



LONDONDERRY TOWN COUNCIL

John Farrell • Chair
Joe Green • Vice Chair
Jim Butler • Councilor
Deb Paul • Councilor
Chad Franz • Councilor

Michael Malaguti • Town Manager
Justin Campo • Finance Director

Agenda
November 14, 2022 – 7:00 P.M.
Moose Hill Council Chambers

- A. **CALL TO ORDER**
- B. **PUBLIC COMMENT**
- C. **PUBLIC HEARING**
- D. **NEW BUSINESS**
 - 1. **Tax Rate Discussion**
Michael Malaguti, Town Manager; Justin Campo, Finance Director
 - 2. **Discussion of Eligibility Requirements – Commercial/Industrial Tax Incentive Program**
(Michael Malaguti, Town Manager)
 - 3. **Resolution #2022-20 - Dissolve Exit 4A TIF District**
(Michael Malaguti, Town Manager)
 - 4. **Speed Limit Discussion – Calla, Sunflower, Sandy Brook, and Acorn**
(Bob Ramsey, Traffic Safety Committee; John Trottier, Director of Engineering and Environmental Services; Michael Malaguti, Town Manager)
- E. **BUDGET WORKSHOP**
- F. **OLD BUSINESS**

G. APPROVAL OF MINUTES

November 7, 2022 Town Council Minutes

H. APPOINTMENTS/REAPPOINTMENTS

B. OTHER BUSINESS

1. Liaison Reports
2. Town Manager Report

C. ADJOURNMENT

D. MEETING SCHEDULE

1. Town Council Meeting 11/21/2022
Moose Hill Council Chambers, 7:00 P.M.

REM_Alt_Prcg_Lid	REAL_OWN_NAME	REM_Prcg_Locn	REM_Prcg_Locn_City	REM_Prcg_Locn_Stt	REM_Prcg_Locn_Zip	Prc_Ttl_Assess_Bldg
028 014 2A	CITY OF MANCHESTER AERO MANCHESTER FEE, LLC	24 COMMERCE AVE	LONDONDERY	NH	03053	2246000
017 007 0	FORTIN REMI REALTY COMPANY LLC	574 MAMMOTH RD	LONDONDERY	NH	03053	2290400
015 080 1	DON + CAROL REAL ESTATE	6 ENTERPRISE DR	LONDONDERY	NH	03053	2332800
007 040 12	STG REALTY ASSOCIATES, LLC	18 ORCHARD VIEW DR	LONDONDERY	NH	03053	2379200
028 018 4	FREUDENBERG REAL ESTATE LP	32 INDUSTRIAL DR	LONDONDERY	NH	03053	2385600
015 239 0	HOLTON LLC	562 MAMMOTH RD	LONDONDERY	NH	03053	2397400
014 044 25	NV 12 N WENTWORTH FUND LLC	14 NO WENTWORTH AV	LONDONDERY	NH	03053	2841300
006 034 0	ELMO DEVELOPMENT CORPORATION	25 B BUTTRICK RD	LONDONDERY	NH	03053	2705900
006 052 0	MANH PROPERTIES LLC	131 NASHUA RD	LONDONDERY	NH	03053	2772800
028 031 2	144 HARVEY LLC	144 HARVEY RD	LONDONDERY	NH	03053	2785100
007 067 0	LEEMEN CORPORATION	44 NASHUA RD	LONDONDERY	NH	03053	2795500
007 088 1	NH SIX REALTY TRUST	42 NASHUA RD	LONDONDERY	NH	03053	2798900
014 029 12	BURNDOY LLC	7 AVAULTON PARK DR	LONDONDERY	NH	03053	2877600
007 073 6	FIVE MS REAL EST HOLDINGS LLC	33 NASHUA RD	LONDONDERY	NH	03053	2865800
014 044 15	FELTON BRUSH INC	7 BURTON DR	LONDONDERY	NH	03053	3261800
014 021 4	ECCO USA INC	18 DELTA DR	LONDONDERY	NH	03053	3284100
028 031 3	L-3 INSIGHT TECHNOLOGY INC	3 TECHNOLOGY DR	LONDONDERY	NH	03053	3450500
014 044 33	BHS PROPERTIES LLC	50 WENTWORTH AV	LONDONDERY	NH	03053	3526700
