

TOWN OF EAST KINGSTON, NEW HAMPSHIRE

- 1. To choose all necessary Town Officers for the year ensuing.**
- 2. Are you in favor of the adoption of Amendment No. 1 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:**

INSERT new definition in Zoning Ordinance Article II - DEFINITIONS.

ADD the following definition to read:

LIVING SPACE: Living space shall be defined as any space in the unit which could be used for sleeping, working, dressing, cooking, dining, or other normal life activities. Hallways, closets, storage space, bathrooms, lofts, bedrooms, and all other rooms or areas shall be included in living space. Unfinished basements and unfinished attics shall not be included as living space.

Planning Board comment: This definition was taken from the living space definition in the Elderly Housing section and placed in the general definitions for consistency, as there was no explanation of what constituted "living space" for the compilation of size in reference to accessory dwelling units.

- 3. Are you in favor of the adoption of Amendment No. 2 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:**

CHANGE Zoning Ordinance Article VII – GENERAL PROVISIONS, Paragraph B.

REVISE Paragraph B to read.

The following General Provisions shall apply:

- B. All excavation operations shall be carried out in accordance with RSA 155-E. The regulator is the Planning Board and ~~the permit fee is \$50.00~~ **there shall be a permit fee. (see fee schedule)** (Amended 3/96)

Planning Board comment: Removal of fee amount and placement of fee on a newly created fee schedule will create consistency throughout the Ordinance and Regulations and changing the wording to "actual cost" will allow the fees to change with inflation.

- 4. Are you in favor of the adoption of Amendment No. 3 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:**

CHANGE Zoning Ordinance Article VIII - USES PERMITTED, Paragraph F.2.

REVISE Subparagraph F.2. by addition of reference to the LIVING SPACE definition.

- F.2. Living Area Configuration. Total living area floor space for an accessory dwelling unit shall not exceed 500 square feet, and shall consist of not more than one (1) bedroom, one (1) kitchen/living area, and one (1) bathroom/water closet. The accessory dwelling unit shall be clearly secondary to the principle residence. (Refer to Living Space Definition - Page 1) (special exception condition)

Planning Board comment: Reference to the living space definition in Article II – DEFINITIONS will eliminate the need to repeat the entire definitions in this paragraph.

5. Are you in favor of the adoption of Amendment No. 4 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:

CHANGE Zoning Ordinance Article XVI – HOME OCCUPATIONS, Paragraph F.

REVISE Paragraph F by removal of fee amounts to read:

- F. ~~The charge for an annual permit shall be not less than \$50.00~~ There shall be an annual permit fee (see fee schedule) charged to cover the costs for Board of Selectmen review, administration and enforcement of the ordinance. (Amended 3/96)

A minimum annual fee ~~of \$25.00~~ (see fee schedule) shall be charged to those home occupations identified as “invisible” to defray the administrative costs of annual review and Board of Selectmen oversight. (Adopted 3/97)

Planning Board comment: Removal of fee amount and placement of fee on a newly created fee schedule will create consistency throughout the Ordinances and Regulations and changing the wording to “actual cost” will allow the fees to change with inflation.

6. Are you in favor of the adoption of Amendment No. 5 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:

CHANGE Zoning Ordinance Article XVII- – BUILDING INSPECTOR AND PERMITS, Paragraph A.5.

REVISE Paragraph A.5. by removal of fee amounts to read:

A.5. Any person constructing or reconstructing a sanitary system must obtain a permit from the Building Inspector. A minimum fee ~~of \$50.00~~ (see fee schedule) shall be charged for the initial review of each septic system plan, and subsequent reviews by the Building Inspector or Board of Selectmen for revisions or modifications to the original plan shall incur the standard hourly administrative charge. (Amended 3/99, 3/06)

A minimum fee ~~of \$25.00~~ (see fee schedule) shall be charged for the permit. (Amended 3/06)

Planning Board comment: Removal of fee amount and placement of fee on a newly created fee schedule will create consistency throughout the Ordinances and Regulations and changing the wording to “actual cost” will allow the fees to change with inflation.

7. Are you in favor of the adoption of Amendment No. 6 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:

ADDITION of a newly created fee schedule.

