



# Town of Rye

## Newsletter



Vol. 14, No. 1

A Publication of the Rye, New Hampshire, Board of Selectmen

March 2011

## Be Sure to Vote on Tuesday, March 8

### Town Clerk Discusses Beach Decals, Dog Licensing and Bills

We are fast approaching the annual Town Election to be held at the Elementary School on March 8. Voting hours will be from 8 a.m. until 7 p.m. For those unable to get to the election, absentee ballots are available at this office. A sample ballot and the minutes from the Deliberative Session are posted on the town web site ([www.town.rye.nh.us](http://www.town.rye.nh.us)). The ballot is also posted in this newsletter.

**Pay bills online.** Once again we are offering the ability to license your dogs, purchase Beach Parking Permits, and to pay your tax and sewer bills online. To use these services just go to the town's web site listed above. It is anticipated that paying parking fines in this same manner will be available in the next few months.

*See Town Clerk's Message, page 7*

### Moderator's Message

### Please Vote on March 8!

The Town and School District Election is on Tuesday, March 8th, from 8 a.m. to 7 p.m., at Rye Elementary School.

Last year's local election continued the trend of voter apathy in Rye. Voter turnout was 20.8 percent, the second lowest on record. Only 2009 was worse. We all know, but it bears repeating, that a healthy democracy depends on voter participation. People

*See Moderator's Message, page 9*

### SELECTMEN'S MESSAGE

## Warrant Articles and Their Effect on Taxes Discussed

ONE HUNDRED FORTY THREE VOTING RESIDENTS attended the 2011 Deliberative Session, which was held on Saturday, February 5, to finalize the warrant prior to voting on Tuesday, March 8. Public Works cleared massive amounts of snow to enable parking, shuttle service was provided from the Congregational Church parking lot and the Rye Recreation Department provided day care to encourage greater attendance. As usual, coffee and doughnuts were served.

Following the opening of the meeting by Town Moderator Bob Eaton, Joe Mills, Chairman of the Board of Selectmen, presented a copy of *Parsons History of the Town of Rye* to Andrew Doherty for his outstanding volunteer service to the community by creating the original Town Web Site and serving as its Director for 12 years.

The budget was finalized at \$8,460,944.00, up \$293,402 over 2010 (\$8,167,542). This figure less offsetting revenue leaves \$5,821,512.00 to be raised by taxes. This figure does not include any Warrant Articles.

A breakdown of the impact of money Warrant Articles based on our current valuation of \$1,782,279,290.00 is as follows:

### SOMETHING YOU SHOULD KNOW

Among the 37 towns in Rockingham County, **Rye has the 3rd lowest tax rate** (town, school and county). Only New Castle with 0.8 sq. miles of land, highway primarily State #1-B and median age of residents (1,031) 61.9 years and Newington with 4.5 sq. miles (excluding Pease), 791 residents, industrial waterfront, electrical plants and malls, are lower.

### Assessed valuation Tax impact per \$1000

Article #4	Highway Backhoe/Loader	\$25,000.00	\$ 0.014
	\$110,000.00 spread over 5 years.		
Article #5	Collective Bargaining/Town Employees	\$ 14,090.00	\$ 0.007
Article #7	Collective Bargaining/Police	\$ 7,043.00	\$ 0.004
Article #9	Collective Bargaining/Fire	\$ 13,883.00	\$ 0.008
Article #11	Highway Equip. Cap. Reserve Fund	\$100,000.00	\$ 0.056
Article #12	Employees Accumulated Leave Fund	\$ 50,000.00	\$ 0.028
Article #13	Police Cruiser	\$ 39,787.00	\$ 0.000
	No impact on tax rate;		
	Funded via Outside Detail Fund/User Fees		
Article #14	To Hire Consultant: Town Hall	\$ 40,000.00	\$ 0.022
Article #15	Municipal Bldgs. Expendable Trust	\$ 5,000.00	\$ 0.003
Article #16	Rec. Bldg. Capital Reserve Fund	\$ 5,000.00	\$ 0.003
	Total tax impact per \$1000 assessed valuation		\$ 0.145

*See Selectmen's Message, page 6*

**OFFICIAL BALLOT**  
**Town of Rye**  
**March 8, 2011**

**FOR SELECTMAN**

for three years                      Vote for one  
JOE MILLS

**FOR CEMETERY TRUSTEE**

for three years                      Vote for one  
ROGER O. PHILBRICK

**FOR LIBRARY TRUSTEE**

for three years                      Vote for two  
ANN J. MALPASS  
WILLIAM S. McDADE

**FOR TRUSTEE OF TRUST FUNDS**

for three years                      Vote for one  
JEFFREY M. BALBONI

**FOR BUDGET COMMITTEE**

for three years                      Vote for two  
NED PAUL  
STEVEN BORNE  
PAUL GOLDMAN

**FOR PLANNING BOARD**

for three years                      Vote for two  
MELVIN R. LOW  
THOMAS E. McCORMICK  
TYLER MORSE

**FOR PLANNING BOARD**

for two years                      Vote for one  
RAYMOND A. TWEEDIE, JR.  
CURTIS BOLVIN  
BILL EPPERSON  
JERRY GITTLEIN

**FOR SEWER COMMISSIONER**

for three years                      Vote for one  
DAVID KOHLHASE

**ARTICLE 3**  
**ZONING ORDINANCE AMENDMENT**  
**QUESTIONS**

**Amendment 1:** Proposed by the Rye Planning Board

Are you in favor of the adoption of Amendment 1 as follows:

Amend Section 505.7, A Wireless Telecommunications Facilities to clarify that all Wireless Telecommunications Facilities, whether located within the Wireless Telecommunications Facilities District or elsewhere, shall require a Special Use Permit from the Planning Board?

Explanation

*The amendment clarifies that all proposals for Wireless Telecommunications Facilities require a Special Use Permit from the planning board, whether or not the proposal is inside or outside the Wireless Telecommunications Facilities Overlay District. A recent variance application to the zoning board of adjustment for a cell tower which would have been located outside of the Wireless Telecommunications Facilities Overlay District, raised a question as to whether a Special Use Permit would be required if the variance were granted. (That variance application to the ZBA was withdrawn)*

☐ YES ☐ NO

**Amendment 2:** Proposed by the Rye Planning Board

Are you in favor of the adoption of

**A REMINDER**

If you study the ballot at home and fill in the checklist on the back page of this issue, you'll save yourself lots of time in the voting booth on March 8! But don't forget to take your checklist with you. (And don't leave it in the voting booth!) If you have any questions, please call the Selectmen's Office, 964-5523.

Amendment 2 as follows:

Amend Section 403.4, F Conservation Land Developments and Section 402.3, F Multi-Family Dwellings and Multi-Family Developments to require the planning board to impose conditions on the approval of workforce housing which shall assure that the approved number of workforce housing units remain permanently available for workforce housing as defined by RSA 674:58. Such conditions may include requirements for restrictive covenants and/or liens?

Explanation

*Legal mechanisms which assure that dwelling units approved as workforce housing remain available to the workforce over time, such as covenants and lien requirements, are complex legal instruments. There is limited experience in New Hampshire with such mechanisms, and experience with them is still evolving in other communities. The planning board believes that it would be better to develop such mechanisms on an application by application basis than to amend its regulations to provide a standard mechanism. Such an approach will allow the planning board to tailor the legal instruments to the specific characteristics of a workforce housing proposal and also to take advantage of newer mechanisms and legal instruments that may evolve in other communities.*

☐ YES ☐ NO

**Amendment 3:** Proposed by the Rye Planning Board

Are you in favor of the adoption of Amendment 3 as follows:

Amend Section 702.4, D Decisions of Board to require that zoning board of adjustment (ZBA) decisions and minutes must be available within 5 business days and amend Section 703 Rehearing and Appeal to state that the 30 day period for filing a Motion for Rehearing begins on the day following the ZBA decision and that a Motion for Rehearing may be amended if the minutes and notice of decision are not available within 5 business days?

Explanation

*This "Housekeeping" Amendment changes sections of the zoning ordinance regarding Zoning Board of Adjustment (ZBA) minutes and appeals from ZBA decisions in order to make them consistent with recent changes in state statutes*

☐ YES ☐ NO

**Amendment 4:** Proposed by the Rye Planning Board

Are you in favor of the adoption of Amendment 4 as follows:

Amend Section 803.4 Penalties to make it clear that civil penalties for zoning ordinance violations are as allowed by New Hampshire statutes, so that the ordinance does not have to be amended each time the Legislature changes the penalties?

Explanation

*The amendment assures that civil penalties for zoning ordinance violations remain consistent with state statutes as the statutes change. In the Rye Zoning Ordinance civil penalties for a violation may not exceed \$100. State statutes now allow civil penalties of \$275 for the first violation and \$550 for the second violation.*

☐ YES ☐ NO

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**Amendment 5:** Proposed by the Rye Planning Board

Are you in favor of the adoption of Amendment 5 as follows:

Amend Section 505 Wireless Telecommunications Facilities to incorporate the requirements of RSA 12-K:7 regarding notification of adjacent municipalities by adding a new Section 505.12 titled "Compliance with RSA 12-K:7"?

