

# CITY COUNCIL MEETING

MUNICIPAL COMPLEX, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, PORTSMOUTH, NH  
DATE: MONDAY, JANUARY 23, 2023 TIME: 6:30 PM

*Members of the public also have the option to join the meeting over Zoom, a unique meeting ID and password will be provided once you register. To register, click on the link below or copy and paste this into your web browser:*  
[https://us06web.zoom.us/webinar/register/WN\\_1-gHSLDRS3ia\\_ywK9YKv6Q](https://us06web.zoom.us/webinar/register/WN_1-gHSLDRS3ia_ywK9YKv6Q)

6:30 PM – ANTICIPATED NON-PUBLIC SESSIONS ARE BEING HELD IN CONFERENCE ROOM A

1. CONSIDERATION OF LEGAL ADVICE – RSA 91-A:3, II (I)

## AGENDA

*\*Regular portion of City Council meeting to begin at 7:00 p.m.*

- I. WORK SESSION – THERE IS NO WORK SESSION THIS EVENING
- II. PUBLIC DIALOGUE SESSION [when applicable – every other regularly scheduled meeting] – N/A
- III. CALL TO ORDER [7:00 p.m. or thereafter]
- IV. ROLL CALL
- V. INVOCATION
- VI. PLEDGE OF ALLEGIANCE
- VII. ACCEPTANCE OF MINUTES – *(There are no minutes on for acceptance this evening)*
- VIII. RECOGNITIONS AND VOLUNTEER COMMITTEE REPORTS
- IX. PUBLIC COMMENT SESSION *(This session shall not exceed 45 minutes) – (participation may be in person or via Zoom)*
- X. PUBLIC HEARINGS AND VOTE ON ORDINANCES AND/OR RESOLUTIONS

### First Reading of Ordinance:

- A. First reading of Ordinance amending Chapter 1, Article XVII, Section 1.1705 – Public Arts Funds

*(Sample motion – move to pass first reading and schedule a second reading and Public Hearing at the February 6, 2023 City Council meeting)*

## **Public Hearing/Second Reading of Ordinance:**

- A. Second reading of Ordinance amending Chapter 7, Article IVA, Section 7A.408 – Taxi Stands Designated
- **PRESENTATION**
  - **CITY COUNCIL QUESTIONS**
  - **PUBLIC HEARING SPEAKERS**
  - **ADDITIONAL COUNCIL QUESTIONS AND DELIBERATIONS**

*(Sample motion – move to pass second reading and schedule a third and final reading at the February 6, 2023 City Council meeting)*

## **Third and Final Reading of Ordinance:**

- A. Third and final reading of Ordinance amending Chapter 1, Article IV, Section 1.406 – Cable Television and Communications Commissions to be named Cable and Broadband Internet Commission

*(Sample motion – move to pass third and final reading of ordinance as presented)*

## **XI. CITY MANAGER'S ITEMS WHICH REQUIRE ACTION**

### **A. CITY MANAGER CONARD**

#### **City Manager's Items Which Require Action:**

1. Approval of Proposed MOA for Portsmouth School Custodial Supervisors
2. Approval of Proposed MOA for Portsmouth School District Paraeducators and Portsmouth Police Civilian Employees Association
3. Approval of Collective Bargaining Agreement with Portsmouth City Employees, Local #1386B
4. Drainage and Water Services Access Easement for Property Located at 1169/1171 Sagamore Avenue
5. Public Access Easement for 238 Deer Street
6. \*Formal Acceptance of Longmeadow Road Property Located at Longmeadow Road
7. \*Acceptance of Hodgdon Way as a City Street
8. Easements for Property Located at 951 Peverly Hill Road and 1400 Lafayette Road

## XII. CONSENT AGENDA

*(Proper Motion for Adoption of Consent Agenda – move to adopt the Consent Agenda)*

- A. Request from Greg and Beth Danilowski, Richardson's Market, to install a Projecting Sign at 142 State Street ***(Anticipated action – move to approve the aforementioned Projecting Sign License as recommended by the Planning Director, and further, authorize the City Manager to execute the License Agreement for this request)***

**Planning Director's Stipulations:**

- ***The license shall be approved by the Legal Department as to content and form;***
  - ***Any removal or relocation of projecting sign, for any reason, shall be done at to the City; and***
  - ***Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the projecting sign, for any reason shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works***
- B. Letter from Becky Kates, Krempels Center, requesting permission to hold the 26<sup>th</sup> Annual Cisco Brewers Portsmouth Memorial Day 5K on Sunday, May 28, 2023 ***(Anticipated action – move to refer to the City Manager with Authority to Act)***
- C. Letter from Rich Clyborne, Gundalow Company, requesting permission to hold the 2023 Riverfest Event on Saturday, June 3, 2023 ***(Anticipated action – move to refer to the City Manager with Authority to Act)***
- D. Letter from Alex Cave and Wendy McCoole, Strawberry Banke Museum, informational listing of events being held on Strawberry Banke grounds in 2023. ***(Anticipated action – move to refer to the City Manager with Authority to Act)***
- E. Letter from Valerie Rochon, Portsmouth NH 400<sup>th</sup> Inc., informational listing of three upcoming signature events in celebration of the 400<sup>th</sup> anniversary of Portsmouth. ***(Anticipated action – move to refer to the City Manager with Authority to Act)***

## XIII. PRESENTATIONS AND WRITTEN COMMUNICATIONS

- A. Email Correspondence ***(Sample motion – move to accept and place on file)***
- B. Letter from Barbara McMillan, Chair, Conservation Commission, requesting City Council's support for review and proposed revisions to Article 10, Environmental Protections Standards of the Zoning Ordinance ***(Sample motion – move to accept and place on file)***

#### **XIV. MAYOR McEACHERN**

1. Appointments to be Considered:
  - Appointment of Anna Howard to the Economic Development Commission, alternate
  - Appointment of Anne Hayes to the COVID Response Task Force Blue Ribbon Committee
2. \*Appointment of City Manager Karen Conard as the Portsmouth Representative to the Pease Development Authority Board of Directors
3. \*Update on Sound Barriers
4. \*Sherburne School Neighborhood Meeting – January 31, 2023 at 6:00 p.m.

#### **XV. CITY COUNCIL MEMBERS**

##### **A. COUNCILOR TABOR**

1. Community Power update, motion to schedule work session  
***(Sample motion – Move to schedule a work session February 13, 2023 to present The Energy Advisory Committee Electric Aggregation Plan (EAP) and Community Power launch plans prior to February 21 proposal to the council from PEAC to adopt the EAP)***

##### **B. COUNCILOR TABOR AND COUNCILOR DENTON**

1. \*Report Back on Fee Committee

##### **C. COUNCILOR BAGLEY**

1. Parking and Traffic Safety Committee Action Sheet and Minutes of the January 5, 21023 meeting ***(Sample motion – move to approve and accept the action sheet and minutes of the January 5, 2023 Parking and Traffic Safety Committee meeting)***

##### **D. COUNCILOR COOK AND COUNCILOR BAGLEY**

1. ***(Sample motion #1 - Move to include the downtown area bounded by Deer Street, the Piscataqua River, Prescott Park, Court Street, and Maplewood Avenue/Middle Street in the redesign of Market Square in 2023 with the goal of enhanced pedestrian access with expanded sidewalks, expanded sidewalk dining throughout downtown and reduced traffic congestion, including possible redesign of traffic flow (two-way traffic) on State Street.***
2. ***(Sample motion #2 - Move to adopt the attached proposed policy on outdoor dining.)***

#### **XVI. APPROVAL OF GRANTS/DONATIONS**

- A. Acceptance of Donation to Playground Update from the Portsmouth Rotary - \$15,000.00 ***(Sample motion – move to approve and accept the donation as presented)***
- B. Acceptance of Donation to Portsmouth Tree Project from the Portsmouth Rotary - \$15,000.00 ***(Sample motion – move to approve and accept the donation as presented)***



- C. Acceptance of Donation to the Skatepark from Michelle Dupras - \$50.00 (***Sample motion – move to approve and accept the donation as presented***)

**XVII. CITY MANAGER’S INFORMATIONAL ITEMS**

1. \*McIntyre Update
2. Report Back on Disc Golf

**XVIII. MISCELLANEOUS BUSINESS INCLUDING BUSINESS REMAINING UNFINISHED AT PREVIOUS MEETING**

**XIX. ADJOURNMENT [at 10:30 p.m. or earlier]**

*\*Indicates verbal report*

**KELLI L. BARNABY, MMC/CNHMC  
CITY CLERK**

ORDINANCE #

THE CITY OF PORTSMOUTH ORDAINS

That Chapter 1, Article XVII, Section 1.1705 – **EXPENDITURE OF PUBLIC ART FUNDS** of the Ordinances of the City of Portsmouth be amended as follows (deletions from existing language **stricken**; additions to existing language **bolded**; remaining language unchanged from existing):

**ARTICLE XVII: FUNDING OF PUBLIC ART**

**Section 1.1705: EXPENDITURE OF PUBLIC ART FUNDS**

Expenditure of public art funds shall be determined by the City Council. In authorizing such expenditures the Council shall apply the following protocol and criteria:

- A. No less than ninety (90%) percent of the principal amount of public art contribution generated by any particular building project shall be expended on the site of that project, **unless the City Council votes specifically otherwise.**

(All other aspects of this Section shall remain unchanged.)

The City Clerk shall properly alphabetize and/or re-number the ordinances as necessary in accordance with this amendment.

All ordinances or parts of ordinances inconsistent herewith are hereby deleted.

This ordinance shall take effect upon its passage.

APPROVED:

---

Deaglan McEachern, Mayor

ADOPTED BY COUNCIL:

---

Kelli L. Barnaby, City Clerk

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Portsmouth City Council on Monday, January 23, 2023 at 7:00 p.m., at the Portsmouth Municipal Complex in the Eileen Dondero Foley Council Chambers, Portsmouth, NH, on the proposed Ordinance amending Chapter 7, Article IVA, Section 7A.408 – Taxi Stands Designated. The complete Ordinance is available for review in the Office of the City Clerk and Portsmouth Public Library, during regular business hours.

