



OFFICIAL BALLOT
ANNUAL TOWN ELECTION
NORTH HAMPTON, NEW HAMPSHIRE
MAY 11, 2010

John B. Nelson
TOWN CLERK

ARTICLES CONTINUED

Article 23 To see if the Town will vote to approve the cost items included in the collective bargaining agreement reached between the Town of North Hampton and the Professional Firefighters of North Hampton, IAFF, Local 3211, which calls for the following increases in salaries and benefits:

Year	Estimated Increase
FY2010-2011	\$34,880.00

And further to raise and appropriate the sum of Thirty Four Thousand Eight Hundred Eighty Dollars (\$34,880.00) for the 2010 budget, such sum representing the additional costs attributable to the increases in salaries and benefits over those appropriations at current staffing levels paid in the prior fiscal year of 2010. Note: Pursuant to RSA 273-A:12, if approved, the terms of this collective bargaining agreement, including the pay plan, but excluding cost of living increases, will continue in force and effect until a new agreement is executed.

YES
NO

Recommended by the Select Board 3-0. Recommended by the Municipal Budget Committee 7-2.

Article 24 To see if the town will vote to rescind the Code of Ethics and table action on amending that Code until such time as an *ad hoc* committee of seven members proposes an amended Code of Ethics for a vote by the Legislative Body. Such committee shall consist of one member appointed by each of the following- the Select Board, Planning Board, Zoning Board of Adjustment and Budget Committee- and three members of the public at large, appointed by the initial four members of the committee. In the mean time, the Town shall rely on applicable state statutes with respect to sanctioning misbehavior by Town employees and Town officials, elected or appointed.

YES
NO

Article 25 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 commend the Legislature and the Governor for their stand on equality.
By Petition

YES
NO

Article 26 To see if the Town will vote to enact the following ordinance regulating the noise levels of motorcycles.

AN ORDINANCE REGULATING THE NOISE LEVELS OF MOTORCYCLES

WHEREAS, on a daily basis the residents of North Hampton contend with noise pollution from various sources. A chief contributor of this excessive noise is motorcycle exhaust systems; and

WHEREAS, to mitigate noise pollution, the Environmental Protection Agency (EPA) has codified a motorcycle and a motorcycle exhaust system labeling program at 40 C.F.R. Section 205.158.205.169, respectively, which requires motorcycle and motorcycle exhaust system manufacturers to attach a permanent label to their manufactured products stating that the product meets the EPA's noise emission requirements; and

WHEREAS, the purpose of the labels is to ensure that specific motorcycles and exhaust systems fully comply with their tested noise emission requirements; and

WHEREAS, other municipalities including Boston, Denver and Fairfax County, Virginia have enacted ordinances requiring exhaust system labels to mitigate excessive noise pollution; and

WHEREAS, RSA 31:39 (n) authorizes towns in New Hampshire to enact ordinances regulating noise levels,

NOW THEREFORE, the Town of North Hampton enacts the following regulations;

- No person shall park, use or operate a motorcycle within the Town of North Hampton manufactured after December 31, 1982, that does not bear the required applicable EPA exhaust system label pursuant to C.F.R. Title 40, Volume 24, Part 205, Subparts D and E, and any subsequent amendments thereto.
- Any person who violates this ordinance shall be guilty of a violation and shall be fined not less than \$200 or more than \$500.
- Any person guilty of a subsequent violation of this ordinance occurring at least 10 days after a first violation shall be guilty of a violation and fined not less than \$500 or more than \$1000.
- The Police Department shall be responsible for enforcing this ordinance.
- The Board of Selectmen shall cause signage to be erected throughout the Town notifying persons of this ordinance; the Town's enforcement of it; and the fines for violation.
- The provisions of this ordinance are severable. If any provision is invalidated by a court, the other provisions shall remain in effect.
- This ordinance shall take effect 60 days following its enactment.

YES
NO

By Petition

YOU HAVE NOW COMPLETED VOTING