**Explanation**

The amendment incorporates the state statutory requirement that for an application for a Wireless Telecommunications Facility which is visible in another municipality within a 20 mile radius, the municipality be notified. The amendment also identifies who is responsible for providing the notice.

☐ YES ☐ NO

**Amendment 6:** Proposed by the Rye Planning Board

Are you in favor of the adoption of Amendment 6 as follows:

Amend Section 202.9 Prohibited Uses to include the prohibition of retail or wholesale sale of fireworks; storage of fireworks intended for sale; or display for sale of fireworks?

☐ YES ☐ NO

**Amendment 7:** Proposed by the Rye Planning Board

Are you in favor of the adoption of Amendment 7 as follows:

Amend the AQUIFER PROTECTION DISTRICT by adding the following two new sections relative to protection of the Rye Water District (RWD) wells: 306.9 Well-head Protection Area which is 4000 ft. radius around the Bailey Brook and Cedar Run wells and which is determined based on hydrological information for the Garland Road well; and 306.10 Sanitary Protective Radius, which is a protective radius of 400 around each of the RWD's three wells?

**Explanation**

The amendment adds references in the zoning ordinance to existing well protection requirements established by NH Department of Environmental Services regulations. Thus, all regulations regarding protection of subsurface water resources will be referenced in one place in the zoning ordinance.

☐ YES ☐ NO

\*\*\*\*\*

**ARTICLES**

**ARTICLE 4**

To see if the Town will vote to raise and appropriate the sum of one hundred ten thousand dollars (\$110,000) for the purchase of a new backhoe/loader to replace the 2001 John Deere backhoe/loader and to authorize the issuance of not more than one hundred ten thousand dollars (\$110,000) of bonds or notes in accordance with the Municipal Finance Act [N.H. RSA Chapter 33 as amended], and to authorize the Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon, and further to appropriate twenty-five thousand dollars (\$25,000) to be used for any debt service incurred by these bonds or notes in 2011. This appropriation is in addition to the operating budget.

Articles 4 through 24 are also discussed in the Selectmen's Message starting on page 1.

Art. 4: A Yes vote would allow the purchase of a new backhoe/loader to replace an existing 2001 backhoe/loader.

A No vote would not allow the purchase.

**THIS ARTICLE REQUIRES A 3/5 MAJORITY VOTE**

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐ YES ☐ NO

**ARTICLE 5**

To see if the Town of Rye will vote to approve the cost items included in the Collective Bargaining Agreement reached between the Town of Rye Board of Selectmen and

the Rye Town Employees Association affiliated with Teamsters Local 633 of New Hampshire, which calls for the following increases in salaries and benefits at the current staffing level:

Year	Estimated Range of Increase over prior year		
	Base	2%	Max 3.5%
2011 (9 mos.)	\$14,090		
2012 (12 mos.)	\$ 8,486		13,368
2013 (12 mos.)	\$7,709		14,461

The range in years 2012 and 2013 is a minimum and maximum amount determined by a Cost of Living Adjustment (COLA).

And further, to raise and appropriate the sum of \$14,090 for the 2011 fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits required by the new agreement over those that would be paid at current staffing levels in accordance with the most recent collective bargaining agreement. This appropriation is in addition to the operating budget. Majority vote required.

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐ YES ☐ NO

**ARTICLE 6**

Shall the Town of Rye, if Article 5 is defeated, authorize the Board of Selectmen to call one special meeting, at its option, to address Article 5 cost items only?

☐ YES ☐ NO

**ARTICLE 7**

To see if the Town of Rye will vote to approve the cost items included in the Collective Bargaining Agreement reached between the Town of Rye Board of Selectmen and the Rye Town Police Association affiliated with Teamsters Local 633 of New Hampshire, which calls for the following increases in salaries and benefits at the current staffing level:

Year	Estimated Range of Increase over prior year		
	Base	2%	Max 3.5%
2011 (9 mos.)	\$ 7,034		
2012 (12 mos.)	\$13,763		19,370
2013 (12 mos.)	\$21,197		29,727

The range in years 2012 and 2013 is a minimum and maximum amount determined by a Cost of Living Adjustment (COLA).

And further, to raise and appropriate the sum of \$7,043 for the 2011 fiscal year, such sum representing the additional costs

Art. 5: A Yes vote would approve the cost items included in the Collective Bargaining Agreement reached between the Board of Selectmen and The Rye Town Employees Association.

A No vote would result in the rejection of the Collective Bargaining Agreement.

Art. 6: A Yes vote would authorize the Board of Selectmen to call one special meeting to address the cost items of Article 5 if defeated.

A No vote would result in no special town meeting in the event Article 5 is defeated.

Art. 7: A Yes vote would approve the cost items included in the Collective Bargaining Agreement reached between the Board of Selectmen and The Rye Town Police Association.

A No vote would result in the rejection of the Collective Bargaining Agreement.



attributable to the increase in salaries and benefits required by the new agreement over those that would be paid at current staffing levels in accordance with the most recent collective bargaining agreement. This appropriation is in addition to the operating budget. Majority vote required.

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 8

Shall the Town of Rye, if Article 7 is defeated, authorize the Board of Selectmen to call one special meeting, at its option, to address Article 7 cost items only?

☐YES ☐NO

#### ARTICLE 9

To see if the Town of Rye will vote to approve the cost items included in the Collective Bargaining Agreement reached between the Town of Rye Board of Selectmen and the Professional Fire Fighters Association of Rye affiliated with International Association of Fire Fighters Local 4411, which calls for the following increases in salaries and benefits at the current staffing level:

Year	Estimated Range of Increase over prior year	
	Base 2%	Max 3.5%
2011 (9 mos.)	\$13,883	
2012 (12 mos.)	\$14,823	22,127
2013 (12 mos.)	\$10,225	20,247

The range in years 2012 and 2013 is a minimum and maximum amount determined by a Cost of Living Adjustment (COLA).

And further, to raise and appropriate the sum of \$13,883 for the 2011 fiscal year, such sum representing the additional costs attributable to the increase in salaries and benefits required by the new agreement over those that would be paid at current staffing levels in accordance with the most recent collective bargaining agreement. This appropriation is in addition to the operating budget. Majority vote required.

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 10

Shall the Town of Rye, if Article 9 is defeated, authorize the Board of Selectmen to call one special meeting, at its option, to address Article 9 cost items only?

☐YES ☐NO

#### ARTICLE 11

To see if the Town will vote to raise and appropriate the sum of one hundred thousand dollars (\$100,000) to be added to the Highway Equipment Capital Reserve Fund created in 1994. This appropriation is in addition to the operating budget. (Majority vote required.)

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

*Art. 8: A Yes vote would authorize the Board of Selectmen to call one special meeting to address the cost items of Article 7 if defeated.*

*A No vote would result in no special town meeting in the event Article 7 is defeated.*

*Art. 9: A Yes vote would approve the cost items included in the Collective Bargaining Agreement reached between the Board of Selectmen and Professional Fire Fighters Association of Rye.*

*A No vote would result in the rejection of the Collective Bargaining Agreement.*

*Art. 10 A Yes vote would authorize the Board of Selectmen to call one special meeting to address the cost items of Article 9 if defeated.*

*A No vote would result in no Special Town Meeting in the event Article 9 is defeated.*

*Art. 11: A Yes vote would add \$100,000 to the Highway Equipment Capital Reserve Fund for the purpose of future purchase of Public Works equipment.*

*A No vote would not appropriate any money this year.*

#### ARTICLE 12

To see if the Town will vote to raise and appropriate the sum of fifty thousand Dollars (\$50,000) to be placed in the expendable general trust fund known as the Town Employees' Accumulated Leave Fund, established pursuant to RSA 31:19-a by Article 14 of the 1990 Rye Town Meeting for the purpose of funding Town Employees' accumulated leave accounts. This appropriation is in addition to the operating budget. (Majority vote required.)

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 13

To see if the Town will vote to raise and appropriate the sum of thirty nine thousand seven hundred eighty seven dollars (\$39,787) to purchase and equip a new, 2011 police cruiser to replace an existing 2006 police cruiser and to authorize the withdrawal of thirty nine thousand seven hundred eighty seven dollars (\$39,787) from the created in 2006 for this purpose. This appropriation is in addition to the operating budget. This article has no tax impact. (Majority vote required.)

