



CITY OF SOMERSWORTH

AGENDA FOR MONDAY, MARCH 18, 2019

6:00pm Historic District Commission Workshop

7:00pm City Council Meeting

1. Roll Call of Members
2. Pledge of Allegiance
3. Public Hearings
 - A. **Ordinance No. 16-19** - To Amend Chapter 7, Solid Waste and Recycling, Section 7.4 – Fees
4. Comments by Visitors
5. Consent Calendar
 - A. Approve Minutes of the State of the City Address held on March 4, 2019
 - B. Approve Minutes of the City Council Meeting held on March 4, 2019
 - C. Scott Orzechowski - Letter of Resignation as Commissioner of the Strafford Regional Planning Commission
 - D. Pius C. Murray - Letter of Resignation as Ward 3 Supervisor of the Checklist
6. Comments by City Councilors
7. Communications
 - A. Presentation of Financial Statements for year ending June 30, 2018
by Vachon Clukay & Co., City Auditors
8. Presentations of Petitions and Disposal Thereof by Reference or Otherwise
9. Mayor's Report
10. Report of Standing Committees
11. Report of Special Committees, City Officers and City Manager
12. Nominations, Appointments and Elections
 - A. School Board At- Large, with term to expire November 2019:
 - a. Steven Potter
 - B. For Council Ratification Vote
 - a. Glenn Garvin, as an Alternate Member of the Zoning Board of Adjustment, with a term to expire, March 2022

13. Lay on the Table

A. **Ordinance No. 4-19** – To Amend Chapter 19, Zoning Ordinance, Section 14, Historic District

B. **Ordinance No. 15-19** - To Amend Chapter 19, Zoning Ordinances, Section 21, Requiring Paved Parking Spaces for Residential Use and Deleting Parking Requirement in the Historic Moderate Density District

Question 1:

Add 'paved' to section 19.21.A. The section will read as follows:

19.21.A.1. In all districts permitting residential uses, except where otherwise dictated below, a minimum of two (2) **paved** parking spaces per dwelling unit shall be provided on the lot which they are required to serve.

14. Unfinished Business

ORDINANCES

A. **Ordinance No. 16-19** - To Amend Chapter 7, Solid Waste and Recycling, Section 7.4 – Fees

15. New Business

ORDINANCES

A. **Ordinance No. 17-19** – FY 2019-2020 Budget

RESOLUTIONS

A. **Resolution No. 33-19** - To Authorize the City Manager to Contract with WasteZero of Raleigh, North Carolina to Distribute Specially Marked Bags to Authorized Vendors as Part of the City's Pay-Per-Bag Program

16. Comments By Visitors

17. Closing Comments by Council Members

18. Future Agenda Items

19. Nonpublic Session (as necessary, pending roll call vote by Council)

20. Adjournment



City of Somersworth – Ordinance

Ordinance No: 16-19

**TO AMEND CHAPTER 7, SOLID WASTE AND RECYCLING,
SECTION 7.4 - FEES**

March 4, 2019

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Ordinances of the City of Somersworth as amended, be further amended as follows:

Amend Chapter 7, Solid Waste and Recycling, Section 7.4 – Fees, by deleting it in its entirety and replacing it with the following:

Section 7.4 – Fees: Effective July 1, 2019, the retail cost of the bags shall be \$2.00 for a 30-gallon bag and \$1.45 for a 15-gallon bag. Ten cents (.10) from the sale of each bag shall be utilized to subsidize the cost to the City for recycling or for any other cost related to solid waste and recycling collection and disposal. The cost to vendors shall be \$.02 cents less to provide financial incentive for selling the bags.

This Ordinance shall take effect upon its passage.

Authorization

Sponsored by:
David A. Witham

Approved:
City Attorney

City of Somersworth – Ordinance 16-19

History

First Read Date:	03/04/2019	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Background: The total increase in the cost of each size of bag is fifteen cents (.15). Five cents (.05) of this increase will cover the cost of a new distribution program where bags will be shipped directly to vendors by the City's bag supplier. Ten cents (.10) of the increase will be utilized to subsidize the cost to the City for recycling or for any other cost related to solid waste and recycling collection and disposal, and will raise approximately \$25,000 for that activity.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham *		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
TOTAL VOTES:			
On / / . Ordinance 16-19		PASSED	FAILED



City of Somersworth
Boards, Commissions & Committee Application

Instructions: Please complete all information.