007 037 1	DKV LONDONDERY MEDIC OFC LLC	6 BUTTRICK RD	LONDONDERY	NH	03053	3595700
017 005 7	SARMA SEACOAST, LLC	4 KITTY HAWK LINDG	LONDONDERY	NH	03053	3646200
017 005 6	FALLING WATER LLC	6 KITTY HAWK LINDG	LONDONDERY	NH	03053	3754700
015 052 0	BLUEBIRD LONDONDERY LLC	76 PERKINS RD	LONDONDERY	NH	03053	3812300
028 021C 7	AERO MANCHESTER FEE LLC	10 INDUSTRIAL DR	LONDONDERY	NH	03053	4044400
028 010C 1	BENTON FAMILY REALTY, LLC	1 HIGHLANDER WY #1	LONDONDERY	NH	03053	4493300
006 042 1	LONDONDERY CROSSRS REALTY INC	123 A NASHUA RD	LONDONDERY	NH	03053	5009300
006 073 0	FORTY BUTTRICK ROAD LLC	40 BUTTRICK RD	LONDONDERY	NH	03053	5390400
007 073 0	LONDONDERY HAMPTON LLC	6 HAMPTON DR	LONDONDERY	NH	03053	5951900
010 088 0	BGO 34 LONDONDERY OWNER LLC	34 LONDONDERY RD #A	LONDONDERY	NH	03053	6708300
017 045 3	BGO 31 JACK'S BRIDGE OWNER LLC	31 JACK S BRIDGE RD	LONDONDERY	NH	03053	7266100
017 045 5	STAG LONDONDERY LLC	29 JACK S BRIDGE RD	LONDONDERY	NH	03053	7773300
028 022 29	11 RICKER AVENUE FEE OWNER, LLC	11 RICKER AV	LONDONDERY	NH	03053	8034300
007 040 2	VERNICO APPLE, LLC	4 ORCHARD VIEW DR	LONDONDERY	NH	03053	8220700
007 132 1	SH-IL LONDONDERY LLC	1 BURTON DR	LONDONDERY	NH	03053	8386600
007 119 0	HOME DEPOT USA, INC	41 NASHUA RD #A	LONDONDERY	NH	03053	8699500
013 108 0	CRE-PROVENDER & ROCKINGHAM, LLC	6 ROCKINGHAM RD	LONDONDERY	NH	03053	9653100
028 017 4	MILTON REAL PROPERTIES OF MASSACHUSETTS LLC	30 INDUSTRIAL DR	LONDONDERY	NH	03053	11080100
010 041 102	RHINO 30 MAIN LLC	30 MAIN ST	LONDONDERY	NH	03053	11195500
014 044 13	STONFIELD FARM INC	10 BURTON DR	LONDONDERY	NH	03053	11974900
006 073C 1	ANAGNOST LONDONDERY LIMITED PARTNERSHIP	40 BUTTRICK RD #1	LONDONDERY	NH	03053	12497900
014 045 0	NAZDROWE, LLC	46 PETTINGILL RD	LONDONDERY	NH	03053	12803400
015 098 0	COCACOLA BOT CO-NO NEW ENG INC	7 STAMES DR	LONDONDERY	NH	03053	13470900
017 045 2	AGNL PANE LLC	30 JACK S BRIDGE RD	LONDONDERY	NH	03053	13848300
028 017 2A	ELECTRONICS FOR IMAGING (EFI)	12 INNOVATION WY	LONDONDERY	NH	03053	17107900
015 124 0	CRE-PROVENDER 219 ROCKINGHAM, LLC	219 ROCKINGHAM RD	LONDONDERY	NH	03053	17438200
028 031 0	L-3 INSIGHT TECHNOLOGY INC	9 AKIRA WAY	LONDONDERY	NH	03053	18155500
014 045 2	SCANNELL PROPERTIES #174 LLC	44 A INDUSTRIAL DR	LONDONDERY	NH	03053	19570900
010 054 1	LIEVENS WILLIAM E REVOC TRUST WOODMONT ORCHARDS INC	10 MICHAELS WY	LONDONDERY	NH	03053	20283900
014 049 0	LEPT BEMUDJ LLC	52 PETTINGILL RD	LONDONDERY	NH	03053	40624800
014 036 1	F.W. WEBB COMPANY	10 WEBB DR	LONDONDERY	NH	03053	46672900

11 between 5M - 10M

3 over 20M

First Reading: 04/18/2022
Second Reading/Public Hearing: 05/09/2022
Second Public Hearing: 06/06/2022
Adopted: 6/20/2022

