revenue Fund created for that purpose under Article 55 of the 2003 Town Meeting? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 22

Shall the Town of Hampton vote to raise and appropriate the sum of \$80,000 to conduct an investigation and preliminary design for a storm water drainage system for the King's Highway area from Winnacunnet Road to the closed 12th Street Sewer Pumping Station and from the closed 12th Street Sewer Pumping Station to High Street, to include Green Street, Meadow Pond Road, Gentian Road and portions of High Street and the numbered streets where necessary and including the design for converting the abandoned sewer line and pumping station to move storm water in the new system, with said sum of \$80,000 to come from the Undesignated Fund Balance. This will be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

NOTE - These streets are regularly inundated with water covering and ponding in the roadways. The water is considered a traffic hazard due to the potential for freezing during the winter and also causes conflict during the summer when motorists are trying to avoid the water with pedestrians and bicyclists in the roadway. The elevation of the water table and the infiltration rates of the soils prevent water from being able to infiltrate into the subsurface areas. The grade of the roads and the saturated soils cause water to cover and pond in the roadways and flood yards along these streets.

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 23

Shall the Town of Hampton vote to raise and appropriate the sum of \$51,000 for the purpose of purchasing a utility pickup truck with plow for the Fire Department; this vehicle will be multi-purpose: for use in the winter to haul equipment and materials for the clearing of fire hydrants; during warmer weather it is utilized in the forest fire role; it is also used to haul equipment to and from fire scenes and to tow all of Hampton Fire and Rescue's trailers, including for transporting Marine 2. This shall be a non-lapsing appropriation per RSA32:7, VI and shall not lapse until this project is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 8-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$51,000 is \$0.015 per \$1,000 valuation (one point five cents per thousand dollars of valuation).

Article 24

Shall the Town of Hampton vote to raise and appropriate the sum of \$50,000 for the purchase of the following replacement vehicle for the Department of Public Works one replacement yard horse tractor, the replaced vehicle to be traded in if deemed to be prudent by the Public Works Director, Town Manager and Board of Selectmen. This shall be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until these purchases are completed or by March 31, 2019, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$50,000 is \$0.015 per \$1,000 valuation (one point five cents per thousand dollars of valuation).

Article 25

Shall the Town of Hampton vote to raise and appropriate the sum of \$50,000 for the maintenance, repair, re-construction, replacement, and making ADA compliant of the Landing Road sidewalk from Route 101 to Winnacunnet Road. This shall be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until this project is completed or by March 31, 2020, whichever is sooner. (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$50,000 is \$0.015 per \$1,000 valuation (one point five cents per thousand dollars of valuation).

Article 26

Shall the Town of Hampton raise and appropriate the sum of \$44,662.00 for the purpose of hiring a full time Town Clerk Assistant? (Majority vote required)

NOTE: The warrant article contains the cost for 39 weeks from April 1, 2018 to December 31, 2018. Total yearly cost is \$59,549.

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 5-3-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$44,662 is \$0.013 per \$1,000 valuation (one point three cents per thousand dollars of valuation).

Article 27

Shall the Town of Hampton vote to raised and appropriate the sum of \$21,057 for the purpose of hiring a part-time paralegal in the Town Counsel's Office? (Majority vote required)

NOTE: The warrant article contains the cost for 39 weeks from April 1, 2018 to December 31, 2018. Total yearly cost is \$28,075.

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 6-2-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$21,057 is \$0.006 per \$1,000 valuation (six tenths of one cent per thousand dollars of valuation).

Article 28

Shall the Town of Hampton raise and appropriate the sum of \$20,000 to engage the services of a professional financial advisor/engineer to study and report back to the Board of Selectmen to advise the Board and the Town on whether a sewer enterprise fund should be created that would remove sewer costs and expenses from the annual budget as a tax supported sewer system, as opposed to one that is supported by billing based upon volume of input into the system. The report should include drafts of potential billing rates in accordance with statutes, the impact, if any on the difference between billing for sewer changes verses maintaining said system on the property tax base, including the costs of bond payments for sewers by either method of payment, with said sum of \$20,000 to come from the Unassigned Fund Balance. This will be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 4-0-0