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 14

To see if the Town will vote to raise and appropriate the sum of forty thousand dollars (\$40,000) for the purpose of hiring an architectural consultant/engineering consultant for a structural study of the Rye Town Hall 1839 building prior to consideration of any significant capital upgrades. The study will include function and space needs, facility evaluation, consideration of 21st century technology impact on facility needs, evaluation of rehabilitation/expansion alternatives and comparison to new construction alternatives. This appropriation is in addition to the operating budget. (Majority vote required.)

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 15

To see if the Town will vote to raise and appropriate the sum of five thousand dollars (\$5,000) to be added to the expendable trust fund known as The Municipal Buildings Maintenance Fund established in 2007 under the provisions of RSA 31:19-a, for the purpose of creating a major repairs fund for municipal buildings. This appropriation is in addition to the operating budget. (Majority vote required.)

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

*Art. 12: A Yes vote would add \$65,000 to the Town Employees Accumulated Leave Fund, which pays contractual severance benefits to Town employees.*

*A No vote would add no money this year.*

*Art.13: A Yes vote would allow purchase of a new police cruiser with funds from the Special Revenue Fund 7. The new cruiser would replace the 2005 cruiser. No funds from taxes would be needed.*

*A No vote would not expend the fund money to purchase the new cruiser.*

*Art. 14: A Yes vote would continue structural study and space analysis of the Town Hall 1839 building. A No vote would not continue the process at this time.*

*Art. 15: A Yes vote would add \$5,000 to the Municipal Buildings Maintenance Fund, for all Town Buildings.*

*A No vote would add no money this year.*

#### ARTICLE 16

To see if the Town of Rye will vote to raise and appropriate the sum of five thousand dollars (\$5,000) to be added to the Recreation Building Capital Reserve Fund established pursuant to RSA 35:1 by Article 12 of the 1996 Rye Town Meeting. This appropriation is in addition to the operating budget. (Majority vote required.)

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 17

Shall the Town 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 eight million four hundred sixty thousand nine hundred forty-four dollars (\$8,460,944)? Should this article be defeated, the default budget shall be seven million nine hundred eighty-six thousand four hundred sixty-four dollars (\$7,986,464) which is the same as last year, with certain adjustments required by previous action of the Town 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.)

**NOTE: This operating budget warrant article does not include appropriations in ANY other warrant articles.**

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 18

Shall the Town establish a Heritage Commission having the powers set forth in RSA 674:44-b? The Heritage Commission shall be appointed by the Board of Selectmen and shall have five (5) members, one of whom shall be a selectperson, and two (2) alternate members. Terms of appointment shall be three (3) years expiring on March 31, except for the selectperson's term, which shall be one (1) year. The initial appointments shall be staggered three, two and one year terms, as determined by the Board of Selectmen.

☐YES ☐NO

#### ARTICLE 19

If Article 18 to establish a Heritage Commission is adopted, shall the Town vote to authorize the Heritage Commission to acquire the Pulpit Rock Tower from the NH Department of Fish & Game at no cost to the Town Taxpayers, provided that there shall be no future expense to the Town Taxpayers for maintenance, repairs, operation or otherwise; provided that the acquisition shall be on such terms and conditions as the Board of Selectmen determines to be in the best interest of the Town; and further provided that the tower, including its lot, shall not be used for wireless telecommunications facilities as defined by the Rye Zoning Ordinance, except the Town may, at its expense, install not

*Art. 16: A Yes vote would add \$5,000 to the Recreation Building Capital Reserve Fund.*

*A No vote would add no money this year.*

*Art. 17: A Yes vote would appropriate \$8,460,944, as approved by the Selectmen and the Budget Committee, to fund the Town's 2011 Operating Budget.*

*A No vote would not fund the 2011 Operating Budget as proposed by the Selectmen and Budget Committee, but rather, would result in the adoption of a default budget of \$7,986,464.*

*Art. 18: A Yes vote would establish a Heritage Commission, which would have the ability to accept acquisitions such as the Pulpit Rock Tower. The Heritage Commission is not to be confused with the Historical Society or the Historic District Commission. Articles 19 and 20 are related to this article.*

*A No vote would not allow the Pulpit Rock Tower to be accepted.*

*Art. 19: If the Heritage Commission is established, a Yes Vote would allow it to acquire the Pulpit Rock Tower at no expense to the Town.*

*A No vote would not allow the Commission to acquire the Tower.*

more than two antennas used to boost signals to or from the Rye public safety departments, with all non-antenna equipment stored inside the tower in a manner that does not interfere with public use of the tower? The Board of Selectmen shall not initiate activities to acquire Pulpit Rock Tower until at least \$90,000 is committed in writing to be donated to the Heritage Fund from private and grant funds, and shall not acquire the tower until the Heritage Fund balance exceeds \$130,000.

☐YES ☐NO

#### ARTICLE 20

If Article 18 to establish a Heritage Commission is adopted, shall the Town vote to establish a Heritage Fund pursuant to RSA 674:44-d and to appropriate the sum of one dollar (\$1) to the Heritage Fund? Money placed in a Heritage Fund accumulates from year to year and may be expended by the Heritage Commission without further town meeting approval. This appropriation is in addition to the operating budget. (Majority vote required.)

**THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN**

**THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE**

☐YES ☐NO

#### ARTICLE 21

To see if the Town will vote to adopt the Blasting Ordinance, which was adopted by Selectmen on August 23, 2010 and effective as a Selectmen's Ordinance on September 24, 2010 and which is posted at the town hall and on the website and which will be posted at the polling place.

☐YES ☐NO

#### ARTICLE 22

To see if the Town will vote to approve the following amendment to the Parking Ordinance: Note: New text is **emboldened**.

Under Section 3, Jenness Beach Precinct, add the following new parking restriction:

**h. No parking on the north side of Locke Road from Ocean Boulevard to Old Beach Road.**

☐YES ☐NO

#### ARTICLE 23 (by petition)

To see if the Town will vote to enact the following ordinance regulating the noise levels of motorcycles:

##### **An Ordinance Regulating the Noise Levels of Motorcycles**

WHEREAS, on a daily basis the residents of Rye contend with noise pollution from various sources. A chief contributor of this excessive noise is motorcycle exhaust systems; and

WHEREAS, to mitigate noise pollution, The Environmental Protection Agency (EPA) has codified a motorcycle and a motorcycle exhaust system labeling program at 40 C.F.R. Section 205.158, 205.169, respectively, which requires motorcycle and motorcycle exhaust system manufacturers to attach a permanent label to their manufactured products stating that the product meets the EPA's noise emission requirements; and

*Art. 20: A Yes vote would create a Heritage Fund in which the Commission could deposit gifts and withdraw monies to maintain the structure.*

*A No vote would not establish the fund.*

*Art. 21: a Yes vote would approve a Selectment's Ordinance on blasting.*

*A No vote would not approve the Ordinance.*

*Art. 22: a Yes vote would approve the amendment to the Parking Ordinance.*

*A No vote would not approve the amendment.*

*Art. 23: A Yes vote would approve this approach to reducing motorcycle noise in Rye, if current litigation against North Hampton is concluded and the legality of this ordinance is upheld.*

*A No vote would cancel the ordinance.*

WHEREAS, the purpose of the labels is to ensure that specific motorcycles and exhaust systems fully comply with their tested noise emission requirements; and

WHEREAS, other municipalities including Boston, Denver and Fairfax County, Virginia have enacted ordinances requiring exhaust system labels to mitigate excessive noise pollution; and

WHEREAS, RSA 31:39(n) authorizes towns in New Hampshire to enact ordinances regulating noise levels,

NOW THEREFORE, the Town of Rye enacts the following regulations:

1. No person shall operate a motorcycle within the Town of Rye manufactured after December 31, 1982, that does not bear the required applicable EPA exhaust system label pursuant to C.F.R. Title 40, Volume 24, Part 205, Subparts D and E and any subsequent amendments thereto.

2. Any person who violates this ordinance shall be guilty of a violation and shall be fined not less than \$200 or more than \$500.

3. Any person guilty of a subsequent violation of this ordinance occurring at least 10 days after a first violation shall be guilty of a violation and fined not less than \$500 or more than \$1000.

4. The Police Department shall be responsible for enforcing this ordinance.

5. The provisions of this ordinance are severable. If any provision is invalidated by a court, the other provisions shall remain in effect.

6. This ordinance shall not take effect until all litigation against North Hampton involving a similar ordinance has been concluded and the legality of the North Hampton ordinance is upheld.

☐YES ☐NO

#### ARTICLE 24 (by petition)

Shall we rescind the provisions of RSA 40:13 (known as SB 2) as adopted by the Town of Rye on March 10, 1998, so that the official ballot will no longer be used for voting on all questions, but only for the election of officers and certain other questions for which the official ballot is required by state law? (3/5 vote required.)

☐YES ☐NO

#### ARTICLE 25

To see if the Town will vote to authorize the Selectmen to sell to the highest bidder at public auction, or sealed bid, such surplus Town equipment as is not traded in on new equipment in 2011.

