



ABSENTEE
OFFICIAL BALLOT
ANNUAL TOWN ELECTION
RYE, NEW HAMPSHIRE
MARCH 11, 2014

1733 Ballots CAST
38% Turnout
Elizbeth M. Yeston
Elizbeth M. Yeston
TOWN CLERK

INSTRUCTIONS TO VOTERS

- A. TO VOTE, completely fill in the OVAL to the RIGHT of your choice(s) like this: ●
B. Follow directions as to the number of candidates to be marked for each office.
C. To vote for a person whose name is not printed on the ballot, write the candidate's name on the line provided and completely fill in the OVAL.

MODERATOR		SUPERVISOR OF THE CHECKLIST		PLANNING BOARD		
for Two Years		for Six Years		for Three Years		
Vote for not more than One		Vote for not more than One		Vote for not more than Two		
ROBERT G. EATON	1420 *	MADELINE L. CHICHESTER	1383	KERIANN ROMAN	688 *	
				BRIAN AMEND	358	
	(Write-in)		(Write-in)	JEROME A. GITTLEIN	752 *	
SELECTMAN		TRUSTEE OF TRUST FUNDS		PATRICK KANE		543
for Three Years		for Three Years				
Vote for not more than One		Vote for not more than One		(Write-in)		
JOE MILLS	1041 *	JEFFREY BALBONI	1328 *	(Write-in)		
MAE C. BRADSHAW	620			(Write-in)		
	(Write-in)					
CEMETERY TRUSTEE		BUDGET COMMITTEE		ZONING BOARD OF ADJUSTMENT		
for Three Years		for Three Years		for Three Years		
Vote for not more than One		Vote for not more than Two		Vote for not more than Two		
ROGER O. PHILBRICK	1482 *	PAUL GOLDMAN	865 *	PAUL GOLDMAN	1074 *	
		JACI GROTE	802 *	SHAWN CRAPO	1067 *	
	(Write-in)	SKIP PAGE	623			
LIBRARY TRUSTEE				(Write-in)		
for Three Years				(Write-in)		
Vote for not more than Two						
KAREN ALLEN	1063 *	PLANNING BOARD		SEWER COMMISSIONER		
BRIAN S. KLINGER	835 *	for One Year		for Three Years		
JUDY TERHUNE	473	Vote for not more than One		Vote for not more than One		
				DAVID KOHLHASE		798 *
	(Write-in)	MELVIN R. LOW		ROBERT J. BURNS		475
	(Write-in)					
				(Write-in)		

ZONING ORDINANCE AMENDMENT QUESTIONS

ARTICLE 3: Rye Planning Board's proposed amendments to Rye Zoning Ordinance

Amendment 1: Proposed by Rye Planning Board.

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

Add a new section to the Aquifer Protection District to require recertification every two years that a property remains in compliance with all conditions of the conditional use permit and all applicable special requirements of § 306.5 and all applicable performance standards of § 306.6. Failure to file such an affidavit shall be deemed a rebuttable presumption that the property is not in compliance.

Explanation

The amendment provides a mechanism for the town to monitor a property's continued compliance with conditional use permits issued within the Aquifer Protection District.

Amendment 2: Proposed by Rye Planning Board

Are you in favor of the adoption of Amendment 2 as follows?

Update outdated references to the "NH Water Supply and Control Commission" (or Board) to "NH Department of Environmental Services".

TURN BALLOT OVER AND CONTINUE VOTING

ZONING ORDINANCE AMENDMENT QUESTIONS CONTINUED

Amendment 3: Proposed by Rye Planning Board

1038 *

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

YES ☐

NO ☐

Amend § 301.8 Wetlands Buffer to clarify that a vernal pool does not have to be 1 acre or larger in size in order for the 100 ft. wetlands buffer to apply to it.

541

Amendment 4: Proposed by Rye Planning Board

972 *

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

YES ☐

NO ☐

Change the parking space width requirement from 9 ft. to 10 ft.

