

**STATE OF NEW HAMPSHIRE
2018 TOWN WARRANT
LYNDEBOROUGH, NEW HAMPSHIRE**

To the Inhabitants of the Town of Lyndeborough, in the County of Hillsborough in said state qualified to vote in Town affairs; You are hereby notified to meet at Citizens' Hall, 9 Citizens' Hall Road, in said Lyndeborough on Tuesday, the thirteenth (13th) day of March 2018, at ten o'clock in the morning until seven o'clock in the evening, for ballot Voting of Town Officers and all other matters requiring ballot vote; and, to meet at Citizens' Hall, 9 Citizens' Hall Road in said Lyndeborough, on Saturday, the seventeenth (17th) day of March 2018, at ten o'clock in the morning, to act upon Articles 4 through Article 14:

Article 1: Selection of Officers and Other Matters

Voting of Town Officers and all other matters requiring ballot vote.

Article 2: (Question 1)

To see if the Town will vote to amend the following section of the Town of Lyndeborough Zoning Ordinance which refer to Section 200.02 Accessory Dwelling Unit Ordinance to read as follows:

(Explanation: This will bring Section 200.02 in compliance with State Statute.)

200.02 Accessory Dwelling Unit means a residential living unit that is within or attached to a single-family dwelling, and that provides independent living facilities for one or more persons, including provisions for sleeping, eating, cooking, and sanitation on the same parcel of land as the principal dwelling unit it accompanies.

Delete Sections 503.00 d, 703.00 b, 803.00 b, from Special Exception to new additions to Section 200.02 above as follows;

200.02 I. An Accessory Dwelling Unit shall be allowed as a matter of right by the Building Inspector pursuant to RSA 674:21 in all zoning districts that permit single family dwellings. One accessory dwelling unit shall be allowed without additional requirements for lot size, frontage, space limitations, or other controls beyond what would be required for a single family dwelling without an accessory dwelling unit.

Not more than one accessory dwelling unit for any single family shall be allowed.

II. An interior door shall be provided between the principal dwelling unit and the accessory dwelling unit, but shall not be required to remain unlocked.

III. Regulations applicable to single family dwellings shall also apply to the combination of a principal dwelling unit and an accessory dwelling unit including, but not limited to lot coverage standards and standards for maximum occupancy per bedroom consistent with policy adopted by

the United States Department of Housing and Urban Development. Adequate parking to accommodate an accessory dwelling unit shall be provided.

IV. The applicant for a building permit to construct an accessory dwelling unit shall make adequate provisions for water supply and sewage disposal for the accessory dwelling unit in accordance with RSA 485A:38, but separate systems shall not be required for the principal and accessory dwelling units.

V. The owner must demonstrate that one of the units is his or her principal place of residence.

VI. A familial relationship between the occupants of an accessory dwelling unit and the occupants of a principal dwelling unit shall not be required.

VII. An accessory dwelling unit may be deemed a unit of workforce housing for purposes of satisfying the town's obligation under RSA 674:59 if the unit meets the criteria in RSA 674:58, IV for rental units.

(Recommended by the Planning Board and Board of Selectmen) (Majority vote required)

Article 3: (Question 2)

To see if the Town will vote to replace section 1200.00 of the Town of Lyndeborough Zoning Ordinance to read as follows:

(Explanation: This Section, 1200.00, differentiates Home Occupation from Home Business.)

1200 Home Occupation and Home Business

A. General Requirements

1. Home Occupations and Home Businesses shall be conducted in accordance with all town, state and federal laws, regulations and licensing requirements.
2. The business activity shall take place within a residence or an accessory building and must be incidental and secondary to the residential use of the dwelling unit.
3. The business activity will not change the character of the surrounding neighborhood, nor will it provide window displays or other characteristics associated with retail or commercial use.
4. Signs may not exceed four square feet in surface area, may not be internally lit, and may not be placed within the town or state highway right of way.

5. No noise, vibration, dust, smoke, electrical disturbances, odors, heat or glare shall be produced by a Home Occupation or a Home Business, nor shall there be any discharge of hazardous material into the air, ground or surface water.

6. Motor vehicles and equipment used for the Home Occupation or Home Business shall be parked or placed as inconspicuously as possible.