☐YES ☐NO

Art. 24: A Yes vote would have warrant articles decided at a Town Meeting, as was done 15 years ago, instead of the current system, by ballot on election day.

A No vote would maintain the ballot option we use today.

## Selectmen Explain Warrant Articles

(Continued from page 1)

Both money and non-money articles prompted vigorous discussion throughout this 2011 Deliberative Session. Following is a summary of the most discussed Articles for your consideration:

#### Article #4 New Backhoe/Loader:

Article #4 asks for \$110,000 to replace the 2001 backhoe/loader via bonds or notes of which \$25,000 will be repaid in 2011. This is our most heavily used piece of highway equipment. It has 6,000 hours of use and is at the end of its life without major (\$10,000 to \$20,000) repair. It is becoming a safety issue. It is a must have piece of equipment that is used daily.

#### Articles #5-10 Collective Bargaining:

New three-year union contract negotiations were concluded recently. Articles #5, #7 and #9 ask your approval to fund the bargaining agreements with Town, Police and Fire unions, respectively. As always during negotiations, we strive to walk a fine line between what is fair to the taxpayer and a level of compensation that will keep us competitive among our neighboring communities. Drop below that level, to quote Police Chief Kevin Walsh, "and other towns come shopping." It is not cost effective to constantly find ourselves training and outfitting new hires only to lose them after a couple of years.

#### Article 11 Highway Equipment Capital Reserve Fund:

Currently, only \$41,729.00 remains in this fund. With the cost of a highway truck ranging between \$55,000 and \$125,000, it is apparent that this fund should be rebuilt in preparation for major repair and/or future purchases.

Please go to the Town web site and click Capital Improvement Plan (CIP). Beginning on page 20, you can review the various pieces of highway equipment including description, use, history, estimated life expectancy, cost to replace, replacement schedule, and rationale.

#### Article #12 Town Employees Accumulated Leave Account:

This article requests \$50,000. This account is used to pay severance benefits

in accordance with the Town's Personnel Policy. The Town is advised by the Department of Revenue Administration to maintain an amount in this account equivalent to 50% of our total liability (the amount that would be required if all eligible employees left or retired at once). At this writing our total liability is \$447,300; which means that we should have \$223,650 in this account. Currently the account has \$147,635. Approval of Article #12 will bring the account to \$197,635, within \$26,015 of DRA guidelines.

**Article #13 Police Cruiser** requests approval for a new police cruiser at \$39,787.00. Purchase is at *no cost to the taxpayers* as the funds will be taken from user fees accumulated in the Outside Detail Fund.

#### Article #14 Hiring of Consultant for Town Hall \$40,000:

The Rye Town Hall is a former Methodist Episcopal Society meeting house built in 1839. One addition was constructed in 1890 and another in 1974. For some time the selectmen have been increasingly aware that no capital upgrades or major decisions concerning the future of the Town Hall building should be made until we have a structural analysis of the building and a vision of the business use needs of the Town to accommodate 21st century technology as they relate to this historic structure.

An energy audit was completed in 2009. Structural analysis of the roof support and foundation of the Town Hall has been completed. This analysis did not include other components of the existing building or a space analysis. Approval of Article #14 will allow us to take the next step and hire an architectural/engineering consultant for further study.

**Article #15** asks voters to approve the addition of \$5,000 to the Municipal Buildings Maintenance Fund. This fund is used for major repairs in any of our municipal buildings.

**Article #16** requests \$5,000 for the Recreation Capital Reserve Fund. During 2010, the Recreation Department suffered damage to the recreation build-



## Selectmen's Message

(Continued from page 6)

ing at the Recreation Area from both water and tree blow down.

### Article #17 Operating Budget \$8,460,944.00:

There was more discussion concerning the operating budget this year than in recent memory. Some attendees appeared to be unaware of the budget process that began in early September with scrutiny first by the Board of Selectmen followed by that of the Budget Committee. All meetings were posted as required. It should be noted that there were just six members of the public present at the Public Hearing held on the budget by the Budget Committee despite posting at all of our regular locations including the town web site.

### Article #18 Establish a Heritage Commission:

Built in 1943 as part of the WWII Harbor Defense System, Pulpit Rock Tower was owned by the U.S. Government until 1978 when the General Services Administration conveyed the tower to the State of N.H. Fish and Game Department. In 2001, Fish and Game indicated to the Town that they had no further use for the tower and were anxious to convey it.

Meanwhile, birds and bats had gained access to the interior of the tower. Estimates to clean the tower averaged \$10,000 and thoughts of acquisition by the town were moved to the back burner. In 2008, a proposal from Verizon to install a cell tower at the site drew passionate opposition from homeowners in the area. The combination of opposition to a cell tower and a desire to preserve the historic structure served to spur the formation of The Friends of Pulpit Rock Tower, with Patricia Weathersby as spokesperson.

The Friends of Pulpit Rock Tower has cleaned and sealed the tower, repaired safety issues such as railings, held open houses, successfully had the tower placed on the National Register of Historic Places and, most recently, agreed to pay for a structural analysis.

Meanwhile, the selectmen worked to determine the most appropriate way to acquire the tower. We have been firm

## Town Clerk's Message (Continued from page 1)

**Beach parking decals** have arrived and are available for purchase. The fee, \$20.00 per vehicle, remains the same as last year. To be eligible for a Beach Parking Permit you must be a Rye resident or property owner. A vehicle registration must be presented for each permit requested. NH privacy laws no longer allow us to look up your plate number. If you have trouble getting in to the office to purchase your permit, you may apply either through the mail or on the internet. For mail-in requests, please include a copy of the registration for each permit requested. A stamped, self-addressed envelope is also required if done by mail. For internet requests, provide a plate number and state of registration for each vehicle. Your status as a resident or property owner will be verified before the Beach Parking Permit is issued.

**Dog Licenses.** All dog owners are reminded to license their dogs by the end of April. A current rabies certificate is required to license your dog. If

you have misplaced the certificate, please contact your vet's office for a duplicate. The fees are as follows:

Spayed or neutered dog	\$6.50
Puppies under seven months of age	6.50
Unaltered dog	9.00
Senior citizens (over 65) may license one dog at a discounted price	2.00
Late fee per month after May 30	1.00/month

Dog owners may face a Civil Forfeiture of \$25.00 per dog if the license is not completed by May 30.

Dog licenses may also be done by mail. Please include a current rabies certificate and appropriate fee for each dog as well as a stamped, self-addressed envelope. E-licenses done over the internet can only be completed if your dog's current rabies vaccination information is on file in this office. Licenses for any new dogs must be done in person.

Elizabeth M. Yeaton  
Town Clerk/Tax Collector

that acquisition must not bind future taxpayers and, although we compromised by agreeing not to pursue a cell tower for that location, we have insisted that radio equipment for our emergency management team would be allowed.

Several scenarios for the transfer of Pulpit Rock Tower to the Town of Rye have been explored and rejected. We have also conferred with Paula Merritt, Chairman of the Historic District Commission (which is regulatory in nature within finite areas of the Town: the Historic District at Rye Center, the Isles of Shoals, the Brackett Massacre Site and the Cable House) and with Alex Herlihy, Chairman of the Historical Society, a private group that runs and maintains the Town Museum. After discussion with their respective memberships, both agreed that establishment of a separate Heritage Commission (although RSA 673:44-b would allow a combined Historic District/ Heritage Commission) is the most appropriate means to acquire Pulpit Rock Tower. The selectmen concur. Such a Heritage Commission is non-regu-

latory and community wide. It can acquire and manage property and property rights.

A Heritage Commission has the ability to serve the Town beyond acquisition and maintenance of property as it has advisory and review authority to survey and inventory cultural resources, assist the Planning Board in development and review of the Master Plan with regard to cultural resources and advise, upon request, other agencies and other local boards in their review of requests on matters affecting or potentially affecting cultural and historic resources. A Heritage Commission can also receive and expend funds such as gifts of money, grants, fees and bequests as well as receive property, both real and personal (RSA 673:4-a Heritage Commissions and RSA 673:44-b Powers).

### Article #19 Authorize Heritage Commission to Acquire Pulpit Rock Tower:

It was announced that the Structural Engineering Evaluation from Emanuel Engineering referenced earlier was re-

*See Selectmen's Message , page 8*

# Selectmen Explain Warrant Articles

(Continued from page 7)

ceived literally on the eve of the Deliberative Session and has yet to be fully digested. That said, the repair estimate is clear. Restoration of Pulpit Rock Tower is estimated at \$120,300 (less the \$5,000 committed by the Friends for this evaluation). Approximately 1/3 of this amount is the cost of scaffolding the eight story structure. It is also estimated that 20 years from now an additional \$70,000 will be required in addition to an annual budget of \$2,500 per year.

