

TOWN OF KINGSTON, N.H. TOWN MEETING MINUTES - MARCH 11, 1986

Article 1 - The Annual Town Meeting was called to order at 10 A.M. by the Moderator, Electra L. Alessio, for the balloting for Town Officers, Officers of the Sanborn Regional School District and four Zoning Questions. It was voted to adjourn the meeting, after the close of the counting of ballots, until 7:00 P.M. on Wednesday, to take up the remaining articles of the warrant; the continued meeting to be held at the Swasey Gymnasium.

The Town Clerk, Bettie C. Ouellette, broke the seals on the boxes of ballots, and the Moderator inspected the voting booths and ballot boxes. The Moderator also announced that the Absentee Ballots would be processed at 3 P.M. The Assistant Moderator was Leonard F. Sanborn and the Ballot Clerks were Holly Ouellette, Carolyn Christie, Rochelle Lafontaine, Esther Greenwood and Donald Day. Donald Briggs, Jr. was the police officer. The extra counters at night were Olive F. Moriarty, David G. Conant, Sheila R. Briggs, George H. Harmon, Judith C. Smith and Margaret E. Wentzell. The Selectmen were Bernard Robie and Richard Day. Michael Priore who was recovering from heart surgery was unable to attend.

The following results of the balloting were announced by the Moderator: Total Cast 962, including 70 absentee ballots. Total on list 2469.

Moderator for 2 years:

Electra Alessio	132*	write-ins
Richard Russman	40	write-ins

Selectman for 3 years:

Marilyn B. Barlett	505*
Everett G. Martin, Sr.	72
Bernard E. Robie	363

Supervisor of the Checklist for 6 years:

Lawrence Cheney	851*
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Treasurer for 1 year:

Olive Moriarty	836*
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Road Agent for 1 year:

Michael D. Smith	779*	
Earl Carter	10	write-ins
Alfred Wright	10	write-ins

Chief of Police for 1 year:

John W. Flanders, Sr.	218
Neil R. Parker	727*

Police Officer for 1 year:

Donald W. Briggs, Jr.	846*
Glenn P. Miller	742*

Constable for 1 year:

Charles Hillner IV	759*
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Auditors for 1 year:

Roberta J. Mantone	727*	
Gertrude Semple	21*	write-ins

Trustee of Trust Funds for 3 years:

Mary V. Kanaly	753*
Roger E. Nason, Sr.	753

Fire Ward for 3 years:

Earl S. Carter	488*
Steven P. Smith, Sr.	378

Library Trustee for 3 years:

Marion L. Clark	778*
Dorothy M. Wagner	693*

Municipal Budget Committee for 3 years:

Vincent J. Palumbo	671*	
Carroll E. Wright	680*	
Edward Jervis	31*	write-ins
Phyllis Buckley	9*	write-ins
Peter Wilson	6	write-ins
James Rankin	8	write-ins

Municipal Budget Committee for 2 years:

Ronald B. Davis	671*
Herbert G. Noyes	669*
John J. Reinfuss	720*
Stanley L. Towle	671*

Municipal Budget Committee for 1 year:

Steven P. Smith, Sr.	641*	
William W. VanDyke	614*	
Charles J. Wagner	613*	
Harry Carr	4*	write-ins
Phyllis Buckley	4	write-ins
Donald Day	4	write-ins

Article 45 - "Shall we adopt the provisions of RSA 72:37 for the exemption for the blind from property tax? This statute provides that every inhabitant who is legally blind shall be exempt each year from the property tax on a residence to the value of \$15,000.00." YES: 674 NO: 204

Article 46 - Whereas the growth of the town will require expansion of community facilities. This could include, but not be limited to, public buildings, playgrounds, open space areas, well fields for future town water, etc. Purchase of such land will be very expensive. We therefore make the following proposal for an ordinance.

Public Land Acquisition

Land in the town of Kingston which becomes town property by tax-deed or other means shall be publicly reviewed by the Board of Selectmen, the Planning Board, and the Conservation Commission. The purpose of this review will be to determine if any parcel will have future suitable use as public land. Any parcel identified for such future public use will not be auctioned off but will remain town land. YES: 616 NO: 230

Article 47 - Whereas State RSA 155-E assigns the Planning Board of a town to be regulator of gravel pits. In order to bring the town Gravel Pit Ordinance in compliance the following amendment is proposed, to change the word "selectmen" in the first sentence to "planning board."

Gravel Pit Ordinance

Removal of fill, gravel, stone, or loam for commercial purposes provided that a permit is granted by the Planning Board and: (the rest of the ordinance remains the same).

YES: 634 NO: 207

**Article 48 - Growth Management:
Interim Regulation/Preamble**

Pursuant to RSA 674:23, the Planning Board of the Town of Kingston, N.H. makes the following findings of fact:

1. The annual rate of population growth for the State of N.H. during the period from 1980 to 1985 was 1.38%, during this period the rate for Rockingham County was 2.19%; the rate for the Town of Kingston was 3.93%.