Recommended by the Municipal Budget Committee 5-3-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 29

Shall the Town of Hampton vote to raise and appropriate the sum of \$20,000 to be placed in the Hampton Conservation Commission Fund; this fund is used to “acquire, maintain, improve, protect or limit the future use of, or otherwise conserve and properly utilize,” open spaces and conservation easements in Hampton in accordance with RSA 36-A: Sections 1 through 4, inclusive. Recent acquisitions such as the Batchelder Farm Conservation Easement, have significantly reduced the size of the Fund, and the goal is to return the Fund to adequate levels to enable the Commission to conserve additional lands on behalf of the Town of Hampton? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Municipal Budget Committee 7-2-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$20,000 is \$0.006 per \$1,000 valuation (six tenths of one cent per thousand dollars of valuation).

Article 30

Shall the Town of Hampton vote to raise and appropriate the sum of \$20,000 for the on-going maintenance of the Town owned Historic Blacksmith’s Shop located off of Barbour Road, with said sum of \$20,000 to come from the Unassigned Fund Balance. This will be a non-lapsing appropriation per RSA 32:7, VI and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner? (Majority vote required)

NOTE – This structure is in need of a foundation, sill replacements, and replacement of selected siding.

Recommended by the Board of Selectmen 5-0-0
Recommended by the Municipal Budget Committee 8-1-0

Fiscal Impact Note (Finance Dept.) No Tax Impact.

Article 31

Shall the Town of Hampton vote to raise and appropriate the sum of \$15,000 for the purpose of replacing the exterior doors on the Town Office Building. The doors would be replaced by sliding doors to prevent wind damages that are a continuing problem. Maintenance of the doors, mostly from wind damage, has expended the sum of \$11,153 since 2009 and expenses are continuing? (Majority vote required)

Recommended by the Board of Selectmen 4-0-0
Recommended by the Municipal Budget Committee 8-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$15,000 is \$0.005 per \$1,000 valuation (five tenths of one cent per thousand dollars of valuation).

Article 32

Shall the Town of Hampton vote to raise and appropriate the sum of \$10,000 to conduct a Household Hazardous Waste Collection Day during calendar year 2018; and to authorize the Board of Selectmen (a) to permit the Towns of Hampton Falls and New Castle to participate in said collection day at their own expense; and (b) to apply for, accept and expend for such purposes any funds from the State of New Hampshire, the Federal Government, and any private source as may become available? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0
Recommended by the Municipal Budget Committee 9-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$10,000 is \$0.003 per \$1,000 valuation (three tenths of one cent per thousand dollars of valuation).

Article 33

Shall the Town of Hampton vote to petition the State of New Hampshire, the United States Congress, the United States Army Corps of Engineers and the New Hampshire Port Authority to undertake the following with federal funds: a) to dredge Hampton/Seabrook Harbor, b) to restore the south shoreline of the Hampton River that has eroded some 120 feet of shore line, west of the Hampton Harbor Bridge, and c) to construct an addition to the previous impervious barrier on both sides of Middle Ground, so called, separating the Blackwater River from Seabrook Harbor and the Hampton River to preserve the Middle Ground clam beds and to stop erosion of the Middle Ground and the silting of Hampton and Seabrook Harbors? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Article 34

Shall we allow the operation of keno games within the town?

Recommended by the Board of Selectmen 4-0-0

Article 35

Shall the Town of Hampton vote to adopt the provisions of the All Service Veterans’ Tax Credit contained in RSA 72:28-b in accordance with the provisions of RSA 72:27-a that provides for a \$500 annual tax credit that is the same amount as the optional veterans tax credit under RSA 72:28 that has already been adopted by the Town. A person shall qualify for the all veterans’ tax credit if the person is a resident of this state who served not less than 90-days on active service in the armed forces of the United States and was honorably discharged or an officer honorably separated from service, or the spouse or surviving spouse of said resident, provided that Title 10 training for active duty by a member of a national guard or reserve shall be included as service under this paragraph; provided however that the person is not eligible for and is not receiving a credit under RSA 72:28 or RSA 72:35? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Article 36

Shall the Town of Hampton vote to amend Chapter 149 of the Code of the Town of Hampton as follows:

Section 149-15. A. (1) by striking the items in the box labelled Day/Night and substituting therefore the following: 12Noon to 11PM* Monday through Thursday 75 dB

Section 149-15. A. (1) by striking the items in the box labelled Late Night and substituting therefore the following 11PM to 11:59 PM Friday, Saturday, Sunday, and legal holidays defined in RSA 288, 75 dB

Section 149-16. Police Attendance. by removing the figures 30% in the last line and substituting the figures 50% so that the last line in Section 149:16 reads “Payment for services of these personnel shall be borne by the licensee at current wage rates, plus 50%.