594

Amendment 5: Proposed by Rye Planning Board

1283 *

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

YES ☐

NO ☐

Amend the § 301.8, A.3 description of the Wetlands Buffer within the Berry's Brook watershed to use a map titled: "Berry's Brook Watershed Rye, New Hampshire Wetland Soils and Tax Parcels March 2003" to portray the Berry's Brook Watershed.

287

Explanation

The March 2003 map provides a better delineation of the boundary of the Berry's Brook Watershed than the map in the 1998 Master Plan, which is the map currently reference in the zoning ordinance. The March 2003 map also shows wetlands and parcels within the watershed. That information is not shown on the map in the 1998 Master Plan.

Amendment 6: Proposed by Rye Planning Board

1277 *

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

YES ☐

NO ☐

Amend § 701.8 to change the expiration period of unused variances and special exceptions from 1 year to 2 years and to otherwise comply with state law.

310

Explanation

The amendment is required in order to comply with Chapter 93 of the Laws of 2013. As a result of this legislation variances and special exceptions are valid for 2 years and may be extended by the zoning board of adjustment for "good cause."

Amendment 7: Proposed by Rye Planning Board

1298 *

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

YES ☐

NO ☐

Add a new provision establishing that unused special use permits and unused conditional use permits expire after 2 years unless the planning board has extended the permits for good cause.

284

Explanation

Special use permits and conditional use permits are granted by the planning board in accordance with requirements of the zoning ordinance. The zoning ordinance has provisions for the expiration of unused variances and special exceptions but none for unused special use permits or conditional use permits.

Amendment 8: Proposed by Rye Planning Board

1332 *

Are you in favor of the adoption of Amendment 8 as follows?

YES ☐

NO ☐

Amend § 505 Wireless Telecommunications Facilities to exempt collocation and modifications from the requirements of §'s 505.3 to 505.11. The exemption does not apply to substantial modifications of existing towers, mounts or personal wireless service facilities.

214

Explanation

The amendment is required in order to comply with Chapter 93 of the NH Laws of 2013 and recent changes in federal law regarding wireless telecommunications services. The changes in law reflect state and federal policies to facilitate the collocation of personal wireless services facilities on existing antenna mounts or existing towers in all areas, while also allowing for expeditious modification of existing personal wireless service facilities to keep pace with technological improvements. New towers would remain subject to the requirements of the ordinance.

Amendment 9: Proposed by Rye Planning Board

1359 *

Are you in favor of the adoption of Amendment 9 as follows?

YES ☐

NO ☐

Change the Title of the Aquifer Protection District to "Aquifer and Wellhead Protection District" and enlarge the district to include all of the area within the Rye Water District Wellhead Protection Area.

220

Explanation

This amendment was suggested by the NH Department of Environmental Services and requested by the Rye Water District (RWD) in order to enhance protection of the groundwater around RWD wells.

GO TO NEXT BALLOT AND CONTINUE VOTING



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BALLOT 2 OF 4

Elizabeth M. Yeaton

Elizabeth M. Yeaton
TOWN CLERK

ZONING ORDINANCE AMENDMENT QUESTIONS CONTINUED

Amendment 10: Proposed by Rye Planning Board

Are you in favor of the adoption of Amendment 10 as follows?

Amend § 401.8 Retirement Community Developments (RCD's) to allow the planning board to waive Subsections 401.4 B, G, L, M, N, but not Subsection 401.4, E.

Amend § 401.8 Retirement Community Develop

Explanation

A word processing error referenced the wrong subsection E in the waiver provisions. Subsection E limits the density of RCD's, and it was not intended that the planning board could waive density requirements. Subsection G limits the number of dwelling units in a building to 4, and it was intended that the planning board could waive that requirement. After reviewing the RCD regulations at the end of 2013, the planning board determined that § 401.8 should also provide for waivers of Subsections B (Parcel Size); L (Occupancy); M (Floor Space); and N (Parking).

1278 *
YES ☐
NO ☐
288

ARTICLES

ARTICLE 4: Proposed amendment to Rye Floodplain Development and Building Ordinance.