After much discussion, the following amendment was approved and added to the article, "The Board of Selectmen shall not initiate activities to acquire Pulpit Rock Tower until at least \$90,000 is committed in writing to be donated to the Heritage Fund from private and grant funds, and shall not acquire the tower until the Heritage Fund balance exceeds \$130,000."

## **Article #20 \$1 to Establish a Heritage Fund:**

One dollar, approved by voters, is required to establish a Heritage Fund and, thereby, provide the proper avenue to account for fees, gifts, grants, bequests or other monies designated for activities of a Heritage Commission.

## **Article #23 Ordinance Regulating Noise Levels of Motorcycles:**

Although many present at the Deliberative Session were concerned about excessive motorcycle noise, the debate focused on whether or not the proposed noise ordinance would be enforceable if approved. Currently, North Hampton is in court over implementation of this ordinance. Ultimately, the article was amended to the effect that if approved it will not take effect until the North Hampton litigation is concluded and the ordinance upheld.

## **Article #24 Rescind RSA 40:13 – SB2:**

Rye has now been voting annually in March under the provisions of RSA 40:13—Senate Bill 2 for more than a decade. Article #24 asks the question, "Should we return to the traditional Town Meeting?" There are pros and cons on each side.

Under SB2, voters gather to discuss and debate warrant articles and have the

ability to amend them before going to the polls in March to vote on them. Voters not present for the explanation and discussion of the Deliberative Session also have the right to vote in March, but lack the benefit of the debate. Some argue that they will get the information from neighbors and from reading newspapers, this newsletter, and other sources.

Under Town Meeting rules, voters meet to discuss, amend, and vote most questions in open meeting on the same day. The official ballot is only for election of officers and certain other questions for which it is required by state law. If people are out of town or in the service, they cannot vote. In general, fewer people make the decisions for the town; but their votes may be more informed.

At the Saturday Deliberative Session, several speakers noted that they missed the traditional Town Meeting and valued hearing arguments on both sides of issues first hand.

We look forward to seeing you at the polls Tuesday, March 8, 2011.

Board of Selectmen  
Joe Mills, Chairman  
Craig Musselman, Vice-Chairman  
Priscilla Jenness, Selectman

## **Chief Walsh Welcomes Spring, But . . .**

Warm weather is approaching and people will be walking their dogs on the beaches. As a reminder, please pick up after your dog. Most people adhere to the ordinance and pick up after their dogs; however, a few do not and thanks to the residents who remind them they must clean up. Beginning Saturday May 28, dogs are not allowed on the beaches between 9 a.m. and 7 p.m.. All dogs must have a collar on with the license attached.

**Beach permits for vehicles:** Please do not forget to purchase your 2011 beach parking permit and put it on the left side rear window. Parking enforcement reports many residents complain about receiving a ticket, however, they almost always use the excuse they forgot to get their sticker. Also, the beaches of Rye are dry—NO ALCOHOL.

## **Notice to Veterans and Residents Age 65 and Older**

The Assessing Department reminds Rye residents of the following application deadlines:

### **The Elderly Exemption—Application Deadline is April 15, 2011**

If you are age 65 or over as of April 1, 2011, your primary residence is in Rye, and you have been a resident of New Hampshire for three years prior to April 1, 2011, you may want to find out if you qualify for the Elderly Exemption. If you qualify, this exemption will reduce your tax bill. There are income and asset limits and other requirements in order to receive this exemption.

### **The Veteran's Credit—Application Deadline is April 15, 2011**

Veterans whose service period meets State requirements should find out if they qualify for the Veteran's credit of \$500 towards their tax bill.

For more information please call Assessing Clerk Joanne Drewniak at 603-964-5523.

Application forms are available in the Assessing Office and on the Town Website: [www.town.rye.nh.us](http://www.town.rye.nh.us)

Howard Promer, CNHA, Assessor  
Joanne Drewniak, Clerk

We continue speed enforcement in your neighborhoods. We believe this high visibility policing strategy will help prevent other crimes. During the summer of 2010, Rye Police conducted traffic check points. 55 motorcycles were checked for noise and equipment violations. 5 motorcycles were found to be in violation of a State law. The operators of the motorcycles in violation were summonsed and/or issued a defective equipment tag requiring the operator to fix the violation and have the motorcycle inspected at a state-approved inspection station. The Rye Police continue to work with other law enforcement agencies and together we can make a difference in quieting the motorcycle noise.

In closing, I would like to thank everyone for their support over the last year. I sincerely appreciate everyone's encouragement and look forward to the coming years.

Kevin Walsh, Chief of Police



## Planning Board Lists Warrant Articles and New Projects

Article 3 on the Warrant contains seven Amendments for your consideration. Some were written to bring the Rye Zoning Ordinances up to date with state regulations. An important amendment will protect Rye's aquifer, a valued resource, by clearly defining the Wellhead Protection Area. Others were needed for clarification of existing ordinances including a "housekeeping amendment" and one for protection of public safety pertaining to fireworks. We ask that you take time to review these articles and ask for your support on Election Day.

We welcome Bill Epperson who recently joined the Board as an alternate. We send our wholehearted thanks to Martin Zivic who resigned for personal reasons—we value the dedication and commitment he made during his years as a member of the Planning Board. Lastly, we thank Bob Brown, who volunteered to take Martin Zivic's place on the Board until the March elections.

Recently, the Board has met with the Building Inspector and the ZBA chairman in a work session to discuss issues we normally do not have time to discuss at regular Board meetings that are primarily geared to addressing applications. The intent of this meeting was to review the Land Development Regulations and Zoning Ordinances as they interact with Rye today. Current topics include beach access for Rye residents, review of commercial/residential zoning, condo conversions and annual certification programs for developments. The next work session will be held in May.

The Planning Board continues to review the Hoefle Subdivision located on Grove Road and work with the applicant, Town Engineer, Town Attorney and Hydrogeologist on the issues pertaining to this application, drainage and protection of the Aquifer. In addition to this application, which will be heard on March 8, 2011, there will be a conceptual consultation for the motel at 23 Locke Road to become townhouses and potentially the Wentworth by the Sea, Beach and Swim Club on Ocean Blvd., pending their Feb-

## Town Moderator's Message (Continued from page 1)

around the world die every day to secure a right we take for granted. American servicemen and women continue to sacrifice their lives in Iraq and Afghanistan to guarantee for others a right that only 20.8 percent of Rye voters bothered to exercise in 2010. So please, take a few minutes out of your day, suffer the small inconvenience, go to the polls, and vote. It's good for Rye, it's good for democracy, and it's good for America!

**Warrant Articles on the Ballot:** As usual, the largest money articles on this year's ballot are the school (\$12,112,449) and town (\$8,460,944) operating budgets. The Town ballot also asks voters to ratify new contracts with Town employees, the Police Department, and the Fire Department, and to appropriate funds for, among other things, a new backhoe (\$110,000), a Highway Equipment Capital Reserve Fund (\$100,000), a structural study of Town Hall (\$40,000), and a new police cruiser (\$39,787). The ballot also seeks voter approval for the creation of a Heritage Commission to acquire Pulpit Rock Tower. Finally, two citizens' petitions ask the Town if it wants to return to the town meeting form of government that it abandoned in 1998, and if it wants to adopt a motorcycle noise ordinance that adopts stricter standards than those imposed by the State. The School District ballot contains additional articles asking vot-

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uary 17, 2011 ZBA meeting. For further information on Planning Board meetings and agendas visit: [www.town.rye.nh.us/pages/index](http://www.town.rye.nh.us/pages/index).

We welcome the interest in all the candidates running for the open three (3) positions for the Planning Board. The Planning Board is an active participant in the welfare and future of Rye and we are looking for volunteers to serve as alternates. Please consider joining us. Kimberly Reed, Planning Administrator, is available to answer any questions.

Jacinth Grote  
Chairman, Rye Planning Board

ers to approve the appropriation of \$100,000 for an expendable trust fund for unanticipated tuition costs, and to return to town meeting government for the School District.

**Contested Races on the Ballot:** There are three contested races in this year's local elections. Steve Borne, Paul Goldman and Ned Paul are running for two seats on the Budget Committee. Mel Low, Tom McCormick and Tyler Morse are running for two three-year seats on the Planning Board. Curtis Boivin, Bill Epperson, Jerry Gittlein and Raymond Tweedie are running for one two-year seat on the Planning Board. There are no contested School District races.

### Registration & Absentee Ballots

You can register to vote at the Town Clerk's office during normal business hours on any day through February 25. **You can also register at the polls on election day.** If you can't get to the polls because you (1) will be out of town, (2) have a disability, or (3) must observe a religious commitment, you may get an **absentee ballot** application at the Town Clerk's office as late as the day before the election.

Bob Eaton  
Town Moderator

### Rye Senior SERVE

SERVE volunteers, your neighbors in Rye, have been active this winter.

- Driving senior residents to medical and other important appointments.
- Manning the SERVE van for weekly shopping trips.
- Placing daily wellness calls.
- Paying home visits.