7. Sufficient off-street parking shall be provided for any non-resident employees, customers and suppliers who may normally be expected to need parking spaces at one time. Where additional parking is required, the spaces shall not be located in the front yard or within the side or rear setbacks. Parking spaces shall be a minimum of 9 by 18 feet. On-street parking is prohibited.

8. Traffic generated by the home business shall not create safety hazards or be substantially greater in volume than would normally be expected in the neighborhood.

9. Whenever a Home Occupation or Home Business exceeds any requirement of this Ordinance, it must relocate into an appropriate zoning district and will be subject to Site Plan Review by the Planning Board.

10. A Home Occupation or Home Business legally operating under the provisions of Section 1200 as amended in 2017 of the Zoning Ordinance on the date of the enactment of this Ordinance may continue unless and until the following:

a. The occupation or business expands in size, scope or purpose.

b. The ownership of the property is transferred

B. Home Occupation

1. A Home Occupation shall be permitted in all districts of the town as a matter of right. No Site Plan Review or Special Exception by the Zoning Board of Adjustment is required for a Home Occupation.

2. The business activity shall occupy less than one-fourth of the floor area of the residence or an equivalent area in an accessory building.

3. The business shall be carried on by the resident owner, the resident owner's family, a resident tenant, or a member of a resident tenant's family.

4. The business may have no more than one non-resident employee.

5. Exterior storage of materials and equipment is prohibited.

C. Home Business

1. A Home Business shall be permitted in all districts of the town and is subject to Site Plan Review by the Planning Board. A formal application is required.

2. The business activity shall occupy less than one-third of the floor area of the residence or an equivalent area in an accessory building

3. The business shall be carried on by the resident owner, the resident owner's family, a resident tenant or a member of the resident tenant's family.

4. The business may have no more than two non-resident employees.

5. Exterior storage of materials and equipment must be screened from view from any public road or abutting property.

D. Exclusion: Food articles produced within a residence or on the surrounding property such as vegetables, fruit, maple syrup, etc. may be sold seasonally from roadside stands and are excluded from the requirements of this Ordinance.

(Recommended by the Planning Board and Board of Selectmen) (Majority vote required)

Article 4: Town Operating Budget

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of, **Two Million, Forty Two Thousand and Thirty Two Dollars (\$2,042,032)**, representing the Operating Budget for fiscal year 2018, as prepared by the Budget Committee. Said sum is exclusive of all special or individual articles addressed; or to take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article.
(Majority Vote Required)*

Article 5: 1994 Fire Department Pumper Capital Reserve Fund

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of **Nineteen Thousand Dollars (\$19,000)** to be added to the Repair and Replacement of the 1994 Fire Department Pumper Capital Reserve Fund previously established for that purpose; or to take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article.
(Majority Vote Required)*

Article 6: 1984 Fire Department Tanker Capital Reserve Fund

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of **Forty Thousand Dollars (\$40,000)** to be added to the Repair and Replacement of the 1984 Tanker Capital Reserve Fund previously established for that purpose; or to take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article.
(Majority Vote Required)*

Article 7: Police Vehicle Purchase

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of **Twenty One Thousand Dollars (\$21,000)** to be combined with the **Twenty Thousand Dollars (\$20,000)** raised in a 2016 non-lapsing warrant article #6 for a total of **Forty One Thousand Dollars (\$41,000)** for the purchase of a new police vehicle, associated equipment and set up costs and to further authorize the Board of Selectmen to take any steps to facilitate said sale including, but not limited to, the right to convey title of any vehicle(s) being provided in sale or trade. This will be a non-lapsing appropriation per RSA32:7 VI and will not lapse until the vehicle is replaced or December 31, 2019, whichever is sooner; or take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article
(Majority Vote Required.)*