Are you in favor of the adoption of the amendment of the Floodplain Development and Building Ordinance as proposed by the Rye Planning Board as follows?

Amend the variance requirements of § 2 to add additional requirements stated in the Code of Federal Regulations.

Explanation

The amendment makes the requirements for a variance consistent with federal law governing the town's eligibility for the National Flood Insurance Program. See 44 C.F.R. 60.6.

1317 *
YES ☐
NO ☐
268

ARTICLE 5. (By petition)

Are you in favor of the adoption of the amendment of the zoning ordinance as proposed by petition as follows?

Shall the town amend §210.3(E relative to the allowed building area in the Business District as follows (Note: Deleted language ~~struck through~~. New language **emboldened and italicized**):

No more than forty percent (40%) of the area of any lot shall be occupied by buildings. ***Driveways, parking lots, unwall covered areas, barns, sheds and other impervious areas shall not be included in the ground floor area, but their additional area, together with the total area of all buildings on the lot, shall occupy no more than forty percent (40%) of the lot. For purposes of this calculation, any area which is submerged at mean high tide, or which is wetlands, shall be subtracted from the lot area.*** The building requirements for dwellings in this district shall be the same as specified for dwellings in a General Residence District. No principal building other than a dwelling on a lot in this district shall have less than 1,200 square feet of ground floor area, excepting tourist camps.

Explanation

The Zoning Ordinance currently includes impervious areas in the lot coverage calculation in the General Residence District, but not the Business District. This makes the calculations more consistent, and also excludes submerged and wetlands areas from the calculation.

727
YES ☐
NO ☐
868 *

THE PLANNING BOARD RECOMMENDS DISAPPROVAL OF THIS AMENDMENT

ARTICLE 6. (By petition)

Are you in favor of the adoption of the amendment of the zoning ordinance as proposed by petition as follows?

Shall the town amend Appendix A Definitions of the Rye Zoning Ordinance for "Impervious Coverage" by adopting the definition for "Impervious Surface" of RSA 483-B:4.VII-b. (Note: Deleted language ~~struck through~~. New language **emboldened and italicized**):

IMPERVIOUS COVERAGE, IMPERVIOUS SURFACE, IMPERMEABLE SURFACE, IMPERMEABLE AREA: Means any modified surface, area, or coverage that cannot effectively absorb or infiltrate water. Examples of such surfaces, areas, and coverage include, but are not limited to, roofs, and unless designated to effectively absorb or infiltrate water, decks, patios, and paved, gravel, or crushed stone driveways, parking area, and walkways. (RSA 483-B:4. VII-b).

IMPERVIOUS COVERAGE: The addition of pavement, cement, stone or other ground cover, including buildings and structures that prevents water from flowing through to subsoil layers. (Adopted 3/11/08)

Explanation

This amendment provides a single definition for impermeable and impervious surfaces in the Zoning Ordinance. It is consistent with NH RSA, the scientific definition of impervious surfaces, and the Rye Master Plan-2009 Chapter 1-Vision, page 1-2: "Impervious surfaces limit natural water cleansing and potentially cause flooding."

741
YES ☐
NO ☐
846 *

THE PLANNING BOARD RECOMMENDS DISAPPROVAL OF THIS AMENDMENT

TURN BALLOT OVER AND CONTINUE VOTING

ARTICLES CONTINUED

ARTICLE 7. To see if the Town will vote to raise and appropriate up to the sum of three million dollars (\$3,000,000) to be placed in the Conservation Land Acquisition Fund for the acquisition of conservation easements or open space lands by the Town, all for the permanent protection of appropriate underdeveloped land in the Town of Rye, and to authorize the Conservation Commission and Selectmen to act on behalf of the town in connection with such acquisition of conservation easements or open space lands (subject to the hearing and procedural requirements of NH RSA Chapter 36-A) and to further authorize the issuance of not more than three million dollars (\$3,000,000) of bonds and/or notes in accordance with the provisions of the Municipal Finance Act, NH RSA Chapter 33 as amended, and to authorize the Selectmen to issue and negotiate such bonds and/or notes and to determine the rates of interest thereon? (3/5 ballot vote required.)