KELLI L. BARNABY, MMC/CNHMC  
CITY CLERK

**LEGAL NOTICE**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Portsmouth City Council on Monday, January 23, 2023 at 7:00 p.m., at the Portsmouth Municipal Complex in the Eileen Dondero Foley Council Chambers, Portsmouth, NH, on the proposed Ordinance amending Chapter 7, Article IVA, Section 7A.408 – Taxi Stands Designated. The complete Ordinance is available for review in the Office of the City Clerk and Portsmouth Public Library, during regular business hours.  
KELLI L. BARNABY,  
MMC/CNHMC  
CITY CLERK

ORDINANCE #

THE CITY OF PORTSMOUTH ORDAINS

That Chapter 7, Article IVA, Section 7A.408 – **TAXI STANDS DESIGNATED** of the Ordinances of the City of Portsmouth be amended as follows (deletions from existing language **stricken**; additions to existing language **bolded**; remaining language unchanged from existing):

**ARTICLE IVA: BUS STOPS AND TAXICAB STANDS**

**Section 7A.408: TAXI STANDS DESIGNATED**

The following areas are hereby designated as Taxi stands:

~~A. Hanover Street: southerly side, first parking space west from Fleet Street from 7:00 p.m. to 6:00 a.m.~~

~~B. Market Street:~~

- ~~1. easterly side, second parking space from Market Square.~~
- ~~2. easterly side, south for a distance of 40 feet, beginning at Bow Street, from 7 p.m. to 6 a.m., Monday through Sunday~~

~~C.A.~~ Pleasant Street: easterly side, first parallel parking space north of State Street.

~~D. State Street: northerly side, 40 feet from Pleasant Street for a distance of 20 feet, from 7 p.m. to 6 a.m., Monday through Sunday~~

The City Clerk shall properly alphabetize and/or re-number the ordinances as necessary in accordance with this amendment.

All ordinances or parts of ordinances inconsistent herewith are hereby deleted.

This ordinance shall take effect upon its passage.

APPROVED:

\_\_\_\_\_  
Deaglan McEachern, Mayor

ADOPTED BY COUNCIL:

\_\_\_\_\_  
Kelli L. Barnaby, City Clerk

ORDINANCE #

THE CITY OF PORTSMOUTH ORDAINS

That Chapter 1, Article IV, Section 1.406 of the Ordinances of the City of Portsmouth be amended as follows (deletions from existing language **stricken**; additions to existing language **bolded**; remaining language unchanged from existing):

Section 1.406: CABLE ~~TELEVISION~~ AND ~~COMMUNICATIONS BROADBAND INTERNET~~ COMMISSION

A. Membership, Qualifications, Tenure: The Cable ~~Television~~ and ~~Communications Broadband Internet~~ Commission shall consist of five (5) commissioners and one alternate commissioner appointed by the Mayor subject to confirmation by the City Council. Of the initial appointments, three shall be of three (3) years and two shall be for two (2) years. Thereafter, all appointments including the alternate commissioner shall be for a term of three years. The alternate commissioner shall attend all Commission meetings and may vote at any time when there are less than five commissioners otherwise voting.

Commissioners shall be residents of the City of Portsmouth at the time and during the terms of their appointments. Commissioners shall be familiar with the general concepts underlying the operation of cable television **as well as the delivery of broadband internet services via multiple physical transport methods.**

B. The Commission shall have the authority to establish standing sub-committees on matters pertaining to the operation and performance of cable **and broadband internet** companies within the City.

Such subcommittees shall serve in an advisory capacity to the Cable **and Broadband Internet** Commission. ~~In the first instance, the standing Sub-committees shall consist of:~~

~~Government/Education Access Channels, I-Net System and Customer Service. The Commission shall have the right to appoint non-Commission members to subcommittees; when possible, the Commission shall attempt to use Portsmouth residents for such appointments. If the Commission wishes to appoint a non-Portsmouth resident who has skills helpful to the Commission's work; the Commission shall have the authority to make such an appointment.~~

C. Powers: ~~In addition to establishing the standing Sub-Committees referenced above, the Commission shall have the authority to eliminate such Sub-Committees and create new ones as the Commission deems appropriate~~ The Commission shall oversee the operation of the existing Cable Television Franchise Agreement and any future agreements, which the City Council may approve **as well as assist in the negotiation of such agreements. The Commission may, as the need arises, consider the**

**availability and quality of Broadband Internet services delivered via any physical transport (which includes physical cabling or over-the-air delivery) and work to understand the needs and desires of the citizens of the city of Portsmouth. Further, the committee may work with relevant providers to meet those needs and desires as appropriate and as guided by the City Council.**

D. The Commission shall meet as often as deemed appropriate and necessary to insure the proper operation of the Franchise Agreement. The Commission shall, upon request of the City Council, submit written or verbal reports of its activities.

The City Clerk shall properly alphabetize and/or re-number the ordinances as necessary in accordance with this amendment.

All ordinances or parts of ordinances inconsistent herewith are hereby deleted.

This ordinance shall take effect upon its passage.

APPROVED:

---

Deaglan McEachern, Mayor

ADOPTED BY COUNCIL:

---

Kelli L. Barnaby, City Clerk



## CITY OF PORTSMOUTH

City Hall, One Junkins Avenue  
Portsmouth, New Hampshire 03801  
kconard@cityofportsmouth.com  
(603) 610-7201

Karen S. Conard  
City Manager

**Date:** January 19, 2023

**To:** Honorable Mayor McEachern and City Council Members

**From:** Karen S. Conard, City Manager *KSC*

**Re:** City Manager's Comments on City Council Agenda of January 23, 2023

---

### ***X. Public Hearings and Votes on Ordinances and/or Resolutions:***

#### **A. First Reading of Ordinance Amending Chapter 1, Article XVII, Section 1.1705 – Public Arts Funds:**

The City Council recently voted to approve the expenditure of \$21,100 from the Public Art Fund Trust to assist in funding the anticipated art project at Bohenko Park. This City Council approved expenditure was presented to the Trustees of the Trust Funds who manage all of the City's Trust Funds to include the City of Portsmouth Public Art Trust. The terms of the Public Art Trust limit the use of the Trust's assets. The terms of the Trust direct that "the assets and income held in the Public Art Trust may be expended for any public art purpose which is consistent with the public art ordinance of the City."

The City's Art Ordinance, Chapter 1, Article XVII, Section 1.1705 (A), provides that "no less than ninety (90%) percent of the principal amount of public art contribution generated by any particular building project shall be expended on the site of that project." Currently, there is \$21,100 in the Public Art Trust which represents the remainder of the City's contribution of \$150,000 for public art at the Foundry Garage. The public art project at the Foundry Garage is now completed but it did not require the expenditure of the entire 90% of the principle amount contributed for the project.

However, the City's Public Art Ordinance does not provide direction for the use of surplus funds in the Trust. Compliance with the ordinance prevents the Trustees from providing more than 10% of the original \$150,000 contribution to a different art project. That means that the Trust can only contribute \$15,000 to the Bohenko Park project even though the City Council authorized the expenditure of \$21,100. There is no authority for the City Council or the Trustees of the Trust Funds to distribute the surplus of \$6,100 in the Trust for the benefit of any other project even though it is not needed for the Foundry Garage project.

The City's Art Ordinance did not contemplate a surplus of funds in the Trust after the completion of a project.

However, this can be remedied with a simple amendment to the ordinance permitting the City Council to authorize the expenditure of surplus funds from the Public Art Trust. [The attached proposed amendment to the City’s Funding of Public Art Ordinance](#) accomplishes this goal.

*I recommend that the City Council move to pass first reading and schedule a public hearing and second reading at the February 6, 2023 City Council meeting.*

**B. Public Hearing and Second Reading of Ordinance Amending Chapter 7, Article IVA, Section 7A.408 – Taxi Stands Designated:**

The City Council requested the Parking and Traffic Safety Committee (PTSC) report back on the use of taxi stands reserved throughout the City. At its October 6, 2022 meeting, PTSC members relayed that staff had reached out to the one remaining taxi company left in the City. The owner requested that one taxi stand located at Pleasant Street remain in use. PTSC voted unanimously to remove all taxi stands throughout the City, except the one on Pleasant Street. The City Council approved this action and the PTSC minutes at its December 5, 2022 meeting.

Because the taxi stands are listed in the ordinance, this action requires an amendment to [Chapter 7, Article IVA, Section 7A.408, Taxi Stands Designated](#), which is attached for this evening’s public hearing and second reading.

*I recommend that the City Council move to pass second reading, and schedule a third and final reading at the February 6, 2023 City Council meeting.*

**C. Third and Final Reading of Ordinance Amending Chapter 1, Article IV, Section 1.408 - Cable Television and Communications Commission to be named Cable and Broadband Internet Commission:**

The Cable Commission requests that the City Council consider [proposed changes to Chapter 1, Article IV, Section 1.408](#) currently titled Cable Television and Communications Commission. The Commission proposes changes to their title and powers to broaden their responsibility beyond cable television and to include broadband internet services via any physical transport method (including both physical cabling and over-the-air delivery such as cellular). See [attached proposed ordinance changes](#).

The Commission developed these proposed changes over the course of several meetings this year. The Cable Commission referred these proposed changes to the Governance Committee for review and input; the Governance Committee supported the Commission’s desire to broaden their powers. Deputy City Manager/Deputy City Attorney Suzanne Woodland provides staff support for the Commission and has worked with them to develop these proposed changes.

*I recommend that the City Council move to pass third and final reading of the ordinance as presented.*



## *XI. City Manager's Items which Require Action:*

### 1. **Approval of Proposed MOA for Portsmouth School Custodial Supervisors:**

Attached please find a memorandum from the City's Labor Negotiator, Tom Closson, along with a proposed Memorandum of Agreement with the Portsmouth School Custodial Supervisors.

*I recommend that the City Council move to approve the proposed agreement as presented.*

### 2. **Approval of Proposed MOA for Portsmouth School District Paraeducators and Portsmouth Police Civilian Employees Association:**

Attached please find a memorandum from the City's Labor Negotiator, Tom Closson, along with a proposed Memorandum of Agreement with the Portsmouth School District Paraeducators and the Portsmouth Police Civilian Employees Association.

*I recommend that the City Council move to approve the proposed agreement as presented.*

### 3. **Approval of Collective Bargaining Agreement with Portsmouth City Employees, Local #1386B:**

Attached please find a memorandum from the City's Labor Negotiator, Tom Closson, along with a proposed Collective Bargaining Agreement with Portsmouth City Employees, Local #1386B.

*I recommend that the City Council move to approve the proposed agreement as presented.*

### 4. **Drainage and Water Services Access Easements for Property Located at 1169/1171 Sagamore Avenue:**

At its regularly scheduled meeting on August 18, 2022, the Planning Board granted a wetlands conditional use permit to John and Colleen Hebert for temporary and permanent wetlands buffer impacts at property located at 1169 and 1171 Sagamore Avenue. As a part of this vote, the Planning Board recommended the City grant a drainage easement to the property owners, and to accept a drainage easement and an access easement for water services from the property owners.