2. Office of State Planning figures show Kingston to be one of the 19 fastest growing communities in the state. These 19 (8% of the total communities) absorbed 50% of the state population growth for the 1980-85 period.

3. The existing structures of the Sanborn Regional School District are at or near capacity. The two elementary schools will be unable to accommodate any increase in the student population without construction of additional facilities.

4. The fire and police departments have the same facilities they had when the population of Kingston was half its present size. There is already pressure to expand their facilities and increase their equipment.

5. The miles of new roads added with new subdivisions, and the increased traffic on roads needing repair, such as Hunt Road, have taxed the town road department to its maximum.

6. The Town of Kingston through the Planning Board must have sufficient time to assess and implement measures to safeguard much of the region's surface and groundwater sources situated or originating in Kingston against environmentally damaging developments.

7. It is necessary for the Planning Board to complete a capital improvement program to effectively plan capital improvement projects for a minimum of six years, so that municipal services and the school system can be funded fairly and sufficiently to accommodate future growth.

8. It is the finding of the Planning Board, that due to the

above findings of fact unusual circumstances exist which require the passage of the following Growth Management: Interim Regulation.

**Growth Management:
Interim Regulation**

The "Growth Management: Interim Regulation" shall be of a term of maximum of one year so as to allow the Planning Board adequate time to (1) complete a capital improvement program; (2) consider a growth management ordinance for a term in excess of one year. The proposed Ordinance limits building permits for new single family residential units and mobile homes to 48 per year and limits building permits for new single bedroom dwelling units to 24 per year.

All dwelling units, including manufactured homes, within the Town of Kingston, whether seasonal or permanent, shall be in conformity with the provisions of this Ordinance. No dwelling unit which fails to meet the requirements of this Ordinance shall be constructed or placed within the Town of Kingston.

- I. Residential Building Permits shall be divided into 3 Classes as follows:
 - (a) Class (A) Single Family Residential and/or Multi-Bedroom Units.
 - (1) Building permits shall be limited to 48 additional units, including manufactured housing per year. However, no more than 50% of said building permits shall be issued for manufactured housing.
 - (b) Class (B) 1 Bedroom Dwelling Units
 - (1) Building permits shall be limited to 24 units per year. However, any structure which shall contain more than 2 units must be subject to site review and all residential requirements including, but not limited to, acreage. An alteration, addition, or deviation from the original proposal will require a new site review and approval by the Planning Board.
 - (c) Class (C) The number of permits for non-dwelling construction, senior citizen housing, Federal housing or permits for expansion, alteration, renovation or replacement of existing dwellings will not be limited by this ordinance.

- II. The following shall be the application procedure for obtaining building permits:
 - (a) All completed applications for building permits shall be submitted, in person and by appointment only, to the Board of Selectmen at Town Hall on Wednesday evenings. Appointments shall be made by contacting Town Hall staff during regular business hours.
 - (b) Class A building permits shall be issued at the rate of 48 per year.
 - (c) No applicant may apply for or receive more than one (1) Class A permit per month for the months of March through August. An applicant may not apply for or receive a total of more than 4 Class A building permits per year. An applicant may apply for as many as 3 building permits in September or October as long as the same applicant does not receive more than 4 total Class A permits for the year beginning with the enactment of this Article.
 - (d) Only applications received by the twenty-fifth of a month when building permits are issued will be considered for that month. The building permits issued by the Building Inspector shall be posted at the Town Hall by the tenth day of each month for the preceding month's applications. If fewer than 4 permits are issued during the months of March through August or fewer than 12 permits are issued during the month of September remaining permits shall be carried over to the succeeding month when permits are issued. In the event of ties, the earlier date of application shall prevail, and the comparable applications which fail to be granted when first submitted will be resubmitted by the Building Inspector to compete in the subsequent month.
 - (e) Class B building permits shall be issued at the rate of 24 per year.
- III. (a) The owner of controlling interest in any legal entity, regardless of whether said interest is held as an individual, joint tenant, tenant in common, partner in a partnership, shareholder in a corporation, or combination thereof for the purpose of this Ordinance shall be termed the applicant. No application for a

building permit will be accepted from a party who, in an attempt to avoid the permit limitations of this paragraph, has failed to pay fair consideration as defined by RSA 545:3 for the lot which is the subject of the permit.

- (b) Change in a dwelling from seasonal to permanent use shall require inspection and approval by the Building Inspector and Water Supply and Pollution Control Commission. (RSA 149:E).
- (c) Building permits issued hereunder shall not be transferable and shall apply to a specific project, location and applicant only. Work proposed shall commence within six months of the date of issuance and shall be completed within two years. Failure to commence construction in a timely fashion shall result in the expiration of said permit.

IV.