ORDINANCE #2022-05
CREATING THE LONDONDERRY COMMERCIAL AND INDUSTRIAL
PROPERTY TAX INCENTIVE PROGRAM

- WHEREAS** RSA 72:81 permits a municipality to adopt a new construction property tax exemption (the "Incentive") for commercial or industrial uses, or both for the purpose of providing incentives to businesses to build, rebuild, modernize, or enlarge within the municipality; and
- WHEREAS** The Town Council believes it is in the public benefit to enhance the Town of Londonderry's commercial/ industrial property tax base with respect to economic activity, cultural and historic character, and sense of community that contribute to economic and social vitality; and
- WHEREAS** It is further declared to be a public benefit to encourage the rehabilitation of underutilized commercial/industrial structures in Londonderry as a means of encouraging growth of economic, residential, and municipal uses in accordance with RSA 9-B; and
- WHEREAS** Short-term property assessment tax relief and a related covenant to protect the public benefit as provided under this article are considered to provide a demonstrated public benefit if the same encourages new construction, substantial rehabilitation and use of qualifying structures, or the replacement of a qualifying structure; and
- WHEREAS** The Town Council determines that it is in the public benefit to make the Program available town-wide; and
- WHEREAS** Pursuant to RSA 72:82, II, this Ordinance shall remain in effect until the earlier of: (A) its rescission by further action of the Town Council; or (B) the date which is twenty four (24) months after its adoption, provided, however, that for any application which has already been granted prior to rescission or expiration, as the case may be, the exemption shall continue to apply at the rate and for the duration in effect at the time it was granted.

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Londonderry that the Londonderry Commercial and Industrial Property Tax Incentive Program is hereby adopted as set forth in Exhibit A attached hereto.


Sharon Farrell, Town Clerk


John Farrell, Chairman
Town Council

A TRUE COPY ATTEST:



**LONDONDERRY COMMERCIAL AND INDUSTRIAL
PROPERTY TAX INCENTIVE PROGRAM**

§ 1. Adoption of program.

1.1 Pursuant to the authority granted by RSA 72:27-a, RSA 72:81, and RSA 72:82, and such other relevant authority bestowed upon it as a political subdivision of the State of New Hampshire, the Town of Londonderry ("Londonderry" or the "Town") through its legislative body, the Londonderry Town Council ("Town Council"), adopts the Londonderry Commercial and Industrial Property Tax Exemption Program for application within the geographical limits set forth below.

§ 2. Short title.

2.1 Londonderry Commercial and Industrial Property Tax Incentive Program (the "Program").

§ 3. Enabling statutes.

3.1 NH RSAs 72:27-a and 72:80-83.

§ 4. Purpose; declaration of public benefit.

4.1 It is declared to be beneficial to the public interest to enhance Londonderry's commercial and industrial property tax base to attract, promote and stimulate economic activity.

4.2 It is further declared to be beneficial to the public interest to encourage the rehabilitation of underperforming or underutilized commercial and industrial facilities in Londonderry as a means of encouraging smart growth of economic, residential, and municipal uses in accordance with RSA 9-B.

4.3 Short-term property tax relief and a related covenant to further public interest as described in this ordinance provide a demonstrated public benefit because the property tax relief and related covenant encourage new construction and use of Qualifying Structures, and replacement, substantial rehabilitation and use of Qualifying Structures. A Qualifying Structure is defined in Section 6.4 hereof.

4.4 The Town Council determines that it is in the public interest to make the Program available town wide for commercial and industrial uses as defined herein.

§ 5. Tax relief authority.

5.1 Londonderry, through the Town Council, hereby adopts RSA 72:80-83 in the manner specified under RSA 72:27-a and RSA 72:82. In addition, the Town may modify the incentive program in the same manner as hereby adopted to best suit the needs of the Town and its constituents.

§ 6. Definitions.

6.1 Assessed Value: The Assessed Value of the improvements and structures as of April 1 of the tax year to which the exemption pertains, pursuant to RSA 72:83.

6.2 Commercial Uses: All retail, wholesale, and service uses, including but not limited to: automobile and similar vehicle sales; automobile repair facility/garage; automobile service station; bank; brewery; brew pub; commercial performing and fine arts schools and studios; commercial service establishment; conference center; contractor; contractor's yard; funeral establishment; golf course/country club; grocery/convenience store; hospital; hotel; commercial service establishment; inn (motel); medical office; movie and recording studio; multiunit commercial establishment; nursery; office, pharmacy, printing; professional office; radio broadcasting facility; repairman; restaurant, drive-in restaurant; retail sales establishment; riding school; television broadcasting; transportation center; travel agent; tourist home, and wholesale business.