<i>Excavation fee</i>	\$ 50.00
<i>First review</i> of septic system plan	\$ 50.00
Subsequent reviews	\$ 20.00 @ hour
<i>Septic construction permit fees</i>	\$ 25.00
<i>Home Occupation annual fees</i>	
Regular	\$ 50.00
Invisible	\$ 25.00

Lot Line Adjustment fees

Application fee \$200.00
(abutter notifications, legal notice, and recording fees are inclusive in this amount)

Site Plan Review Submission Requirement fees

Application fee \$200.00
(abutter notifications, legal notice, and recording fees are inclusive in this amount)

There will be an additional fee of:

The greater of –

- a. each lot/parcel \$ 40.00
- b. each dwelling unit \$ 40.00
- c. each elderly housing development \$ 20.00
 bedroom

Non-residential site plan \$100.00

Subdivision Approval fees

Application fee \$200.00
(abutter notifications, legal notice, and recording fees are inclusive in this amount)

In addition, there will be a \$40.00 fee per newly created lot

Test Pit fee (each) \$ 25.00

Also, there will be an additional \$25.00 check due, made payable to the Registry of Deeds, for the L-Chip assessment, due at the time of submission for lot line adjustments and site plans.

Planning Board comment: *Removal of fee amount and placement of fee on a newly created fee schedule will create consistency throughout the Ordinances and Regulations and changing the wording to “actual cost” will allow the fees to change with inflation.*

8. Are you in favor of the adoption of Amendment No. 7 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:

INSERT a new paragraph in Zoning Ordinance Article VII – GENERAL PROVISIONS

AMEND the Zoning Ordinance, Article VII. Add a new paragraph G., to read:

- G. All newly constructed dwelling units, and additions or renovations to existing dwelling units in which a building permit is required, shall install heat detectors in unfinished attic spaces and in integral or attached garages in accordance with NFPA 72 *National Fire Alarm Code* and said heat detectors shall be interconnected with other heat and smoke detectors of the dwelling unit as a multiple station alarm system and said installation shall be approved by the Fire Chief.**

Planning Board comment: This paragraph was added to bring fire codes in the ordinance up to date in accordance with NFPA.

9. Are you in favor of the adoption of Amendment No. 8 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:

AMEND the Subdivision Requirements, Section VII, General Requirements for the Subdivision of Land
ADD the following, after the first paragraph, to read:

- S. A home sprinkler system may be permitted as an alternative fire protection requirement, provided it is approved by the Fire Department and the Planning Board.**

Planning Board comment: This paragraph was added to bring fire codes in the ordinance up to date in accordance with NFPA.

10. Are you in favor of the adoptions of Amendment No. 9 as proposed by the Planning Board for the Town of East Kingston Zoning Ordinance as follows:

I. Purpose. The purposes of this Article are as follows:

- A. To encourage and provide for the development of affordable workforce housing;
- B. To ensure the continued availability of a diverse supply of home ownership and rental opportunities for low to moderate income households;
- C. To meet the goals related to affordable housing provisions set forth in the town's Master Plan; and
- D. To comply with the requirements of SB 342, An Act establishing a mechanism for expediting relief from municipal actions which deny, impede, or delay qualified proposals for workforce housing (RSA 674:58-61).

In the course of implementing this Article, the Town of East Kingston has considered the region's affordable housing needs as described in the Rockingham Planning Commission's Housing Needs Assessment and the Rockingham Planning Commission's Regional Fair Share Analysis.

II. Authority. This innovative land use control Article is adopted under the authority of RSA 674:21, and is intended as an “Inclusionary Zoning” provision as defined in RSA 674:21(I)(k) and 674:21(IV)(a), as well as RSA 672:1, III-e, effective July 2009, which states:

“All citizens of the state benefit from a balanced supply of housing which is affordable to persons and families of low and moderate income. Establishment of housing which is decent, safe, sanitary and affordable to low and moderate income persons and families is in the best interests of each community and the state of New Hampshire, and serves a vital public need. Opportunity for development of such housing shall not be prohibited or unreasonably discouraged by use of municipal planning and zoning powers or by unreasonable interpretation of such powers.”

III. Applicability

- A. Development in accordance with the provisions of this Article is permitted as a conditional use in all residential districts.
- B. **Permitted Uses:** Single family workforce housing shall be allowed in all areas zoned residential. Duplex, multi-family and manufactured housing, shall be allowed in all districts where such housing is currently permitted and in the Town Center District.
- C. **Appeal.** Any person aggrieved by a Planning Board decision that constitutes a denial of a Conditional Use Permit due to noncompliance with one or more of the provisions of this ordinance may appeal that decision to the Superior Court, as provided for in RSA 677:15. A Planning Board decision on the issuance of a Conditional Use Permit cannot be appealed to the Zoning Board of Adjustment (RSA 676:5 III).

