



**ABSENTEE  
OFFICIAL BALLOT  
ANNUAL TOWN ELECTION  
BEDFORD, NEW HAMPSHIRE  
MARCH 9, 2010**

# RESULTS

*S. Radke*  
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.

**ARTICLE 1: ELECTION OF TOWN OFFICES**

<p align="center"><b>TOWN COUNCIL</b></p> <p>For Three Years <span style="float: right;">Vote for not more than two (2)</span></p> <p>"MIKE" IZBICKI <input checked="" type="radio"/> 2651</p> <p>"JIM" SCANLON <input checked="" type="radio"/> 2375</p> <p>_____ (Write-in) <input type="radio"/></p> <p>_____ (Write-in) <input type="radio"/></p>	<p align="center"><b>LIBRARY TRUSTEE</b></p> <p>For Three Years <span style="float: right;">Vote for not more than one (1)</span></p> <p>WALTER J. GALLO <input checked="" type="radio"/> 1446</p> <p>EDWARD P. MORAN <input checked="" type="radio"/> 1678</p> <p>_____ (Write-in) <input type="radio"/></p>	<p align="center"><b>TRUSTEE OF THE TRUST FUNDS</b></p> <p>For Three Years <span style="float: right;">Vote for not more than one (1)</span></p> <p>MARK PEICKER <input checked="" type="radio"/> 3016</p> <p>_____ (Write-in) <input type="radio"/></p>
<p align="center"><b>TOWN MODERATOR</b></p> <p>For Two Years <span style="float: right;">Vote for not more than one (1)</span></p> <p>RYK BULLOCK <input checked="" type="radio"/> 2211</p> <p>MICHAEL J. SCANLON <input checked="" type="radio"/> 1399</p> <p>_____ (Write-in) <input type="radio"/></p>	<p align="center"><b>SUPERVISOR OF THE CHECKLIST</b></p> <p>For Six Years <span style="float: right;">Vote for not more than one (1)</span></p> <p>NANCY BROCKWAY <input checked="" type="radio"/> 3030</p> <p>_____ (Write-in) <input type="radio"/></p>	

**ARTICLE 2: ZONING AMENDMENTS PROPOSED BY THE PLANNING BOARD**

Amendment No. 1

Are you in favor of the adoption of Amendment No. 1 as proposed by the Planning Board for the Bedford Zoning Ordinance to amend Article 45-16 Adoption and Amendment Procedures by renumbering it to read 45-16-1 and by deleting the words shown in strike through and adding the words in bold and by adding new paragraphs 2 through 5 as follows:

As authorized by RSA 675:2, this Ordinance shall be adopted and amended by a majority vote of ~~any legal town meeting~~ **the Town Council** when such amendment is published in the warrant calling for the meeting, and when such amendment has received at least one (1) public hearing notice of which has been duly given at least ten (10) calendar days before said hearing, not including the day the notice is posted and the day of said hearing, in the manner provided by RSA 675:7.

**45-16-2 Submission to the Planning Board**

All requests for amendments to the Zoning Ordinance shall be referred to the Planning Board for its consideration and the Board shall submit its recommendations concerning such requests to the Town Council within ninety (90) days after the referral has been made by the Council.

**45-16-3 Planning Board Hearing**

The Planning Board shall hold a public hearing on the proposed amendment, with notice being given in accordance with RSA 675:7.

**45-16-4 Planning Board Initiative**

The Planning Board may, upon its own initiative, consider amendments to the Zoning Ordinance and submit recommendations to the Town Council.

**45-16-5 Text of Ordinance**

The full text of the proposed amendment to the Zoning Ordinance need not be included in the notice if an adequate statement describing the proposal and designating a place where the proposal is on file for public inspection is stated in the notice.

[This amendment would allow for the Town Council to make all future zoning amendments after at least two public hearings are held, one by the Planning Board and one by the Town Council. This amendment is also one of the recommendations of the Bedford Economic Development Commission.]

YES 1534  
 NO 2130

## ZONING AMENDMENTS PROPOSED BY THE PLANNING BOARD CONTINUED

### Amendment No. 2

Are you in favor of the adoption of Amendment No. 2 as proposed by the Planning Board for the Bedford Zoning Ordinance to amend Article 45-13-2(b) by deleting subparagraph (2) in its entirety as shown in strikethrough below:

~~A building permit for a nonresidential structure or building which is less than eight hundred square feet (800 s.f.) and is not intended for habitation, may be issued by joint approval of the Building Inspector and Zoning Administrator, and shall not require a Planning Board Nonresidential Site Plan Review.~~

YES 3070

NO 612

[This amendment is intended as housekeeping as the Planning Director already has the authority to approve these structures under the Land Development Control Regulations.]

### Amendment No. 3

Are you in favor of the adoption of Amendment No. 3 as proposed by the Planning Board for the Bedford Zoning Ordinance to amend Article 45-14-5 Time Limits on Approvals by deleting the words shown in strike through and adding the words in bold as follows:

Any variance, special exception, or administrative appeal granted by the Zoning Board of Adjustment shall be rendered null and void ~~unless active and substantial development has occurred within~~ one (1) year from the date of approval unless **the applicant files a complete application for a building permit, site plan, or subdivision plan for the subject parcel at which point the Zoning Board of Adjustment approval will run with the administrative timeline of the building permit or Planning Board decision.**

YES 3048

NO 656

[This amendment is intended to allow projects which may take more than one year from the date of Zoning Board approval to not return for time extensions provided that they are actively seeking other approvals. It has been the observation of the Board that it is rare for large or complex projects to be able to achieve substantial development within one year.]