6.3 Industrial Uses: All manufacturing, production, assembling, warehousing, or processing of goods or materials for sale or distribution, research and development activities, or processing of waste materials, including but not limited to: bottling facility; building material storage yard; crematorium; equipment upfit (repair); industrial establishment; light industrial establishment; industrial repair garage; industrial supply; laboratory (medical/dental); laboratory: research, experimental, testing; light industry; light manufacturing; microbrewery; product assembly; publishing; research and development facility; research lab; sand/gravel pit; self-storage; truck terminal; warehouse, and wood/metal craft.

6.4 Original Assessed Value: The value of the Qualifying Structure assessed at the time that the governing body approves the application for Tax Relief and the owner grants to the municipality the covenant to protect public benefit as required in this ordinance.

6.5 Qualifying Area: The Qualifying Area is the Town of Londonderry.

6.6 Qualifying Structure: A structure located in the Qualifying Area built, rebuilt, modernized, or enlarged to be used for Commercial or Industrial Uses as defined in RSA 72:80 and described herein.

6.7 Replacement: The demolition or removal of a Qualifying Structure and the subsequent construction of a new structure on the same lot.

§ 7. Tax Relief.

7.1 The Tax Relief Period is the finite period of time during which the Tax Relief, as described in section 7.4 below, will be effective, and the percentage amount of new Assessed Value to be exempted, as determined by the Town Council based upon classification of the project by tier, pursuant to RSA 72:81, and in the further exercise of its discretion as set forth in sections 7.4 and 12, below.

7.2 A Tier One Project is a project in which the anticipated increase in valuation of the Qualifying Structure at the completion of construction is thirty million dollars (\$30,000,000) or more.

7.3 A Tier Two Project is a project in which the anticipated increase in valuation of the Qualifying Structure at the completion of construction is fifteen million dollars (\$15,000,000) or more.

7.4 Tier One and Two Projects shall be eligible for Tax Relief in the form of the exemption from taxation authorized pursuant to RSA 72:81, and more specifically defined as follows:

(1) For a Tier One Project:

- a. In the first full tax year for which an exemption is granted following completion of a Qualifying Structure (the “first tax year”), an exemption of between forty (40) and fifty (50) percent of the increase in Assessed Value attributable to construction of new structures, and additions, renovations, or improvements to existing structures (the “Exemption”), as determined by the Town Council.
- b. The duration of the Exemption shall be five (5) years.
- c. In the four (4) tax years immediately succeeding the first tax year for which an exemption is granted, the Exemption shall decrease annually by twenty (20), thirty (30), forty (40), and fifty (50) percent of the prior year’s Exemption, rounded to the nearest whole percent, as set forth in Attachment A.

(2) For a Tier Two Project:

- a. In the first full tax year for which an exemption is granted following completion of a Qualifying Structure (the “first tax year”), an exemption of between thirty (30) and forty (40) percent of the increase in Assessed Value attributable to construction of new structures, and additions, renovations, or improvements to existing structures (the “Exemption”), as determined by the Town Council.
- b. The duration of the Exemption shall be five (5) years.
- c. In the four (4) tax years immediately succeeding the first tax year for which an exemption is granted, the Exemption shall decrease annually by twenty (20), thirty (30), forty (40), and fifty (50) percent of the prior year’s Exemption, rounded to the nearest whole percent, as set forth in Attachment A.

§ 8. Public benefits.

8.1 In order to qualify for Tax Relief as set forth in section 7.4 above, the proposed new construction or rehabilitation must, in the reasonable discretion of the Town Council, provide one or more of the following public benefits, and the proposed Replacement must provide one or more of the same public benefits to a greater degree than would a rehabilitation of the same Qualifying Structure, as follows:

- It enhances the economic vitality of the Town;
- It promotes development of municipal centers, providing for efficiency, safety, and a greater sense of community, consistent with RSA 9-B; or
- It increases commercial and industrial activity in the Town, including job creation.
- It increases the Town's commercial or industrial tax base.

§ 9. Covenant to protect public benefit.

9.1 Tax Relief for the construction, rehabilitation or replacement of a Qualifying Structure shall be effective upon the property owner's grant to the municipality of a covenant ensuring that the Qualifying Structure shall be maintained and used in a manner that continues the public benefit for which the Tax Relief was granted and as otherwise provided in this ordinance.

