

OFFICIAL BALLOT

Town of Hudson, New Hampshire
Hillsborough County
Annual Town Election

Tuesday, March 9, 1999

Cecile Y. Nichols, Town Clerk

Article #1

For Selectmen			For Cemetery Trustee		
Three Year Term	Vote for ONE		Three Year Term	Vote for ONE	
John M. Bednar		871	Write-Ins:		
Rhona M. Charbonneau		1591	Gary Rodgers		31
For Town Clerk/Tax Collector			For Code of Ethics		
Three Year Term	Vote for ONE		Three Year Term	Vote for TWO	
Cecile Y. Nichols		2110	Write-Ins:		
For Budget Committee			Suellen Quinlan		39
Three Year Term	Vote for THREE		Glenn Blanchard		21
Walter Estrada		898	Sandra Blanchard		21
Alfred Giuffrida		1200	Jean Serino		20
John K. Knowles		1427			
Benjamin J. Nadeau		1042	For Library Trustee		
Philip J. Parker		934	Three Year Term	Vote for TWO	
Charlotte S. Schweiss		1082	Mary Ann Knowles		1724
			Russell T. Ober, III		973
For Budget Committee			Leonard A. Smith		1346
One Year Term	Vote for One				
Carla A. Anger		509	For Library Trustee		
Howard L. Dilworth, Jr.		728	One Year Term	Vote for ONE	
Dianne C. Emanuelson		288	Arlene M. Creeden		2020
Thaddeus Luszey, Jr.		499			
Nancy L. Szalanski		290	For Trustee of Trust Fund		
			Three Year Term	Vote for ONE	
			Paul E. Inderbitzen		2021

ZONING REFERENDUM QUESTIONS

Article 2

Sexually Oriented Businesses

Amendment No. 1: "Are you in favor of Amendment No. 1, as proposed by the Planning Board, to the Town of Hudson Zoning Ordinance as follows:

This amendment proposes an entirely new zoning ordinance section entitled "Sexually Oriented Businesses." The purpose of this amendment is to prevent the concentration of sexually oriented businesses and accompanying problems of blight and deterioration within the town, but without violating the intent of the First Amendment of the United States Constitution. The proposed article has sections which address "purpose and intent", "permitted locations", "setback distance", "site plan approval", "public nuisance per se", "limiting clause", and "severability". Federal Court decisions interpreting the United States Constitution permit municipalities to enact zoning ordinance provisions that place reasonable restrictions on "sexually oriented businesses", but these decisions do not permit municipalities to employ zoning regulations to completely prohibit such business uses. The aim of this ordinance amendment is to ensure that such businesses be located in areas of town which have minimal impact upon residences, public parks, recreation or sports facilities, businesses in which minors constitute more than 50% of the patrons and buildings owned by the Town of Hudson or operated for government use. This amendment accompanies Amendment No. 2 and No. 3 below. If adopted, these ordinance amendments are likely to provide greater restrictions and community control over sexually oriented businesses. Approved by the Planning Board.

Yes 1886 No 433

Article 3

Definitional Changes

Amendment No. 2: "Are you in favor of Amendment No. 2, as proposed by the Planning Board, to the Town of Hudson Zoning Ordinance as follows:

This amendment proposes to add new definitions to Article II of the Town of Hudson, New Hampshire, Zoning Ordinance, with respect to the

following terms: "sexually oriented businesses", "adult book store or adult video store", "adult motion picture theater", "adult motion picture arcade", "adult drive-in theater", "adult cabaret", "adult motel", "adult theater",

“nude model studio”, and “sexual encounter center”. These definitional changes accompany Amendment No. 1 above and No. 3 below. If adopted, these ordinance amendments are likely to provide greater restrictions and community control over sexually oriented businesses. Approved by the Planning Board

Yes 2054 No 491

Article 4

Amendment to Table of Permitted Principle Uses

Amendment No. 3: “Are you in favor of Amendment No. 3, as proposed by the Planning Board, to the Town of Hudson Zoning Ordinance as follows:

This amendment proposes changes to Article V, section 334-21 Table of Permitted Principle Uses. Please note that this proposed amendment allows for the location of sexually oriented businesses in the Industrial District only. This amendment accompanies amendments No. 1 and No. 2 above. If adopted, these ordinance amendments are likely to provide greater restrictions and community control over sexually oriented businesses. Approved by the Planning Board

Yes 2007 No 516

Article 5

Commercial Wireless Telecommunication, Radio Service and Receive-Only Facilities, Building Height and Corresponding Changes to the Table of Permitted Principal Uses

Amendment No. 4: “Are you in favor of Amendment No. 4, which shall include proposed Article XVII, entitled “Commercial Wireless Telecommunication, Radio Service, and Receive-only Facilities”. The scope of this article is to promulgate regulations which address the different operating environments of commercial wireless telecommunication facilities (cellular, PCS, paging, etc.), receive-only facilities (TV, AM, FM, etc.), and radio service facilities (amateur, citizens band, general mobile, etc.) identified pursuant to the applicable federal law and Code of Federal Regulations, adopted pursuant thereto. This article

establishes general guidelines for the siting of commercial wireless telecommunication facilities, towers, and antennas; proposes a set of definitions; states applicability of public property, and essential services and public utilities; addresses both siting standards and where permitted (in zoning districts); proposes sections on “bonding security and

insurance” and the “removal of abandoned antennas and towers”. The proposed article also addresses “radio service facilities” and lists federal regulation references, and provides definitions. The article has sections on “antenna and mast height”, “fall zone calculation”, “number of masts for antennas”, “co-location”, “yard and green space setback requirements”, “Hazardous RF Emission Certifications and Environmental Evaluations”, and “receive-only facilities”.