1000*
YES ☐
NO ☐
654

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee (8-0)

ARTICLE 8. To see if the Town will vote to raise and appropriate the sum of two hundred fifty thousand dollars (\$250,000) for the purpose of completing the design process, including Schematic Design, Design Development, the preparation of Construction Documents (including drawings and specifications) and the solicitation and analysis of competing construction bids from pre-qualified general contractors for the purposes of renovating the Town Hall 1839 building and building separate, connected new Town Hall office space. This project is under the direction of the Board of Selectmen with the advice and concurrence of the Town Hall Building Committee. This appropriation is in addition to the operating budget. (Majority vote required.)

932*
YES ☐
NO ☐
710

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee (9-0)

ARTICLE 9. To see if the Town will vote to authorize the Selectmen to enter into a three year lease/purchase agreement for one hundred seventy-five thousand dollars (\$175,000) for the purpose of leasing to purchase a front end loader for the Public Works Department and to raise and appropriate the sum of forty-five thousand dollars (\$45,000) for the first year's payment for that purpose. This lease agreement contains an escape clause. This appropriation is in addition to the operating budget. (Majority vote required.)

1004*
YES ☐
NO ☐
617

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee. (6-0)

ARTICLE 10. To see if the Town will vote to raise and appropriate the sum of one hundred fifty thousand dollars (\$150,000) to purchase a new six wheel dump truck to replace an existing older, high mileage six wheel dump truck and to authorize the withdrawal of one hundred fifty thousand dollars (\$150,000) from the Highway Equipment Capital Reserve Fund created in 1994 for this purpose. This appropriation is in addition to the operating budget. (Majority vote required.)

1065*
YES ☐
NO ☐
557

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee. (6-0)

ARTICLE 11. To see if the Town will vote to raise and appropriate the sum of one hundred fifty thousand dollars (\$150,000) for the purpose of replacing the Wallis Road Box Culvert by public bid. Said sum to include engineering services for bidding and inspecting of the project. This appropriation is in addition to the operating budget. (Majority vote required.)

1075*
YES ☐
NO ☐
534

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee. (9-0)

ARTICLE 12. 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:

968*
YES ☐
NO ☐
647

Year	Estimated Range of Increase over prior year	
	Base 2%	Max 3.5%
2014 (9 mos.)	\$9,700	
2015 (12 mos.)	\$13,190	\$23,083
2016 (12 mos.)	\$13,454	\$23,890

The range in years 2015 and 2016 is a minimum and maximum amount determined by a Cost of Living Adjustment (COLA).

And further, to raise and appropriate the sum of \$9,700 for the 2014 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 (3-0)
This article is recommended by the Budget Committee (9-0)

GO TO NEXT BALLOT AND CONTINUE VOTING



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BALLOT 3 OF 4

Elizabeth M. Yeston
Elizabeth M. Yeston
TOWN CLERK

ARTICLES CONTINUED

ARTICLE 13. Shall the Town of Rye, if Article 12 is defeated, authorize the Board of Selectmen to call one special meeting, at its option, to address Article 12 cost items only?

1079 *
YES ☐
523 NO ☐

ARTICLE 14. 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:

922 *
YES ☐
NO ☐
697

Year	Estimated Range of Increase over prior year	
	Base 2%	Max 3.5%
2014 (9 mos.)	\$7,746	
2015 (12 mos.)	\$10,534	\$18,434
2016 (12 mos.)	\$10,745	\$19,079

The range in years 2015 and 2016 is a minimum and maximum amount determined by a Cost of Living Adjustment (COLA).

And further, to raise and appropriate the sum of \$7,746 for the 2014 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 (2-1)
This article is recommended by the Budget Committee (9-0)

ARTICLE 15. Shall the Town of Rye, if Article 14 is defeated, authorize the Board of Selectmen to call one special meeting, at its option, to address Article 14 cost items only?