IV. Procedural Requirements/ Applicant

- A. **Notice of Intent to Build Workforce Housing.** Any person who applies to the Planning Board for approval of a development that is intended to qualify as workforce housing under this subdivision shall file a written statement of such intent as part of the application.
- B. **Waiver.** Failure to file such a statement shall constitute a waiver of the applicant’s rights under RSA 674:61 (the builder’s remedy), but shall not preclude an appeal under other applicable laws.
- C. In any appeal where the applicant has failed to file the statement required by this section, the applicant shall not be entitled to a judgment by a court on appeal that allows construction of the proposed development, or otherwise permits the proposed workforce housing development to proceed despite its nonconformance with the municipality’s ordinances or regulations.

V. Procedural Requirements/ Planning Board

- A. **Notice of conditions.** If the Planning Board approves an application to develop workforce housing subject to conditions or restrictions, it shall:
 - 1. Notify the applicant in writing of such conditions and restrictions.
 - 2. Give the applicant an opportunity to establish the cost of complying with the conditions and restrictions and the effect of compliance on the economic viability of the proposed development.

3. The board's notice to the applicant of the conditions and restrictions shall constitute a conditional approval solely for the purpose of complying with the requirements of RSA 676:4 I (i). It shall not constitute a final decision for any other purpose, including the commencement of any applicable appeal period.

B. Submission of evidence to establish cost of complying with conditions. Upon receiving notice of conditions and restrictions as described above, the applicant may:

1. Submit evidence to establish the cost of complying with the conditions and restrictions and the effect on economic viability within the period directed by the board, which shall not be less than 30 days.
2. Upon receipt of such evidence, the Board shall allow the applicant to present and review the evidence at the board's next meeting for which 10 days notice can be given, and shall give written notice of the meeting to the applicant at least 10 days in advance.
3. At such meeting, the board may also receive and consider evidence from other sources. The Board may affirm, alter, or rescind any or all of the conditions or restrictions of approval after such meeting.

C. Final decision.

1. The board shall not issue its final decision on the application before such meeting. If the applicant fails to submit the required evidence within the period designated by the board, then the Board may issue its final decision any time after the expiration of the period.
2. If an applicant notifies the board in writing at any time that the applicant accepts the conditions and restrictions of approval, the board may issue its final decision without further action under this paragraph.

D. Appeals. Any person who has filed the written notice and whose application to develop workforce housing is denied or is approved with conditions or restrictions which have a substantial adverse effect on the viability of the proposed workforce housing development may appeal the municipal action to the superior court under RSA 677:4 or RSA 677:15 seeking permission to develop the proposed workforce housing.

NOTE: *The above procedural steps are required by SB 342.*

VI. Definitions

- A. Affordable:** Affordable means housing with combined rental and utility costs or combined mortgage loan debt services, property taxes, and required insurance that do not exceed 30 percent of a household's gross annual income.
- B. Multi-family housing:** Multi-family housing for the purpose of workforce housing, means a building or structure containing 5 or more dwelling units, each designed for occupancy by an individual household. Where this definition conflicts with the definition found in any other section of the zoning ordinance, this definition shall apply to any application for a development including workforce housing.

NOTE: *The above definition means that for the purpose of meeting its workforce housing obligation, a municipality may not restrict multi-family structures to 3 or 4 units.*

- C. **Reasonable and realistic opportunities for the development of workforce housing:** opportunities to develop economically viable workforce housing within the framework of a municipality’s ordinances and regulations adopted pursuant to this chapter and consistent with RSA 672:1, III-e.
- D. **Workforce housing/owner occupied:** housing which is intended for sale and which is affordable to a household with an income of no more than 100 percent of the median income for a 4-person household for the metropolitan area or county in which the housing is located as published annually by the United States Department of Housing and Urban Development.
- E. **Workforce housing/renter occupied:** rental housing which is affordable to a household with an income of no more than 60 percent of the median income for a 3-person household for the metropolitan area or county in which the housing is located as published annually by the United States Department of Housing and Urban Development. Housing developments that exclude minor children from more than 20 percent of the units, or in which more than 50 percent of the dwelling units have fewer than two bedrooms, shall not constitute workforce housing for the purposes of this subdivision.
- F. **Area Median Income (AMI):** the median income of the greater region, either the HUD Metropolitan or Non-Metropolitan Fair Market Rent Area to which the community belongs, as is established and updated annually by the United States Department of Housing and Urban Development. Income considers both wage income and assets.
- G. **Market Rate Housing:** any units within a development, whether the unit is to be owner or renter occupied, that is intended to be available for sale or occupancy at the prevailing market value for the area similar to comparable real estate transactions.

