Are you in favor of the Adoption of Amendment No. 1 as proposed by petition for the Town's Zoning Ordinance. The effect of the amendment will be to allow "earth removal activities" (as newly defined) as a permitted use in the Light Commercial District, and to make such activities in that district, and on public highways, exempt from those portions of the Ordinance regulating noise, undue hazards and offensive business. Such activities are currently allowed only by special exception granted by the zoning board of adjustment. Such activities would no longer require a special exception in the Light Commercial District, but would continue to be subject to a permit from the Planning Board under RSA 155-E. In addition the amendment would expand the Light Commercial District to include the entire area of the following tax map parcels of land: Map 203, Lots 2, 3 and 8.2; Map 204, Lots 6, 7, 8, 10, 11, 12, 14, 15, 16, 17, 18, 19 and 20; and Map 403, Lots 4.1 and 4.2 (each of which is presently located within the Residential/Agricultural District) The actual text of the proposed amendment consists of the following four changes to the Zoning Ordinance:

1. Amend Section II of the Zoning Ordinance by amending and/or adding the following definitions:
"EARTH MATERIALS" Soil, rock sand, gravel, stone construction aggregate or similar materials.
"EARTH REMOVAL" The removal of Earth Materials for commercial purposes.
"EARTH REMOVAL ACTIVITIES" All activities having to do with Earth Removal, including without limitation, all transportation activities related to or ancillary to same."

2. Amend existing Paragraph A.3 (Location of Light Commercial District) of Section III of the Zoning Ordinance (Districting and General Provisions) by inserting the following sentence at the end of the existing Paragraph 3.A: '*In addition to the area described above, the Light Commercial District shall include all portions of the following tax parcels as presently shown on the Town of Goshen tax maps: Map 203, Lots 2, 3 and 8.2; Map 204, Lots 6, 7, 8, 10, 11, 12, 14, 15, 16, 17, 18, 19 and 20; and Map 403, Lots 4.1 and 4.2, to the extent that they are not otherwise presently located within the Light Commercial District.*'"

3. Amend Paragraph F (Removal of Earth Materials) of Section V (Commercial Use) to read in its entirety as follows: "*Except as provided in Section V.H with respect to permitted Earth Removal Activities in the Light Commercial District, Earth Removal Activities will require a special exception from the Zoning Board of Adjustment as provided in Section V.I. Once any special exception is granted, a permit must be obtained from the Planning Board according to the provisions of N.H. state statute RSA 155-E. No crushing equipment shall be allowed except as provided by Section III.K.*"

4. Amend Paragraph H (Summary of Commercial Use Provisions) of Section V (Commercial Use) to add the following permitted use in the Light Commercial District: "*H.4 Earth Removal Activities* *Earth Removal Activities, as defined in Section II of this Ordinance, in the Light Commercial District; provided, however, a permit must be obtained from the Planning Board in accordance with the provisions of RSA 155-E. No crushing equipment shall be allowed except as provided by Section III.K (Portable Rock Crushers) of this Ordinance. The provisions of Section III.R (Noise Regulation) of this Ordinance shall not pertain to Earth Removal Activities within the Light Commercial District or public highways used or useful for the transportation of Earth Materials in connection with Earth Removal Activities. Further, Earth Removal Activities permitted in the Light Commercial District shall not otherwise be deemed an undue hazard or offensive business under Paragraph A.1 (Undue hazards or Offensive Business) of Section V of this Ordinance.*'"

Planning Board Does Not Recommend

197   120

YES   NO

This vote, although representing a Majority Vote is subject to a PROTEST PETITION which was filed with Goshen on March 5, 2012 and was posted as required by law at the polling place