All three easements are shown on the drawing included in the Council packet.

As a part of the Capital Improvements Plan, the City plans to construct a sidewalk along the State road Sagamore Avenue. The City will be responsible for the maintenance of the sidewalk, however the property owners at 1169 and 1171 Sagamore Avenue have agreed to construct the portion of the sidewalk in front of their properties as a part of this project. In order to support this new sidewalk, the property owners have agreed to construct a culvert crossing from 1169 Sagamore Avenue, under the right of way, and emptying on City property across the street. This new culvert will include construction of a filtration system on City property.

The City will own and maintain this infrastructure once it is completed and City staff confirm the culvert and associated infrastructure meet City specifications. However, because the water will pass from the sidewalk over private property through the culvert and onto City land, an easement is necessary to secure future rights for water to pass onto the City parcel.

Second, City Public Works staff anticipate there may be a need for a second culvert at the southerly end of this project. To support this potential need, the property owners have agreed to convey a drainage easement to the City in the event the City constructs this second culvert.

Finally, the property owners have agreed to convey to the City an access easement for water services so the City may monitor private water laterals to be constructed as a part of the private development project.

The Planning and Legal Departments have reviewed [these easements](#) for form. The Heberts plan to convey the property to Sagamore Group, LLC, therefore the Legal Department recommends granting an easement to and accepting easements from Sagamore Group, LLC once that transaction is finalized.

*I recommend that the City Council move to authorize the City Manager to accept and record a drainage easement and an access easement for water services from Sagamore Group, LLC and to grant a drainage easement to Sagamore Group, LLC.*

5. **Public Access Easement for 238 Deer Street:**

On March 17, 2022, the Planning Board granted 238 Deer Street, LLC (“Owner”), site plan approval for a new 3-4 story mixed-use building with first floor retail and 21 micro housing units at property located at 238 Deer Street (“Property”). This project is on the lot of the former VFW and Staley restaurant. In addition to site plan approval, the project has received a conditional use permit for parking from the Planning Board and a variance for open space from the Board of Adjustment.

The approved site plan includes a pedestrian access easement to be conveyed from the Owner to the City. This [Easement for Public Access](#) presented to Council for approval abuts an existing public access easement located at 46 Maplewood Avenue, which was accepted and approved by Council on August 12, 2019. The Owner of 238 Deer Street is not receiving any open space credit for community space by granting this easement to the City. The easement was recommended by TAC in order to create a wider public access easement between the two lots (238 Deer and 46 Maplewood). The easement area totals 390 square feet and is highlighted in yellow in [the Plan attached](#) to the easement in the Council packet as Exhibit A.

All of the foregoing has been reviewed by the Planning and Legal Departments.

*I recommend that the City Council move to grant authority for the City Manager to negotiate, execute, accept and record the Easement for Public Access in a form similar to the attached.*

**6. Formal Acceptance of Longmeadow Road Property Located at Longmeadow Road:**

At the City Council meeting on May 6, 2019, the City accepted property from Service Credit Union as a part of a subdivision in order for the City to construct an extension of Longmeadow Road. Since that time, the City has completed construction of the Longmeadow Road extension. This roadway extension is designed pursuant to a traffic study in order to divert traffic from the intersection of Lang Road and Lafayette Road to the intersection of Longmeadow Road, Ocean Road and Lafayette Road, where there is an existing traffic signal.

Although the City accepted the property upon which Longmeadow Road now sits, the City used State-administered federal funding to complete the project. The State requires the City formally accept this new roadway in order to close out the project. The City Council has the authority to accept streets pursuant to RSA 299:1.

The Public Works Department and the City’s consulting engineers at CMA Engineers, Inc. and Tighe and Bond have reviewed the new roadway and find it meets City specifications.

*I recommend that the City Council move to accept Longmeadow Road as a City street.*

**7. Acceptance of Hodgdon Way as a City Street:**

The City has completed the Hodgdon Way Project, which culminated in the construction of a new public right of way. During the project, the City built a new roadway to traverse through the West End Yards development along the bank of Hodgdon Brook to create a link between Cate Street and the Route 1 Bypass. This new roadway segment now gives Islington Street and Bartlett Street area traffic direct access to the traffic signals at the intersection of Borthwick Avenue and the Route 1 Bypass.

One way in which public streets are created is by formal acceptance of the City Council (RSA 229:1). Although the City owns the property upon which Hodgdon Way now sits, it is best practice for the City Council to formally vote to accept a new public way. The Public Works Department and their consulting engineers Underwood Engineers, have reviewed the entire project in depth and find it meets City specifications.

*I recommend that the City Council move to accept Hodgdon Way as a City street.*

**8. Easements for Property Located at 951 Peverly Hill Road and 1400 Lafayette Road:**

On April 30, 2020, the Planning Board granted site plan review approval for the construction of a 53-unit garden and townhouse style residential development with six structures at the former location of the Yoken’s Restaurant. The Planning Board extended this approval by votes on April 22, 2021 and May 19, 2022. As a part of its approval, the Planning Board recommended the City accept community space easements, a sidewalk easement and an access easement for water services.

The sidewalk easement will be used to secure that portion of the Peverly Hill Road multi-use path over 951 Peverly Hill Road. The developer, Yokens Townhomes, LLC, will construct this portion of the multi-use path at its expense, along with the community space improvements.

The location of the proposed community space easements are reflected on [the attached plans](#). Finally, the water access easement which will be from Yokens Townhomes, LLC will permit City staff to monitor the private water infrastructure for leaks and facilitate shutoffs.

The Planning and Legal Departments have reviewed the easements for form, and recommend the City Council authorize the City Manager to accept and record [the attached easements](#). There may be minor edits to the easement documents or plans to facilitate recording.

*I recommend that the City Council move to authorize the City Manager to finalize, accept and record community space easements, a sidewalk easement, and an access easement for water services from 4 Amigos LLC and Yokens Townhomes, LLC.*

## ***XII. Consent Agenda:***

### **A. Projecting Sign Request – 142 State Street:**

Permission is being sought to install a projecting sign at [142 State Street for Richardson’s Market](#) that extends over the public right of way, as follows:

Sign dimensions: 52” x 21.3” & 19.5” x 12.75”  
Sign area: 9.4 sq. ft.

The proposed sign complies with zoning requirements. If a license is granted by the City Council, no other municipal approvals are needed. *Therefore, I recommend approval of a revocable municipal license, subject to the following conditions:*

- 1) The license shall be approved by the Legal Department as to content and form;*
- 2) Any removal or relocation of the sign, for any reason, shall be done at no cost to the City; and*
- 3) Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the signs, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works.*

## ***XVI. Approval of Grants/Donations:***

### **A. Acceptance of Donation to Playground Update from the Portsmouth Rotary- \$15,000:**

[Attached please find a donation form from the City Manager’s Office](#) requesting acceptance of \$15,000 for future Playground Updates from the Portsmouth Rotary.

*I recommend that the City Council move to approve and accept the donation as presented.*

B. **Acceptance of Donation to Portsmouth Tree Project from the Portsmouth Rotary - \$15,000:**

Attached please find a donation form from the City Manager's Office requesting acceptance of \$15,000 for Tree Projects from the Portsmouth Rotary.

*I recommend that the City Council move to approve and accept the donation as presented.*

C. **Acceptance of Donation to the Skateboard Park - \$50:**

Attached please find a donation form requesting acceptance of \$50 for the Skateboard Park from Michelle Dupras.

*I recommend that the City Council move to approve and accept the donation as presented.*

***XVII. City Manager's Informational Items:***

1. **McIntyre Update:**

City Attorney Susan Morrell and I will provide an update on the McIntyre Redevelopment Project at this evening's meeting.

2. **Report Back on Disc Golf:**

Please find attached a report back from the Recreation Department regarding disc golf, which was requested at the September 19, 2022 City Council meeting.

**THOMAS M. CLOSSON**  
**ATTORNEY AT LAW** PLLC

379 Amherst Street, Suite #2  
PMB 231  
Nashua, New Hampshire 03063  
603-759-6614  
thomas.closson@nhlaborlaw.com

To: City Manager Conard, Mayor McEachern, and Members of the City Council  
From: Tom Closson  
Re: Proposed MOU With The Portsmouth School Custodial Supervisors Union  
Date: January 12, 2022

---

Attached for your consideration is a proposed Memorandum of Understanding (“MOU”) with the Portsmouth School Custodial Supervisors Union.

The 10-year rolling average of the CPI-U applicable for the July 1, 2023 COLA is 2.55%. As such, increasing the COLA “floor” for July 1, 2023 to 3.0% will result in a relatively modest total cost increase of one thousand eight hundred and twenty-eight dollars (\$1,828.00). Making this change will also bring this important bargaining unit in line with collective bargaining agreements negotiated shortly after theirs, and it will correct what seems to have been a genuine oversight on the part of their negotiating team. This MOU has been approved by the Portsmouth Board of Education and I recommend it to you.

**PORTSMOUTH SCHOOL DISTRICT AND THE  
CITY OF PORTSMOUTH, NEW HAMPSHIRE**

**And**

**PORTSMOUTH SCHOOL CUSTODIAL SUPERVISORS UNION**

**MEMORANDUM OF UNDERSTANDING**

1. The Portsmouth School District and the City of Portsmouth, New Hampshire (collectively “the City”) are parties to a collective bargaining agreement (“the CBA”) with the Portsmouth School Custodial Supervisors Union (“the Union”).
2. While negotiating the CBA, the negotiating team for the Union inadvertently agreed to a COLA floor of two percent (2%) in the second year of the CBA.
3. The negotiating team for the Union intended to negotiate a COLA floor of three percent (3%) in the second year of the CBA, similar to other bargaining units in the City.
4. The parties agree that the CBA may be modified to reflect a COLA floor of three percent (3%) in the second year of the CBA, similar to other bargaining units in the City.
5. The City and the Union agree that this Memorandum of Understanding is not intended to create any binding precedent or past practice.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Portsmouth School District

Dated: \_\_\_\_\_

\_\_\_\_\_  
City of Portsmouth, New Hampshire

Dated: \_\_\_\_\_

\_\_\_\_\_  
Portsmouth School Custodial Supervisors Union

THOMAS M. CLOSSON  
ATTORNEY AT LAW PLLC

379 Amherst Street, Suite #2  
PMB 231  
Nashua, New Hampshire 03063  
603-759-6614  
thomas.closson@nhlaborlaw.com

To: City Manager Conard, Mayor McEachern, and Members of the  
Portsmouth City Council  
CC: Police Commission Chairperson Shaheen, School Board Chairperson  
Clayburgh, Police Chief Newport, Superintendent McLaughlin, and  
Human Resources Director Harper  
From: Tom Closson  
Re: Proposed Memoranda Of Agreement  
Date: January 5, 2023

---

Attached for your consideration are two (2) Memoranda of Agreement. The purpose of these Memoranda is to increase base wages for two (2) different groups of employees that are currently engaged in negotiations for successor collective bargaining agreements. If approved, these Memoranda would immediately increase base wages for these employees by four percent (4%). The Portsmouth Police Commission and the Portsmouth School Board believe that these early wage increases are necessary to attract and, more importantly, to retain quality employees in these critical positions. I agree.