Name: Glenn Garvin
Telephone: 603-841-6028 Email: dudenamedglenn@
Residence Address: 8 Adams Court hotmail.com
Mailing Address (if different): _____
Resident of Somersworth for 32 Years Ward 3
Registered Voter: Yes No

Education Level: High School - Portsmouth Naval Shipyard Apprentice
Please list any organizations, groups, or other committees you are involved in: Program

Many at the Shipyard, none in Somersworth.

I am interested in serving on the following Board, Commission or Committee (s):

ZBA

My Background or Interests are: I retired from PNSY, as an
electrical manager after 36 years

over



*alt ZBA member
per mayor
FBS*

I have served on the following Committee (s) in the past: Many shipyard committees, none in Somersworth.

Would you be able to commit to attending all meetings? Yes: No:

By submitting this Application you understand that:

1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application will be forwarded to the City Council for consideration.
4. Application will be kept on file for one (1) year from date of receipt.

Signature: *Alexander Dawson*

Date: 3/4/2019

Please submit application to:
City Clerk's Office
City Hall, One Government Way
Somersworth, NH 03878

From: <scott.orzechowski@comcast.net>

Date: March 3, 2019 at 7:39:28 PM EST

To: "Dana S. Hilliard" <dhilliard@somersworth.com>

Cc: Bob Belmore <bbelmore@somersworth.com>, 'Brenda Breda' <bbreda@somersworth.com>

Subject: SPRC resignation

Here's the soft copy of the hard copy I sent in the US Mail 😊

Scott Orzechowski

11 Francoeur Drive

Somersworth, NH 03878

1/1/19

Mayor Dana Hilliard

City of Somersworth

1 Government Way

Somersworth, NH 03878

Dear Mayor Hilliard:

It is with regret that I tender my resignation as Commissioner on the Strafford Regional Planning Commission, effective immediately.

I am grateful to have had the opportunity to serve on the Commission. I have found it difficult to attend meetings, which are scheduled during my work hours. Also, my roles as Chair of both the Somersworth Sustainability Committee and Conservation Commission make it difficult to carve out sufficient time for the SRPC.

With best regards,

Scott Orzechowski

79 Franklin Street Apt e
Somersworth, NH 03878
7 February 2019

Trish Harris
City Clerk
City Hall
One Government Way
Somersworth, NH 03878

Dear Trish,

This brief note is to inform you of my new address in town as follows:

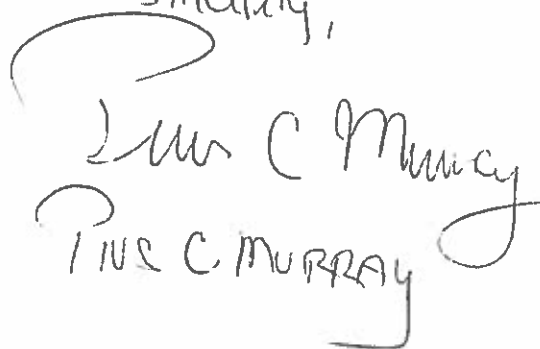
Old Address
231 High Street Apt 1
Somersworth, NH 03878

New Address
79 Franklin Street Apt C
Somersworth, NH 03878

Secondly, this note expresses my wish to resign as Moderator of Ward 3 effective immediately as I no longer live in that Ward.

Thank you for your kind consideration.

Sincerely,


Pius C. Murray
PIUS C. MURRAY



City of Somersworth – Ordinance

Ordinance No: 4-19

TO AMEND CHAPTER 19, ZONING ORDINANCE, SECTION 14, HISTORIC DISTRICT

October 15, 2018

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Delete Section 19:14 in its entirety and replace with the following:

19:14.A Section A INTRODUCTION AND BACKGROUND

The downtown area of Somersworth was primarily built by following a master plan designed by the Great Falls Manufacturing Company starting in 1823. The design attempted to relate the brick mills, brick or wood worker-housing and small-scale commercial buildings. Also, this overall plan included large-scale landscape features like the tree-lined canal. The land use pattern created was similar to pedestrian-oriented mill cities across New England. As the mill prospered and the city grew, other commercial buildings and areas were established; these included other areas (such as High Street), and replacement of earlier, smaller businesses. By the end of the 19th Century, the downtown boasted many fine brick hotels and commercial blocks.

The topography of the city played a central role in its development; i.e. the mills were located on the river, their source of power; worker housing and early commercial development were built on the flat land on the other side of the canal, within easy walking distance to the mills; and the mill owners and managers built their houses a carriage ride away, high on the hill to take advantage of the spacious views and cool breezes. An architectural hierarchy was established that closely followed the topological and social dictates. (The higher up you were the higher up you were!)