- (a) For the purpose of this Ordinance, dwelling unit is defined as a room or group of rooms designed and equipped exclusively for use as living quarters for only one family or one unrelated household including provisions for living, sleeping, cooking and eating.
- (b) A family shall be defined as a number of persons living together and related by blood, marriage or adoption.
- (c) An unrelated household is defined as a number of unrelated persons living together provided that no such household shall have a number of members in excess of one person for every 300 square feet of floor space in each dwelling unit.
- (d) Senior Citizen housing means a group of small dwelling units situated and arranged so as to provide comfort, security, social contact, convenience and congenial surroundings for permanent residents at least 55 years of age and the Selectmen shall revoke the building permit or certificate of occupancy of any owner or developer allowing occupancy by persons below such age.
- (e) Federal Housing is multi-unit housing which is specifically funded by the State or Federal government or agencies thereof for the use and occupancy of the elderly, handicapped or economically disadvantaged

persons qualifying under the programs funded by the State or Federal governments.

- V. Should any section or provision of this Ordinance be declared by a Court of appropriate jurisdiction to be invalid, such decision shall not invalidate any other section or provisions of this Ordinance.
- VI. The effective date of this Ordinance is upon passage. The within Ordinance shall expire one year from the effective date of an Ordinance adopted under RSA 674:22.

YES: 489 NO: 348

Article 49 - Innovative Zoning Proposal/Preamble

The Planning Board proposes a new ordinance in keeping with the Master Plan. The purposes of the Kingston Innovative Zoning proposal are to encourage flexibility in the design and development of residential land uses in order to: (1) promote the conservation of open space, (2) promote the efficient use of land, (3) allow for a mixture of residential housing types while minimizing negative impacts on surrounding properties, and (4) increase the supply of single bedroom housing in the town.

To promote these purposes, the ordinance has the following objectives:

- (1) To maintain the same overall density as if the total subdivision were developed with the 80,000 square foot lot sizing rules, but allow for small individual lots in exchange for dedicated open space equal to the reduction in lot size.
- (2) To preserve the natural and scenic qualities of open space and environmentally sensitive lands.
- (3) To permit duplexes and multi-family housing within the innovative zone.
- (4) To provide adequate setback and buffering requirements to protect existing residential property values and to preserve the rural character of the town.
- (5) To provide the single bedroom housing units in town.

Innovative Zoning Proposal

B. Procedures

For the purposes of the Ordinance, innovative zoning development is defined as a form of land subdivision. All proposals submitted under this Section shall follow the standard

subdivision procedures for application and review established by the Kingston Planning Board. In cases where multi-family units (defined as structures containing more than two dwelling units) are proposed, the development shall also be subject to site plan review by the Planning Board.

C. General Regulations

1. **Permitted Uses.** Cluster Developments shall be permitted for residential and appropriate recreational uses only.

- a. Detached single family units.
- b. Townhouse multi-family units of up to four (4) individual units per structure.*
- c. Buildings accessory to a permitted use.
- d. Outdoor recreation, which is incidental to residential use, provided that such use does not result in noise, odors, unsightly or dangerous activities which are injurious or detrimental to the neighborhood.

2. **Building Density**

- a. The total number of dwelling units allowed within a cluster development shall be no greater than that permitted for a conventional subdivision or multi-family use on the same parcel under the Kingston Zoning Ordinance and Subdivision Regulations. The overall building density for a cluster development shall be determined by subtracting all land that would be excluded from development by the Kingston Wetlands Ordinance, then subtracting ten percent of the remaining land for roads and utilities, the remainder of this would be divided by 80,000 square feet to determine the number of dwelling units. The allowed number of units may be grouped or dispersed over the project area in any fashion within the limits imposed by applicable lot dimension restrictions and septic system siting requirements.

- b. No cluster development authorized by this Ordinance shall contain less than twenty (20) acres of contiguous land.

3. **Dimensional and Lot Requirements.**

Standard dimensional and lot size requirements shall

be waived for innovative zoning and replaced with the following:

a. **External Setback:**

Front: No structure or parking area in a cluster development shall be located within 200 feet from a public right of way in existence prior to the cluster development proposal.

Side and Rear: No building or parking area shall be within 100 feet of an abutting property line to the subdivision.

Natural screening: The natural vegetation within the external setback areas shall be left undisturbed except for the purposes of providing access to public streets and ensuring proper sight distances as determined by the Kingston Road Agent.

b. **Internal Setback:**

No Structure shall be closer than thirty (30) feet from the right of way of a proposed street or parking area. No structure shall be located within thirty (30) feet from an adjacent structure or within fifteen (15) feet of an internal lot line.

4. **Water and Septic Systems.**

A cluster development or portions thereof may be served by common water and septic systems. No proposal involving community disposal systems shall be approved by the Planning Board until legal responsibility for ownership and maintenance is established and found to be satisfactory by the Board. The design, siting and construction of both common and on-lot septic systems shall be subject to all applicable local and state regulations including the incorporation into the project design of back-up leach field areas.

