

2023 Town Meeting Warrant

To the inhabitants of the Town of Waterville Valley in the County of Grafton in the State of New Hampshire qualified to vote in the Town affairs:

You are hereby notified that the Annual Town Meeting will be held on March 14th, 2023 at the Town Square Meeting room from 11:00 am to 5:00pm to act on Warrant Articles 1-4 and to reconvene on March 14th at the Waterville Valley Elementary School Gymnasium at 6:00 pm to act on the remaining articles:

Article 1 – To elect for the ensuing year the following Town Officers which appear on the official ballot: Selectman (Three-year Term), Town Clerk (Three-year Term), Library Trustee (Three-year Term), Trustee of the Trust Funds (Three-year Term).

Article 2 – Are you in favor of the adoption of Amendment No. 1 as proposed by the Planning Board for the Waterville Valley Zoning Ordinance as follows:

In order to comply with the new state law (RSA 674:76) that prohibits restricting the use of land or structures for primarily religious purposes, in Article III. C) Definitions, the definition now assigned to “Church” would be assigned to the new term “Place of Worship.” and the list would be renumbered accordingly. Also, amend Article IV. J) Uses by changing the term “churches” to “places of worship” and permitting “places of worship” by right in all zoning districts. The Use Table would be modified and renumbered accordingly.

Article 3 – Are you in favor of the adoption of Amendment No. 2 as proposed by the Planning Board for the Waterville Valley Zoning Ordinance as follows:

Exempt political advertising from the sign regulations contained in the Waterville Valley Zoning Ordinance by adding the following new item to Article V. K) Sign Code and Regulations Section 4) b), which is the list of sign types exempt from the scope of the regulations:

v) Political advertising, as defined in RSA 664:2, as amended. The Town of Waterville Valley shall follow the provisions of RSA 664:17, as amended, with regard to the placement of political advertising on private and Town-owned (public) property.

Article 4 – Are you in favor of the adoption of Amendment No. 3 as proposed by the Planning Board for the Waterville Valley Zoning Ordinance as follows:

Add the term “Concert” to Article III. C) Definitions to read “A music performance in front of a live audience, advertised in advance” and renumber remainder of list accordingly.

Article 5 – To see if the Town will vote to raise and appropriate the sum of **\$37,000,000** for the purpose of constructing new wastewater collection and treatment facilities. Work will include: construction of the facilities, design and construction engineering, permitting, land acquisition, moving the Municipal Solid Waste Transfer Station to accommodate the new Treatment Plant site and project administration. And to authorize the Board of Selectmen to apply for, obtain, and accept federal, state, or other aid, gifts, and donations, if any, which may be available for said project and to comply with all laws applicable to said project; to authorize the Board of Selectmen to issue, negotiate, sell, and deliver such bonds or notes and to determine the rate of interest thereon, and the maturity and other terms thereof; and to authorize the Board of Selectmen to take any other action necessary to carry out this vote or to

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pass any other vote relative thereto. The Board of Selectmen recommend approval 3-0. (3/5 ballot vote required).

Article 6 – To see if the Town will vote to raise and appropriate the sum of **\$1,500,000** for engineering, repairs, site work, drainage, permitting and repaving of Town-maintained roads and sidewalks and to authorize the Board of Selectmen to apply for, obtain, and accept federal, state, or other aid, gifts, and donations, if any, which may be available for said project and to comply with all laws applicable to said project; to authorize the Board of Selectmen to issue, negotiate, sell, and deliver such bonds or notes and to determine the rate of interest thereon, and the maturity and other terms thereof; and to authorize the Board of Selectmen to take any other action necessary to carry out this vote or to pass any other vote relative thereto. The Board of Selectmen recommend approval 3-0. (3/5 ballot vote required).

Article 7 – To see if the Town will vote to raise and appropriate the sum of **\$227,200** for the purchase of land identified on the Town Tax Maps as Map 103, Lot 23 for the purpose of providing land for future recreational activities and to authorize the issuance of not more than \$227,200 of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the Board of Selectmen to apply for, obtain, and accept federal, state, or other aid, gifts, and donations, if any, which may be available for said project and to comply with all laws applicable to said project; to authorize the Board of Selectmen to issue, negotiate, sell, and deliver such bonds or notes and to determine the rate of interest thereon, and the maturity and other terms thereof; and to authorize the Board of Selectmen to take any other action necessary to carry out this vote or to pass any other vote relative thereto. The Board of Selectmen recommend approval 3-0. (3/5 ballot vote required).