**PORTSMOUTH BOARD OF EDUCATION  
And  
PORTSMOUTH SCHOOL DISTRICT PARAEUCATORS**

**MEMORANDUM OF AGREEMENT**

1. The Portsmouth Board of Education (“the Board”) and the Portsmouth School District Paraeducators (“the Union”) are parties to a collective bargaining agreement (“the CBA”).
2. The Board and the Union are currently negotiating a successor CBA.
3. To aid immediately in recruitment and retention, the Board and the Union have agreed that effective upon the final approval of this Memorandum of Agreement, base wages for all members of the bargaining unit will be increased by **four percent (4%)**, effective the first full pay period after mutual ratification.
4. This Memorandum of Agreement is to address a specific situation only and it is not intended to create any precedent or binding past practice between the Board and the Union.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Nancy Clayburgh, President  
Portsmouth Board of Education

Dated: \_\_\_\_\_

\_\_\_\_\_  
Portsmouth School District Paraeducators

Approved by the Portsmouth City Council: \_\_\_\_\_

**CITY OF PORTSMOUTH, NEW HAMPSHIRE  
And  
PORTSMOUTH POLICE CIVILIAN EMPLOYEES ASSOCIATION**

**MEMORANDUM OF AGREEMENT**

1. The City of Portsmouth, New Hampshire (“the Board”) and the Portsmouth Police Civilian Employees Association (“the Union”) are parties to a collective bargaining agreement (“the CBA”).
2. The Board and the Union are currently negotiating a successor CBA.
3. To aid immediately in recruitment and retention, the Board and the Union have agreed that effective upon the final approval of this Memorandum of Agreement, base wages for all members of the bargaining unit will be increased by **four percent (4%)**, effective the first full pay period after mutual ratification.
4. This Memorandum of Agreement is to address a specific situation only and it is not intended to create any precedent or binding past practice between the Board and the Union.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Stefany Shaheen, Chairperson  
Portsmouth Police Commission

Dated: \_\_\_\_\_

\_\_\_\_\_  
Karen Conard, City Manager  
City of Portsmouth, New Hampshire

Dated: \_\_\_\_\_

\_\_\_\_\_  
Portsmouth Police Civilian Employees Association

Approved by the Portsmouth City Council: \_\_\_\_\_

THOMAS M. CLOSSON  
ATTORNEY AT LAW PLLC

379 Amherst Street, Suite #2  
PMB 231  
Nashua, New Hampshire 03063  
603-759-6614  
thomas.closson@nhlaborlaw.com

To: City Manager Conard, Mayor McEachern, and Members of the City Council  
From: Tom Closson  
Re: Tentative Agreement with the Portsmouth City Employees – Local #1386B  
Date: December 15, 2022

---

Attached for your consideration is a proposed 3-year tentative agreement with the Portsmouth City Employees – Local #1386B (“the Union”).

In addition to a handful of relatively minor language changes and/or corrections, this tentative agreement includes the following material terms:

- An increase of 4% to base wages, effective July 1, 2022;
- An additional COLA of 2.05% (based on the rolling 10-year CPI-U average) effective July 1, 2022;
- A base wage increase tied to the rolling 10-year CPI-U average, with a floor of 3% and a ceiling of 5%, effective July 1, 2023;
- A base wage increase tied to the rolling 10-year CPI-U average, with a floor of 2% and a ceiling of 5%, effective July 1, 2024;
- Reclassification of certain library positions to address ongoing hiring and retention needs;
- Addition of two (2) vacation steps, one (1) additional day each, at the end of the current vacation schedule;
- Improvement of City’s ability to hire and retain part-time employees;
- Clarification, improvement, and updating of general hiring process language;
- Adoption of the same longevity schedule as the PMA and SMA CBAs;
- Effective July 1, 2024, standardization in the calculation of the health insurance opt-out stipend to \$500/quarter;
- Expansion of bereavement leave to include step-parent, step-child, and relative residing in the employee’s household; and

- Addition of Juneteenth as a holiday.

Attached as **Exhibit 1** is a copy of the entire tentative agreement. Also attached are the new wage schedules (**Exhibit 2**) and a costing for the tentative agreement (**Exhibit 3**).

I am pleased to recommend this tentative agreement to you.

**EXHIBIT 1**

**CITY OF PORTSMOUTH, NEW HAMPSHIRE  
And  
PORTSMOUTH CITY EMPLOYEES, LOCAL #1386B**

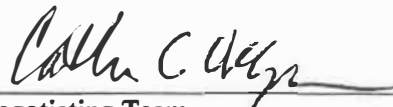
**TENTATIVE AGREEMENT**


<b><u>CBA ARTICLE</u></b>	<b><u>PROPOSAL</u></b>
Throughout	Fix typos, numbering, and formatting as needed.
Throughout	Eliminate gender-specific language (if any remains).
3.2.D. (Recognition)	Modify to read as follows: “The <i><b>employer</b></i> shall provide the opportunity for Union officials to meet with newly hired employees, without charge to the pay or leave time of the employees, for a minimum of 30 minutes, not later than 10 calendar days after the date of hire. <i><b><u>The employer shall provide to the Union officials the name, job title, job location, and supervisor of newly hired employees on the date of hire.</u></b></i> ”
5.6 (Employment and Termination)	Remove “ <i><b>physical fitness,</b></i> ” “ <i><b>personality,</b></i> ” and “ <i><b>character,</b></i> ” and add “ <i><b><u>ability to perform the essential functions of the job either with or without reasonable accommodation(s).</u></b></i> ”
7.2 (Wages)	Effective July 1, 2022, a 4% wage increase and a 2.05% COLA; effective July 1, 2023, a COLA calculated according to the standard City rolling 10-year average CPI-U formula, between 3% and 5%; effective July 1, 2024, a COLA calculated according to the standard City rolling 10-year average CPI-U formula, between 2% and 5%.  (See attached wage schedule)
7.3 (Wages)	Modify to read as follows: “ <i><b><u>Permanent part-time employees will advance on the step schedule annually in accordance with the same schedule as full-time employees.</u></b></i> ”

7.4 (Wages)	Change implementation of new 15-year Step H to an effective date of <u>7/1/2023</u> (instead of 1/1/2024).																
7.8 (Wages)	Delete.																
8.2 (Longevity)	<p>Align longevity schedule with other Unions and measure years of service from 12/31 each year. New longevity schedule will be as follows:</p> <table border="1" data-bbox="537 575 1468 1308"> <thead> <tr> <th data-bbox="537 575 1118 705"></th> <th data-bbox="1118 575 1468 705"><u>Longevity Bonus Amount</u></th> </tr> </thead> <tbody> <tr> <td data-bbox="537 705 1118 793"><i>After the completion of 5 years of service.</i></td> <td data-bbox="1118 705 1468 793"><b>\$340.14</b></td> </tr> <tr> <td data-bbox="537 793 1118 882"><i>After the completion of 10 years of service.</i></td> <td data-bbox="1118 793 1468 882"><b>\$680.28</b></td> </tr> <tr> <td data-bbox="537 882 1118 970"><i>After the completion of 15 years of service.</i></td> <td data-bbox="1118 882 1468 970"><b>\$1,020.43</b></td> </tr> <tr> <td data-bbox="537 970 1118 1058"><i>After the completion of 20 years of service.</i></td> <td data-bbox="1118 970 1468 1058"><b>\$1,360.58</b></td> </tr> <tr> <td data-bbox="537 1058 1118 1146"><i>After the completion of 25 years of service.</i></td> <td data-bbox="1118 1058 1468 1146"><b>\$1,700.72</b></td> </tr> <tr> <td data-bbox="537 1146 1118 1234"><i>After the completion of 30 years of service.</i></td> <td data-bbox="1118 1146 1468 1234"><b>\$2,040.85</b></td> </tr> <tr> <td data-bbox="537 1234 1118 1308"><i>After the completion of 35 years of service.</i></td> <td data-bbox="1118 1234 1468 1308"><b>\$2,380.99</b></td> </tr> </tbody> </table>		<u>Longevity Bonus Amount</u>	<i>After the completion of 5 years of service.</i>	<b>\$340.14</b>	<i>After the completion of 10 years of service.</i>	<b>\$680.28</b>	<i>After the completion of 15 years of service.</i>	<b>\$1,020.43</b>	<i>After the completion of 20 years of service.</i>	<b>\$1,360.58</b>	<i>After the completion of 25 years of service.</i>	<b>\$1,700.72</b>	<i>After the completion of 30 years of service.</i>	<b>\$2,040.85</b>	<i>After the completion of 35 years of service.</i>	<b>\$2,380.99</b>
	<u>Longevity Bonus Amount</u>																
<i>After the completion of 5 years of service.</i>	<b>\$340.14</b>																
<i>After the completion of 10 years of service.</i>	<b>\$680.28</b>																
<i>After the completion of 15 years of service.</i>	<b>\$1,020.43</b>																
<i>After the completion of 20 years of service.</i>	<b>\$1,360.58</b>																
<i>After the completion of 25 years of service.</i>	<b>\$1,700.72</b>																
<i>After the completion of 30 years of service.</i>	<b>\$2,040.85</b>																
<i>After the completion of 35 years of service.</i>	<b>\$2,380.99</b>																
8.3 (Longevity)	Delete.																
9.3 (Insurance)	Effective July 1, 2024, change health insurance waiver stipend to <u>\$500/quarter</u> .																
9.6, 9.7, 9.8 (Insurance)	Fix typos (change <u>“to”</u> to <u>“too;”</u> change <u>“full-time”</u> and <u>“fulltime”</u> to <u>“permanent;”</u> and change <u>“j 0b”</u> to <u>“job”</u> ).																
12.1 (Parental/Adoption Leave)	Modify first sentence to read as follows: “Upon application of the employee and approved by the City Manager, <u>an unpaid</u> leave of absence <u>for six (6) months</u> shall be granted to permanent full-time employees who have been employed at least one (1) year before said application.”																