VII. Density Bonus

- A. A site plan or subdivision plan that will guarantee a designated percentage of units no lower than 20 percent, reserved as workforce housing, will be granted a 10 percent density bonus of market rate units on the site. The Planning Board may allow a reduction of the minimum lot size by 15 percent to accommodate the increased site density as long as soil conditions permit the siting of septic and wells within the decreased lot size.
- B. The applicant shall submit a yield plan with sufficient detail including soil types and slope as well as any natural resource constraints zoning such as wetland/lot size or percentage restrictions to determine the achievable density on the parcel that would meet the standards of the underlying zoning district.

NOTE: *The Planning Board may choose to specify additional bonuses to incentivize affordable housing at a greater percentage but the incentive should be economically viable. The Board may also need to relax certain dimensional requirements, such as front, side, and rear setbacks as would be done in a conservation subdivision to accommodate additional density.*

Density Bonus

Housing development	20 percent of units	Maximum 10 percent market rate units	15 percent
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NOTE: *For example, if a developer proposes to build 100 units, with 20 percent of those units affordable, the developer would be able to build 10 additional market rate units on the same parcel, and will also be allowed a reduction of 15 percent in the required minimum lot size to accommodate the increased density.*

VIII. General Requirements of Workforce Housing Units

- A. Architectural compatibility of all units.** The dwellings qualifying as workforce housing shall be compatible in architectural style and exterior appearance with the market rate dwellings of similar type, (i.e., affordable and market rate multifamily units, affordable and market rate single family homes) in the proposed development. The workforce housing units should be interspersed throughout the overall development and not concentrated in a separate area of the development. Workforce housing units shall be mixed with, and not clustered together or segregated in any way from market rate units.
- B. Phasing.** The phasing plan for the development shall provide for the development of workforce housing units concurrently with the market-rate units.

IX. Affordability

A. Certification of Income Levels.

1. To ensure that only eligible households purchase/rent the designated affordable housing units, the purchaser/renter of a workforce housing unit must submit copies of their last three years federal income tax returns and written certification, verifying that their annual income level, combined with household assets, does not exceed the maximum level as established by this ordinance.
2. The tax returns and written certification of income and assets must be submitted to the developer of the housing units, or the developer's agent, prior to the transfer of title.
3. A copy of the tax return and written certification of income and assets must be submitted to all parties charged with administering and monitoring this ordinance, prior to the transfer of title.

B. Assurance of continued affordability.

1. Workforce housing units offered for sale shall require a lien, granted to the Town of East Kingston, be placed on each workforce housing unit.
2. The value of the lien shall be equal to the difference between the fair market value of the unit and its reduced affordable sale price, which is indexed according to the qualifying income standards.
3. The municipality's lien is inflated over time at a rate equal to the Consumer Price Index (CPI).

4. Future maximum resale values shall be calculated as the fair market value minus the CPI adjusted lien value.
5. Subsequent sales are not limited based on income targets, but the combination of maintenance of the municipality's lien and adherence to this Article's definition of affordable housing for a period of 30 years.

The provisions above are established to be consistent with NHHFA's Value Retention Model, which is required if the community wishes to have NHHFA administer their inclusionary housing ordinance.

- C. Annual Rent Increases.** Workforce housing rental units shall limit annual rent increases to the percentage increase in the area median income, except to the extent that further increases are made necessary by hardship or other unusual conditions.
- D. Documentation of restrictions.** Deed restrictions, restrictive covenants, or contractual arrangements related to dwelling units established under this Article must be documented on all plans filed with the town's Planning Board and with the Registry of Deeds.