Article 8 – To see if the Town will vote to raise and appropriate the sum of **\$100,000** to strengthen the Town's Cyber Security Infrastructure through enhanced IT protocols and software. The entire \$100,000 of this appropriation is to come from a grant from the American Rescue Plan Act (ARPA) as facilitated through the State of New Hampshire's Department of Environmental Services (NHDES). The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 9 – To see if the Town will vote to raise and appropriate the sum of **\$140,000** for the replacement of Emergency Breathing Apparatus and associated equipment for the department of Public Safety. \$110,000 of this appropriation is to come from the NH Department of Public Safety and the balance from general taxation. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 10 – To see if the Town will vote to raise and appropriate the sum of **\$40,000** to be added to the Road Repair and Maintenance Capital Reserve Fund previously established. This appropriation is to come from general taxation. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 11 – To see if the Town will vote to raise and appropriate the sum of **\$25,000** to be added to the Fire Apparatus Capital Reserve Fund previously established. This appropriation is to come from general taxation. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

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Article 12 – To see if the Town will vote to raise and appropriate the sum of **\$10,000** to be added to the Curious George Cottage Capital Reserve Fund previously established. This appropriation is to come from general taxation. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 13 – To see if the Town will vote to raise and appropriate the sum of **\$100,000** for the purpose of funding the “Stories of Waterville Valley” project to improve on-line hiking and trail public information and to seek alternative funding support of the Town’s outdoor programs and trail systems. Up to **\$50,000** of this appropriation is to come from the December 31, 2022 Unassigned Fund Balance available on January 1, 2023 and the balance through grant funding. The amount withdrawn from the Fund Balance shall not exceed that obtained through grant funding. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 14 – To see if the Town will vote to raise and appropriate the sum of **\$90,000** for repairs and maintenance of Town Hall and the Public Safety Vehicle Bays and the repaving of the Town Hall/DPS Parking Lot. This appropriation is to come from general taxation. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 15 – To see if the Town will raise appropriate the sum of **\$54,000** for the purpose of purchasing and outfitting a new Police Cruiser. This appropriation is to come from general taxation. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)


Article 16 – To see if the Town will vote to raise and appropriate the sum of **\$50,000** for emergency repairs and general maintenance of the wastewater collection system. This appropriation is to come from general taxation. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 17 – To see if the Town will vote to raise and appropriate the sum of **\$50,000** for capital repairs and maintenance of the Ice Arena. This appropriation is to come from the December 31, 2022 Unassigned Fund Balance available on January 1, 2023. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 18 – To see if the Town will vote to raise and appropriate the sum of **\$50,000** for the purpose of planning and engineering future dredging of Corcoran Pond. This appropriation is to come from the December 31, 2022 Unassigned Fund Balance available on January 1, 2023. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 25 below)

Article 19 – To see if the Town will vote to raise and appropriate the sum of **\$40,000** for repairs and replacement of the Public Safety Ambulance. This appropriation is to come from the December 31, 2022 Unassigned Fund Balance available on January 1, 2023. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 20 – To see if the Town will vote to raise and appropriate the sum of **\$25,000** for capital repairs and equipment replacement at the Corcoran Pond Waterfront and Beachfront. This appropriation is to come from the December 31, 2022 Unassigned Fund Balance available on January 1, 2023. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

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Article 21 – To see if the Town will vote to raise and appropriate the sum of **\$20,000** for capital repairs and maintenance of the Water Distribution System. This appropriation is to come from the December 31, 2022 Unassigned Fund Balance available on January 1, 2023. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 22 – To see if the Town will vote to raise and appropriate the sum of **\$15,000** for the payment of the final year of a three-year lease for the Public Works pick-up truck with plow equipment. This appropriation is to come from the December 31, 2022 Unassigned Fund Balance available on January 1, 2023. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 23 – To see if the Town will vote to raise and appropriate the sum of **\$46,000** for the purpose of supporting a Pre-School for the 2023-2024 School Year operated by the Rey Center. This appropriation is to come from general taxation. (Majority Vote Required) (This amount is not included in Article 24 below)

Article 24 – To see if the Town will vote to raise and appropriate the sum of **\$5,613,874** for general municipal operations. This article does not include appropriations from any of the preceding articles. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required)

General Government	\$1,360,152
Buildings and Grounds	\$ 149,027
Public Safety	\$1,326,292
Highways and Streets	\$ 420,138
Solid Waste & Recycling	\$ 397,938
Water & Sewer	\$ 615,754
Health & Welfare	\$ 7,500
Culture & Recreation	\$ 549,894
Conservation	\$ 2,000
Debt Service	<u>\$ 785,179</u>
Total	\$5,613,874

Article 25 – To see if the Town will vote to amend **Selectmen’s Ordinance #8** – Noise Ordinance, Section 2 adopted on July 13, 1988, by amending the definition of which Federal Holidays are affected by this ordinance. In this ordinance, section 2 will read “No construction activity that produces an unreasonable amount of noise, which may be heard from adjacent and/or public properties, shall be permitted at any time on Sundays, Federal Holidays, and any observed Federal Holidays.” The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required)