1034 *
YES ☐
568 NO ☐

ARTICLE 16. To see if the Town will vote to raise and appropriate the sum of sixty-five thousand dollars (\$65,000) to purchase a new one-ton truck to replace an existing older, high mileage ¾ ton truck and to authorize the withdrawal of sixty-five thousand dollars (\$65,000) from the Highway Equipment Capital Reserve Fund created in 1994 for this purpose. This appropriation is in addition to the operating budget. (Majority vote required.)

1036 *
YES ☐
NO ☐
556

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee (6-0)

ARTICLE 17. To see if the Town will vote to add one (1) full-time patrol officer in the Rye Police Department and to raise and appropriate the sum of forty-six thousand, nine hundred fifteen dollars (\$46,915) to fund the position for the last six months of calendar year 2014. This appropriation is in addition to the operating budget. (Majority vote required.)

803
YES ☐
NO ☐
839 *

Note: The amount of \$46,915 to fund the position for six months in 2014 includes wages and benefits based on present figures plus the required outfitting equipment. The costs to fund this position for a full year based on present figures for wages and benefits plus uniform allowance would be \$88,326.30.

This article is recommended by the Selectmen (2-1)
This article is recommended by the Budget Committee (6-0)

ARTICLE 18. To see if the Town will vote to raise and appropriate the sum of three hundred thousand dollars (\$300,000) to purchase a fire department ladder truck to replace a 1988 ladder truck. This amount is to be offset by the Assistance to Firefighter Grant in the amount of two hundred eighty-five thousand dollars (\$285,000) with the remaining amount of fifteen thousand dollars (\$15,000) to be raised by general taxation. This will be a non-lapsing appropriation per RSA 32:7, VI and will not lapse until the ladder truck is received or by December 31, 2019, whichever is sooner. This appropriation is contingent upon the receipt of the grant. Should the grant not be awarded the appropriation would lapse and not be expended. (Majority vote required.)

1068 *
YES ☐
NO ☐
578

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee (6-0)

ARTICLE 19. 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.)

982 *
YES ☐
NO ☐
647

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee (6-0)

TURN BALLOT OVER AND CONTINUE VOTING

ARTICLE 20. 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 31:91-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.)

851 *
YES ☐
NO ☐
736

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee (6-0)

ARTICLE 21. To see if the Town will vote to raise and appropriate the sum of five thousand dollars (\$5,000) to be added to the Rye Public Library Building Maintenance Expendable Trust Fund established by Article 14 at the 2005 Town Meeting under the provisions of RSA 31:19-a, as a maintenance fund for the Rye Public Library building. This appropriation is in addition to the Library's operating budget. (Majority vote required.)

1265 *
YES ☐
NO ☐
343

This article is recommended by the Selectmen (3-0)
This article is recommended by the Budget Committee (9-0)

ARTICLE 22. 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 nine million seventy-nine thousand eight hundred ninety-eight dollars (\$9,079,898)? Should this article be defeated, the default budget shall be eight million seven hundred twelve thousand two hundred one dollars (\$8,712,201) 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.)

930 *
YES ☐
NO ☐
640

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

This article is recommended by the Selectmen. (3-0)
This article is recommended by the Budget Committee. (9-0)

ARTICLE 23. To see if the Town will vote to amend the BEACH ORDINANCE as proposed by the Beach Use Ordinance Committee by adding new Section 13, as follows:

13. Beach Permits

a) The purpose of the Beach Permit program outlined herein shall be to allow management of the time, location, impact and intensity of commercial beach activities to facilitate the safe, enjoyable, and accessible use of public beach resources by all beach users.

b) Any person or entity proposing to conduct a group (more than two people, including the instructor) lesson, event or other activity at the beaches designated in section 13 d, if for a fee or other compensation, or any entity proposing to rent beach equipment as designated in section 13 e for use at beaches in the Town of Rye, shall first obtain approval of the Board of Selectmen.

c) For the purposes of this section, the word "entity" refers to businesses, whether corporations, partnerships or proprietorships; and organizations such as non-profit corporations, religious institutions and educational institutions.