If you wish to take advantage of any of these services or would like to be contacted by Rye's Public Safety personnel during a weather emergency or extended power failure, call Connie Olson at 964-5170.

As always, new volunteers are welcome. Call Margaret Carrol at 964-1728 about volunteering for SERVE a few hours each month.

We welcome the new Rye residents of White Birch at Rye Senior Housing.

Connie Olson for Rye Senior SERVE

# Spring Programs at the Rye Public Library

Rye Public Library, 581 Washington Road Rye, NH 03870 • 603-964-8401 • [www.ryepubliclibrary.org](http://www.ryepubliclibrary.org)

## Join us as we celebrate 100 years as your public library.

Join us as we celebrate 100 years as your public library. On June 22, 1911, the Town of Rye held a dedication event in recognition of the donation of funds by Mary Tuck Rand to build a public library. This June will be the 100th anniversary of that momentous occasion. We will celebrate throughout the year with special programming aimed at creating a historical snapshot of Rye in 1911 through many cultural perspectives: from food to music and much more. We invite you to participate in our commemoration of this special year for the Rye Public Library. Contact the Library to learn more about how you can participate in another exciting 2011 activity--our Strategic Planning Project. Help to shape the next 100 years of library service in Rye.

Andy Richmond, Director

### Adult Book Discussion: All are welcome to join this lively discussion group!

Third Tuesday of each month at 7 p.m.

3/15 *The Immortal Life of Henrietta Lacks*  
by Rebecca Skloot

4/19 *Major Pettigrew's Last Stand*  
by Helen Simonson

5/17 *Let the Great World Spin* by Colum McCann

### Movies featured at the Rye Public Library: enjoy a movie and popcorn at the Library!

Every Wednesday at 1:00 p.m. All features are free of charge and open to the public

3/2 You Don't Know Jack 134 min

3/9 The Social Network 120 min

3/16 Lemon Tree 106 min

4/6 Just Wright 100 min

4/13 City Island 104 min

4/20 They Came To Play 91 min

4/27 Secretariat 123 min

5/4 The Kids Are All Right 107 min

5/11 A Dog Year 80 min

5/18 Conviction 107 min

5/25 The King's Speech 118 min

Weekly movies at RPL will take a summer hiatus after May and resume in the fall.

### Job Networking Meetings:

Every Friday, 10–11:30 a.m. in the Community Meeting Room. Join fellow job seekers for informational discussions of employment search strategies and networking. Learn about available library resources to support your search.

### Wentworth Connections Health Clinic

Fourth Tuesdays from 1–3 p.m.

3/22, 4/26, 5/24

### Military Book Discussions

First Thursday of each month at 6:30 p.m.

### Knitting with Mary

By the Fireplace at 10 a.m. every Thursday

**Monday afternoon senior visits** to the library with pick up by the Rye Senior SERVE van. Please call the library if interested in joining the group! 2 p.m. Once a month through May 2011, first and third Monday of each month May thru September. 3/7, 4/4, 5/2 & 5/16; 6/6 & 6/20

*Sponsored by Friends of the Rye Public Library*

### Discounted Museum Passes: Borrow our passes for reduced or free entry to the following:

Museum of Fine Arts, Boston

Museum of Science, Boston

Institute of Contemporary Art, Boston

Isabella Stewart Gardner Museum, Boston

Museum of Art, Portland, Maine

Peabody Essex Museum, Salem, MA

Strawbery Banke, Portsmouth

Childrens Museum, Dover

Seacoast Science Center, Rye

Historical New England

Currier Museum of Art, Manchester

*Donated by the Friends of the Rye Public Library*

### Spring Programs:

#### FRIENDS OF THE RYE PUBLIC LIBRARY

Meetings on the second Tuesday of every month at 6 p.m. New members welcome!

#### Spring 2011 Centennial programs scheduled by the Friends include:

Monthly programs through June, schedule resumes in fall

#### Sunday, 2/27 at 2–3 p.m.

"Baked Beans and Fried Clams—How Food Defines a Region." Edie Clark, New Hampshire Humanities Council Grant

#### Sunday, 3/20 at 2–3 p.m.

"Songs of Old New Hampshire"

Jeff Warner, New Hampshire Humanities Council Grant

#### Tuesday, 4/26 at 7–8 pm

"Life in Rye: 1910"

Alex Herlihy and Sue Reynolds of the Rye Historical Society

# Spring Programs at the Rye Public Library

**Thursday, 5/19 at 7–8 p.m.**

“The Public Library in Historic New Hampshire”

Michael Sullivan, Professor of Public Library Administration at Simmons College Graduate School of Library and Information Science

**Wednesday, 6/22 Gala Centennial Carnival and Open House.** Details forthcoming!

Watch for a full schedule of other topical and timely programming to complement the *Centennial Programming Series* throughout 2011.

All programs are free and open to the public!

## Art Exhibits

Currently showing: Frannie Schwab and her students. Art display upstairs through March.

Rye Public Library Art Committee “Color Theme” Exhibit currently in the Community Meeting Room, downstairs through May.

**SPRING COMPUTER CLASSES @ Your Library** with Technology Librarian Sharon Foster

No pre-registration is required for computer classes. Use our computers or bring your own

**COMPUTER TUTOR—DROP- IN** Mondays at 9:30 a.m. First-come, First-served

This is your chance to bring in specific computer-related questions you may have, anything from learning how to do a Mail Merge in Microsoft Office, to getting individual coaching in moving and copying files and folders or using the mouse and the keyboard.

**TECH TALK** Thursday Evenings—Demonstration with hands-on option

Thurs. 3/3 5 p.m. Word 2007 Basics, Part 1

Thurs. 3/10 5 p.m. Excel 2007 Basics, Part 1

Thurs. 3/17 5 p.m. Word 2007 Basics, Part 2

Thurs. 3/24 5 p.m. Excel 2007 Basics, Part 2

Thurs. 3/31 5 p.m. Welcome to Windows 7

Thurs. 4/7 5 p.m. Downloadable Books

Thurs. 4/14 5 p.m. Editing & Sharing Photos Online

Thurs. 4/21 5 p.m. Introduction to Facebook

Thurs. 4/28 5 p.m. Powerpoint 2007 Basics, Part 1

Thurs. 5/5 5 p.m. Internet Safety

Thurs. 5/12 5 p.m. Computer Comfort Class

Thurs. 5/19 5 p.m. Files & Folders

Thurs. 5/26 5 p.m. Word 2007 Basics, Part 1

## Spring 2011 Youth Department Programs

**Story Time for Preschool-Aged Children**

**Wednesdays 11:00 a.m.**

Please join Margaret or Lisa for story time! Fun story times include finger plays, songs, stories, and a simple craft!! No sign-up is required. See our website for story time dates.

**YAttitudes Book Discussion Group**

**First Tuesday of the month at 7 p.m.**

Students in grades 6–8 meet to snack and “yack!” Parents are invited, if they wish to read the books and join in the discussion. Check our website for each month’s titles and dates.

**Teen and Youth Knitting with Pam Anthony**

**First and third Fridays of the month, 3–4:30**

Come to learn or sharpen your knitting skills. No sign-up required—just drop in and join the fun!

**Lego Mania Mondays**

**First and Third Mondays of the month, 3:10–4:30**

Lego Builders—Your Attention Please! All ages are welcome to create fun Lego structures on Monday afternoons. Can you meet the challenge? We supply the Legos; no sign-up required!

**Teen Advisory Board. Second Tuesday of the month, 6:30–7:30**

Want to get more involved in your community? Join the Teen Advisory Board at the library to get in some fun volunteer work. Meets once per month, snacks included, and work at the meetings varies, but may include designing décor for the YA room, helping with collection development (purchasing books for the YA room), and creating and helping with library programs for younger patrons. Join today! Call Lisa for an application at 964-8401.

**Friday Flicks. Second and fourth Fridays of the month, 3:10 p.m.**

Movies begin at 3:10 in the Community Meeting Room, popcorn and drinks included! *PLEASE NOTE:* Occasionally a film will be longer than our 5 p.m. closing time, so be sure to arrange rides accordingly. Check the library website for featured films and ratings. For ages 8+; 7 and under must be accompanied by a parent.

**Garden Club: Meets All Year ‘Round!**

**Second Tuesday of the Month 3:30–5 p.m.**

Pat Ritter of Nature’s Wonder will work with children and their families in our beautiful children’s garden. Each month we’ll feature some planting, garden maintenance, or special nature projects, like making winter food treats for the birds! If the weather doesn’t cooperate, we’ll meet indoors. Sign up is required: 964-8401.

*See Spring Youth , page 16*



## Spring 2011 Youth Department Programs Continued from page 15

### Pajama Story Time for Children ages 3–5

**Fourth Tuesday of the month 6:30–7 p.m.**

Join Lisa or Andy for bedtime stories for your children! Kids may attend story time in their jammies, and can bring along a bedtime friend.