The history of Somersworth can still be read in her streets and building, but unfortunately, some pages of her history are missing. Fire and urban renewal erased large chunks of the streetscape; especially in the downtown. The master plan as envisioned by the city founders can never be finished nor re-created and it is not even desirable that it should be. However, recognizing the value of planning and good design, the Historic District Commission hopes to guide future changes in a manner that will be complimentary to those original intentions.

19:14.B Section B AUTHORITY

19:14.B.1 **HISTORIC DISTRICT COMMISSION.** There is herein established a seven member Historic District Commission (HDC) with the membership and power and duties as set forth in New Hampshire Revised Statutes Annotated Chapter 673:4 and 674:46, as the same may be subsequently amended, and as may be needed to carry out the purposes of this section.

19:14.B.2 **POWERS AND DUTIES OF THE COMMISSION** The HDC shall have the following powers and duties:

19:14.B.2.a Maintain a system for the survey and inventory of historic properties. This survey will be the system for comprehensive historic planning within the City.

It will be consistent with the technical standards issued by the United States Department of the Interior to produce reliable, understandable, and up-to-date information for decision making, related to the identification, evaluation, and protection/treatment of historical resources;

19:14.B.2.b Establish rules and regulations for the conduct of business which are consistent with the purposes of the Historic District and in conformance with applicable NH State statutes. Members shall be governed by a code of conduct, in conformance with NH State statutes, and in accordance with the City Charter, to prevent real and apparent conflicts of interest in the performance of the HDC's responsibilities;

19:14.B.2.c Establish, adopt, and make available to applicants and the public, guidelines and standards for review to be used by the HDC in reviewing and deciding on applications for Certificate of Appropriateness(COA) to construct, alter, modify, repair, move, or demolish any building and/or structure within an Historic District;

19:14.B.2.d Approve, disapprove, in whole or in part, applications for which a COA is required per the Zoning Ordinance;

19:14.B.2.e Request reports and recommendations from City departments and agencies and from other organizations and sources which may have information or can provide advice pertinent to the application or its impact to the district;

19:14.B.2.f Retain professional consultants as may be necessary to carry out the purpose of this section;

- i. Applicants may be asked to retain professional consultants in regards to supplying information on the applicant's project. This would be at the applicant's expense.
- ii. The HDC may retain professional consultants subject to the availability of funds to help provide support and information to help carry out the HDC's authority and purview.

19:14.B.2.g Investigate and recommend to the City Council new areas for designation as Historic Districts.

19:14.B.2.h Act in an advisory role to other officials agencies, departments, boards, commissions, and committees of the local government, regarding the identification, protection, and preservation of local resources;

19:14.B.2.i Act as liaison on behalf of the local government to individuals and organizations concerned with historic preservation;

19:14.B.2.j Work toward continuing education of citizens within the HDC's jurisdiction, regarding historic preservation issues and concerns;

19:14.B.2.k Recommend and propose amendments and/or revisions to the boundaries and limits of any Historic District to the City Council; and

19:14.B.2.l Keep or cause to be kept accurate and complete records and minutes of meetings, findings of the HDC, and records of each application, all of which shall be

part of the public record.

19:14.C Section C DESIGNATION OF HISTORIC DISTRICT

19:14.C.1 **DESCRIPTION** The Historic District is an overlay zoning district, meaning that it is a zoning district which is superimposed over other zoning districts. In all cases where the Historic District is superimposed over another zoning district, that district whose regulations are more restrictive shall apply.

19:14.C.2 **PURPOSE** It is hereby declared as a matter of public policy that the recognition, preservation, enhancement, and continued use of structures, sites, areas, and districts within the City of Somersworth having historic, architectural, cultural or design significance is required in the interest of the health, economic prosperity, cultural enrichment, and general welfare of the community. The purposes of this ordinance are to:

19:14.C.2.a Safeguard the heritage of Somersworth by providing for the protection of the structures and areas representing significant elements of its history;

19:14.C.2.b Enhance the visual character of the City by encouraging and regulating the compatibility of architectural styles within Historic Districts reflecting unique and established architectural traditions typical of houses in excess of 50 years old;

19:14.C.2.c Foster public appreciation of and civic pride in the beauty of the City and the accomplishments of its past;

19:14.C.2.d Strengthen the economy of the City by protecting and enhancing the City's attractions to residents, tourists and visitors;

19:14.C.2.e Stabilize and improve property values within the City; and

19:14.C.2.f Promote the private and public use of structures and areas within Historic Districts for the education, prosperity and general welfare of the community.