Article 27 – To see if the Town will vote to amend **Selectmen’s Ordinance #15** – Wild Animal Ordinance, Section I.b adopted on August 1, 1993, by including ducks and waterfowl to further define wild animals. In this ordinance, section I.b. will read “For purposes of the ordinance, wild animals shall include ducks/waterfowl, fur-bearing, and game animals as defined by NH RSA 207:1.” The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required)

Article 28 – To see if the Town will vote to amend **Selectmen’s Ordinance #16** – Alternative / Modified Heating Systems Ordinance, Section I and Section V. adopted on July 22, 1994. Section I will read “The installation of any alternative or modified heating system shall be constructed in compliance with all applicable codes; namely, State Fire, Building, Mechanical Code such as but not limited to IBC, IRC, IMC;

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the most current adopted and amended version of NFPA by the state of New Hampshire; and the NH Energy Code.” Section V is new language stating “All alternative or modified heating systems in commercial, assembly, or multi-family dwellings shall have fire blocking separating each level above and horizontally between the appliance and the adjacent level or unit.” The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required)

Article 29 – To see if the Town will vote to amend **Selectmen’s Ordinance #17 – Building Permits Ordinance**, Section I and Section V. adopted on July 27, 1994. The changes include changing the project cost threshold for applying for a permit and language on the administration of the permit process. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required)

Article 30 - To see if the Town will vote to amend **Selectmen’s Ordinance #20 – Municipal Solid Waste Ordinance**, adopted on March 8, 2022, by including a new section (3) that states, “No Person shall deposit MSW at the Town’s Transfer Station between the hours of 6pm and 6am.” The Selectmen Recommend Approval by a 3 to 0 vote. (Majority Vote Required)

Article 31 – To see if the Town will vote to authorize the Board of Selectmen to negotiate the terms and conditions of the sale of an approximately 0.8-acre lot abutting Corcoran Pond, at or above fair market value at the time of sale, to the Valley Sanctuary, a domestic non-profit corporation, said lot to be subdivided from Tax-Id# 105-001001-00, said authority to lapse one year after this approval. **BY PETITION** (Majority vote required)

Article 32 – Community Power – To see if the Town will vote to adopt the Waterville Valley Community Electric Power Plan, which authorizes the Board of Selectmen to develop and implement the Waterville Valley Electric Power Plan as described therein. This plan has no impact on the town budget. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority vote required)

Article 33 – Shall the town readopt the provisions of RSA 72:61-64 inclusively, which provide for an optional property tax exemption from the property’s assessed value, for property tax purposes, for persons owning real property which is equipped with solar energy systems intended for use at the immediate site. Such property tax exemption shall be in the amount equal to 100% of the assessed value of qualifying solar energy system equipment under these statutes. The Selectmen Recommend Approval by a 3 to 0 vote. (Majority vote required)

NOTE: This article is required because the NH Legislature recently changed solar system eligibility criteria for tax exemption.

Article 34 – To see if the town will vote to adopt the provisions of RSA 72:28, Optional Veterans’ Tax Credit. If adopted, the credit will apply to: (a) Every resident of the State of New Hampshire and Waterville Valley who is a veteran, as defined in RSA 21:50, and served not less than 90 days on active service in the armed forces of the United States in any qualifying war or armed conflict listed in this section, and continues to serve or was honorably discharged or an officer who continues to serve or was honorably separated from service; or the surviving spouse of such resident, provided that training for active duty by a member of the national guard or reserve shall be included as service under this subparagraph; (b) Every resident of the State of New Hampshire and Waterville Valley who was terminated from the armed forces because of service-connected disability; or the surviving spouse of such resident; and (c) The surviving spouse of any resident of the State of New Hampshire and Waterville Valley who suffered a service-connected death. If adopted, the credit granted will be \$500,

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which is the amount adopted by the town in 2004. The Selectmen Recommend Approval by a 2 to 0 vote with one abstention. (Majority Vote Required)

NOTE: This article is required because the legislature expanded the eligibility criteria for this credit to include individuals who have not yet been discharged from service in the armed forces

Article 35 – To hear the report of agents, auditors and committees of officers chosen and to pass any vote relative thereto.

Article 36 – To transact any other business as may legally come before the meeting.

Given under our hands and seals this 10th Day of February, in the year of our Lord Two Thousand and Twenty-Three.

The Board of Selectmen:



Richard Rita
Chairman



Margaret Turner
Selectman



Robert Fries
Selectman

We, the undersigned, do hereby certify that we caused this warrant to be posted at the Waterville Valley Town Office, the Waterville Valley Post Office and the Town of Waterville Valley Website on the 14th Day of February, in the year of our Lord Two Thousand and Twenty-Three.

The Board of Selectmen:



Richard Rita
Chairman



Margaret Turner
Selectman



Robert Fries
Selectman

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