### Chess with Mike Sullivan

• **RATED Chess tournament on March 12 from 9–1:30 p.m.**

Join Mike for this rated tournament; registration, \$3 entry fee, and Chess Federation membership fee required. Call the library for more details.

### Teen and Youth Beading Euphoria

**March 29, April 19, and May 31 6–8 p.m.**

Specific beaded projects to be announced! Grades 5–12, learn to make a new beaded item with Lisa.

### Theatre Thursdays

**Thursday Afternoons, March 31– June 2, 4:30 – 5:30 p.m.**

Kids, ages 5–12!! Join Sarah Labadie for these individual theatre sessions which include "Theatre Games," "Pantomime," and "Improvisation." Three sessions offered to kids ages 5–8, three offered for kids ages 9–12. Call the library for specific dates. Sign-up required; limit 10 per class. Call today, this fills up FAST! 964-8401

### Centennial Players

**Thursdays, 3:30–4:30 March 24–June 16 AND June 22**

It's the library's 100th birthday! The wondrous Sarah Labadie will be gathering kids in grades 1–8 together to form a play to help us celebrate. Rehearsal dates are noted above with the culminating performance on June 22. Sign-up is required, and space is limited, so call 964-8401 today!

### Greek Mythology/Percy Jackson Trivia Night

**March 10th 6– 7:30**

Think you know all about Medusa, the Chimera, and Poseidon? How about Camp Half-Blood and the secret behind Percy's weird teachers. Well, here's your chance to test your knowledge! Prizes awarded, refreshments provided. Recommended ages 9+; under 9 at parent's discretion.

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## Message from the Fire Chief

Just a brief paragraph or two from the Fire & Rescue for this edition of the Rye Newsletter. A complete report of our activity and accomplishments will appear in the 2010 Town Report when it is printed and distributed.

The firefighters and paramedics of the Rye Fire & Rescue want to thank the residents of Rye for their continued support. They ask that every registered voter turn out for the Town Election on Tuesday, March 8th at the Rye Elementary School.

## TOWN MUSEUM/RYE HISTORICAL SOCIETY NEWS

The Rye Town Museum is gearing up for its opening in early May with regular Saturday hours. In the meantime, it will try to open Wed, 2–4 and at some other times.

A very appealing new feature is now on the Rye Historical Society website ([www.ryenhistoricalociety.org](http://www.ryenhistoricalociety.org)).

**Click on "Word Press" of archival photos** and you will see over 200 historic photos of Rye and that number will grow throughout the year into the thousands. Researchers and others will now be able to identify so much about Rye's past and the museum will make a high resolution copy of any photos you desire for a nominal cost.

When Saturday hours resume in May, visitors will now be able to access all printed items in the museums collection in a vertical file. This feature, along with access to the photos will make looking at Rye's past and researching it so much easier and more rewarding.

The Society is looking for someone with computer expertise to learn the Past Perfect software feature which houses all of our archival material. Our staff person will show you the ropes. Such a volunteer need not be a Board member, but we would welcome you in that role as well.

The RHS will present a program on Tuesday April 26, 7 p.m. at the Library as part of the library's centennial celebration. Entitled "Looking Backward: Searching for Rye in 1911," the power point will showcase the best of our turn of the century photos, stories that go with them and also tell the saga of the long effort to build a library for Rye.

The Society is also providing the library with monthly stories and photos about Rye around 1911. This can be viewed on the library's website.

The RHS requested that the library buy Prof. John Carroll's trilogy of books on sustainable farming; they are available at the library and there will be a book discussion on them in the Spring. See article about this in this newsletter

The Rye Historical Society/Town Museum is engaged in a wide variety of initiatives at this time and welcomes Rye residents to join us in working on any that interest you. Simply go to our website and click on the Winter Newsletter. To contact RHS, go to website for e-mail and telephone.

Alex Herlihy, Chairman  
Rye Historical Society

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Please study the warrant articles that are included in this newsletter and if you have any questions on any issues, ask one of your elected officials or call the appropriate town office or department head.

William H. Sullivan  
Chief of Department

## Energy Committee Activities

The Goss Community Farm Committee has been moved under the umbrella of the Rye Conservation Commission. We are working to create community gardens and a CSA on part of the Goss property. We welcome your input and interest in the Goss Farm. If you have any questions or interest please contact Mimi White, [mimiwhite@earthlink.net](mailto:mimiwhite@earthlink.net), 964-6586.

The Rye Energy Committee and the Rye Public Library are co-hosting an Energy Incentives event for Tuesday, February 22, at 6:30 p.m. at the library, with a snow date of March 22. Eric Steltzer of the NH Office of Energy and Planning and Rye resident Michele Sopher will give presentations on programs and financial incentives available to residents and businesses for energy efficiency, solar energy, and wood heating systems. There was an article in the Portsmouth Herald about these incentives on January 31. You can find a link to this article on our website, [www.ryeturninggreen.com](http://www.ryeturninggreen.com)

The last of our four Winter Farmers' Markets will be on Saturday, March 19. Details on page 19 in this newsletter. Our second annual Winter Farmers' Markets have been fun and a great way to support local farmers while visiting with friends and neighbors during this snow-filled winter.

Mimi White  
Rye Energy Committee

## Building Inspector Lists Permit Requirements

Now that the winter snow is a distant memory, and we are all looking forward to post-winter yard repairs, and dreaming of improvements to our houses, we suggest you make an appointment with us to discuss your ideas in the pre-planning stages so we can help you navigate through the possibly challenging maze of regulations.

### What requires a Building Permit??

Any work that involves an addition, reconfiguration, alteration, repair, or demolish needs a permit. Also requiring permits are fences, pools, sheds, stone walls, generators, pool equipment, patios, decks, and anything else that may impact zoning, such as percent coverage and setbacks. Pool equipment and generators need to meet setbacks.

Work involving plumbing or electrical, gas or heating systems, requires a separate permit.

### What does not require a Building Permit?

Cosmetic improvements of your home, such as painting, carpets, cabinets, countertops, built-ins, tiles, and repairs to walls and doors so long as the structural members are not changed.

### What is required to be submitted with a Building Permit Application?

Permit applications must include a

sketch of what exists, and what you intend to do. The application must include a representative sketch of the property lines and wetlands and other important features for us to review for zoning and State compliance. State Energy Code approval is also required if your expansion exceeds 100 square feet. Drainage issues have become a challenge for all of us. You are now required to consider the ramifications of residential runoff during any construction project.

Thank you Dorothy Ramsay and Barbara Victor, from 832 Washington



Road for having a sense of humor during the most trying of winters (See photo by Jane Holway above of the ice fence.)

Susan Labrie  
Building Inspector/  
Zoning Administrator

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## Public Works News

Since January 1, 2011 and as of this writing on February 9, the Public Works Department has addressed 13 winter storm events totaling 60 inches of snowfall, applied 550 tons of salt to the roadways, accumulated 425 hours in overtime and we are only half-way through the season!

I want to thank residents for their patience and understanding during this difficult winter season. To any resident who has had a mailbox damaged

by one of the Town's snow plows, thank you for understanding that this is an unintentional, accidental occurrence. Every member of the Public Works staff takes his job extremely seriously and is proficient in the operation of the Town's equipment and vehicles. Each man takes great pride in his work and no one wants to be told they have damaged a resident's property.

Hopefully, by the time this issue of the Newsletter is out, the weather will have moderated and we will be experiencing warmer temperatures, greater sunshine, and some melting.

Please feel free to contact me if you have any questions or concerns.