19:14.C.3 **DISTRICT BOUNDARIES** The location and boundaries of both the "Hilltop Historic District" and the "Industrial and Commercial Historic District" are hereby established as shown on a map entitled "Historic Districts, City of Somersworth, New Hampshire, January 1992", and as amended, which is hereby declared to be part of this ordinance.

19:14.D Section D PURVIEW OF THE COMMISSION

19:14.D.1 **ACTIVITIES REQUIRING REVIEW**. It shall be unlawful for any person to construct, alter, modify, repair, move, or demolish any building, structure, or improvement which lies within a Historic District without first obtaining a Certificate of Appropriateness (COA) from the Historic District Commission (HDC), or in the case of a project of minimal impact, the Planner, Code Officer (CO), and the HDC Chair, in the manner prescribed in this section.

19:14.D.2. **EXEMPT ACTIVITIES**. Exempt activities described in this section do not require review of the applicant's proposed projects or HDC approval. This section does not exempt any property owner from being required to obtain any other permit prescribed by the State of NH or the City of Somersworth.

19:14.D.2.a Any interior construction, alteration, or repair that does not change in any way the outward appearance or any exterior details of the building.

19:14.D.2.b Ordinary maintenance, repair, or painting of any exterior architectural feature which does not involve a change in design, materials, or outer appearance. If any element of a structure must be temporarily removed for painting or repair, it shall be reinstalled within 30 days. Painting must be of standard workmanship quality.

19:14.D.2.c Landscaping that does not affect the current grade of the site, provided there is no change to any vertical structure, such as construction or alteration of walkways and patios.

19:14.D.2.d Planting or removal of vegetation, except in the case of removing a healthy or undamaged tree with a diameter larger than 12"(circumference in excess of 36") when measured 4 feet above grade.

19:14.D.2.e Cleaning of any structure provided the cleaning is performed with proper care and will not harm any element of the structure. (Discouraged paint removal processes; sandblasting, chemical paint removers, high pressure water wash, heat tools, and rotary tools). The gentlest process is always preferred.

19:14.D.3 **PROJECTS OF MINIMAL IMPACT**. For the purpose of this section, the following activities shall be considered to be projects of minimal impact and shall be reviewed and approved, conditionally approved or disapproved by the Planner, CO, and HDC Chair, or their designee, (all three required for approval). A monthly report shall be provided to the HDC informing them of any approved projects of minimal impact.

19:14.D.3.a Erection, construction, or repair of any fence or fence like structure. A fence that is less than 30 percent open such as a stockade fence should not be located in front of the house. Chain Link fence is not allowed unless necessary in cases such as, but not limited to, industrial applications or ball fields.

19:14.D.3.b Erection, construction, or repair of any signs provided the proposed signage adheres to both the HDC Sign Standards for Review, Chapter 19.20 of the Somersworth Ordinances, and other City Sign Ordinances.

19:14.D.3.c Simple roof replacements that involve no alterations to the roof, roof trim, or any roof features. Any changes to the pitch, size, angle, addition, roof

feature, or any other change to any feature of the roof shall require HDC approval.

19:14.D.3.d Sheds less than 120 square feet provided they match the style and texture of the other structures on the property.

19:14.D.3.e Installation or removal of storm doors or windows provided the size and shape match the existing window/door and it adheres to the HDC Storm window and door in the Standards for Review, Section 3, Fenestration.

19:14.D.3.f Essential outdoor mechanical equipment (ducts, fans, solar panels, etc.) provided they are installed in locations which create the least disturbance to the historical integrity of the building and which involve the minimum alteration to its structure.

19:14.D.4 **APPROVAL OF MINIMAL IMPACT** The Planner, CO, and HDC Chair shall have final authority to approve, conditionally approve, or disapprove applications for projects of minimal impact. However, if the Planner, CO, and HDC Chair or the HDC Chair's designee does not unanimously agree that the application is minimal impact, the application shall be forwarded to the HDC for full review and action. Furthermore, the decision of the Planner, CO, and HDC Chair or the HDC Chair's designee may be appealed to the HDC provided that notice of the appeal is filed within ten (10) workdays of the staff's decision.

19:14.D.5 **PROJECTS OF MAJOR IMPACT** Any development activity not specifically listed as an exempt activity or as a project of minimal impact shall be considered a project of major impact and shall go through the review process of the HDC as outlined in the sections below.

19:14.E Section E PROCEDURES FOR REVIEW FOR CERTIFICATE OF APPROPRIATENESS

19:14.E.1 **APPLICATION**. All application packages shall include the items listed below, as outlined.