9.2 This covenant shall be released upon the expiration of the Tax Relief Period.

9.2 The covenant shall include provisions requiring the property owner to obtain commercially reasonable casualty insurance, and flood insurance, if relevant. The covenant may include, at the Town Council's sole discretion, a lien against proceeds from casualty and flood insurance claims for the purpose of ensuring proper restoration or demolition of damaged structures and property. If the property owner has not begun the process of restoration, rebuilding, or demolition of such structure within one year following damage or destruction, the property owner shall be subject to the termination of the Tax Relief after notice and an opportunity to be heard.

9.3 The Town shall provide for the recording of the covenant to protect public benefit with the registry of deeds. It shall be a burden upon the property and shall bind all transferees and assignees of such property for the duration of the tax relief period, but shall thereafter expire without further affect.

§ 10. Application procedure.

10.1 An owner (or authorized agent, including a prospective purchaser and developer) of a Qualifying Structure who intends to construct, rehabilitate or replace such structure, may submit an application for the Tax Relief to the Town Manager's Office prior to construction, but not after December 31 before the beginning of the tax year for which the exemption is sought. In such cases, the Town Council may anticipatorily grant the exemption, subject to adjustment when the actual increase in Assessed Value becomes known. The applicant shall include the address of the property, a full description of the intended construction, rehabilitation or replacement, any changes in use of the property resulting from the rehabilitation or replacement, and an application fee. The application shall be on a preapproved application form provided by the Town Manager's Office.

10.2 The application for property tax exemption shall not be deemed to be complete and the governing body shall not schedule a hearing on the application as required under RSA 72:83 until all required information has been submitted.

§ 11. Application fees.

11.1 An application fee of \$150, or an amount subsequently adopted by the Town Council, shall be paid at the time of application submission to the Town Manager's Office, made payable to the "Town of Londonderry."

11.2 The applicant shall also be responsible for the reasonable expenses incurred by the municipality in the drafting, review, and recording of the covenant.

§ 12. Review and decision by Town officials.

12.1 Upon receipt of a complete application, the Town Council shall consider the application in the normal course of business and notify the applicant of its decision no later than February 28 before the beginning of the tax year for which the exemption is sought. The Town Council shall determine:

- Whether the structure will be in the Qualifying Area;
- Whether the structure at issue is a Qualifying Structure;
- Whether there is a public benefit to granting the Tax Relief;
- The classification of the project by tier; and
- Within the parameters specified in section 7, above, the specific Tax Relief, if any, to be awarded for the Qualified Structure. The Town Council shall base this determination upon the extent of public benefit demonstrated by the applicant, assigning a higher percentage amount to applicants demonstrating a greater public benefit, and vice versa.

12.2 In determining the existence and extent of a public benefit, the Town Council shall also identify the costs and detriments associated with the proposed development or project, and weigh such factors against any public benefit. Only if the public benefit is found to specifically outweigh any costs and detriments shall the Town Council grant the Exemption.

12.3 After determining the applicable tier, in setting the applicable percentage, the Town Council shall also factor the extent of the public benefit and the costs and detriments associated with the proposed development or project.

12.4 The Town Council may seek assistance from Town officials, legal counsel, boards or commissions in making its determinations, and shall conduct a public hearing.

12.5 After following the procedures established herein, the Town Council may grant the Tax Relief, provided:

- The Town Council finds a public benefit as defined herein; and
- The specific public benefit is preserved through a covenant as set forth above; and
- The Town Council finds that the proposed use is consistent with the applicable master plan, zoning ordinance or development regulations.

12.6 If the Town Council grants the Tax Relief, it shall identify the specific public benefit achieved as defined herein.

12.7 The burden of demonstrating the applicable tier and the public benefit shall be on the applicant. The Town Council or its agents may request such additional or updated information as is necessary to determine eligibility. Should the Town in its discretion determine that third party review or consultation is required, the applicant shall bear the associated cost. *See* RSA 72:83, III. If the Town Council determines that the applicant provided incorrect or false information during the application process or failed to provide information after such a request, the Town Council may refuse to grant the exemption without further inquiry.

12.8 If the Town Council, in its sole discretion, denies the application for Tax Relief, such denial shall be accompanied by a written explanation. The governing body's decision may be appealed either to the Board of Tax and Land Appeals or the Superior Court in the same manner as provided for appeals of current use classification pursuant to RSA 72:83; provided, however, that such denial shall be deemed discretionary and shall not be set aside by the Board of Tax and Land Appeals or the Superior Court except for errors of law or abuse of discretion.