Dennis McCarthy  
Director of Public Works  
(603) 964-5300

# Town of Rye Board Meetings

March 2011

Sunday Monday Tuesday Wednesday Thursday Friday Saturday

		1	2 9 am Rye Water District 60 Sagamore	3	4	5
6	7	8 8 am–7 pm <b>TOWN ELECTION</b> Rye Elementary 9 am Sewer Comm. 7 pm Planning Board	9 7 pm Zoning Board of Adjustment	10	11	12
13 <i>Daylight Savings Time begins</i>	14 6:30 pm Board of Selectmen	15	16 6 pm School Board Rye Junior High	17 7 pm Conservation Commission	18	19
20 <i>First day of Spring Purim</i>	21	22	23	24	25	26

27	28 6:30 pm Board of Selectmen	29 7 pm Technical Review Com- mittee	30	31	<b>April 2011</b>	
					1	2

3	4	5	6 9 am Rye Water District 60 Sagamore 7 pm Zoning Board of Adjustment	7	8	9
10	11 6:30 pm Board of Selectmen	12 9 am Sewer Commission 7 pm Planning Board	13	14	15	16
17	18	19 <i>Passover begins</i>	20 6 pm School Board Rye Junior High	21 7 pm Conservation Commission	22	23
24 <i>Easter Sunday</i>	25 6:30 pm Board of Selectmen	26 7 pm Technical Review Committee	27	28	29	30

## May 2011

1	2	3	4 9 am Rye Water District 60 Sagamore 7 pm Zoning Board of Adjustment	5	6	7
8 <i>Mother's Day</i>	9 6:30 pm Board of Selectmen	10 9 am Sewer Commission 7 pm Planning Board	11	12	13	14
15	16	17	18 6 pm School Board Rye Junior High	19 7 pm Conservation Commission	20	21
22	23 6:30 pm Board of Selectmen	24	25	26	27	28

29	30 <i>Memorial Day Town offices closed</i>	31 7 pm Technical Review Committee	Selectmen's meetings are held in the Rye Town Hall Courtroom (first floor), 10 Central Road. Other board meetings are also held at Rye Town Hall, 10 Central Rd., unless otherwise noted. Because meeting schedules are subject to change, check the bulletin board at Town Hall for up-to-date information.			
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Library Trustees, first Thursday of the month  
5:30 pm at the Library

Rye Lions Club, first Wednesday every month, 7 pm at the Rye Library  
Friends of the Library, second Tuesday every month, 7 pm at the Library

Additional Civic Meetings:



## Rye Winter Farmer's Market

Saturday, March 19 will be the last of our four winter farmers' markets, from 10 a.m.—2 p.m. at Rye Junior High. Come support your local farmers and get fresh, delicious foods:

Seaport Fish, Southbrook Farm (lamb), Hurd Farm (beef, pork, poultry), Chicken Nick's (heritage turkeys, chicken, quail), Heron Pond Farm (greens and winter veggies), Applecrest Farms (winter veggies, apples), Moor Farm (organic flour, fresh greens), Hollister Farm (greens, bok choy, honey), Hickory

Farm (goat cheese, soaps), Blue Egg Baking Co. (pre-mixed baking flours), White Heron Tea, Serenity Café, Hubba Hubba Foods (spice mixes, granola), Will and Rose's (nut mixes, trail mix), Vermont Maple Granola, Sugar Momma (honey, honey sauces), Chef's Cove Cafe, Forest House Herbals (body creams), and, of course, our own Rye Coop, selling freshly baked breads, sweets, veggies, and eggs.

Plus, Chris O'Neill will be providing music to shop by. See you there!

### RYE SAFE ROUTES



## Can you believe all this snow we had this winter?

It may be hard to think about springtime warmer weather, hanging out with friends, walking, biking and getting ready for the end of the school year but it will come before you know it. While you are thinking of spring and making plans, mark your calendars for the Fourth Annual Bike Rodeo and let's hope Mother Nature is kind to us this year.

Our Fourth Annual Bike Rodeo will be held on Saturday, May 7 in the Rye Congregational Church parking lot from 1–3 p.m., teamed with Rye Recreation, Police, and Fire Departments. We already have sponsors lined up with the return of Exeter Hospital for helmet checks, Pedro's bike grips and Exeter Bike Shop has donated a thirty dollar (\$30.00) gift certificate. Last fall the Rye Congregational Church passed out goodie bags and we look forward to them joining us again. Rye Airfield will be hosting a demonstration, weather pending and the girl scouts will be offering face painting.

The Fall Walk to School event was wet yet it did not stop some hearty New Englanders. Thank you to all that participated and baked goods for the event.



The new logo has been painted along Wallis Road between the Junior High and the Elementary School. Thank you to Dennis McCarthy, DPW Director and the Highway Department for making this vision possible. There will be more painted this year along the wider shoulder width roads. In the meantime, you can see the ones along Wallis Road when you walk and/or bike to work or school during this year's **National Bike/Walk to Work Day** on Friday, May 20.

Rye Safe Routes to School would like to participate on Friday, May 20 and if



## TOWN REPORTS

### AVAILABLE

### TUESDAY, MARCH 1

The Annual Report of the Town of Rye for the year 2010 will be available for pick-up on TUESDAY, March 1, at the following locations: Town Hall, Rye Public Safety Building, Rye Public Library, Recycling Center, and The Hungry Horse. If you are unable to pick up your copy at one of these locations, please call the Selectmen's Office at 964-5523 to request one be mailed to you.

## Rye Sewer Department

### Sewer Moratorium

The State of New Hampshire Department of Environmental Services has issued a sewer connection moratorium to the Town of Hampton and Rye based on capacity concerns at Hampton's Waste Water Treatment Plant. It pertains not only to new physical sewer connections, but to any increase in wastewater flow to the wastewater treatment system which is in Hampton. Thus it includes any change of use for an existing connection that results in an increased wastewater flow. For more information, contact the Building Inspection/Code Enforcement Department and/or Sewer Department.

### Installers License

Any person, contractor, or plumber who will be installing sewer pipes and making sewer connections in Rye must be licensed by the Town. The cost of the Installers License is one hundred dollars (one-time fee) and can be obtained at the Sewer Department.

The Sewer Department Office is located on the second floor of Town Hall and is opened Monday–Friday, 8 a.m.–12 p.m. For more information, contact the Sewer Department at 964-6815.

anyone is interesting in sponsoring a bike or walking train on that day, please contact Kim Reed at [Kreed@town.rye.nh.us](mailto:Kreed@town.rye.nh.us) to help coordinate a safe event.

Kimberly Reed  
Planning Administrator

## My Voting Notes

Selectman, 3 years (1)

Cemetery Trustee, 3 years (1)

Library Trustee, 3 years (2)

Trustee of Trust Funds, 3 years (1)

Budget Committee, 3 years (2)

Planning Board, 3 years (2)

Planning Board, 2 years (1)

Sewer Commissioner, 3 years (1)

Article 3.

Amendment 1. ☐Yes ☐No

Amendment 2. ☐Yes ☐No

Amendment 3. ☐Yes ☐No

Amendment 4. ☐Yes ☐No

Amendment 5. ☐Yes ☐No

Amendment 6. ☐Yes ☐No

Amendment 7. ☐Yes ☐No

Article 4. ☐Yes ☐No

Article 5. ☐Yes ☐No

Article 6. ☐Yes ☐No

Article 7. ☐Yes ☐No

Article 8. ☐Yes ☐No

Article 9. ☐Yes ☐No

Article 10. ☐Yes ☐No

Article 11. ☐Yes ☐No

Article 12. ☐Yes ☐No

Article 13. ☐Yes ☐No

Article 14. ☐Yes ☐No

Article 15. ☐Yes ☐No

Article 16. ☐Yes ☐No

Article 17. ☐Yes ☐No

Article 18. ☐Yes ☐No

Article 19. ☐Yes ☐No

Article 20. ☐Yes ☐No

Article 21. ☐Yes ☐No

Article 22. ☐Yes ☐No

Article 23. ☐Yes ☐No

Article 24. ☐Yes ☐No

Article 25. ☐Yes ☐No

### SCHOOL ELECTION

School Board Member,  
3 years (2)

Article 1. ☐Yes ☐No

Article 2. ☐Yes ☐No

Article 3. ☐Yes ☐No

### ELECTION DAY, March 8

Vote at the Elementary  
School on Sagamore Road.  
Polls are open from  
8 a.m. to 7 p.m.

## BACKYARD COMPOST BIN SALE ANNOUNCED

Resident gardeners take notice! Turn your kitchen leftovers into rich soil!

As a way to encourage recycling, Rye will take part in the NRRRA's (Northeast Resource Recovery Association) 2011 Annual Earth Day program. Mel Low, who has overseen this program with great success in past years, has volunteered once again and will work with the Energy Committee to present another recycling success! Composting items at great savings offered through this program are:

- The Earth Machine™, a backyard composting bin for \$45 (retail \$100)
- System™ Rain Barrel for \$60 (retail \$120)
- Kitchen Scrap Pail for \$8

You will be notified when your order is ready for pick-up at the Rye Recycling Center on Grove Rd. Questions? Call the Selectmen's Office: 964-5523

### COMPOST BIN SALE ORDER FORM – DUE BY APRIL 1, 2011

NAME \_\_\_\_\_ PHONE \_\_\_\_\_ CELL PHONE \_\_\_\_\_  
ADDRESS \_\_\_\_\_ TOWN \_\_\_\_\_ ZIP \_\_\_\_\_

MAIL THIS FORM WITH PAYMENT TO: Rye Town Clerk's Office, 10 Central Road, Rye, NH 03870

**MAKE CHECKS PAYABLE TO: Northeast Resource Recovery Assoc. (NRRRA)**

Item	Qty	Price	Subtotal
Compost Bin		\$45	
Rain Barrel		\$60	
Kitchen Scrap Pail		\$ 8	
Total			

Town of Rye  
Rye, NH 03870

**POSTAL PATRON**  
**RYE, NH 03870**

Bulk rate  
US Postage  
**PAID**  
Permit No. 10  
Rye, NH 03870