Recommended by the Board of Selectmen 5-0-0

Article 37

Shall the Town of Hampton vote to adopt the following Town Forest Bylaws pursuant to RSA 31:39, I (a) and RSA 31:39, III, the Town of Hampton hereby ordains as follows:

I. PURPOSE

The purposes of these Bylaws are:

- A. To maintain the Town Forest, in perpetuity, as open space for the enjoyment and education of the public.
- B. To ensure the following benefits of the Town Forest:

1. Protection of natural resources and wildlife habitat.
2. Provision for traditional low-impact outdoor recreation and nature-based educational activities.
3. Provision for other special uses of the Forest when and where appropriate.

II. APPLICABILITY

These Bylaws shall apply to the Town-owned parcels listed in Table 1 below as well as to any additional parcels acquired hereafter by the Town as additions to the Town Forest.

Table 1 - Town-owned Parcels in the Town Forest

Map	Lot	Year	Name	Acres
59	2	1999	Barbour Rd Rear	3.70
59	1	2016	Off Barbour Rd	0.90
60	11	1991	Off Barbour Rd	15.00
75	1	1991	Barbour Rd Rear	4.00
75	4	1969	Off Woodland Rd	5.00
76	15	1992	11 Munsey Dr.	5.85
92	1	1998	Twelve Shares	19.00
92	2	1991	75 Barbour Rd	25.14
93	1	1991	Barbour Rd Rear	3.00
96	3	2007	205 Woodland Rd	12.89
110	3-C	2008	Barbour Rd	23.00
Total				117.48

III. ACCESS HOURS

The Town Forest shall be open daily from one hour before sunrise to one hour after sunset. These access hours shall not apply to hunting by hunters holding valid NH Hunting Licenses during applicable hunting seasons.

IV. PERMITTED USES

The following activities and uses are permitted within the Town Forest:

- A. Pedestrian uses, including but not limited to hiking/walking/running, bird watching, cross-country skiing and snowshoeing. Items carried in by hikers and other users must be carried out.
- B. Hunting in accordance with New Hampshire laws, rules, and regulations.
- C. Bicycling on non-motorized bicycles, but only on trails approved for that use by the Town Forestry Committee.
- D. Trail construction, repair, and management activities approved by the Town Forestry Committee.
- E. Forest and wildlife management activities approved by the Town Forestry Committee.

- F. Walking or running of leashed pet(s). All pet waste shall be removed and properly disposed of by the person(s) accompanying the animal.

V. PROHIBITED USES

The following activities are prohibited within the Town Forest:

- A. Dumping of rubbish, waste, cigarette butts, leaves, brush, paper, or other materials and substances.
- B. Removal of or damage to any structure, signage, stonewalls, plants or other natural features.
- C. Construction or erection, other than by or for the Town Forestry Committee, of permanent tree stands, tent platforms, or other structures.
- D. Target shooting or any other discharge of a firearm other than what is permitted in Section IV-B.
- E. Building and lighting of campfires.
- F. Operation of Off-Highway Recreation Vehicles (OHRV) or motorized vehicles, except motorized wheelchairs and emergency vehicles.
- G. Uses for commercial purposes.
- H. The possession, consumption, or use of controlled substances or alcoholic beverages.
- I. Walking or running of unleashed pet(s).