19:14.E.1.a **APPLICATION FORM**. A completed application form available from and provided by the Somersworth Development Services.

19:14.E.1.b **PHOTOGRAPHS**. Current photographs of each side of any building proposed for alterations, additions, or demolition. Current photographs of the streetscape in both directions of the street, or both streets if a corner lot.

19:14.E.1.c **ELEMENTS SUBJECT TO REVIEW**. It is the responsibility of the applicant and/or the contractor to describe in a clear manner every element of the proposed project that is subject to the HDC review.

19:14.E.1.d **PLANS**. Detail drawings of all project specific elements. This may be limited to a detailed drawing of one window in the case of an application proposing

replacement of only windows involving no change to the window sizes, but will need additional drawings if more than one window size or style is involved.

19:14.E.1.e **MEASUREMENTS**. Measurements shall be displayed on all plans including building heights. Measurements shall be provided in a clear manner and include dimensions building details such as but not limited to doors, windows, trim, overhangs, and siding exposure.

19:14.E.1.f **REVISIONS**. When subsequent revised plans are submitted the revised plans shall clearly indicate every change from the prior set of plans. This should not be written on or over the older set of plans.

19:14.E.1.g **SAMPLES**. Manufacturer pamphlets, cut sheets, or samples will be needed if the material proposed is not referred to in the Standards for Review document approved by the Historic District Commission.

19:14.E.2 ADDITIONAL REQUIREMENTS. The following are additional requirements if an Application proposes significant changes.

19:14.E.2.a **ELEVATION DRAWINGS**. An Application for projects involving changes to the buildings details, openings, height, roofline, mechanical units, or projections shall also provide elevation drawings. Elevation drawing shall show each affected façade of the building, structure, or sign clearly depicting existing conditions and proposed changes. If the overall height change is proposed, adjacent buildings shall be included in a streetscape drawing to act as a fixed benchmark.

19:14.E.2.b **SITE PLANS**. Any site work, new construction, demolition, or change to an existing building's footprint shall provide a Site Plan drawn to scale clearly depicting existing conditions and proposed work. This shall include topographic details in the vicinity of the building due to the steep nature of the land within the Historic District. Plans shall depict any land within 15' of any retaining walls, foundation, or new construction. A streetscape drawing depicting adjacent buildings shall be included to act as a fixed benchmark.

19:14.E.2.c **ENGINEER REPORT**. Any proposed demolition shall require a detailed report from an engineer licensed in the State of New Hampshire as to the soundness of the structure. Any dangerous conditions should be identified. Include the engineer's resume highlighting professional experience in historic property assessment/rehabilitation. Exception: Structures deemed not contributing by the HDC

19:14.E.3 **APPLICATION DEADLINE**. Complete applications must be filed with the Planning Dept, 14 days prior to the next scheduled HDC meeting to be placed on that meeting's agenda.

19:14.E.4 **REVIEW OF THE APPLICATION**

19:14.E.4.a **DETERMINATION OF APPROPRIATENESS**. In determining whether to approve or deny an application the HDC shall consider whether or not

the proposed work described in the application conforms to the Somersworth HDC Standards for Review.

19:14.E.4.b **SCHEDULING AND COMPLETENESS**. The HDC will consider applications only at its scheduled meetings. At that time the HDC may consider denying the application if it is for any reason incomplete as outlined in the Application section. This will be decided by a majority vote of present HDC members. If denied for this reason a specific list of what was missing will be provided to the applicant within 10 days.

19:14.E.4.c **PRESENTATION OF THE APPLICATION**. The applicant or their designee should attend the meeting to present the application and be prepared to answer any questions. If the HDC is unable to obtain answers during the review of the application, this constitutes grounds for denial of the application.

19:14.E.4.d **PUBLIC MEETING**. Each application reviewed by the HDC shall allow comment by any abutters, citizens, or other interested people.

19:14.E.4.e **COMPLIANCE PARAMETERS**. When the Commission deems it appropriate in dealing with violations of this ordinance and other matters, it may work with property owners in a flexible manner in setting timeframes and other benchmarks to guide how and when specific work must be completed.

19:14.E.5 **ACTION ON AN APPLICATION**

19:14.E.5.a To the extent practical and appropriate, an applicant may file applications for permits simultaneously with any other board or commission. These plans should be consistent with one another in regard to all details.

19:14.E.5.b If any changes are made by other boards or commissions on elements under the HDC purview, the applicant shall reappear before the HDC for approval.