d) This section shall apply to beach activities, whether in the ocean or on land, in the following beach areas:

1. Wallis Road Extension – the area between Wallis Sands State Park and Concord Point;
2. Foss Beach – the area starting to the east of Washington Road and extending to the Rye Harbor State Park.
3. Cable Road Extension – the area between the inside sand beach corner of Lockes Neck to Jenness Beach State Park;
4. Brown Cottages Beach – the area between Jenness Beach State Park on the north, southerly to the Eel Pond outlet pipes;
5. Sawyers Beach – the area starting at the Eel Pond outlet pipes and extending south to the end of the sand beach just south of the Beach Club parking lot;
6. Philbrick's Beach – the area from the east of South Road, southerly to the Rye Ledges;
7. Farragut Beach – the sand beach east of the intersection of Central Road and Ocean Boulevard;
8. Bass Beach – the area from the Bass Beach cottages southerly to the North Hampton Town line; and
9. Seavey Bridge – the beach/boat landing area on the northwest corner of the Seavey Bridge on Pioneer Road, west of Odiorne Point State Park.

e) "Designated Beach Equipment" shall mean: surfboards, paddle boards, kayaks, or other equipment as designated by the Board of Selectmen.

f) Instructors and leaders of lessons, events or activities subject to the provisions herein shall be certified to perform cardiopulmonary resuscitation ("CPR"), unless waived by the Board of Selectmen. Such instructors or leaders shall be deemed "CPR qualified" for the purposes of this ordinance.

ARTICLE 23 CONTINUED ON NEXT BALLOT

GO TO NEXT BALLOT AND CONTINUE VOTING



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BALLOT 4 OF 4

Elizabeth M. Yeaton

Elizabeth M. Yeaton
TOWN CLERK

ARTICLES CONTINUED

ARTICLE 23 CONTINUED

g) Applications for Beach Permits shall be filed with the Board of Selectmen on forms provided by the Town at least thirty days prior to the event or proposed initiation of activities.

h) For Beach Permits for activities utilizing Designated Beach Equipment, initial permits for applicants that used Rye beaches in 2013 shall be issued for an initial two year period by the Board of Selectmen for 2014 and 2015 if the frequency, magnitude and impact of activity proposed are at most equivalent to that which occurred in 2013. Such applications and/or permits issued annually in subsequent years, or for those without a history of activity in 2013, shall reflect a frequency, magnitude, location and impact that assures that the purpose outlined in section 13 a) is met.

i) Activities permitted in the immediately prior year that were compliant with permit requirements and that continue to meet the purpose outlined in Section 13 a) shall have priority with respect to the size, location and time of approved activities over applications for new activities if an application for such prior activities is submitted prior to April 1 of the following year.

j) All applications for Beach Permits shall be accompanied by a signed "Release and Indemnification" form provided by the Town and a certificate of insurance from an insurance company authorized to do business in the State of New Hampshire designating the Town of Rye as an additional named insured in the amount of at least \$1,000,000.

k) All applications for Beach Permits involving the use of Designated Beach Equipment shall include a "Certification of Participant Release" on a form provided by the town and signed by the Applicant committing the Applicant to obtaining from each individual participant a signed "Release of Town of Rye by Participants" form to be provided by the Town, to be retained by the applicant for a period of at least one year after the date of the lesson, rental or event, and to be provided to the Town of Rye upon demand within that time.

l) Permits issued for the rental of Designated Beach Equipment, and for lessons involving groups of three or four, including the instructor, shall require proof of insurance and signed Certification of Participant Release and Release of Town of Rye by Participants forms, but shall not stipulate the frequency, magnitude and location of these activities.

m) Fines - Failure to obtain a Beach Permit for a lesson, event or activity subject to the provisions of this ordinance or to otherwise comply with this ordinance shall be a violation subject to a fine of \$50. Each noncompliant lesson, event or other activity shall be considered a separate violation. Failure to obtain a Beach Permit for the rental of Designated Beach Equipment shall subject the violator to a fine of \$50 per violation. Each individual rental transaction shall be considered a separate transaction. A second violation in any calendar year shall result in a fine to the business or event coordinator of \$50 for each participant in the lessons or event.