This amendment shall also include a change to existing HTC 334-14 Building Height text. This proposed change deletes the existing last sentence in the section. Three (3) new sentences are added. The new text addresses height of non-habitable structures, non-habitable structure fall or collapse limits, and a reference to where information can be found regarding the proposed Telecommunications Facilities zoning ordinance article.

This amendment also proposes corresponding changes to the “Table of Permitted Principal Uses-Part 1”. This proposed amendment removes information from the existing table, and replaces it with a reference to where information can be found in the proposed Article XVII (telecommunication facilities, etc.). Approved by the Planning Board

Yes 1542 No 889

Article 6

Wetland Soils and Slopes

Amendment No. 5: “Are you in favor of Amendment No. 5, as proposed by the Planning Board, to the Town Zoning Ordinance as follows:

This amendment includes a complete replacement to existing section 334-27.1B, regarding minimal buildable lot area with regard to wetland and slope. This amendment proposes a complete deletion of section 334-36 lot area requirements, which addresses wetland areas and their associated buffers and standards for satisfaction of minimum lot area and setback requirements. This amendment proposes a complete replacement to existing ordinance section 334-43F. (1)(C), regarding maximum density of manufactured homes allowed in a mobile home park. It also proposes a complete replacement to existing zoning ordinance section 334-53C, regarding open space design, and open space requirements with regard to wetlands and slopes. Generally, although these provisions address different sections of the zoning ordinance, they all relate to changing standards with respect to wetlands and slope as applied throughout the

ordinance. Approved by the Planning Board

Yes 1570 No 841

PETITIONED ZONING REFERENDUM QUESTIONS

Article 7 **Petition to Re-Zone Assessor's Map 10 Lots 5-1, 5, 7-4, 7, 8, 9, 10 and 11-5.**

Amendment No. 6: "Are you in favor of Amendment No. 6, as proposed by petition, to the town zoning ordinance as follows:

This petitioned zoning amendment proposes to change the zoning of these parcels from Industrial to B-Business. These parcels are in an area of town generally described as along the West Side of Route 3A, north of Flagstone Drive and some distance south of Executive Drive. Approved by the Planning Board.

Yes 1845 No 631

Article 8 **Petition to Re-Zone Assessor's Map 10 Lots 5-1, 5-2, 5, 7-4, 7, 8, 9, 10 and 11-5.**

Amendment No. 7: "Are you in favor of Amendment No. 7, as proposed by petition, to the town zoning ordinance as follows:

This petitioned zoning amendment proposes to change the zoning of these parcels from Industrial to B-Business. These parcels are in an area of town generally described as along the West Side of Route 3A, north of Flagstone Drive and some distance south of Executive Drive. Approved by the Planning Board.

Yes 1827 No 624

Article 9 **Petition to Re-Zone Assessor's Map 7, Lots 44 & 45 from R-2 Residential District to Business (B) District**

Amendment No. 8: "Are you in favor of Amendment No. 8, as proposed by petition, to the Town Zoning Ordinance as follows:

This petitioned amendment proposes to re-zone parcels of property in the southwest section of town from the present Residential-2 (R-2) district to a proposed Business (B) district. Lots 44 and 45 are generally described as

the East Side of Lowell Road, on the north of Rena Street. Approved by the Planning Board

Yes 1598 No 868

Article 10

Petition to Re-Zone Assessor's Map 5, Lots 55, 55-1, 55-2, 55-3 and 55-4.

Amendment No. 9: "Are you in favor of Amendment No. 9, as proposed by petition, to the Town Zoning Ordinance as follows:

This petition amendment proposes to re-zone parcels of property from General (G) to Single-Family Residential (R-1). These parcels are in an area of town generally described as along Robo Drive. Approved by the Planning Board

Yes 1883 No 550

Article 11

Petition to Re-Zone Assessor's Map 10, Lots 2, 3, 4, 4-1, 5 and 13-1

Amendment No. 10: "Are you in favor of Amendment No. 10, as proposed by petition, to the town zoning ordinance as follows:

This petitioned zoning amendment proposes to re-zone these parcels of property from Industrial to B-Business. These parcels are in an area of town generally described as at or near the West Side of Route 3A, north of Sagamore Bridge and south of Executive Drive. Disapproved by the Planning Board

Yes 999 No 1414

BOND ARTICLE

Article 12

Lowell Road Widening

By Selectmen

"Shall the Town of Hudson raise and appropriate the sum of One Million Dollars (\$1,000,000) gross budget for the construction and widening of Lowell Road, said sum to be in addition to any federal, state or private funds made available therefore, and to authorize the issuance of not more than One Million Dollars (\$1,000,000) of bonds or notes in accordance with the provisions of the Municipal Finance Act, (RSA Chapter 33), and to authorize the Board of Selectmen to issue and sell such bonds or notes and to determine the rate of interest thereon?" (This appropriation is in