19:14.E.5.c On more complex projects involving other boards or commissions applicants may present a preliminary proposal at any HDC meeting (consisting of simple hand sketches or other lesser requirements) prior to submitting an official formal application. During the preliminary proposal the HDC shall;

- i. allow informal discussion about the project.
- ii. offer comments, concerns, and or suggestions to aid the applicant.
- iii. make no official decision or ruling during the discussion.

19:14.E.5.d The Commission shall file a Certificate of Appropriateness or a Certificate of Denial with the Planning Department.

19:14.E.5.e The HDC shall render a decision within thirty-five (35) days after the HDC accepts the application as complete.

19:14.E.5.f Failure to act on an application within the period of time specified

above shall be deemed to constitute approval of the application as submitted.

19:14.E.5.g The Certificate of Appropriateness by approval or by default of the Commission per 19.14.E.5.f shall be effective for 1 year after the date of approval, but will not expire during an active building permit.

19:14.E.5.h If the applicant has neither obtained a building permit (or the extension for one) nor commenced work within 1 year after the date of approval, then the approval shall automatically be deemed null and void.

19:14.E.5.i When an application is rejected as being incomplete or denied, the reason(s) for the decision shall be conveyed to the applicant in writing and in the Certificate of Denial and clearly stated in the minutes of the meeting.

19:14.E.5.j At the HDC's discretion on larger or more sensitive projects, the HDC may recommend that the Code Officer oversee construction of the elements and details of the building that are part of the HDC's approval to ensure the building is constructed correctly in accordance with the proposal. The HDC may request that progress reports be submitted to the City and it may identify the requested parameters for those progress reports.

19:14.E.5.k Once a Certificate of Appropriateness has been issued, any changes in construction, due to any reason, shall be brought back to the HDC for review and approval. The Code Officer (CO) may issue a Stop Work Order if any project is not in conformance with the application approved by the HDC. However, if a proposed change is very minor, then Code Enforcement and HDC Chair may approve the proposed change if:

- i. The change is deemed to be insignificant
- ii. The change would be barely noticeable, if at all, from a public right of way and
- iii. The change would be consistent with the intent of the earlier approval.

19:14.E.6 **DECISIONS / FINDINGS.** For a project of minor or major impact, a building or demolition permit shall not be issued until and unless a COA is issued by the HDC in accordance with the provisions of this section.

19:14.E.6.a At the conclusion of its review, the HDC shall issue in writing one of the following:

- i. If in the opinion of a majority of HDC members present and voting the applicant's proposal meets the purpose of this section, then the Historic District Commission shall issue a COA signed by the Chair together with any changes, conditions and/or stipulations. After the issuance of the COA, the Building Inspector may issue any building, demolition or other permit for the approved project; or
- ii. If in the opinion of the majority of the HDC members present and voting the

applicant's proposal does not meet the purposes of this section, then the HDC shall issue a Notice of Disapproval in writing together with the reasons for such decision signed by the Chair and all voting HDC members. The issuance of a Notice of Disapproval shall prohibit the Building Inspector from issuing a building, demolition or other permit; or

- iii. In the opinion of the majority of the HDC members present and voting the application may be tabled.

19:14.F Section F STANDARDS FOR REVIEW

19:14.F.1 The Standards for Review shall articulate how and why a building should be similar to surrounding buildings. They will articulate the buildings form, scale, setback, materials, and other pertinent information, to properly blend a new, altered, or remodeled building into the existing historic streetscape or context.

19:14.G Section G APPEALS AND ENFORCEMENT.

19:14.G.1 **RESUBMITTAL.** If the applicant's proposal is denied, the applicant may, and is encouraged to, make modifications to the proposed plans and shall have the right to resubmit the application at any time after so doing.

19:14.G.2 **APPEAL PROCESS.** Any person aggrieved by a decision of the Historic District Commission shall have the right to appeal in accordance with RSA 677:17

19:14.G.3 **REQUIRED MAINTENANCE.**

19:14.G.3.a **RESPONSIBILITY.** A property owner in the Historic District is prohibited from allowing his or her property to deteriorate in the manners specified in Chapter 19:24 of the Somersworth Ordinances and failing to correct those conditions shall be subject to enforcement under Chapter 24, The Property Maintenance Code. Any corrective action as directed by such enforcement action must also adhere to this chapter section, 19:14, in its entirety.

19:14.G.4 **ENFORCEMENT AND VIOLATIONS.**

19:14.G.4.a **ENFORCEMENT.** These regulations, in accordance with RSA 674:49 may be enforced under the authority of either NH State RSA 676, as the same may be subsequently amended, and such other authorities as may be available, or Chapter 24 of the Somersworth Ordinance, the Property Maintenance Code or any other remedy afforded by law.