X. Administration, Compliance, and Monitoring

- A. This Article shall be administered by the Planning Board.
- B. **Certificate of Occupancy.** No certificate of occupancy shall be issued for a workforce housing unit without written confirmation of the income eligibility of the tenant or buyer of the workforce housing unit and confirmation of the rent or price of the workforce housing unit as documented by an executed lease or purchase and sale agreement. This requirement for issuing the certificate of occupancy is in addition to any requirements for the certificate of occupancy that require the review, inspection, and approval of the Building Inspector. The Certificate of Occupancy must be signed by both the Planning Board per the provisions of this ordinance and the Building Inspector per all requirements of the building code and compliance with the specifications of the approved plans..
- C. **Monitoring.** Ongoing responsibility for monitoring the compliance with resale and rental restrictions on workforce housing units shall be the responsibility of the New Hampshire Housing Finance Authority.
- D. **Annual report.** The owner of a project containing workforce housing units for rent shall prepare an annual report certifying that the gross rents of affordable units and the household income of tenants of workforce housing units have been maintained in accordance with this Article. Such reports shall be submitted to the monitoring agent or their designee and shall list the contract rent and occupant household incomes of all workforce housing units for the calendar year.

XI. Relationship to other ordinances and regulations.

- A. **Other town ordinances.** No portion of this ordinance shall nullify the provisions of any other town ordinance provisions which relate to environmental protection, water supply, sanitary disposal traffic safety, and fire and life safety protection.

B. Site plan and subdivision regulations. Where workforce housing applicants propose a development of single family homes or mixed single family and multi-family homes, all provisions of the subdivision and site plan regulations shall apply unless waived by the Planning Board. Where workforce housing applicants propose a development of multi-family units or mixed commercial and multi-family units, the site plan regulations shall apply unless waived by the Planning Board.

XII. Conflict. If any provision of this ordinance is in conflict with the provisions of other ordinances, the more restrictive provision shall apply, except for any provision relating to lot size, setbacks, or density, in which case the provisions of this ordinance shall apply.

11. On the Petition of Michael Lewis and 26 other registered voters of the Town of East Kingston; to see if the Town will vote to approve the following Amendment to the Town of East Kingston Zoning Ordinance; Article III-A Town Center District (Adopted 3/07):

Change Article III-A, Paragraph/Section G. Location thusly:

Revise Paragraph/Section G. to read:

G. Location: The Town Center District area shall be defined thusly:

- 1. All parcels in the District shall have frontage on Depot Road or Main Street.**
- 2. The westerly boundary of the District shall be the easterly edge of Willow Road.**
- 3. The easterly boundary of the District shall be the westerly edge of North Road and South Road.**
- 4. Parcels having a depth of less than 500 feet from the center of the road shall be considered in the District in their entirety.**
- 5. On parcels having a depth of more than 500 feet from the center of the road the frontage portion of the lot to a depth of 500 feet shall be considered in the District. The remaining portion of the lot shall remain as originally zoned, or as subsequently amended.**
- 6. Parcels developed for elderly housing in accordance with East Kingston Zoning Ordinance Article XII – Elderly Housing are not considered to be in the Town Center District. Permitted uses for elderly housing shall conform to applicable zoning requirements, or as subsequently amended.**

There is overlap of the Town Center District with the northerly portion of the Commercial District on Haverhill Road; however, no functional conflicts are manifest. Where differences in permitted land use in the areas which overlap appears, the less restrictive provision shall apply.

12. To see if the Town will vote to amend the percentage of land use change tax that is currently being deposited into the existing Conservation Fund from 50 per cent down to 10 per cent, which was originally approved by Warrant Article #13, at Town Meeting, 1998. If adopted this article shall take effect April 1, 2009 and shall remain in effect until rescinded.

MAJORITY VOTE REQUIRED

13. Shall the Town of East Kingston raise and appropriate as an operating budget, not including appropriations by special warrant articles and other appropriations voted separately, the amounts set forth on the budget posted with the warrant or as amended by vote of the first session, for the purposes set forth therein, totaling \$2,550,000? Should this article be defeated, the default budget shall be \$2,436,000, which is the same as last year, with certain adjustments required by previous action of the Town of East Kingston 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

14. To see if the Town will vote to raise and appropriate the sum of twenty five thousand dollars (\$25,000) for the purpose of purchasing five (5) self-contained breathing apparatus (SCBA's). to replace the outdated equipment for the Fire Department.

MAJORITY VOTE REQUIRED

15. To see if the Town will vote to raise and appropriate the sum of sixty five thousand dollars (\$65,000) to be added to the existing Fire Apparatus Capital Reserve Fund previously established at the 1999 Town Meeting.

MAJORITY VOTE REQUIRED

(The Board of Selectmen recommend approval of this article: 3-0 Board vote.)