5. **Open Space.**

- a. A minimum of one-third (33%) of the total project area, not including wetlands, shall be set aside for a common open space intended for the use and enjoyment of the residents of the development. This common open space shall be permanently restricted for recreation, open space or conservation uses. It shall not be resubdivided but may contain accessory or utility structures and improve-

ments necessary for the development or for educational or recreational use. The open space or common land, or any portion of it shall be held, managed and maintained by the developer until it is owned in one or more of the following ways:

- (1) By a Homeowners' or Condominium Association, set up by the developer and made a part of the deed or agreement for each lot or dwelling unit;
- (2) By a Conservation Trust or private non-profit organization, such as the Society for the Protection of N.H. Forests or Audubon Society, which will ensure that the common land will be held in perpetuity as open space;
- (3) A public body which shall maintain the land as open space for the benefit of the general public - for example, the Town.

All agreements, deed restrictions, organizational provisions for a Homeowners' Association and any other method of management of the common land shall be established prior to Planning Board approval.

- b. Common open space areas shall have adequate access to allow for recreational use of those areas.
6. Maintenance of Open Space and Other Common Features. In cases where the proposed cluster development results in areas or project features of common ownership, there shall be established procedures and responsibilities for the perpetual maintenance of open space, private streets and utilities by the inclusion of covenants running with the land in the deeds or other instruments of conveyance delineating such areas in accordance with RSA 479A; and,
- a. Obligating purchasers to participate in a homeowners' association and to support maintenance of the open area by paying to the association assessments sufficient for such maintenance and subjecting their properties to a lien for enforcement of payment of the respective assessments;
 - b. Obligating such an association to maintain the open areas and private streets and utilities;

- c. Empowering the Town, as well as other purchasers in the development, to enforce the covenants in the event of failure of compliance; and
 - d. Providing for agreements that, if the Town is required to perform any maintenance work pursuant to item c. above, said purchasers would pay the cost thereof and that the same shall be a lien upon their properties until said cost has been paid; provided that the developer - or if the developer is not the owner of the development, then such owner - shall be a member until all of the lots of record are sold. Other equivalent provisions to assure adequate perpetual maintenance may be permitted if approved by the Planning Board.
7. Single Bedroom Requirement.
Each subdivision of twenty acres or more developed in the Rural Residential Zone, according to this ordinance, shall contain at least one four unit building having four single bedroom living units. Single bedroom units are restricted in occupancy to two people. Said building will require one building permit.
- * Townhouse units are defined as units separated by party walls in which no portion of a dwelling unit extends over a portion of another.

YES: 423 NO: 410

* Elected.

All elected officers took the oath of office.

SANBORN REGIONAL SCHOOL DISTRICT OFFICERS

962 Votes cast, including 70 absentees

School Board Member from Kingston - Term Ending 1989:

Craig Barlow	142*	write-ins
Steven Smith, Jr.	77	write-ins
George Korn	46	write-ins
Dorothy Champion	16	write-ins
William Whitney	14	write-ins

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- a. Obligating purchasers to participate in a homeowners' association and to support maintenance of the open area by paying to the association assessments sufficient for such maintenance and subjecting their properties to a lien for enforcement of payment of the respective assessments;
 - b. Obligating such an association to maintain the open areas and private streets and utilities;

- c. Empowering the Town, as well as other purchasers in the development, to enforce the covenants in the event of failure of compliance; and
 - d. Providing for agreements that, if the Town is required to perform any maintenance work pursuant to item c. above, said purchasers would pay the cost thereof and that the same shall be a lien upon their properties until said cost has been paid; provided that the developer - or if the developer is not the owner of the development, then such owner - shall be a member until all of the lots of record are sold. Other equivalent provisions to assure adequate perpetual maintenance may be permitted if approved by the Planning Board.
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George Korn	46	write-ins
Dorothy Champion	16	write-ins
William Whitney	14	write-ins

Moderator - Term Ending 1987:

Richard L. Russman	761*	
Electra Alessio	25	write-ins

The ballots were wrapped, sealed and locked in the vault at the Town Hall at 1:00 A.M., March 12, 1986.

(signed) Bettie C. Ouellette
Kingston Town Clerk

**TOWN OF KINGSTON, N.H.
MINUTES OF CONTINUED TOWN MEETING
AT SWASEY GYMNASIUM
March 12, 1986**

Meeting was called to order at 7 P.M. by Electra L. Alessio, Moderator. A moment of silent prayer was observed for William W. VanDyke, a member of the Municipal Budget Committee. Mr. VanDyke passed away yesterday, March 11th. Prayer was offered by Rev. Wendell J. Irvine, First Congregational Church. The Moderator read the results of the balloting from yesterday's election. On the one year term for the Municipal Budget Committee, there was a three way tie of 4 write-in votes for Phyllis R. Buckley, Harry J. Carr and Donald E. Day. The Moderator announced that Mrs. Buckley was eliminated since she had already been selected for the three year term on a write-in vote. Therefore, the Town Clerk drew lots to determine the winner and Harry J. Carr was drawn.