Article 8: Purchase a Highway Department Dump Truck

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of **Two Hundred and Twenty Thousand Dollars (\$220,000)** to purchase a Highway Department dump truck, sanding unit, plow set up, other associated equipment including, but not limited to, set up costs. Further, to authorize the withdrawal of up to **One Hundred and Seventy One Thousand Dollars (\$171,000)** from the Repair and Replacement of the 2002 Mack Truck Capital Reserve Fund, previously set up for this purpose, **the remaining Forty Nine Thousand Dollars (\$49,000) will be raised from general taxation** and to further authorize the Board of Selectmen to take any steps to facilitate said sale including, but not limited to, the right to convey title of any vehicle(s) being provided in sale or trade. This will be a non-lapsing appropriation per RSA 32:7 VI and will not lapse until the vehicle is purchased or December 31, 2019, whichever is sooner; or to take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article.
(Majority Vote Required.)*

Article 9: Capital Reserve Fund Change of Purpose

To see if the Town of Lyndeborough will vote, pursuant to RSA 35:16, to change the purpose of the existing Repair and Replacement of the 2002 Mack Truck Capital Reserve Fund to Repair and Replacement of the 2018 Dump Truck Capital Reserve Fund; or to take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article.
(2/3 Vote Required.)*

Article 10: Ambulance and Medical Equipment Capital Reserve Fund

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of **Fourteen Thousand Dollars (\$14,000)** to be added to the Repair and Replacement of Ambulance and Medical Equipment Capital Reserve Fund previously established for that purpose; or to take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article
(Majority vote required)*

Article 11: Paving of Citizens Hall Parking Lot

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of **Twenty Two Thousand Dollars (\$22,000)** for the purpose of paving the primary/eastern side Citizens Hall Parking Lot with a 2 inch depth of asphalt (currently gravel) and to apply a final coat of asphalt, 1.5 inches in depth, to the handicap/western side parking lot at Citizens Hall; or to take any other action relative thereto.

*The Board of Selectmen and Budget Committee Recommend this Article
(Majority vote required)*

Article 12: Paving of the J.A. Tarbell Library Parking Lot

To see if the Town of Lyndeborough will vote to raise and appropriate the sum of **Eight Thousand Dollars (\$8,000)** for the purpose of paving the J.A. Tarbell Library Parking Lot with a 2 inch depth of asphalt (currently gravel); or to take any other action relative thereto.

*The Board of Selectmen, Library Trustees and Budget Committee Recommend this Article
(Majority vote required)*

Article 13: Street Light Study Committee

To see if the Town of Lyndeborough will vote to authorize the Board of Selectmen to appoint a committee to study the public street lighting, including but not limited to, replacing the existing fixtures with efficient LEDs, and recommending potential alterations to the location or number of lights, taking into consideration cost, character of the area, environmental factors, and any other considerations deemed relevant by the Board of Selectmen that are within the scope of this study. Said committee shall consist of not less than five (5) nor more than seven (7) members, who shall be registered Lyndeborough voters. The Fire Chief, Police Chief, Road Agent and Town Administrator, or their designee, will serve as ex-officio members of said committee. Said committee shall present a report to the voters at the next Town Meeting; or to take any other action relative thereto.

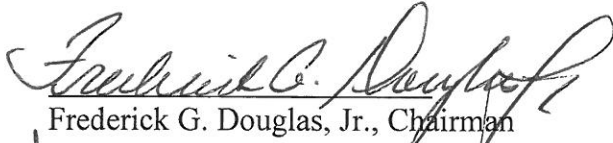
*The Board of Selectmen Recommend this Article
(Majority vote required)*

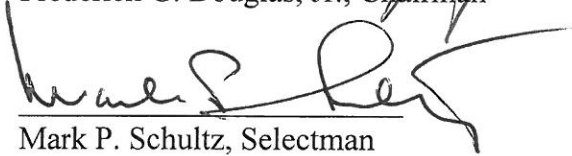
Article 14: Other Business

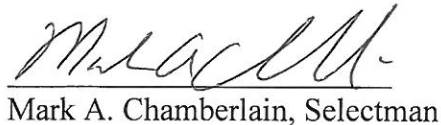
To transact any other business that may legally come before said meeting;

Given unto our hands and seal, this 14th day of February, 2018.

BOARD OF SELECTMEN:


Frederick G. Douglas, Jr., Chairman


Mark P. Schultz, Selectman


Mark A. Chamberlain, Selectman

A True Copy of Warrant – Attest:


Frederick G. Douglas, Jr., Chairman Mark P. Schultz Mark A. Chamberlain