

**OFFICIAL  
BALLOT**

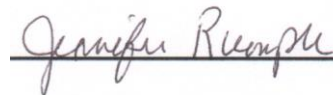
**TOWN OF  
NEW CASTLE  
NEW HAMPSHIRE**

**MAY 10, 2022**



**ZONING  
AMENDMENT: 1-3  
ARTICLES: 2-4**

**BUILDING CODE  
AMENDMENT: 1 & 2  
ARTICLES: 5 & 6**

  
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**Jennifer Rumph  
Town Clerk**

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## Article 02 Zoning Amendment #1

Are you in favor of adopting Zoning Amendment Number 1, as proposed by the Planning Board to amend Zoning Ordinance section(~~Strike through means~~ deleted text, **bolded and underlined text means added text**):

9.0 OVERLAY ZONING DISTRICTS

9.2 WETLANDS CONSERVATION DISTRICT

9.2.5 Conditional Uses

9.2.5.1 Conditional Use Permit: A conditional use permit may be granted by the Planning Board (RSA 674:21 II) for the following uses or alterations in the Wetlands Conservation District provided that all of the conditions listed in subsection 9.2.5.2 below are met. Conditional Use Permits may only be granted after review and recommendation by the Conservation Commission and may require the submission of such information as contained in the DES Wetland Bureau "Minimum Impact Expedited Application" as necessary and reasonable to determine that the proposed use will meet the conditions set forth below. **Any person aggrieved by a Planning Board decision on a conditional use permit application may appeal to the Superior Court as provided in RSA 677:15. These Planning Board decisions cannot be appealed to the Zoning Board of Adjustment (RSA 676:5.III).**

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Yes

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No

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## Article 03 Zoning Amendment #2

Are you in favor of adopting Zoning Amendment Number 2 as proposed by the Planning Board to add to Zoning Ordinance section (~~Strike through means~~ deleted text, **bolded and underlined text means added text**): :

9.0 OVERLAY ZONING DISTRICTS

9.2 WETLANDS CONSERVATION DISTRICT

**9.2.10 Local Shoreland Permit**

**If a State Shoreland Permit is required under RSA 483-B, a local Shoreland Permit shall also be required, and may be obtained through the Building Inspector/Code Enforcement Officer's office.**

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Yes

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No

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## Article 04 Zoning Amendment #3

Are you in favor of adopting Zoning Amendment Number 3 as proposed by the Planning Board to change Zoning Ordinance section (~~Strike through means deleted text, **bolded and underlined text means added text**: :~~

### 9.0 OVERLAY ZONING DISTRICTS

#### 9.1 FLOOD PLAIN DEVELOPMENT DISTRICT

##### 9.1.1 Definition of Terms

##### 9.1.1.30 Substantial Improvement

9.1.1.30 Substantial improvement: means any combination of repairs, reconstruction, alteration, **addition, or other** improvements ~~to~~ **of** a structure **for which a building permit is required, taking place during a five-year period** in which the cumulative cost equals or exceeds fifty percent of the market value of the structure. **For each structure, the five-year period begins on the date of the first permit issued for improvement or repair of that structure subsequent to May, 10, 2022.** The market value of the structure should be (1) the appraised value of the structure prior to the start of the initial repair or improvement, or (2) in the case of damage, the value of the structure prior to the damage occurring. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. This term ~~includes~~ **applies to** structures which have incurred substantial damage, regardless of actual repair work performed. The term does not, ~~however, include~~ **apply to either:** any project for improvement of a structure required to comply with existing health, sanitary, or safety code specifications ~~which are solely~~ **violations identified by the building official and that are the minimum** necessary to assure safe living conditions or any alteration of a historic structure, provided that the alteration will not preclude the structure's continued designation as a historic structure.

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Yes

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No

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## Article 05 Building Code Amendment #1

Are you in favor of adopting Building Code Amendment Number 1 as proposed by the Planning Board to change the Building Code Ordinance as follows (~~Strike through~~ means deleted text, **bolded and underlined text means added text**):

BUILDING CODE - Section 1 Code Adoption

(b) Wood **roofing** shingles are not permitted unless they meet Class B fire rating or higher **from the manufacturer**, as rated by National Fire Protection Association Standards. Contractor or owner must obtain approval from the building inspector prior to installation. (May 2022)

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Yes

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No

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## Article 06 Building Code Amendment #2

Are you in favor of adopting Building Code Amendment Number 2 as proposed by the Planning Board to change the Building Code Ordinance as follows (~~Strike through~~ means deleted text, **bolded and underlined text means added text**):

BUILDING CODE - Section 13 Permits

(d) Building permits are valid for a period of twelve months after issuance. An extension of six months may be granted at the discretion of the ~~Planning Board~~ **Building Inspector** after a request is made in writing prior to the permit's expiration date. **If the project is not completed after 18 months, a new building permit application must be submitted and issued under the code of the original permit. The fee shall be at the rate of three dollars and fifty cents (\$3.50) per one thousand dollars (\$1,000) of the estimated remaining construction value. A minimum fee of fifty dollars (\$50.00) will be charged.** (May 2003, May 2022)

(e) **Any person, including any contractor or property owner, found to have demolished, constructed, altered, removed or changed the use of a building or structure without the benefit of a building, electrical, plumbing, or mechanical permit shall be subject to an additional fee added to each permit in the amount of 100 percent of the permit fee (i.e. a double fee) and may also be subject to a penalty of \$275 a day for each day that the violation continues, as well as be subject to an injunction, payment of the Town's costs and attorney's fees expended in pursuing legal action, and all other remedies available to the Town under RSA 676:15 and RSA 676:17.** (May 2022)

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Yes

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No

END OF VOTING ZONING AND BUILDING CODE AMENDMENTS