The Moderator also announced a printing error on page A-28, line 4, in the budget. \$14,091.00 should be eliminated from column 2 and moved over to column 4. She introduced Richard P. Day, the only Selectman present and Bettie C. Ouellette, Town Clerk. She also introduced the Chairman of the Municipal Budget Committee, Phyllis R. Buckley who, in turn, introduced the following members of the committee: Marilyn B. Bartlett, John J. Reinfuss, Steven P. Smith, Sr., Carroll E. Wright, Herbert G. Noyes, Donald J. Eadie and Charles J. Wagner.

Mrs. Buckley read a report on the Municipal Budget Committee stating that 500 man hours of work had gone into the preparation of the budget in cooperation with the Selectmen and Department heads. She explained that the voters could approve only 10% of the total budget figure of \$1,247,195.00 which the Budget Committee had recommended. This figure includes special warrant articles of \$123,551.00. No other money articles can be considered. There is no limit on the reductions made. She thanked the members of the committee.

Article 2 - It was voted, by voice vote, to raise and appropriate \$1,123,644.00 to defray Town charges for the ensuing year.

appropriate the sum of \$1,500.00 to be used to sample and analyze water and sediment in Country Pond during the summer months of 1986. This monitoring is to occur per the recommendation of the State of N.H. Division of Public Health Service as cited in the Health Risk Assessment for Recreational Activities, Country Pond, Kingston, N.H. It is further recommended that the Selectmen seek reimbursement of the total sum used for this monitoring purpose and add the sum to the liability claim concerning the Ottati and Goss/ Kingston Steel Drum Case.

Article 14 - It was voted, by voice vote, to approve the formation of a Solid Waste Management Planning Committee to fulfill the requirements and responsibilities set forth in RSA 149-M:13 and RSA 149-M:17. (A typographical error on III A was corrected, by voice vote, in an amendment.)

- I. Said Committee's responsibilities shall be to:
 - A. Select a name for the Committee.
 - B. Select Committee Officials (i.e.: Chairman, Vice-Chairman, Secretary, Treasurer, etc.)
 - C. Set up a guideline to meet the requirements of RSA 149-M:13 and RSA 149-M:17 specifically and RSA 149-M in general.
 - D. Prepare and submit a budget to implement guideline articles.
- II. Said Committee's membership shall consist of 11 members, who must be residents of the Town of Kingston. Members are to be selected by the following procedure:
 - A. 6 members are to be appointed by the Kingston Selectmen in the following manner:
 1. Initially one individual from the Northern part of Town and one individual from the Southern part of Town shall be appointed to a one year term.
Two individuals from the central part of Town shall be appointed to a two year term.
One individual from the Northern part of Town and one individual from the Southern part of Town shall be appointed to a three year term.
 2. When an initial term expires, it shall be replaced with an individual of that section of Town and expire three years from appointment date.

- B. Four member positions shall be filled by one representative of each of the following boards:

1. Kingston Conservation Commission
Kingston Board of Health
Kingston Planning Board
Kingston Board of Selectmen
2. The above mentioned boards may select, change or rotate their representative at any time and in any manner.
3. The representatives of the above mentioned boards shall be allowed to serve as chairman, secretary, treasurer, or any other official position of said committee.

- C. The Town's Official Representative to the Southeastern Rockingham County Solid/ Sanitary Waste Management District (S.R.C.S.S.W.M.D.) shall be a member ex-officio of said committee. The District Representative shall be granted all committee membership rights exclusive of voting and the ability to hold an official position.

III. Said Committee's System of voting shall be as follows:

- A. Each member shall have one equal vote with the exception of the S.R.C.S.S.W.M.D. Representative having none.
- B. A Quorum of at least six voting members must be present to vote on any item.
- C. An item shall be considered passed, adopted or approved if greater than fifty percent of the present voting members approve the item.

IV. For the Purpose of the Article only, the geographic location of the Northern, Southern and Central part of Town is as follows:

- A. Northern Part - All area north of the most northerly point of Great Pond.
- B. Southern Part - All area south of the most northerly point of Country Pond.
- C. Central Part - All the area between the above designated locations.

Article 15 - This article, petitioned by Neil Parker, was NOT passed, by voice vote. The article was to raise and appropriate the sum of \$15,000.00 to be placed in a capital reserve fund for the future building of a police station.

Article 16 - It was voted, by voice vote, to authorize the Selectmen to apply for, receive and expend a sum of \$10,000.00 for radar patrol if available or awarded under the State of N.H. Highway Program as one hundred percent state funded.

Article 17 - It was voted, by voice vote, to authorize the Selectmen to purchase two pocket pagers and two four drawer file cabinets from the proceeds from the sale of the old cruiser, total cost of \$1,400.00.