19:14.G.4.b **VIOLATIONS.** If during the regular inspections by the CO a property is found to not be in compliance with the provisions of this section, or if the property is found in violation of Chapter 24 of the Somersworth Code shall be subject to the established violation method used for violations of Chapter 24 of the Somersworth Code

19:14.H Section H DEFINITIONS.

- 19:14.H.1 **CITY**; City of Somersworth
- 19:14.H.2 **CITY COUNCIL**; Somersworth City Council
- 19:14.H.3 **CO**; Code Officer (Code Enforcement Officer, Code Compliance Officer)
- 19:14.H.4 **COA**; Certificate of Appropriateness
- 19:14.H.5 **COMMISSION**; Historic District Commission
- 19:14.H.6 Contributing structure; any building, object, or structure which adds to the historical integrity or architectural qualities that make the historic district, listed locally or federally, significant
- 19:14.H.7 **DISTRICT**; Somersworth Historic District
- 19:14.H.8 **HD**; Historic District
- 19:14.H.9 **HDC**; Historic District Commission
- 19:14.H.10 **NRHP**; National Register of Historic Places
- 19:14.H.11 **SHPO**; State Historic Preservation Office

Authorization	
<i>Sponsored by Request by:</i> Mayor Dana S. Hilliard	<i>Approved:</i> City Attorney

City of Somersworth – Ordinance 4-19

History

First Read Date:	10/15/2018	Tabled:	11/05/2018 & 12/03/2018
Public Hearing:	11/05/2018	Removed From Table:	11/05/2018
Second Read:	11/05/2018		

Discussion

Councilor Witham, made a motion to waive Council rules to allow for Ordinance 4-19 to be read by title only. Motion passed, 8-0.

Ordinance 4-19 will remain in first read until the November 5, 2018 City Council Meeting.

On November 5, 2018, *Councilor Witham, seconded by Councilor Levasseur, made a motion to amended the Ordinance in Accordance with the redline version provided. The motion passed, 7-1.*

Councilor Levasseur, seconded by Councilor Witham, made a motion to table Ordinance 4-19. Motion passed, 8-0.

On December 3, 2018, *Councilor Witham made a motion that Ordinance 4-19 be removed from the table, seconded by Councilor Sprague. Motion passed 9-0.*

Councilor Pepin made a motion to adopt Ordinance 4-19, seconded by Councilor Levasseur.

Councilor Witham made a motion to table Ordinance 4-19, seconded by Councilor Pepin. Motion passed 9-0.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	McCallion *Resigned Effective 02/01/2019		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
TOTAL VOTES:			
On / / .	Ordinance 4-19	PASSED	FAILED



City of Somersworth – Ordinance

Ordinance No: 15-19

TO AMEND CHAPTER 19, ZONING ORDINANCES, SECTION 21, REQUIRING PAVED PARKING SPACES FOR RESIDENTIAL USE AND DELETING PARKING REQUIREMENT IN THE HISTORIC MODERATE DENSITY DISTRICT

February 19, 2019

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Amend Chapter 19, Zoning Ordinances, Section 21, Circulation & Parking Regulations, by:

1. Add 'paved' to section 19.21.A. The section will read as follows:

19.21.A.1. In all districts permitting residential uses, except where otherwise dictated below, a minimum of two (2) **paved** parking spaces per dwelling unit shall be provided on the lot which they are required to serve.
(tabled on 03/04/2019)

2. Delete Section 19.21.A.2. in its entirety. *(passed, 7-0, on 03/04/2019)*

3. Renumber Section 19.21.A accordingly. *(passed, 7-0, on 03/04/2019)*

This Ordinance shall take effect upon passage.

Authorization

Sponsored by:

Martin P. Dumont, Sr.
Richard R. Michaud
Martin Pepin

Approved:

City Attorney

City of Somersworth – Ordinance 15-19

History

First Read Date:	02/19/2019	Tabled:	03/04/2019 Question 1
Public Hearing:	03/04/2019	Removed From Table:	
Second Read:	03/04/2019		

Discussion

On March 4, 2019:

Councilor Levasseur, seconded by Councilor Austin, made a motion to approve Ord 15-19.

Councilor Sprague, seconded by Councilor Levasseur, made a motion to divide the ordinance into separate questions, as follows:

Question 1:

1. Add 'paved' to section 19.21.A. The section will read as follows:
 19.21.A.1. In all districts permitting residential uses, except where otherwise dictated below, a minimum of two (2) **paved** parking spaces per dwelling unit shall be provided on the lot which they are required to serve.

