

**WEARE, NEW HAMPSHIRE PLANNING BOARD
DECEMBER 6, 2018 Meeting DRAFT Minutes**

Present: Craig Francisco, Chairman; Bruce Fillmore, Jr., Vice-Chairman; Neal Kurk, Secretary; Frank Bolton, Member; Jack Meaney, Ex-Officio. Also present: Kevin Lefebvre, David Nelson, Jessica Nelson, Matt C. Blair, Sheila Cleveland, Bruce Purington, Denise Purington, Michael Haas, Judy Cote, Paul Cote, Jim Wojewoda, Nancy Christian, George Shaker, Kim Boothald, Dale Gilman.

Chairman Francisco called the meeting to order at 7:12 PM.

I. SPECIAL MEETING WITH THE RIVERDALE VILLAGE OVERLAY DISTRICT COMMITTEE Michael Haas approached the Board and read a letter penned by Linda Beliveau of 367 Riverdale Road, who requests support from the Board regarding the Riverdale Overlay Historic petition. It speaks on the extreme value there is for Riverdale residents, as well as Town residents, to protect these distinctive historic areas. Mr. Haas then spoke to the point that he added the necessary changes at the Boards request. The Chairman requested the best approach would be to address each Section of Article 30-C, paragraph by paragraph in the proposal. As the group reviewed, no issues were detected and the sections were agreed upon.

Public Comment was requested by the Chair at 7:26 PM. George Quaker rose to clarify the Zoning Ordinance Protest Petition rules. The Chairman then spoke to the point by reading through the regulation [*per ARTICLE 7 7.1 AMENDMENTS: This ordinance may be amended in accordance with the provisions of RSA 674:16 and RSA 675:2-5 as may be amended from time to time*] seen here:

"Section 675:5 Zoning Ordinance Protest Petition:

I. Zoning regulations, restrictions and boundaries may from time to time be amended or repealed.

I-a. A favorable vote of 2/3 of all the members of the legislative body present and voting shall be required to act upon any amendment or repeal in the case of a protest against such zoning change signed by either:

(a) The owners of 20 percent of the area of the lots included in such proposed change; or

(b) The owners of 20 percent of the area within 100 feet immediately adjacent to the area affected by the change or across a street from such area.

I-b. Paragraph I-a shall apply only to amendments which alter the boundary locations separating previously defined zoning districts, or to amendments which alter the regulations or restrictions of an area not larger than 1/3 of the land area within the municipality.

I-c. The area of streets, commons, or land owned by a governmental entity shall not be included in any calculation under this section.

II. In order to have any protest considered pursuant to paragraph I-a:

(a) The owners signing the petition shall identify themselves on the petition by name and address, and by address of the property involved, or by lot and map number, or by whatever

other means is used within the town or village district to identify the land in question, so that the selectmen or commissioners may identify such owners as interested and affected parties; and (b) The signed protest petition shall be submitted to the selectmen or village district commissioners at least 7 days prior to the town or village district meeting; provided, however, that each protest petition shall apply to only one article on the warrant. A notice of receipt of the protest petition shall be posted at the polling place, and the moderator shall announce at the opening of the town meeting that a protest petition has been received."

Source. 1983, 447:1. 1985, 103:24. 1989, 44:1-3, eff. June 11, 1989.

Public comment was closed. The Chairman moved to vote and stated the board will support the Riverdale Village Overlay District Committee and proposes this Zoning Amendment review for consideration. The hearing date is Thursday, January 10th. Mr. Kurk then seconded, all agreed 5-0-0.

II. MINUTES

The Chairman requested all minutes be reviewed at the next meeting.

III. ADJOURNMENT

Vice-Chair Fillmore stated the meeting end @ 7:36 PM.

Respectfully submitted,

C. Provencher

Transcribed from notes