Article 18 - It was voted, by voice vote, to pass over this article, relative to raising and appropriating \$13,000.00 for the purchase of a 1986 Four Door Sedan, with electronic siren and a new cage, police cruiser at State bid price. This amount was already included in the total budget voted in Article 2.

Article 19 - It was voted, by voice vote, to pass over this article relative to raising and appropriating \$2,000.00 to purchase a telephone system to be placed at the police station.

Article 20 - It was voted, as amended, by voice vote, to raise and appropriate \$1,500.00 to implement the step increases in the wage matrix adopted by the Town in 1984 for the part-time police officers. The amendment, made by Norman Bower, to reduce the original amount of \$2,000.00 to \$1,500.00 was passed by voice vote. The vote was taken after a motion, made by Norman Bower, "to move the question," was passed by voice vote.

Article 21 - It was voted, by standing vote, to raise and appropriate the sum of \$40,000.00 to be placed in the capital reserve fund established at the 1985 Town Meeting for the revaluation of the Town.

Article 22 - It was voted, by voice vote, to raise and appropriate the sum of \$1,692.80 as a raise for the Chief of Police position. This amount was as amended, by voice vote, on a motion by Norman Bower to reduce the original amount of \$2,683.20 to \$1,692.80.

Article 23 - It was voted, as amended, by voice vote, to raise

and appropriate the sum of \$1,594.20 as a raise for the Deputy Chief position. The amendment, made by Norman Bower, to reduce the original amount of \$2,537.60 to \$1,594.20, was passed by voice vote.

Article 24 - It was voted, as amended, by voice vote, to raise and appropriate the sum of \$467.40 as a raise for the third full-time police officer position. The amendment, made by Norman Bower, to reduce the original amount of \$1,206.40 to \$467.40, was passed by voice vote.

Article 25 - It was voted, by voice vote, to pass over this article relative to raising and appropriating \$663.00 as a raise for the secretary position in the Police Department. This amount was already included in the total budget voted in Article 2.

Article 26 - It was voted, by voice vote, to raise and appropriate \$8,630.78 for six months to establish the position of full-time officer. The yearly salary would be \$14,476.80, excluding benefits.

Article 27 - It was voted, by voice vote, to pass over this article relative to the adoption of an Ordinance for the Regulations of Large Assemblies.

Article 28 - It was voted, by voice vote, to pass over this article relative to amending 6.17 in the blue Ordinance book. (This article was submitted improperly and there was no public hearing for it.)

Article 29 - It was voted, as amended, by voice vote, to adopt the following Ordinance:

**Rules and Regulations Governing The Installation
of New Sewerage Disposal Systems
Town of Kingston
Department of Health
Kingston, N.H. 03848**

1. Definitions:
 - a. "Persons" shall mean any individual, partnership, corporation or other entity.

- b. "Plans and Specifications" shall mean any drawings, documents or plans upon which the design and construction of the proposed installation of the sewerage disposal system is to be based.
 - c. "Sewerage Disposal System" shall mean any septic tank, leach field, dry well, any pipes, conduits, or other means of carrying away sewerage and waste matters, or other equipment used in conjunction with any of the above and associated with the removal, disposal or carrying away of sewerage and other waste products.
2. Any person who intends to install a new sewerage disposal system, shall first submit the plans and specifications for such work to the Health Officer for his review and approval prior to the commencement of any construction.
 3. At the time of the submission of the plans and specifications to the Health Officers, the person intending or desiring to undertake the work shall pay to the Town a permit fee of \$50.00 for each sewerage disposal system to be installed.
 4. Following the submission of the plans and specifications to the Health Officer, the Health Officer shall inspect the site of the proposed installation to confirm compliance with applicable New Hampshire Statutes, Water Supply and Pollution Control Regulations and the Ordinances and Regulations of the Town of Kingston.
 5. The plans and specifications submitted to the Health Officer for his review and approval must also display the following information:
 - a. All existing and proposed wells within 100 feet of the proposed septic system.
 - b. All wetlands within 100 feet of the proposed septic system.
 - c. A benchmark that is within 100 feet of the proposed septic system.
 6. The plans and specifications submitted to the Health Officer for his review and approval must be prepared by a person holding a permit pursuant to N.H. RSA 149-E:3(a) and must be installed by a person approved by Water Supply and Pollution Control Commission as a sewerage disposal system installer pursuant to N.H. RSA 149-E:3-a, except for persons installing sewerage systems on their own land who meet the criteria of N.H. RSA 149-E:3x(b) and

RSA 149-E:3-a11.