### Amendment No. 4

Are you in favor of the adoption of Amendment No. 4 as proposed by the Planning Board for the Bedford Zoning Ordinance to amend Article 45-4-2(f)(1) Level II Home Occupations subsection d. by adding the words in bold as follows:

If the home occupation is a day care facility, **no more than 12 children shall be permitted and**, a minimum of fifty square feet (50 s.f.) of outside play area for each enrolled child shall be provided.

YES 3245

NO 505

[This amendment is intended to place a limit on the number of children that can be considered for an in home day care facility.]

### Amendment No. 5

Are you in favor of the adoption of Amendment No. 5 as proposed by the Planning Board for the Bedford Zoning Ordinance by deleting words shown in strike through and adding the words in bold as follows:

To amend Article 45-4-2(c)(2)a. Accessory Attached Apartments as follows:

An accessory apartment shall be clearly incidental to the primary use of the property for a single dwelling, and such accessory living space shall not exceed ~~six hundred and fifty~~ **one thousand** square feet (~~650~~ **1,000** s.f.);

To amend Appendix 45-A Table of Uses by amending footnote number 27a. as follows:

An accessory apartment shall be clearly incidental to the primary use of the property for a single dwelling, and such accessory living space shall not exceed ~~six hundred and fifty~~ **one thousand** square feet (~~650~~ **1,000** s.f.);

To amend Article 45-2 Definitions, Dwelling, Accessory Attached Apartment as follows:

An accessory dwelling unit, consisting of not more than ~~six hundred fifty~~ **one thousand** square feet (~~650~~ **1,000** sq ft), constructed within or attached to a single detached residence.

YES 3142

NO 558

[This amendment is intended to allow accessory apartments to be up to 1,000 square feet and to be more consistent with the size of typically requested.]

### Amendment No. 6

Are you in favor of the adoption of Amendment No. 6 as proposed by the Planning Board for the Bedford Zoning Ordinance to amend Article 45-13-2(b) by adding new subparagraph (2) as shown in bold as below:

**Prior to the start of construction all wetlands shall be identified and flagged on the lot by a NH Certified Wetlands Scientist. Flagging must be maintained during the construction and until a Certificate of Occupancy is issued by the Building Official or his agent. Flagging shall be installed with a maximum of no more than twenty-five (25) feet between flags.**

YES 2883

NO 857

[This amendment is intended to ensure that wetlands are not disturbed during construction.]

# RESULTS



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TOWN CLERK

## ZONING AMENDMENTS PROPOSED BY THE PLANNING BOARD CONTINUED

Amendment No. 7

Are you in favor of the adoption of Amendment No. 7 as proposed by the Planning Board for the Bedford Zoning Ordinance to amend Article 45-13-2 Building Permit Procedure by deleting the words shown in strike through and adding the words in bold as follows:

Article 45-13-2 Building Permit Procedure.

All structures shall be constructed in accordance with the most current applicable residential and non-residential building codes **as referenced in Article 2 Section 2-2-1 of the Town of Bedford Municipal Ordinances.** ~~that have been adopted by the Bedford Town Council. The Bedford Building Code Official shall prepare an amendment for submission to the Town Council no less than every three years, requesting adoption for revised building codes. The Town Council shall hold a public hearing on the proposed updates or revisions to the building codes with public notice as required by RSA 675:7. Such notice shall include information stating where the proposed building code updates or revisions shall become final upon approval by the Town Council and recording with the Town Clerk.~~

And to change the term Building Inspector to read as Building Official or his agent in two instances within Article 45-13-2(d) and Article 45-13-3(a)

[This amendment is intended as housekeeping to have the Zoning Ordinance refer to the proper and current location of the building codes and title of the Building Official.]

YES 3293  
 NO 504

## ARTICLE 3- ISSUANCE OF LONG TERM DEBT FOR RECONSTRUCTION OF ROADS

To see if the Town will vote to raise and appropriate a sum not to exceed thirty million dollars (\$30,000,000) for the purpose of the reconstruction and rehabilitation of town roads, such amount to come from the issuance of bonds or notes under and in compliance with the Municipal Finance Act, RSA 33. In addition, authorize the Town Council to issue and negotiate such bonds or notes and to determine the rate of interest thereon, and take such other action as may be necessary to effect the issuance, negotiation, sale and delivery of such bonds or notes as shall be in the best interest of the Town of Bedford, and pass any vote relating thereto. *(This article requires a two-thirds ballot vote)*

**Explanation:** *The issuance of this long-term debt will address major concerns regarding the continuation of our Town road reconstruction and rehabilitation program as proposed over a ten year period. All funds will be used solely to continue the Town roads program. It is anticipated that this authorization may be separated into three issuances of approximately \$10,000,000 each in years, 2010, 2013 and 2016 in order to help mitigate the effects on the Town's portion of the tax rate. There are several factors being considered in regards to how we best structure the issuance(s) to maximize the benefit of bonding for these road projects. Such factors include but are not limited to bond issue costs, market interest rates, construction timetables and economies of scale, which could be realized from combining projects. It is the intent of the Town Council to consider these and other factors as well as assessing the impact on the tax rate to yield the greatest benefit to the community during the continuation of the roads program.*

THE TOWN COUNCIL RECOMMENDS PASSAGE OF THIS ARTICLE.

YES 1966  
 NO 1868

## ARTICLE 4- SUBMITTED BY INITIATIVE PETITION

To see if the Town will vote to approve the following resolution to be forwarded to our State Representative(s), our State Senator, the Speaker of the House, and the Senate President.

RESOLVED: The citizens of New Hampshire should be allowed to vote on an amendment to the New Hampshire Constitution that defines "marriage".

YES 2738  
 NO 1040

YOU HAVE NOW COMPLETED VOTING