16. To see if the Town will vote to authorize the Selectmen to enter into a three-year lease/purchase agreement for \$26,000 for the purpose of lease/purchasing a fully equipped police vehicle for the Police Dept. and to raise & appropriate the sum of eight thousand seven hundred dollars (\$8,700) for the first year's payment for that purpose. This lease agreement contains an escape clause.

MAJORITY VOTE REQUIRED

17. To see if the Town will vote to raise and appropriate the sum of forty-three thousand five hundred dollars (\$43,500) to conduct a revaluation and authorize the withdrawal of forty-three thousand five hundred dollars (\$43,500) from the Revaluation Capital Reserve Fund created for that purpose.

MAJORITY VOTE REQUIRED

18. To see if the Town will vote to discontinue the Highway Department Salt Shed Capital Reserve Fund established at the 2005 Town Meeting for the purpose of erecting a Highway Department Salt Shed. The funds of \$35,800 with accumulated interest to date of withdrawal are to be transferred to the Town's unreserved fund balance.

MAJORITY VOTE REQUIRED

19. To see if the Town will vote to raise and appropriate the sum of \$35,800 for the purpose of repairing and maintaining Andrews Lane, Forest Drive, Pheasant Run and Sanborn Road that were not able to be addressed last year. This sum to come from unreserved fund balance and no amount to be raised by taxation.

MAJORITY VOTE REQUIRED

- 20. To see if the Town will vote to authorize indefinitely, until rescinded, in accordance with the provisions of New Hampshire RSA 72:27-a, to provide a property tax exemption for the blind in the amount of fifteen thousand dollars (\$15,000).**
MAJORITY VOTE REQUIRED
- 21. To see if the town will vote in accordance with the provisions of New Hampshire RSA 31:95-b, providing that any town at an annual meeting may adopt an article authorizing indefinitely, until specific rescission of such authority, the selectmen to apply for, accept and expend, without further action by the town meeting, unanticipated money from a state, federal, or other governmental unit or a private source which becomes available during the fiscal year.**
MAJORITY VOTE REQUIRED
- 22. To see if the Town will vote, as required by RSA 154:1, (b) to establish the organizational structure of the Town of East Kingston Fire Department, which requires the appointment of a fire chief by the Board of Selectmen, with firefighters appointed by the Board of Selectmen, upon recommendation of the fire chief.**
MAJORITY VOTE REQUIRED
- 23. To see if the Town will vote to authorize the Board of Selectmen to accept the deed from the East Kingston School District, removing the limitation on the use of the Pound School for library purposes only, and allowing the Town to use the Pound School for all Town purposes.**
MAJORITY VOTE REQUIRED
- 24. To see if the voters of the Town of East Kingston will authorize the Planning Board to amend (but not limited to) the recorded plans, covenants, and by-laws, at the expense of the individual elderly housing developments homeowners associations, for the removal of "private" trash pick-up at Cricket Hill, Maplevale Farms & Woods, Country Hills and Cornerstone for trash services to be provided by the Town, with the additional expense of the services provided for by all taxpayers.**
MAJORITY VOTE REQUIRED
- 25. To see if the Town will vote to accept Bowley Road as a town-owned road as recommended by the Town Engineer.**
MAJORITY VOTE REQUIRED
- 26. To see if the Town will vote to accept Sullivan Drive as a town-owned road as recommended by the Town Engineer.**
MAJORITY VOTE REQUIRED
- 27. To see if the Town will vote to accept Taylor Way as a town-owned road as recommended by the Town Engineer.**
MAJORITY VOTE REQUIRED
- 28. On the petition of Edward A. Lloyd Jr. and 36 other registered voters of the Town of East Kingston we, the undersigned registered voters present the following petition to the selectmen to have the following question placed on the 2009 Warrant Article as provided in RSA 49-D:3, II-a. "Shall we repeal the provisions of RSA 40:12-:16 (known as SB2) to allow the town to return to the Official Ballot Town Meeting voting process on all issues before the Town of East Kingston and the East Kingston Elementary School?" We put forth the Town Meeting to be held on the same Saturday as the School Budget meeting.**

Given under our hands and seal, this 13th day of January, in the year of our Lord Two Thousand Nine.

A true copy of Warrant – Attest:

Robert A. Caron, Chairman

Richard S. Poelaert

David R. Pendell, Jr.

**Town of East Kingston
Board of Selectmen**