7. If, following inspection by the Health Officer, the Health Officer finds that the construction to be undertaken:
 - a. conforms with the requirements of this Ordinance, he shall issue written approval for the proposed construction.
 - b. does not conform with the requirements of this Ordinance, he shall, in writing, reject the plans and specifications for correction and resubmission.
8. After the Health Officer has issued written approval of the plans and specifications, no changes or additions may be made in said plans or specifications without a resubmission to the Health Officer and subsequent written approval of the proposed changes.
9. At the time of resubmission of the plans and specifications to the Health Officers, the person intending or desiring to undertake the work shall pay to the Town a resubmission/reinspection permit fee of \$25.00 for each sewerage disposal system to be installed.
10. Any person who violates any provision of this Ordinance shall be subject to a fine of \$100.00 per day of each day the violation is found to exist.
11. This Ordinance shall become effective upon its acceptance at Town Meeting.

Article 30 - It was voted, by voice vote, to adopt the following Ordinance:

**Relative to Special Plates for
Former Prisoners of War**

The Selectmen of the Town of Kingston pursuant to the provisions of N.H. RSA 261:157-A hereby waive the fee to be charged for a permit to register one motor vehicle in the Town of Kingston owned by any person who is a resident of the Town of Kingston who was captured and incarcerated for thirty (30) days or more while serving in a qualifying war or armed conflict as defined in RSA 72:28, IV and who was honorably discharged, provided that such person has provided to the Town Clerk of the Town of Kingston satisfactory proof of these circumstances.

Article 31 - It was voted, by voice vote, to instruct the Board of Selectmen to appoint a committee of five or more voters to

study and propose plans for the observance and celebration of the Town's 300th Anniversary in 1994, and to make a recommendation for preparation of a new Town history. Said committee to submit a report for the 1987 Town Meeting.

Article 32 - It was voted, by voice vote, as amended, to approve the following: resolved, that the residents of the Town of Kingston wish to express their dissatisfaction with the legal services currently being provided by town counsel. Further, that the residents of Kingston instruct the Selectmen to replace the current town counsel. Said replacement to be determined by open bidding for legal services. Current counsel to be retained at the discretion of Selectmen to complete pending litigation.

An amendment made by David Welch, to remove the words "said replacement to be determined by open bidding for legal services" was withdrawn. Then after much pro and con discussion, an amendment, made by Donald Eadie, was passed by voice vote and is the last sentence incorporated in the minutes. The vote was taken after a motion, made by Connie Archambault, "to move the question," was passed by voice vote.

Article 33 - It was voted, by voice vote, to designate the following area (Hunt Road lot as described below) as a Town Forest in accordance with RSA 31:110-113 to be under the jurisdiction and managed by the Town Conservation Commission as provided for by RSA 36-A:4 for the following multiple use purposes: timber management, wildlife management, passive recreational use, and as an educational tool for the town school system.

"Hunt Road Lot: Approximately 1½ miles from Route 125 on South side of Hunt Road. The lot consists for approximately 103 contiguous acres designated on the Town Map as R6 Parcel 6; R6 Parcel 12; R1 Parcel 13; R1 Parcel 12; R1 Parcel 11."

Article 34 - It was voted, by voice vote, to establish a trust fund to be known as the Isabelle Mangusson Trust to be supervised by the Trustees of the Trust Funds. The amount for which is to be used for the beautification and improvement of the Kingston plains or commons, so called. Any balance remaining from the income of such trust shall be used for

maintenance of the Kingston plains or common on an annual basis. The funds for the established of this trust fund have been bequeathed to the Town of Kingston under the will of Isabelle Magnusson.

Article 35 - It was voted, by voice vote, to accept Colcord Road as a Town Road.

Article 36 - It was voted, by voice vote, to raise and appropriate the sum of \$3,700.00 for wage increases for Town employees who are eligible within the wage matrix of the Town of Kingston. The vote was taken after a motion, made by Nancy Gwinn, "to move the question," was passed by voice vote.

At this point, Nancy Gwinn made a motion that **Article 27** be reconsidered. It was seconded. The motion was debatable but could not be amended. Much emotional debate followed and after a motion "to move the question" was passed by voice vote, the vote to reconsider Article 27 was NOT passed, by voice vote.

Article 37 - It was voted, by voice vote, to pass over this article relative to inserting \$2,900.00 in the Fire Dept. Budget. This amount was already included in the total budget voted in Article 2.

Article 38 - It was voted, by voice vote, to raise and appropriate \$25,000.00 to be added to the Capital Reserve Fund for the future replacement of Engine #2 1968 Chevrolet.

Article 39 - It was voted, as amended, by voice vote, to raise and appropriate \$3,768.00 (being the ambulance fees of 1985) to be placed in the Capital Reserve Fund for future replacement of the Ambulance. Further, voted to authorize the Selectmen to transfer all monies raised as fees for the Ambulance in 1986 to the Capital Reserve Fund for the Ambulance, pursuant to RSA 35:1 (B) Supp. & 35:3 Supp. and 35:11 & Chapter 35 generally. The amendment was made by Donald W. Briggs, Sr., and passed by voice vote.

