



**ABSENTEE  
OFFICIAL BALLOT  
ANNUAL TOWN ELECTION  
ZONING BALLOT  
WINDHAM, NEW HAMPSHIRE  
MARCH 8, 2016**

*Wendy Bottai*  
TOWN CLERK

**INSTRUCTIONS TO VOTERS**

A. TO VOTE, completely fill in the OVAL to the RIGHT of your choice(s) like this: ●

**ARTICLES**

**Article #2.** To vote by ballot on the following amendments to the Windham Zoning Ordinance as proposed by the Planning Board:

**Planning Board Amendment #1.** Are you in favor of the adoption of Amendment #1 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend provisions of Section 611 of the zoning ordinance relative to Open Space Residential Overlay Subdivisions providing new definitions of "Conventional Subdivision" and "Yield Plan"; affirming that density in open space subdivisions would not be greater than conventional subdivisions based on the proposed yield plan, and removing certain Planning Board procedures for consideration of open space subdivisions – Such provisions are proposed to be transferred to the Subdivision Regulations.)

YES  2636  
NO  1013

RECOMMENDED BY THE PLANNING BOARD (7-0)

**Planning Board Amendment #2.** Are you in favor of the adoption of Amendment #2 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would create a new "Market Square Overlay District" in an area shown on a plan posted with the Warrant; Such provisions would generally supersede the underlying zoning if a proposed development project met a minimum contiguous area of fifty (50) acres; the general purpose being to create a walkable mixed use area with specified minimum percentages of retail, office, restaurant and residential uses; encouraging shared parking, mixed use buildings, and requiring open space areas for plazas, squares and/or walkways; establishing maximum sizes for structures of 60,000 sq. feet as well as maximum sizes for any one individual occupyable space of 40,000 sq. feet; and making related changes to other Sections of the Ordinance.)

YES  2172  
NO  1554

RECOMMENDED BY THE PLANNING BOARD (4-3)

**Planning Board Amendment #3.** Are you in favor of the adoption of Amendment #3 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend the allowable retail uses in the Business, Professional and Technology District in Section 614.2.10 of the zoning ordinance to allow such uses provided no more than ten (10%) percent of a project is dedicated to such uses, with a maximum size of 7,000 sq. feet per retail space; and specify that only fifty (50%) percent of such uses may be located within the portion of a building which faces the lot frontage.)

YES  2014  
NO  1564

RECOMMENDED BY THE PLANNING BOARD (4-3)

**Planning Board Amendment #4.** Are you in favor of the adoption of Amendment #4 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend provisions of Section 719 of the zoning ordinance relative to Demolition Delay by completely restating the provisions to clarify that the administration of its provisions would be carried out by the Windham Historic District Commission; revising the application procedure and modifying the time periods for when the Historic District Commission must consider and schedule a public hearing on any applications; and making similar changes to the Planning Board procedure when an application to the Planning Board involves demolition, substantial renovations or development of property on the Historic Cultural Resource List.)

YES  2240  
NO  1211

RECOMMENDED BY THE PLANNING BOARD (5-2)

**Planning Board Amendment #5.** Are you in favor of the adoption of Amendment #5 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend provisions of Section 616 of the zoning ordinance relative to the Cobbetts Pond and Canobie Lake Watershed Overlay Protection District by inserting a new definition of Artificial Pervious Surface.)

YES  2708  
NO  865

RECOMMENDED BY THE PLANNING BOARD (7-0)

**TURN BALLOT OVER AND CONTINUE VOTING**

## ARTICLES CONTINUED

**Planning Board Amendment #6.** Are you in favor of the adoption of Amendment #6 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend the provisions of Section 716 of the zoning ordinance relative to Vernal Pool Habitat Protection by completely restating the provisions to restate the purpose of the provisions; revise the definition of "vernal pool" to include a new set of "secondary species" subject to the protection provisions; revising the definition of Vernal Pool Habitat Area; and inserting new provisions for determining the existence of a vernal pool, including certification by a trained professional; and making revisions to the required marking provisions.)

YES  2370  
NO  1177

RECOMMENDED BY THE PLANNING BOARD (7-0)

**Planning Board Amendment #7.** Are you in favor of the adoption of Amendment #7 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend provisions of Section 616 of the zoning ordinance relative to the Cobbetts Pond and Canobie Lake Watershed Overlay Protection District by the addition of new sections relating to the time an applicant has to satisfy conditions attached to a conditional permit approval, and the expiration of approvals not exercised within one (1) year.)

YES  2691  
NO  807

RECOMMENDED BY THE PLANNING BOARD (7-0)

**Planning Board Amendment #8.** Are you in favor of the adoption of Amendment #8 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend provisions of Section 601 of the zoning ordinance relative to the Wetland and Watershed Protection District by revising the provisions relative to marking the limits of WWPDP areas; and by addition of new sections relating to the time an applicant has to satisfy conditions attached to a conditional permit approval, and the expiration of approvals within one (1) year unless extended by the Planning Board.)

YES  2629  
NO  841

RECOMMENDED BY THE PLANNING BOARD (7-0)

**Planning Board Amendment #9.** Are you in favor of the adoption of Amendment #9 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend provisions of Section 706.3 of the zoning ordinance relative to pre-existing non-conforming signs by amending and restating the provisions under which the text, copy and style of a pre-existing non-conforming sign may be changed without requiring the sign to meet current requirements.)

YES  2290  
NO  1126

RECOMMENDED BY THE PLANNING BOARD (6-1)

**Planning Board Amendment #10.** Are you in favor of the adoption of Amendment #10 as proposed by the Planning Board for the Town of Windham Zoning Ordinance? (The amendment, if adopted, would amend provisions of Section 706 of the zoning ordinance relative to Temporary Signs, revising the time periods allowed for temporary signs; inserting a new size limitation (24 sq. feet) on renewable permits for certain repetitive events; and modifying the size of certain temporary commercial signs to 24 sq. feet.)

YES  2473  
NO  957

RECOMMENDED BY THE PLANNING BOARD (6-1)

**Article #3.** To vote by ballot on the following amendments to the Windham Zoning Ordinance and Zoning District Map as submitted by Petition under RSA 675.4:

**Citizen Petition #1.** Are you in favor of the adoption of Amendment #1 as proposed by Petition of Stephen Koza, et al for the Town of Windham Zoning Ordinance? (This amendment, if adopted, would amend provisions of Section 616.6.4.2 of the zoning ordinance relative to the Cobbetts Pond and Canobie Lake Watershed Overlay Protection District by removing from the definition of "impervious surface" those roof areas when clean rainwater is transmitted to a recharge system meeting New Hampshire Department of Environmental Services requirements.)

YES  1834  
NO  1689

DISAPPROVED BY THE PLANNING BOARD (7-0)

**Citizen Petition #2.** Are you in favor of the adoption of Amendment #2 as proposed by Petition of Stephen Koza, et al for the Town of Windham Zoning Ordinance? (This amendment, if adopted, would amend provisions of Section 701 of the zoning ordinance relative to the height of structures to allow "Hotel/Inn" uses in the Gateway Commercial District to be forty-two (42) feet in height, provided such structure is located at least four hundred (400') feet from any residential structure.)

YES  1612  
NO  1977

DISAPPROVED BY THE PLANNING BOARD (7-0)

**YOU HAVE NOW COMPLETED VOTING**