13.3 (Vacations)	Change the first step to <u><i>one to two years inclusive</i></u> ; change the second step to <u><i>three to six years inclusive</i></u> ; keep other steps the same but <u><i>add two additional steps at 21 years (157.5 hours – 21 days) and 22 years (165 hours – 22 days).</i></u>
15.3 (Bereavement Leave)	Add <u><i>“Step Child, Step Parent, and relative residing in the employee’s household”</i></u> to definition of immediate family.
16.1 (Holidays)	Add <u><i>Juneteenth.</i></u>
16.2 (Holidays)	Delete.
17 (Union Convention Leave)	Fix typo (change “1-1/2” to “1 ½”).
20 (Grievances)	Change second <u><i>“20.1”</i></u> to <u><i>“20.2”</i></u> and in that section remove typo <u><i>“afte1/2.”</i></u>
29.13 (Hours of Work and Overtime)	Delete.
30 (Library Parking)	Add the following: <u><i>“The parking lot and walking areas will receive a level of service consistent with other City facilities.”</i></u>
31 (Subcontracting)	Re-number sub-paragraphs from <u><i>“32”</i></u> to <u><i>“31.”</i></u>
32 (Amendment)	Re-number sub-paragraphs from <u><i>“33”</i></u> to <u><i>“32.”</i></u>
39 (Duration)	Change from <u><i>“June 20, 2022”</i></u> to <u><i>“June 30, 2025.”</i></u>
Salary Schedule	Reclassify current positions as follows:  <u><i>Library Assistant I - Grade 4</i></u> <u><i>Library Assistant II - Grade 6</i></u> <u><i>Library Assistant III - Grade 8</i></u> <u><i>Librarian I - New Grade 10</i></u>



Dated: 12/13/22   
Negotiating Team  
Portsmouth City Employees Local #1386B

Dated: 12/13/22   
Negotiating Team  
City of Portsmouth

**EXHIBIT 2**

**AFSCME 1386B  
SALARY SCHEDULE  
JULY 1, 2022 - JUNE 30, 2023**

GRADE	POSITION	HIRE STEP A	12 MONTHS STEP B	24 MONTHS STEP C	36 MONTHS STEP D	48 MONTHS STEP E	7.5 Years	10 Years	20 Years	
							Anniversary STEP F	Anniversary STEP G	Anniversary STEP H	
2		\$33,909.61	\$35,605.09	\$37,385.35	\$39,254.62	\$41,217.35	\$41,773.78	\$42,358.61	\$43,523.48	Annual
		\$1,304.22	\$1,389.43	\$1,437.90	\$1,509.79	\$1,585.28	\$1,606.68	\$1,629.18	\$1,673.98	Bi-weekly
		\$17.39	\$18.26	\$19.17	\$20.13	\$21.14	\$21.42	\$21.72	\$22.32	37.5 hrly
			5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%	
3	Account Clerk	\$35,570.12	\$37,348.82	\$39,216.08	\$41,176.86	\$43,235.70	\$43,819.38	\$44,432.86	\$45,654.76	Annual
	Clerk Typist	\$1,388.08	\$1,436.49	\$1,508.31	\$1,583.73	\$1,662.91	\$1,685.36	\$1,708.96	\$1,755.95	Bi-weekly
		\$18.24	\$19.15	\$20.11	\$21.12	\$22.17	\$22.47	\$22.79	\$23.41	37.5 hrly
		\$17.10	\$17.96	\$18.85	\$19.80	\$20.79	\$21.07	\$21.36	\$21.95	40 hrly
		5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%		
4	Secretary	\$37,320.06	\$39,186.06	\$41,145.37	\$43,202.83	\$45,362.77	\$45,975.16	\$46,818.82	\$47,900.83	Annual
	Library Assistant I	\$1,435.39	\$1,507.16	\$1,582.51	\$1,661.64	\$1,744.72	\$1,768.28	\$1,793.03	\$1,842.34	Bi-weekly
		\$19.14	\$20.10	\$21.10	\$22.16	\$23.26	\$23.58	\$23.91	\$24.56	37.5 hrly
			5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%	
6	Violation Clerk	\$39,159.43	\$41,117.41	\$43,173.28	\$45,331.94	\$47,598.54	\$48,241.12	\$48,916.49	\$50,261.70	Annual
	Collection Clerk	\$1,506.13	\$1,581.44	\$1,860.51	\$1,743.54	\$1,830.71	\$1,855.43	\$1,881.40	\$1,933.14	Bi-weekly
	Accounts Payable Cler	\$20.08	\$21.09	\$22.14	\$23.25	\$24.41	\$24.74	\$25.09	\$25.78	37.5 hrly
	Assessing Clerk	\$18.83	\$19.77	\$20.76	\$21.79	\$22.88	\$23.19	\$23.52	\$24.16	40 hrly
		5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%		
6	Deputy City Clerk	\$41,089.57	\$43,144.05	\$45,301.26	\$47,566.32	\$49,944.63	\$50,618.89	\$51,327.55	\$52,739.06	Annual
	Legal Secretary	\$1,580.37	\$1,659.39	\$1,742.36	\$1,829.47	\$1,920.95	\$1,946.88	\$1,974.14	\$2,028.43	Bi-weekly
	Library Assistant II	\$21.07	\$22.13	\$23.23	\$24.39	\$25.61	\$25.98	\$26.32	\$27.05	37.5 hrly
			5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%	
7	Administrative Clerk	\$43,114.49	\$45,270.21	\$47,533.72	\$49,910.41	\$52,405.93	\$53,113.41	\$53,857.00	\$55,338.06	Annual
	Water/Sewer Billing Le	\$1,858.25	\$1,741.16	\$1,828.22	\$1,919.63	\$2,015.61	\$2,042.82	\$2,071.42	\$2,128.39	Bi-weekly
	Deputy Tax Collector I	\$22.11	\$23.22	\$24.38	\$25.80	\$26.87	\$27.24	\$27.62	\$28.38	37.5 hrly
		\$20.73	\$21.76	\$22.85	\$24.00	\$25.20	\$25.54	\$25.89	\$26.60	40 hrly
		5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%		
8	Draftsman	\$45,236.84	\$47,498.88	\$49,873.62	\$52,367.30	\$54,985.68	\$55,727.97	\$56,508.16	\$58,082.14	Annual
	CAD Technician	\$1,739.88	\$1,826.87	\$1,918.22	\$2,014.13	\$2,114.83	\$2,143.38	\$2,173.39	\$2,233.16	Bi-weekly
	Library Assistant III	\$23.20	\$24.36	\$25.58	\$26.86	\$28.20	\$28.58	\$28.98	\$29.78	37.5 hrly
			5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%	
9	Accounting Assistant/	\$47,471.32	\$49,844.89	\$52,337.13	\$54,953.99	\$57,701.69	\$58,480.86	\$59,299.39	\$60,930.12	Annual
	Payroll Clerk	\$1,825.82	\$1,917.11	\$2,012.97	\$2,113.61	\$2,219.30	\$2,249.26	\$2,280.75	\$2,343.47	Bi-weekly
	Deputy Tax Collector II	\$24.34	\$25.56	\$26.84	\$28.18	\$29.59	\$29.99	\$30.41	\$31.25	37.5 hrly
		\$22.82	\$23.96	\$25.16	\$26.42	\$27.74	\$28.12	\$28.51	\$29.29	40 hrly
		5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%		
10	Librarian I	\$49,844.89	\$52,337.13	\$54,953.99	\$57,701.69	\$60,586.77	\$61,404.69	\$62,264.36	\$63,976.63	Annual
		\$1,917.11	\$2,012.97	\$2,113.61	\$2,219.30	\$2,330.26	\$2,361.72	\$2,394.78	\$2,480.64	Bi-weekly
		\$25.56	\$26.84	\$28.18	\$29.59	\$31.07	\$31.49	\$31.93	\$32.81	37.5 hrly
		\$23.96	\$25.16	\$26.42	\$27.74	\$29.13	\$29.52	\$29.93	\$30.76	40 hrly
		5.00%	5.00%	5.00%	5.00%	1.35%	1.40%	2.75%		

These rates are based on a full work year of 1950 hours or 37.5 hours per week and in no way guarantees the number of daily, weekly or annual work hours for any position.

**EXHIBIT 3**

**AFSCME 1386B COSTING ESTIMATE**

SALARY ADJUSTMENT	4.00%		
COLA	2.05%	3.00%	2.00%
social security	6.20%	6.20%	6.20%
medicare	1.45%	1.45%	1.45%
retirement	14.06%	13.53%	13.53%

ALL FUNDS: GENERAL FUND, PARKING, WATER and SEWER (36 FTEs)

**CURRENT CONTRACT-(Steps only/No COLA) ESTIMATE**

Wages	FY23 Budgeted salary	FY24*	FY25 Projected 3-Yr Total	
Salary	895,552	901,821	907,232	2,704,605
Longevity	7,027	8,114	8,493	23,633
Retirement	126,903	127,937	128,751	383,590
Medicare	13,087	13,194	13,278	39,559
Social Security	55,960	56,416	56,775	169,151

	1,098,529	1,107,482	1,114,528	3,320,539
--	-----------	-----------	-----------	-----------

Year-to-Year <b>CURRENT</b> Gross Budget Change		8,953	7,047	16,000	Total Yr-to-Yr Increase*
% Change		0.81%	0.64%	1.46%	Change FY23 to FY25
		* Reduction in Retirement Rate		0.49%	Avg % Change

**PROPOSED TENTATIVE AGREEMENT-1386A GROSS BUDGET ESTIMATE**

Wages	2023 New Proposed Salary	FY24*	FY25 Projected 3-Yr Total	
Salary	950,467	978,981	998,561	2,928,010
Longevity	13,039	16,349	17,250	46,639
Retirement	135,469	134,668	137,439	407,577
Medicare	13,971	14,432	14,729	43,132
Social Security	59,737	61,711	62,980	184,428

	1,172,683	1,206,142	1,230,960	3,609,786
--	-----------	-----------	-----------	-----------

Year-to-Year <b>PROPOSED</b> Gross Budget Change	74,155	33,459	24,818	132,432	Total Yr-to-Yr Increase
	6.75%	2.85%	2.06%	4.97%	Change FY23 to FY25
		* Reduction in Retirement Rate		1.66%	Avg % Change per yr