n) Should any section, requirement or provision of this ordinance be held to be invalid or unconstitutional by any court or authority of competent jurisdiction, such holding shall not affect, impair or invalidate any other section requirement or provision of this ordinance, and to such end all sections and provisions of this ordinance are declared to be severable.

o) If a permit is denied, the Selectmen shall state the reasons for denial, in writing, and such denial will appear in the minutes of the Board of Selectmen's meeting.

ARTICLE 24. (By Petition) Shall the Town of Rye adopt a non-binding resolution declaring all town beaches as Smoke-Free Zones? Estimated cost: \$25.00/sign, 10-15 signs +/-

This article is recommended by the Selectmen. (3-0)

This article is recommended by the Budget Committee. (9-0)

ARTICLE 25. (By Petition) If Article 23 does not pass, shall the Town of Rye, NH consider preserving public beach access by allowing only ocean borne commercial activities such as surf, kayak and stand up paddle board lessons and camps banning all other commercial uses of the beach?

ARTICLE 26. (By Petition) If Article 23 does not pass and Article 25 does not pass, to protect public access on Town beaches, shall the Town of Rye consider prohibiting commercial activity on Town beaches from Memorial Day through Labor Day, Mondays through Friday, between the hours of 10:00 am and 5:00 pm and at all times on the weekends and holidays?

A "YES" vote directs the Selectmen to consider submitting a subsequent warrant article prohibiting commercial activity on Town beaches from Memorial Day through Labor Day between the hours of 10:00 am and 5:00 pm Monday through Friday and at any time on the weekends and holidays.

ARTICLE 27. 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 2014.

924 *
YES ☐
NO ☐
133

1193 *
YES ☐
NO ☐
471

791
YES ☐
NO ☐
849 *

801
YES ☐
NO ☐
834 *

1544 *
YES ☐
NO ☐
97

YOU HAVE NOW COMPLETED VOTING



ABSENTEE
OFFICIAL BALLOT
ANNUAL SCHOOL DISTRICT ELECTION
RYE, NEW HAMPSHIRE
MARCH 11, 2014

Elizabeth M. Yeaton
Elizabeth M. Yeaton
SCHOOL DISTRICT CLERK

INSTRUCTIONS TO VOTERS

- A. TO VOTE, completely fill in the OVAL to the RIGHT of your choice(s) like this: ☒
- B. Follow directions as to the number of candidates to be marked for each office.
- C. To vote for a person whose name is not printed on the ballot, write the candidate's name on the line provided and completely fill in the OVAL.

FOR SCHOOL BOARD
MEMBER

Vote for not
three (3) year terms more than two (2)

GLENN C. WALKER 301 ☐

RANDY CRAPO 419 ☐

KATE HILLMAN 702 * ☐

JEANNE M. MOYNAHAN 841 * ☐

ALISSA M. TWEEDIE 460 ☐

☐

(Write-in) ☐

(Write-in) ☐

FOR SCHOOL DISTRICT
CLERK

Vote for not
one (1) year term more than one (1)

ELIZABETH M. YEATON * ☐

1473 ☐

(Write-in)

ARTICLE

Article 1. Shall the Rye School District 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 \$13,213,843 (Thirteen Million Two Hundred Thirteen Thousand Eight Hundred Forty-Three Dollars)? Should this article be defeated, the default budget shall be \$13,098,881 (Thirteen Million Ninety-Eight Thousand Eight Hundred Eighty-One Dollars) which is the same as last year, with certain adjustments required by previous action of the Rye School District 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 warrant article [operating budget] does not include appropriations in ANY other warrant article.)

The Rye School Board recommends the operating budget article as voted 5-0.
The Rye Budget Committee recommends the operating budget article as voted 11-0.

1040 *
YES ☐
NO ☐
453