VI. OTHER USES

The following uses are allowed within the Town Forest with prior written approval from the Town Forestry Committee upon such terms as the Committee prescribes:

- A. Public functions/educational events
- B. Maple sugar sap collection
- C. Overnight camping

VII. PENALTY

Violators who engage in any of the Prohibited Uses listed in Section V - Prohibited Uses, as well as those who fail to obtain prior written approvals for the uses set forth in Section VI - Other Uses, are subject to the penalties set forth below and the funds received in payment of such penalties shall enure to the Forest Maintenance Fund in accordance with RSA 31:39, III.

First Offense	- \$100
Second Offense	- \$500
Third and succeeding offenses	- \$750

VIII. SEVERABILITY

If any provision in these Bylaws is held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect or invalidate any other provision in these Bylaws unless the purposes of these Bylaws cannot be achieved in the absence of the invalid provision.

IX. REFERENCES

- A. For questions about these Bylaws and about uses of the Town Forest, please contact the Hampton Conservation Commission (603-929-5808)
- B. Please report any reckless or dangerous behavior to the Hampton Police Department (603-929-4444)

Recommended by the Board of Selectmen 3-0-1

Article 38

Upon Petition of at least twenty-five (25) legal voters of the Town of Hampton, New Hampshire, to see if the Town will vote to modify all fence height restrictions in deeds for former Town leased lots to allow fences to be a maximum of four feet high (matching the height of trash and recycling bins distributed by the Town and required for Town collection).? (Majority vote required)

Not Recommended by the Board of Selectmen 0-3-0

Article 39

UPON PETITION of Bryan Provencal of at least twenty-five (25) registered votes of the Town of Hampton, New Hampshire, to see if the Town will vote to amend Chapter 149 of the Code of the Town of Hampton: **Entertainment Activities**, as follows:

- 1. § 149-2. Purpose

ADD: “The longstanding commercial nature of the Business/Seasonal (BS) and the Business/Seasonal 1 (BS-1) zones has always included and shall likely continue to include the providing of entertainment activity to many visitors who annually come to Hampton Beach. These beach business are the economic engine for the Town and the requirement of annual entertainment license for these zones is an unnecessary burden on those operators. The entertainment activity in these zones can be effectively and efficiently regulated by the hours of operation and the sound levels set forth in this ordinance and by the Hampton Police Department, when necessary.”

- 2. § 149-5. License Required

ADD: However, no license hereunder shall be required by operators engaged in entertainment activities within the Business/Seasonal (BS) and the Business/Seasonal 1 (BS-1) zoning districts.”

- 3. § 149-9. Hours restricted

ADD: “The using, operating, or permitting of an entertainment activity, either inside or outside, in the BS or the BS 1 zones shall not be allowed between the hours of 1:00 a.m. and 12: noon on any day of the week.”

4. § 149-13A. Complaints, additional restrictions, or conditions

“This section shall not apply to entertainment activity in the BS and the BS1 Zones.”

5. § 149-15. Noise standards applied

A. Noise Levels

ADD: “For entertainment activity in the BS or the BS1 zones, it shall be unlawful for an operator to emit or cause to be emitted any noise beyond the boundaries of his/her/its property in excess of eighty (80) decibels (db) measured in the A scale between 12:00 noon and 12:00 midnight and in excess of sixty (60) decibels (db) between 12:00 midnight and 1:00 a.m.

For determining the noise levels for entertainment activity in the BS and in the BS1 zones, the point at which the sound readings shall be taken and recorded shall be at those points which are located fifty (50) feet from the operator’s property lines.”

6. § 149-16 Police Attendance

This section is intended to and shall hereafter be applicable to both licensed operators of entertainment activity and to operators of entertainment activity within the BS and the BS1 zones.”

7. § 149-19 Violations and penalties

This section is intended to and shall hereafter be applicable to both licensed operators of entertainment activity and to operators of entertainment activity within the BS and the BS1 zones.”

Recommended by the Board of Selectmen _____?

Recommended by the Planning Board _____?

Not Recommended by the Board of Selectmen 0-2-1

Article 40

UPON PETITION of Bryan Provencal of at least twenty-five (25) registered votes of the Town of Hampton, New Hampshire, to see if the Town will vote to amend Chapter 149 of the Code of the Town of Hampton: **Entertainment Activities**, as follows:

(In the event that you agree that there must be changes to the regulations of Entertainment Activities at the Beach, but cannot agree with the entire foregoing Warrant Article # _____:)

1. § 149-9. Hours restricted

ADD: “The using, operating, or permitting of an entertainment activity, either inside or outside, in the BS or the BS 1 zones shall not be allowed between the hours of 1:00 a.m. and 12: noon on any day of the week.”