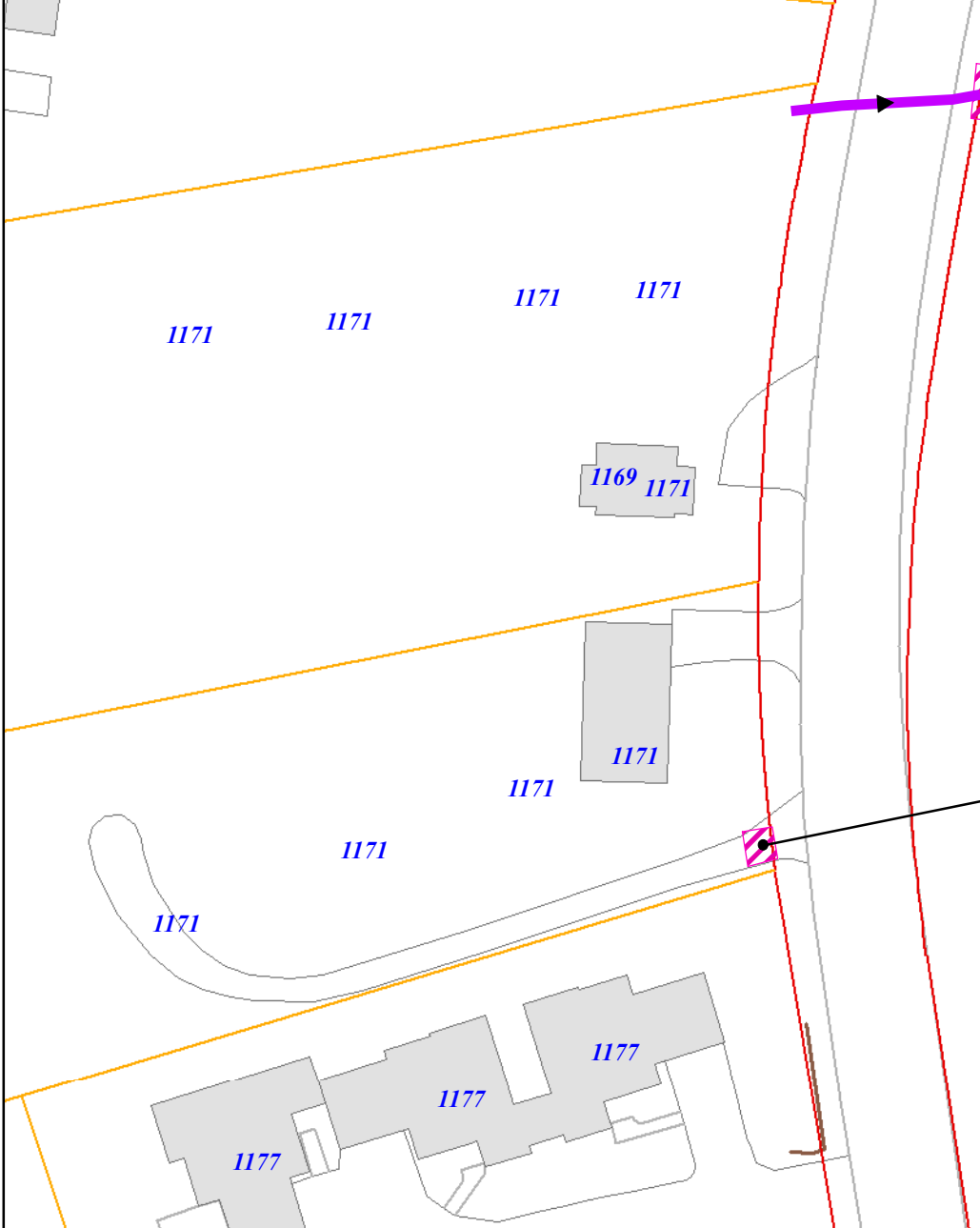
**DIFFERENCE CURRENT and PROPOSED ESTIMATE**

	74,155	98,660	116,432	289,247
--	--------	--------	---------	---------



Net Cost over current budgeted amounts FY23-FY25



Proposed temporary construction easement, permanent flowage easement for installation and placement of materials upon tax map 201, lot 26, to benefit City of Portsmouth  
 Subject to change as no boundary survey has been performed by this office.



Proposed drainage easement to benefit City of Portsmouth 106 S.F.

- Legend**
-  Proposed Culvert
  -  Proposed Easement

**1169 & 1171 Sagamore Ave  
 Proposed Easements**



Return to:  
 City of Portsmouth  
 1 Junkins Avenue  
 Portsmouth, NH 03801

### ACCESS EASEMENT FOR WATER SERVICES

KNOW ALL PERSONS BY THESE PRESENTS, that **THE SAGAMORE GROUP, LLC** *[OR ASSIGNEE]*, a New Hampshire limited liability company with an address of PO Box 430, Hampton, County of Rockingham, State of New Hampshire (“Grantor”), for consideration received, grants to the **CITY OF PORTSMOUTH**, a municipal body politic having a mailing address of 1 Junkins Avenue, Portsmouth, County of Rockingham and State of New Hampshire 03801 (“Grantee”), with **QUITCLAIM COVENANTS** an easement over, below, along, and across the premises described herein, situate on Sagamore Avenue, Portsmouth, Rockingham County, New Hampshire, and being more particularly described as follows:

A certain tract or parcel of land with the buildings thereon situate on Sagamore Avenue, Portsmouth, Rockingham County, New Hampshire, identified as Map 224, Lot 14 and Lot 15 (which lots have or will be merged together), as more particularly shown as “Proposed Drainage Easement to Benefit City of Portsmouth” on a plan entitled “Condominium Site Plan,” Sheet C2, dated March 25, 2021 and revised through September 14, 2022, prepared by Jones & Beach Engineers, Inc. to be recorded herewith.

Meaning and intending to convey an easement over the premises conveyed to the within Grantor by deeds of Colleen Hebert dated \_\_\_\_\_, and recorded at the Rockingham County Registry of Deeds (the “Registry”) at Book \_\_\_\_, Page \_\_\_\_ and John J. and Colleen Hebert dated \_\_\_\_\_, and recorded at the Rockingham County Registry of Deeds (the “Registry”) at Book \_\_\_\_, Page \_\_\_\_..

**Purpose and Rights:** The Grantee shall have a perpetual, permanent uninterrupted and unobstructed nonexclusive easement for the purpose of enabling the City of Portsmouth to access private water infrastructure including mains, water shutoffs, and valves for the limited purpose of leak detection and similar infrastructure inspection services and for access to valves for purposes of turning on and shutting off municipal water service. Grantee shall have no responsibility for installation, maintenance, operation, or replacement of the water infrastructure.

**Retained Rights:** Grantor retains the right to freely use and enjoy its interest in the easement area insofar as the exercise thereof does not interfere with the purpose of this instrument.

**Easement To Run With Land:** All rights and privileges, obligations and liabilities created by this

instrument shall inure to the benefit of, and be binding upon, the heirs, devisees, administrators, executor, and successors of the Grantor and all subsequent owners of the Premises and shall run with the land.

This is an exempt transfer per R.S.A. 78-B:2(I).

IN WITNESS WHEREOF, the parties have executed this document on the \_\_\_\_\_ day of \_\_\_\_\_, 2022

**THE SAGAMORE GROUP, LLC**

Witness: \_\_\_\_\_

By: \_\_\_\_\_, Member

STATE OF NEW HAMPSHIRE  
COUNTY OF \_\_\_\_\_

Personally appeared the above-named \_\_\_\_\_, in his capacity as Member of The Sagamore Group, LLC and acknowledged the foregoing instrument to be his free act and deed executed for the purposes contained therein.

\_\_\_\_\_  
Notary Public/Justice of the Peace  
My commission expires: \_\_\_\_\_



Return To:  
Legal Department  
City Hall  
1 Junkins Ave.  
Portsmouth, NH 03801

**TEMPORARY CONSTRUCTION AND  
PERMANENT FLOWAGE AND DRAINAGE EASEMENT DEED**

**CITY OF PORTSMOUTH**, a municipal body politic, having a mailing address of 1 Junkins Avenue, Portsmouth, New Hampshire 03801, hereinafter “Grantor,” for consideration paid, grants to the **THE SAGAMORE GROUP, LLC *[OR ASSIGNEE]***, a New Hampshire limited liability company with an address of PO Box 430, Hampton, County of Rockingham, State of New Hampshire, hereinafter, "Grantee," with QUITCLAIM COVENANTS, the following easements with respect to Grantor's real property situate on Sagamore Avenue, Portsmouth, Rockingham County, New Hampshire, identified as Portsmouth Tax Assessor’s Map 201, Lot 26 (the “Premises”) on a plan entitled “Condominium Site Plan,” Sheet C2, dated March 25, 2021 and revised through September 14, 2022, prepared by Jones & Beach Engineers, Inc. to be recorded herewith (the “Plan”):

1. **Temporary Easement:** Grantee shall have a temporary and non-exclusive easement for the purpose of installing and constructing a culvert, drainage pipe, outfall, swales and associated storm water infrastructure in, under, across and over the Premises, together with the right of access and to place and store materials during and related to such installation and construction within the Easement Area defined herein. The “Easement Area” shall extend ten (10) feet on each side of the centerline of the aforesaid culvert, as constructed on the Premises by Grantee, which location shall be as directed by Grantor through its Department of Public Works prior to such construction.
2. **Permanent Easement:** Grantee shall have a permanent and non-exclusive easement for the purpose of detaining and flowing storm water in and through the aforesaid culvert, under, across and over the Premises from the property of Grantee identified on the Plan as 1169 & 1171 Sagamore Avenue, Portsmouth, Rockingham County, New Hampshire, and currently or formerly identified as Portsmouth Tax Assessor’s Map 224, Lot 15 (which lot has or will be merged with Map 224, Lot 14).
3. **Grantee's Responsibility to Restore:** Disturbed areas within the Temporary Easement Area shall be back-filled and restored at the Grantee's expense upon the completion of the construction activities set forth in Paragraph 1 hereof.
4. **Grantor’s Retained Rights:** Grantor retains the right to freely use and enjoy its interest in the Easement Area insofar as the exercise thereof does not endanger or interfere with

the purpose of this instrument. Grantor shall not, however, erect any building, shed, deck or other structure within the Easement Area, substantially change the grade or slope, install any pipes, or pave or asphalt the Permanent Easement Area without prior written consent of the Grantee.