12.9 For the purpose of determining the applicable tier for a Project, the Town Council may assign a reasonable value to factors not yet known or reflected directly in the anticipated valuation of the property after construction, including, but not limited to, significant job creation, and add such assigned value to the anticipated valuation after construction.

§ 13. Duration and limitations of property tax incentive program.

13.1 Pursuant to RSA 72:81, the exemption shall apply only to municipal and local school property taxes assessed by the municipality which shall exclude state education property taxes under RSA 76:3 and county taxes assessed against the municipality under RSA 29:11

13.2 If the municipality completes a revaluation during the period for which an exemption has been granted, the amount of the exemption shall be adjusted by the difference in equalization ratios applicable in the municipality before and after the revaluation. The amount and length of the property tax exemption shall be determined by the Town Council on a per-case basis, by categorizing the project by tier as set forth herein.

13.3 Tax Relief shall not be granted to an applicant who has begun construction. RSA 72:83, I.

13.4 The Town Council may grant waivers from this ordinance where not inconsistent with the purpose and intent of RSA 72:80-83, provided, however, that the Town Council may not waive a provision of this ordinance required by statute.

13.5 The Town may require the submission of an annual update to determine continued eligibility for, and the proper amount of, Tax Relief. The Town Council may conduct an annual hearing to review the update and may adjust the Tax Relief based upon changed conditions. If the Town Council determines that the applicant provided incorrect or false information in an annual update or failed to provide information necessary for an annual update after such a request, the Town Council may terminate the exemption upon notice and an opportunity for the applicant to be heard.

13.6 This ordinance shall expire twenty four (24) months after its passage, unless sooner terminated or extended by vote of the Town Council.

§ 14. Resumption of full tax liability.

14.1 Upon expiration of the Tax Relief Period, the property shall be taxed at its market value in accordance with RSA 75:1.

§ 15. Extent of Tax Relief.

15.1 Tax Relief granted under this ordinance shall be calculated on the Assessed Value at the time of the commencement of the Tax Relief Period in excess of the Original Assessed Value.

15.2 Tax Relief granted under this ordinance shall pertain only to assessment increases attributable to the construction, rehabilitation or replacement performed under the conditions approved by the Town Council and not to those increases attributable to other factors, including but not limited to market forces.

15.3 Nothing herein shall prohibit an owner from seeking an abatement of the original assessed value prior to any adjustment granted hereunder.

§ 16. Violations and penalties; enforcement.

16.1 If the property owner fails to maintain or utilize the building according to the terms of the covenant, or fails to restore, rebuild, or demolish the structure following damage or destruction as provided above, the Town Council shall, after notice and an opportunity to be heard, determine whether and to what extent the public benefit of the Qualified Structure has been diminished and may terminate or reduce the property tax exemption amount and period in accordance with such determination.

16.2 Any tax payment required under this section 16 shall be payable according to the following procedure:

16.2.1 The Commissioner of the Department of Revenue Administration shall prescribe and issue forms to the local assessing officials for the payment due, which shall provide a description of the property, the market value assessment according to RSA 75:1, and the amount payable.

16.2.2 The prescribed form shall be prepared in quadruplicate. The original, duplicate, and triplicate copy of the form shall be given to the collector of taxes for collection of the payment along with a special tax warrant authorizing the collector to collect the payment under the warrant. The quadruplicate copy of the form shall be retained by the local assessing officials for their records.

16.2.3 Upon receipt of the special tax warrant and prescribed forms, the tax collector shall mail the duplicate copy of the tax bill to the owner responsible for the tax as the notice of payment.

16.2.4 Payment shall be due not later than 30 days after the mailing of the bill. Interest at the rate of 18% per annum shall be due thereafter on any amount not paid within the thirty-day period. Interest at 12% per annum shall be charged upon all taxes that would have been due and payable on or before December 1 of each tax year as if no Tax Relief had been granted.

§ 17. Collection of unpaid taxes.

17.1 All taxes levied pursuant to RSA 72 which are not paid when due shall be collected in the same manner as provided in RSA 80.