2. § 149-15. Noise standards applied

A. Noise Levels

ADD: “For entertainment activity in the BS or the BS1 zones, it shall be unlawful for an operator to emit or cause to be emitted any noise beyond the boundaries of his/her/its property in excess of eighty (80) decibels (db) measured in the A scale between 12:00 noon and 12:00 midnight and in excess of sixty (60) decibels (db) between 12:00 midnight and 1:00 a.m.

For determining the noise levels for entertainment activity in the BS and in the BS1 zones, the point at which the sound readings shall be taken and recorded shall be at those points which are located fifty (50) feet from the operator’s property lines.”

Recommended by the Board of Selectmen _____?

Recommended by the Planning Board _____?

Not Recommended by the Board of Selectmen 0-2-1

Article 41

On the petition of John Nyhan and at least 25 Hampton registered voters, shall the Town of Hampton raise and appropriate \$3,000 to pay to Experience Hampton Inc, the organizer of the 2010 to 2017 Hampton Christmas Parades, to help defray the expenses of the 2018 Christmas Parade and related activities? (Majority vote required)

Recommended by the Board of Selectmen 3-0-0

Recommended by the Budget Committee 9-0-1

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$3,000 is \$.001 per \$1,000 valuation (one tenth of one cent per thousand dollars of valuation).

Article 42

On Petition of Kim Grondin and 25 or more registered voters, to see if the Town will vote to raise and appropriate the sum of \$100,000 for the purpose of providing the additional funding needed to complete the reconstruction and associated activities of the Grist Mill Dam, also known as Mill Pond Dam and to amend the Town of Hampton Warrant Article 38 from 2015 by changing the required completion date to until the repair or rebuilding of the Grist Mill Dam is completed or to March 31, 2020, whichever is sooner, subject to the appropriation; the sum of \$100,000 of this amount is to come from the Town’s unassigned general fund balance, a fund containing unexpended appropriations from prior years as of December 31, 2017, and no additional amount to be raised from taxation in this tax year. This will be a non-lapsing appropriation per RSA 32:7, VI, and shall not lapse until the work is completed or by March 31, 2020, whichever is sooner (majority vote required). (No Tax Impact).

Note: The additional funding is requested as the original value of the project was based on an opinion of cost from preliminary plans completed over five years ago. Competitive Bids have been received for the reconstruction of the Dam and are based on actual field conditions and a fully engineered design. The State of New Hampshire Dam Bureau required the Town of Hampton to either repair or remove the existing dam or face daily fines for not complying with the New Hampshire Department of Environmental Services Letter of Deficiency dated July 11,

2012. If this warrant article does not pass, a future warrant article will be required with additional money to meet the requirements of the State.

Recommended by the Board of Selectmen 3-0-0
Recommended by the Municipal Budget Committee 7-3-1

Fiscal Impact Note (Finance Dept.) No Tax Impact

Article 43

On petition of Norman R. Hurley and 25 or more registered voters, shall the Town vote to move the fire lane from the south side of Second Street on the north side of Second Street.

Background: There are a maximum of 3 on street parking places on the north side of Second Street. The property owners on the north side of the street have adequate off-street parking.

There is a maximum of 7 on street parking places on the south side of Second Street. The property owners on the south side of Second Street do not have adequate parking. The planning Board approved a sub-division on the south side of Second Street to allow two condominiums in one single family dwelling and allowed parking in what is now the fire lane.

This will resolve a public safety issue when the residents of the condominium park in the fire land and vehicle also park on the north side of the street.

Article 44

On the petition of Sunny Kravitz and at least 25 Hampton registered voters, we request that a Warrant be placed on the 2018 Town Meeting of Hampton for the following:

Shall the voters of Hampton vote on all Non Union wage and/or benefit increase that exceed the annual Social Security Cost of Living Adjustment.