- 5. **Personal Property:** It is agreed that the pipes and related facilities installed within the Easement Area, whether fixed to the realty or not, shall be the property of the Grantor.
- 7. **Easement to Run with Land:** All rights and privileges, obligations and liabilities created by this instrument shall inure to the benefit of, and be binding upon, the heirs, devisees, administrators, executor, successors and assignees of the Grantee and of the Grantor, the parties hereto and all subsequent owners of the Premises and shall run with the land.

MEANING AND INTENDING to convey an easement over the same premises conveyed to the within Grantor by deeds of Colleen Hebert dated \_\_\_\_\_, and recorded at the Rockingham County Registry of Deeds (the "Registry") at Book \_\_\_\_, Page \_\_\_\_ and John J. and Colleen Hebert dated \_\_\_\_\_, and recorded at the Rockingham County Registry of Deeds (the "Registry") at Book \_\_\_\_, Page \_\_\_\_.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2023.

**CITY OF PORTSMOUTH**

Witness: \_\_\_\_\_

By: \_\_\_\_\_  
Karen Conard, City Manager duly  
authorized by vote of City Council dated

STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

Personally appeared the above-named \_\_\_\_\_, in her capacity as City Manager of the City of Portsmouth and acknowledged the foregoing instrument to be her free act and deed executed for the purposes contained therein.

\_\_\_\_\_  
Notary Public/Justice of the Peace  
My commission expires: \_\_\_\_\_

Return To:  
 Legal Department  
 City Hall  
 1 Junkins Ave.  
 Portsmouth, NH 03801

## **DRAINAGE EASEMENT DEED**

**THE SAGAMORE GROUP, LLC [OR ASSIGNEE]**, a New Hampshire limited liability company with an address of PO Box 430, Hampton, County of Rockingham, State of New Hampshire, hereinafter “Grantor,” for consideration paid, grants to the **CITY OF PORTSMOUTH**, a municipal body politic, having a mailing address of 1 Junkins Avenue, Portsmouth, New Hampshire 03801, hereinafter, "Grantee," with QUITCLAIM COVENANTS, the following easements with respect to Grantor's real property situate on Sagamore Avenue, Portsmouth, Rockingham County, New Hampshire, currently or formerly identified as Portsmouth Tax Assessor’s Map 224, Lots 14 and 15 (the “Premises”):

1. **Drainage Easement:** Grantee shall have a permanent and non-exclusive easement and right of way for the purpose of installing, maintaining, replacing and repairing a drainage pipe, detention structures, outfall, swales and related infrastructure and for storm water detention and flowage in, under, across and over the Premises within that area on the southeastern corner of that lot currently or formerly identified as Map 224, Lot 14 (which lot has or will be merged with Map 224, Lot 15), as more particularly shown as “Proposed Drainage Easement to Benefit City of Portsmouth” on a plan entitled “Condominium Site Plan,” Sheet C2, dated March 25, 2021 and revised through September 14, 2022, prepared by Jones & Beach Engineers, Inc. to be recorded herewith (the “Easement Plan”), bounded and described as follows (the “Easement Area”):

Commencing at the southeasterly point of the Premises at an iron rod found, thence running S 73° 23’ 40” W a distance of 10.08 feet to a point; thence turning and running N 9° 16’ 20” W a distance of 11.29 feet to a point; thence turning and running N 80° 43’ 40” E a distance of 10.00 feet to a point; thence turning and running S 09° 16’ 20” E a distance of 10.00 feet to an iron rod found and the point of beginning, containing 106 s.f. (0.002 AC).

2. **Grantee’s Rights:** Grantee shall have the right to remove trees, bushes, undergrowth and other obstructions interfering with the activities authorized herein and to take such other actions as may be necessary, useful or convenient for the enjoyment of the easement rights herein granted.
3. **Grantee's Responsibility to Restore:** Disturbed areas within the Easement Area shall be back-filled and restored at the Grantee's expense.

- 4. **Grantor’s Retained Rights:** Grantor retains the right to freely use and enjoy its interest in Easement Area insofar as the exercise thereof does not endanger or interfere with the purpose of this instrument. Grantor shall not, however, erect any building, shed, deck or other structure within the Easement Area, substantially change the grade or slope, install any pipes, or pave or asphalt the Easement Area without prior written consent of the Grantee.
  
- 5. **Personal Property.** It is agreed that the pipes, structures and related facilities installed within the Easement Area, whether fixed to the realty or not, shall be and remain the property of the Grantee.
  
- 7. **Easement to Run with Land:** All rights and privileges, obligations and liabilities created by this instrument shall inure to the benefit of, and be binding upon, the heirs, devisees, administrators, executor, successors and assignees of the Grantee and of the Grantor, the parties hereto and all subsequent owners of the Premises and shall run with the land.

MEANING AND INTENDING to convey an easement over the same premises conveyed to the within Grantor by deeds of Colleen Hebert dated \_\_\_\_\_, and recorded at the Rockingham County Registry of Deeds (the “Registry”) at Book \_\_\_\_, Page \_\_\_\_ and John J. and Colleen Hebert dated \_\_\_\_\_, and recorded at the Rockingham County Registry of Deeds (the “Registry”) at Book \_\_\_\_, Page \_\_\_\_.

This is an exempt transfer per RSA 78-B:2(I).

Dated this \_\_\_\_ day of \_\_\_\_\_, 2023.

**THE SAGAMORE GROUP, LLC**

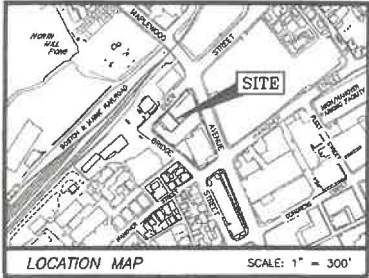
Witness: \_\_\_\_\_

By: \_\_\_\_\_  
 \_\_\_\_\_, Member

STATE OF NEW HAMPSHIRE  
 COUNTY OF ROCKINGHAM

Personally appeared the above-named \_\_\_\_\_, in his capacity as Member of The Sagamore Group, LLC and acknowledged the foregoing instrument to be his free act and deed executed for the purposes contained therein.

\_\_\_\_\_  
 Notary Public/Justice of the Peace  
 My commission expires: \_\_\_\_\_



- LEGEND:**
- N/F NOW OR FORMERLY
  - RP RECORD OF PROBABE
  - RCRD ROCKINGHAM COUNTY RECORDS OF DEEDS
  - MAP 11 / LOT 21
  - BOUNDARY
  - SETBACK
  - PAVING STRIP FOUND
  - IRON ROD/PIPE FOUND
  - DRILL HOLE FOUND
  - STONE/CONCRETE BOUND FOUND
  - PAVING STRIP SET
  - IRON ROD SET
  - DRILL HOLE SET
  - GRANITE BOUND SET
  - EDGE OF PAVEMENT (EP)
  - WOODS / TREE LINE
  - UTILITY POLE (U/EP)
  - WATER (W), WIRE, ELECTRIC
  - THE TYPICAL
  - LSA LANDSCAPED AREA

- PLAN REFERENCES:**
- SUBDIVISION PLAN TAX MAP 125 - LOT 2, OWNER: 30 MAPLEWOOD, LLC, 30-48 MAPLEWOOD AVENUE, CITY OF PORTSMOUTH, COUNTY OF ROCKINGHAM, STATE OF NEW HAMPSHIRE, PREPARED BY AMBIT ENGINEERING, INC., SCALE 1" = 20', DATED OCTOBER 2015 REVISED 4/18/17, RCRD D-40246
  - PLAN OF LAND NO. 238 DEER ST. PORTSMOUTH, N.H., SCALE: 1/8" = 10 FT., DATED MAY 1954 PREPARED BY JOHN W. DURGIN CIVIL ENGINEERS RCRD #02164

I CERTIFY THAT THIS PLAN WAS PREPARED UNDER MY DIRECT SUPERVISION, THAT IT IS THE RESULT OF A FIELD SURVEY BY THIS OFFICE AND HAS AN ACCURACY OF THE CLOSED TRAVERSE THAT EXCEEDS THE PRECISION OF 1:15,000.

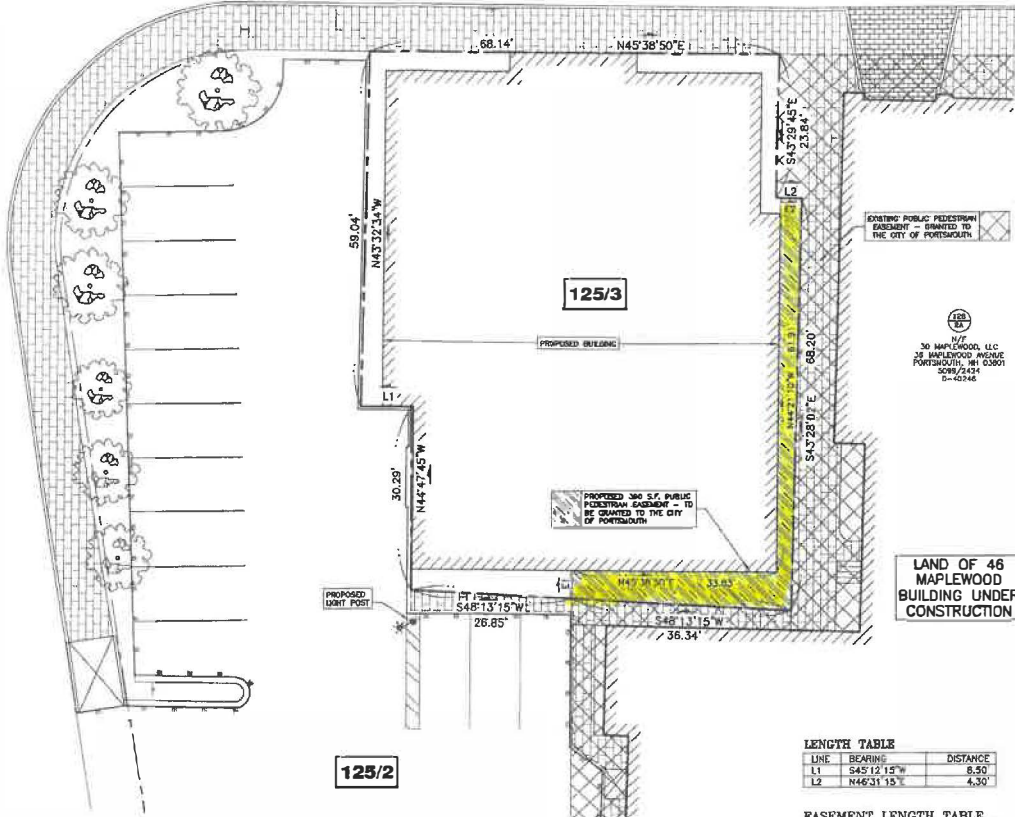
I CERTIFY THAT THIS SURVEY PLAN IS NOT A SUBDIVISION PURSUANT TO THIS TITLE AND THAT THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED AND THAT NO NEW WAYS ARE SHOWN.