ATTACHMENT A

TIER 1

1	40	41	42	43	44	45	46	47	48	49	50
2	32	33	34	34	35	36	37	38	38	39	40
3	22	23	24	24	25	25	26	26	27	27	28
4	13	14	14	14	15	15	15	16	16	16	17
5	7	7	7	7	7	8	8	8	8	8	8

TIER 2

1	30	31	32	33	34	35	36	37	38	39	40
2	24	25	26	26	27	28	29	30	30	31	32
3	17	17	18	18	19	20	20	21	21	22	22
4	10	10	11	11	11	12	12	12	13	13	13
5	5	5	5	6	6	6	6	6	6	7	7

RESOLUTION 2022-20

A Resolution Relative to the

Dissolution of the Exit 4A Area Infrastructure District

First Reading: 11/14/2022

Second Reading: Waived

Adopted: 11/14/2022

WHEREAS the Town of Londonderry adopted the Exit 4A Area Infrastructure District on May 17, 2021 (the "TIF") authorizing the creation of a tax increment financing district via development agreements in that geographic area;

WHEREAS no development agreements have been negotiated, and the TIF is not an appropriate vehicle to stimulate development in this area at this time.

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the Exit 4A Area Infrastructure District is hereby dissolved.

John Farrell - Chairman
Town Council

(TOWN SEAL)

Sharon Farrell - Town Clerk

A TRUE COPY ATTEST:

11/14/2022

**TRAFFIC SAFETY COMMITTEE
REGULAR MEETING
OCTOBER 3, 2022**

The Traffic Safety Committee meeting of Monday, October 3, 2022 was called to order at 5:35 p.m. in the Moose Hill Meeting Room at the Londonderry Town Hall, 268B Mammoth Rd, Londonderry NH.

PRESENT: Chairman Robert Ramsay, Town Manager Michael Malaguti, Engineering and Environmental Services Director John Trotter, Police Chief Kim Bernard, Fire Chief Darren O'Brien, Town Councilor Chad Franz, and Public Works Director David Wholly.

ABSENT: School Superintendent Daniel Black, and Member-At-Large Paul Peddle.

PUBLIC COMMENT

Town Councilor Deb Paul – Hardy Road
Robert LeBreux – Hall Road
Roger & Laurie Brosor – Old Nashua Road
Shannon Little – Boyd Road
Dale Pekanski – Boyd Road
Nicolas Sliwerski – Calla Road
Ray & Lisa Capistran – Calla Road
Ray Adams – Calla Road
Richard Boudrea – Boyd Road
Alexander & Kelley Mello – Calla Road

APPROVAL OF MINUTES

Motion made by Councilor Franz to accept minutes of July 18, 2022 meeting
Seconded by Director Trotter
6-0-1 (Malaguti abstained)

OLD BUSINESS

Route 28 @ Sanborn Road – Chief Bernard advised the committee this crossing is being monitored by the North School Resource Officer. Item was taken off the agenda.

Intersection of Route 102 @ Old Nashua Road – A number of residents in attendance. Director Trotter advised a single family residential subdivision, being proposed off Young Road, will necessitate a traffic study to be performed which will look at this intersection. Results of the traffic study will be shared with the State.

Motion made by Director Trotter to table this matter to the January 2023 meeting.
Seconded by Councilor Franz
7-0-0

West Road - Chief Bernard advised the committee that officers have been monitoring the area. Letters were sent to the local business owners regarding the posted trucking hours and give attention to those signs on West Road. Discussion regarding the trucking issue on West Road is a work in progress and will continue to be monitored.

Chief Bernard made a motion to table this issue to the January 2023 meeting.
Seconded by Councilor Franz

“Old” Mammoth Road – Robert LeBreux was in attendance, advised the committee that Mammoth Road has no striping. Discussion followed regarding the speeding in the area. Chief Bernard advised that the officers are monitoring, however when seen drivers slow down. Mr. LeBreux advised the center line and fog lines are his concern. Director Trottier advised the committee that this road is not a collector road, these types of roads are not striped.

Chief O’Brien, who is a resident in this area, advised that most of the trucks in this area come from Wallboard Supply from the Bockman’s end of Mammoth Road. Loomis Fargo has moved to Aviation Park Drive, off Harvey Road, which has reduced the number of vehicles from that employer.

Mr. LeBreux advised the committee that there are no reflectors (glass beads) in the striping on Hall Road. Director Trottier advised he would look into the issue.

Town Manager Malaguti asked if there is a policy regarding protocol for striping of roads in town. Motion made by Chief O’Brien to table this matter to April 2023 as the information may not be available for the January Meeting.

Seconded by Chief Bernard

7-0-0

NEW BUSINESS

Intersection of Wiley Hill and High Range Road – Chairman Ramsay advised the resident is not in attendance.