Article 40 - It was voted, by voice vote, to appropriate and authorize the withdrawal of \$10,000.00 from the Revenue

Sharing Funds established under the provisions of the State & Local Assistance Act of 1972, said money to be used for the purchase of nine insulated garage doors with openers.

Article 41 - It was voted, as amended, by voice vote, to raise and appropriate \$3,000.00 for repair to dry hydrants within the Town. The amendment was made by Donald W. Briggs, Sr., and passed by voice vote.

Article 42 - It was voted, by voice vote, to appropriate \$1,500.00 to keep the Vic-Geary Center open and to keep the Hot Noon Meals and Meals on Wheels operating out of there.

Article 43 - It was voted, by voice vote, to allow the Kingston Planning Board, Kingston Board of Adjustment and Kingston Conservation Commission to use the former office of the Town Clerk for a joint office and meeting place. This office is on the upper floor of the Town Hall.

Article 44 - This article was taken up after Article 7.

Article 45 - Voted on written ballot on March 11th.

Article 46 - Voted on written ballot on March 11th.

Article 47 - Voted on written ballot on March 11th.

Article 48 - Voted on written ballot on March 11th.

Article 49 - Voted on written ballot on March 11th.

Article 50 - Phyllis Buckley, Chairman of the Municipal Budget Committee, reported that this article relative to establishing a new position of part-time clerk for the Selectmen's Office for \$4,375.00 could not be considered because the public hearing was not held on the article.

Article 51 - It was voted, by voice vote, to authorize the Selectmen to sell tax deeded property at public auction.

Article 52 - It was voted, by voice vote, to accept the

auditor's report for the Town Report as printed.

Article 53 - Mrs. Buckley made a motion, which was seconded to accept the total of \$1,238,447.00 as the total appropriations. The amount includes the Town operating budget and all voter approved warrant articles. This number was then to be verified with the Town Clerk who came up with a different total of \$1,249,847.18. Upon checking, the latter total was found to be correct and it was voted, by voice vote, to accept the total figure of \$1,249,847.18 for the total appropriations.

The voters commended Electra L. Alessio on doing an outstanding job as the Moderator.

Town Clerk, Bettie C. Ouellette, on behalf of the Town of Kingston, thanked Bernard E. Robie for three years of service to the Town as Selectman.

It was voted to adjourn at 10:10 P.M.

(signed) Bettie C. Ouellette
Kingston Town Clerk

**MINUTES OF SPECIAL TOWN MEETING
TOWN OF KINGSTON, N.H.
June 25, 1986**

Meeting was called to order at 7:30 P.M. by the Moderator, Electra L. Alessio. She introduced the Board of Selectmen, Charles F. Hannagan, Marilyn B. Bartlett and Chairman Michael R. Priore, as well as the Town Clerk, Bettie C. Ouellette. She also introduced the following members of the Budget Committee: Chairman Carroll Wright, Jacquelyn Russell, Steven Smith, Sr., Harry Carr, Herbert Noyes, Edward Jervis and Charles Wagner. (Later on A. David Grenon and Vincent Palumbo, Jr. joined the committee.)

The Moderator also announced that the proceedings were being recorded by Radio Station WMYF, Exeter, N.H.

Article 1 - It was voted, by secret ballot, to raise and appropriate the sum of \$1,000,000.00 for the purpose of repair to Hunt Road and further authorize the Board of Selectmen to negotiate the issuance of bonds or notes and terms thereof pursuant to RSA Chapter 33. 210 Votes Cast

YES 162 NO 48

This vote was taken after a motion made by Harry Carr "to move the question," was passed by voice vote.

The polls were open from 8:08 P.M. to 9:08 P.M. and the results were announced by the Moderator after the ballots were counted. The Ballot Clerks who assisted the Town Clerk were Rochelle Lafontaine and Holly Ouellette.

Article 2 - A motion was made and seconded to raise and appropriate the sum of \$30,000.00 for the purchase of a new GMC or Chevrolet Dump Truck to replace the truck which was destroyed by fire. Insurance reimbursement in amount of \$11,120.00 is to be applied to the cost of the new truck with a balance of \$18,880.00 to be raised by taxation.

Whereupon an amendment was made by Charles Hannagan and seconded to substitute the sum of \$35,000.00 instead of \$30,000.00, and \$23,880.00 instead of \$18,880.00, with the rest of the motion remaining the same. The amendment was then passed by voice vote, and upon returning to the main motion, as amended, this was also passed by voice vote.

Thus, it was voted to raise and appropriate the sum of \$35,000.00 for the purchase of a new GMC or Chevrolet Dump Truck to replace the truck which was destroyed by fire. Insurance reimbursement in amount of \$11,120.00 is to be applied to the cost of the new truck with a balance of \$23,880.00 to be raised by taxation.

Robert Owen, 55 Hunt Road, was recognized by the voters for his efforts in getting the Hunt Road article passed.

The meeting was adjourned at 9:22 P.M.

Bettie C. Ouellette
Kingston Town Clerk