For a number of years the Board of Selectmen has voted during the fall to grant wage and benefit increases to a few not elected Non-Union employees. In the future all such increase must be approved in a Warrant Article by the tax payers of Hampton..

Article 45

(As Petitioned)

Shall the town of Hampton vote to raise and appropriate the sum of \$520,000 for the construction of an Americans with Disability Act (ADA) compliant 6 foot sidewalk on the west side of Mace Road including installation of ADA compliant ramps and crosswalks connecting Mill Road to High Street.

Recommended by the Board of Selectmen 3-0-0
Not Recommended by the Municipal Budget Committee 3-8-0

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$520,000 is \$0.156 per \$1,000 valuation (fifteen point six cents per thousand dollars of valuation).

Article 46

On the petition of Maryrae Preston and at least 25 registered voters, shall the Town of Hampton raise and appropriate the sum of \$50,000 to remove and or trim dead or dying trees in the Hampton's cemetery's for health, safety and aesthetic purposes.

Not Recommended by the Board of Selectmen 0-0-3

Not Recommended by the Municipal Budget Committee 0-9-1

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$50,000 is \$0.015 per \$1,000 valuation (one point five cents per thousand dollars of valuation).

Article 47

By petition of the following registered voters of Hampton, to be placed on the 2018 town warrant Shall the Town express its support to Governor Sununu for New Hampshire to join Massachusetts and Maine and study the feasibility of developing offshore wind power in the Gulf of Maine. The Town will provided written notice urging Governor Sununu request the Bureau of Ocean Energy Management (BOEM) to form an intergovernmental task force. A bipartisan NH legislative committee studied the potential for offshore wind in 2014 and recommended the establishment of this task force. Floating wind turbines located offshore in federal waters and barely seen from land, combined with other renewable energy will move NH to 100% renewable energy by 2050. The building of offshore wind farms will bring a significant number of jobs and revenue to New Hampshire.

Article 48

To the Selectmen of Hampton:

The undersigned legal voters of the town of Hampton NH request you to insert in the warrant for the next town meeting the following article:

* Prohibit Smoking on all Town Beaches in Hampton *

Article 49

We, the undersigned residents of Hampton, Petition the Town of Hampton to place on the warrant the request to see if the Town will vote to raise and appropriate the amount of \$7,000 to support One Sky Community Services in their efforts to provide vital support and services to those individuals with developmental and intellectual disabilities who reside in the Town of Hampton, in the Town's 2018 budget.

Recommended by the Board of Selectmen 3-0-0

Recommended by the Municipal Budget Committee 8-1-2

Fiscal Impact Note (Finance Dept.) The estimated 2018 tax impact on \$7,000 is \$0.002 per \$1,000 valuation (two tenths of one cent per thousand dollars of valuation).

Town of Hampton 2018 Warrant

Given under our hands and seals this _____ day of January, in the Year of our Lord Two Thousand Eighteen.

James A. Waddell, Chairman

Regina M. Barnes, Vice Chairman

BOARD OF SELECTMEN

Richard P. Griffin, Selectmen

Philip W. Bean, Selectmen

Russell D. Bridle, Selectmen

A true copy of the Warrant - Attest

James A. Waddell, Chairman

Regina M. Barnes, Vice Chairman

BOARD OF SELECTMEN

Richard P. Griffin, Selectmen

Philip W. Bean, Selectmen

Russell D. Bridle, Selectmen

Town of Hampton 2018 Warrant

We hereby certify that we gave notice to the inhabitants, within named, to meet at the time and place and for the purposes within named, by posting an attested copy of the within Warrant at the place of meeting within named, and a like attested copy at the United States Post Office, the Town Offices, and the Lane Memorial Library, being public places in said Town of Hampton on the _____ day of January 2018.

James A. Waddell, Chairman

Regina M. Barnes, Vice Chairman

BOARD OF SELECTMEN

Richard P. Griffin, Selectmen

Philip W. Bean, Selectmen

Russell D. Bridle, Selectmen

STATE OF NEW HAMPSHIRE

January _____, 2018

Rockingham, ss

Personally appeared the above named Selectmen of the Town of Hampton and swore that the above was true and to the best of their knowledge and belief.

Before me,

Notary Public

My Commission expires: _____