Director Trottier made a motion to table this issue to January 2023

Seconded by Councilor Franz.

7-0-0

Boyd – Parmenter and Old Nashua Roads – Residents in attendance reporting a 4-way stop sign at this intersection and drivers continue to go through it. Discussion between committee members and residents regarding the bus stops, blind spots, sand buckets in dangerous location at the intersection. Concerns for children at the bus stop as coming down the hill vehicles don’t see the bus. Mention was made to paint “stop sign ahead” on pavement, possibly installing a stop sign / light that blinks to make drivers aware, reviewing existing signage / situation.

Motion made by Director Trottier to table this matter to the January 2023 meeting.

Seconded by Town Councilor Franz

7-0-0

Calla Road – Residents of Lordon Commons in attendance. Discussion followed residents requesting the speed limit in this development be lowered due to the speeding vehicles in the area. Complaints against the buses, delivery vehicles. A portion of this development is maintained by the Town the other half is private. Complaint is the construction vehicles heading towards Clover Lane to work on the construction of residences.

Chief Bernard advised the committee that he has been in contact with the School Bus Company and they have no issues, buses are monitored by the company. Residents don’t feel safe walking, or children playing in the area.

Discussion followed regarding reviewing policy on new development speed limits. Chairman Ramsay advised the residents that the Traffic Safety Committee is an advisory committee to the Town Council. A request to lower the speed limit must be presented to the Town Council. In March 2022, the issue of lowering the speed limit was presented to the residents and it was voted down in the elections.

Residents were advised to call the police department with the information on the speeding vehicles if they have it.

Councilor Franz made a motion to reduce the speed and post the speed to 25 mph.

Seconded by Town Manager Malaguti

6-1-0 (Trottier not in favor)

Sunflower Lane / Sandy Brook Lane and Acorn Drive – Councilor Franz brought this intersection to the attention of the committee. Sandy Brook is a dead end, Sunflower and Acorn are cul-de-sacs. Councilor Franz made a motion to present and recommend to the Town Council lowering the speed limit to 20 mph. Malaguti seconded for discussion purposes.

Chief O'Brien recommended that if we are going to present these recommendations of subdivision, cul-de-sac's, then the Town needs to compile a policy.

Town Manager Malaguti made a motion to amend Councilor Franz's pending motion to recommend that the Town Council consider the speed limit on Sunflower, Sandy Brook, and Acorn in the context of a comprehensive policy. The amendment was seconded by Chief O'Brien and was adopted.

6-1-0 (as amended) (Trottier opposed)

Mohawk Drive – Resident advised the committee that there is currently a stop sign at the bottom of Horizon Drive. Drivers coming from Crossroads Mall are speeding into the neighborhood . Looking for a 3-way stop sign. Discussion followed.

Town Manager made a motion to table this matter to the January 2023 meeting to give Director Trottier time to review this issue.

Seconded by Councilor Franz

7-0-0

ADJOURNMENT

Chairman Ramsay adjourned the meeting at 6:50 p.m.

Next Meeting is: January 9, 2023 @ 5:30 p.m.

Notes by: Suzanne J. Hebert Date: October 3, 2022

Minutes typed by: Suzanne J. Hebert Date: October 6, 2022

Approved: Traffic Safety Committee Date: _____



LONDONDERRY POLICE DEPARTMENT

Traffic Assignment Results

Location: Calla Rd.

Complaint: Speed

Date Range: 10/3/22 – 10/15/22

Assigned Shifts: Days & Aftns

Assigned Lieutenant: Jason Teufel

Date	Observed Time	LE Activity
10/4/22	0700-0730	No violations observed.
10/5/22	1230-1300	No violations observed.
10/5/22	2120-2142	No violations observed.
10/6/22	1038-1105	No violations observed.
10/7/22	0953-1008	No violations observed.
10/8/22	1300-1330	No violations observed.
10/9/22	1835-1850	No violations observed.
10/9/22	0928-0945	No violations observed.
10/9/22	1500-1540	No violations observed.
10/10/22	1247-1257	No violations observed.
10/10/22	1736-1751	No violations observed.
10/11/22	0900-0910	No violations observed.
10/11/22	1645-1755	No violations observed.
10/12/22	1008-1028	No violations observed.
10/13/22	1100-1140	No violations observed.
10/13/22	1745-1800	No violations observed.
10/15/22	0745-0758	No violations observed.

Warnings: 0

Citations: 0