Question 2:

2. Delete Section 19.21.A.2. in its entirety.

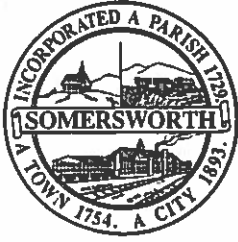
Question 3:

3. Renumber Section 19.21.A accordingly.

Councilor Levasseur, seconded by Councilor Dumont, made a motion to Table Question 1 of Ord 15-19. The motion passed, 6-1, with Councilor Sprague opposed.

Council went on to vote on Questions 2 and 3.

Voting Record		Question 1		Question 2		Question 3	
		Tabled 3/4/2019		Voted on 3/4/19		Voted on 3/4/19	
		Y	N	Y	N	Y	N
Ward 1 Councilor	Pepin			X		X	
Ward 2 Councilor	Vincent			-	-	-	-
Ward 3 Councilor	Dumont *			X		X	
Ward 4 Councilor	Austin			X		X	
Ward 5 Councilor	Michaud			X		X	
At Large Councilor	Witham			-	-	-	-
At Large Councilor	Sprague			X		X	
At Large Councilor	Cameron			X		X	
At Large Councilor	Levasseur			X		X	
TOTAL VOTES:				7	0	7	0
Ordinance 15-19				PASSED		PASSED	



City of Somersworth – Ordinance

Ordinance No: 17-19

FY 2019-2020 BUDGET

March 18, 2019

The City of Somersworth Ordains that Budgets for the City of Somersworth for the 2019-2020 Fiscal Year shall be:

<u>DEPARTMENT</u>	<u>ADOPTED BUDGET</u>
<u>GENERAL FUND</u>	
Elected Leadership	\$142,736
City Management	488,981
Finance and Administration	1,401,405
Development Services	911,676
Police	4,022,377
Fire	2,159,580
Public Works	3,053,257
Other Expenses	1,256,912
Capital Outlay	157,913
Intergovt Assessments - County	2,593,400
School Department	25,703,113
TOTAL GENERAL FUND	41,891,350
<u>ENTERPRISE FUNDS</u>	
Wastewater Department	2,290,705
Water Department	2,286,386
Solid Waste	417,550
TOTAL ENTERPRISE FUNDS	4,994,641
<u>SPECIAL REVENUE FUND</u>	
Cable Fund	60,839
TOTAL FY 2019-2020 APPROPRIATION	\$46,946,830

This Ordinance shall take effect upon passage.

Authorization

Sponsored by Request:
Mayor Dana S. Hilliard

Approved:
City Attorney

City of Somersworth – Ordinance 17-19

History

First Read Date:		Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
TOTAL VOTES:			
On / / . Ordinance 17-19		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 33-19

TO AUTHORIZE THE CITY MANAGER TO CONTRACT WITH WASTEZERO OF RALEIGH, NORTH CAROLINA TO DISTRIBUTE SPECIALLY MARKED BAGS TO AUTHORIZED VENDORS AS PART OF THE CITY'S PAY-PER-BAG PROGRAM

March 18, 2019

WHEREAS, the City sells specially marked bags designed for refuse through various commercial and retail outlets to cover the cost of collection and disposal of the City's municipal solid waste program, and

WHEREAS, the current program operates by purchasing the bags wholesale, keeping an appropriate inventory on hand, accepting orders, and requiring the Department of Public Works to make weekly deliveries to the various commercial and retail outlets, and

WHEREAS, WasteZero operates a program whereby they accept orders directly from approved vendors, and delivers bags directly on the City's behalf, and

WHEREAS, City staff have examined this program and believes it improves the efficiency of the program and allows the Department of Public Works to concentrate their efforts on other duties, specifically during winter operations, and

WHEREAS, the Finance Committee has reviewed this program with City staff and recommends contracting with WasteZero to distribute specially marked bags to City vendors at a cost of .05 cents (five cents) per bag,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to contract with WasteZero of Raleigh, North Carolina to distribute specially marked bags to authorized City vendors for a cost of .05 cents (five cents) per bag and to take any other action relative to this contract determined to be in the best interest of the City.

Authorization	
<i>Sponsored by Councilors:</i> David A. Witham Dale R. Sprague Martin Pepin Martin P. Dumont, Sr.	<i>Approved:</i> City Attorney

City of Somersworth – Resolution 33-19

History

First Read Date:	03/18/2019	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham *		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
TOTAL VOTES:			
On / / . Resolution 33-19		PASSED	FAILED