*John R. Chagnon*  
 JOHN R. CHAGNON, L.S. 738  
 1-9-23  
 DATE



DEER STREET

BRIDGE STREET



N/F  
 30 MAPLEWOOD, LLC  
 30 MAPLEWOOD AVENUE  
 PORTSMOUTH, NH 03801  
 603/243-2434  
 D-40246

LAND OF 46  
 MAPLEWOOD  
 BUILDING UNDER  
 CONSTRUCTION

**LENGTH TABLE**

LINE	BEARING	DISTANCE
L1	S45°12'15" W	8.50
L2	N46°31'15" E	4.30

**BASEMENT LENGTH TABLE**

LINE	BEARING	DISTANCE
E1	N44°21'10" W	4.71
E2	N46°31'15" E	3.54



- NOTES:**
- PARCEL IS SHOWN ON THE CITY OF PORTSMOUTH ASSESSORS MAP 125 AS LOT 3.
  - OWNER OF RECORD:  
 238 DEER STREET, LLC  
 238 DEER STREET  
 PORTSMOUTH, NH 03801  
 3880/1712  
 RCRD #02164
  - PARCEL IS LOCATED IN THE CHARACTER DISTRICT 4, HISTORIC DISTRICT, AND DOWNTOWN OVERLAY DISTRICT.
  - DIMENSIONAL REQUIREMENTS:  
 CHARACTER DISTRICT 4 (CD4):  
 MIN. LOT AREA: NO REQUIREMENT  
 FRONTAGE: NO REQUIREMENT  
 SETBACKS:  
 FRONT (MAX.) 10 FEET (PRIMARY)  
 FRONT (MAX.) 15 FEET (SECONDARY)  
 SIDE: NO REQUIREMENT  
 REAR 5 FEET  
 MAXIMUM STRUCTURE HEIGHT: 45 FEET  
 MAXIMUM STRUCTURE COVERAGE: 50%  
 MAXIMUM BUILDING FOOTPRINT: 15,000 S.F.  
 MINIMUM OPEN SPACE: 10%  
 MINIMUM FRONT LOT LINE BUILDOUT: 50%
  - LOT AREA:  
 6,191 S.F.  
 0.1419 ACRES
  - PARCEL IS NOT IN A FLOOD HAZARD ZONE AS SHOWN ON FIRM PANEL 33015C0250F, JANUARY 26, 2021.
  - THE PURPOSE OF THIS PLAN IS TO SHOW THE DETAIL OF A 360 SQUARE FOOT PUBLIC ACCESS EASEMENT ON ASSESSOR'S MAP 125 LOT 3. THE PROPOSED EASEMENT IS ADJACENT TO A PUBLIC ACCESS EASEMENT ON ASSESSOR'S MAP 125 LOT 2A.

NO.	DESCRIPTION	DATE
2	EASEMENT AREA	1/9/23
1	ISSUED FOR CITY REVIEW	4/19/22
0	ISSUED FOR COMMENT	11/18/21

**PROPOSED EASEMENT PLAN**  
 LAND OF  
 238 DEER STREET, LLC  
 FOR THE BENEFIT OF:  
 THE CITY OF PORTSMOUTH  
 TAX MAP 125 - LOT 3  
 238 DEER STREET  
 CITY OF PORTSMOUTH  
 COUNTY OF ROCKINGHAM  
 STATE OF NEW HAMPSHIRE

After recording return to:  
City of Portsmouth  
Planning Department  
1 Junkins Ave  
Portsmouth, NH 03801

**EASEMENT DEED FOR PUBLIC ACCESS**

**THE EASEMENT HEREIN IS GRANTED** this \_\_\_\_ day of \_\_\_\_\_, 2023 by **238 DEER STREET, LLC**, a New Hampshire limited liability company with a mailing address of 238 Deer Street, Portsmouth, NH 03801, (“Grantor”) and for consideration of One Dollar (\$1.00) paid by the City, and other good and valuable consideration, receipt of which is acknowledged by Grantor, grants unto the **CITY OF PORTSMOUTH**, a municipal corporation, with a mailing address of 1 Junkins Avenue, Portsmouth, New Hampshire (“City”) with quitclaim covenants, a public access easement for pedestrian use and enjoyment as set forth herein.

**WITNESSETH**

**WHEREAS**, Grantor acquired a tract of land located at 238 Deer Street, City of Portsmouth, County of Rockingham, State of New Hampshire (the “Property”), by Warranty Deed of Emerson Hovey Post #168 Veterans of Foreign Wars of the United States, Inc., dated February 2, 2018 and recorded at the Rockingham County Registry of Deeds at Book 5890, Page 1712; and

**WHEREAS**, reference is made to a plan entitled “Proposed Easement Plan Land of 238 Deer Street, LLC, for the benefit of: The City of Portsmouth, Tax Map 125 -Lot 3, 238 Deer Street, City of Portsmouth, County of Rockingham, State of New Hampshire”, by Ambit Engineering, Inc., dated November 18, 2021, last revised January 9, 2023, recorded herewith at the Rockingham County Registry of Dees as Plan # D- \_\_\_\_\_, thereafter (“Plan”); said easement area is more particularly bounded and described as follows:

Beginning at a point which is the southeast corner of the 238 Deer Street Building and across land of the Grantor N 44°21’10” W a distance of 61.91 feet to a point at land now or formerly of 30 Maplewood, LLC, thence running N 46°31’15” E a distance of 3.54 feet to a point; thence running S 43°28’02” E a distance of 68.20 feet to a point; thence running S 48°13’15” W a distance of 36.34 feet to a point; thence turning and running across land of the Grantor N 44°21’10” W a distance of 4.71 feet to a point at the 238 Deer Street Building; thence turning and running along the 238 Deer Street Building N



45°38'50" E a distance of 33.83 feet to the point of beginning, having an area of 390 square feet, more or less.

**NOW THEREFORE**, in consideration of the sum of One Dollar (\$1.00), to be paid by the City, and other good and valuable consideration, the receipt of which is hereby acknowledged by the Grantor, Grantor conveys the following public access easement for pedestrian use and enjoyment, the area identified on the Plan as "Proposed 390 S.F. Public Pedestrian Easement to be Granted to the City of Portsmouth" within Tax Map 125 Lot 3" (the "Easement Area").

The Easement granted herein shall be subject to the following terms and conditions:

1. **Terms of Public Use:** The Public Use permitted by the Easements shall be governed and determined at the sole discretion of the City, as expressed by the City Manager or the highest ranking administrative officer of the City, subject to the terms and conditions of these easements. The City shall provide reasonable notice to the Grantor of an extraordinary event to be scheduled for the easement areas but failure to do so shall not be a breach of these easements.
2. **Rights to Private Property:** This easement does not convey any right to the public to access or utilize the private property of the Grantor outside the Easement Area. Grantor's use of the Easement shall be subject to and regulated through the City of Portsmouth's rules and ordinances governing public sidewalks.
3. **Maintenance:** Maintenance of the landscaping within the Easement Area shall be the sole responsibility of the Grantor, its successors or assigns at the cost and expense of the Grantor, its successors and assigns. The City shall have the right, but not the obligation, to access the Easement Area for the purpose of maintenance, repair, or replacement, after providing reasonable notice to the Grantor of the scope and cost of such work, all as reasonably determined by the City. Such maintenance costs incurred by the City shall be at the sole expense of the Grantor, its successors and assigns.
4. **Encroachments:** The Easement is subject to all existing encroachments of utilities and improvements on, over and under the Easement.
5. **Covenants Run with the Land:** All rights, privileges, obligations, and liabilities created by this instrument shall inure to the benefit of and be binding upon the heirs, devisees, administrators, executors, successors, and assignees of the Grantee and of the Grantor, the parties hereto, and all subsequent owners of the Property, and shall run with the land.
6. **City Ordinance Application:** Any use, public or private, of the Easement shall be subject to and comply with the City Ordinances of the City of Portsmouth.
7. **Notices:** Any notice, demand, request, or other communication that either party desires or is required to give to the other under this Easement shall be in writing and either served personally or sent by United States mail, postage prepaid, certified, return receipt requested, and shall be mailed to the parties at the following addresses:

To Grantor:

238 Deer Street, LLC  
238 Deer Street  
Portsmouth, NH 03801

(or as listed and at the address shown on the City's current Tax Records)

To City:

City Manager (or the highest ranking administrative officer)  
City of Portsmouth, New Hampshire  
1 Junkins Avenue  
Portsmouth, NH 03801

**8. Amendment:** Grantor and Grantee may mutually agree to amend or modify this Easement, provided that any such amendment or modification is approved by the City Council at a noticed public hearing, in writing and signed by both parties, and is consistent with the purpose and intent of the Zoning Ordinance. No amendment or modification of this Easement shall take effect unless and until it is recorded in the Rockingham County Registry of Deeds.

**9. Costs and Liabilities:** Grantor agrees to bear all costs and liabilities of any kind related to the operation, upkeep, and maintenance of the Property, and to defend the City of Portsmouth, from and against any and all actions, claims, damages, liabilities, or expenses that may be asserted by any person or entity, including Grantor, relating thereto. Without limiting the foregoing, the City of Portsmouth shall not be liable to Grantor or any other person or entity in connection with any entry upon the Property pursuant to this Easement, or on account of any claim, liability, damage, or expense suffered or incurred by or threaten against Grantor or any other person or entity, except as such claim, liability, damage, or expense is the result of the City of Portsmouth's, its agents or employee's negligence or willful misconduct.

**10. Applicable Law:** These Easements shall be construed and interpreted according to the substantive law of the State of New Hampshire.

**11. Easement Deed for Public Access to Bind Successors:** The provisions of these Easements shall be binding upon and inure to the benefit of Grantor and its successors and assigns. The Easements shall be appurtenant to, and for the benefit of, Grantee and shall run with title to the Property and shall continue in perpetuity.

Meaning and intending to convey an easement over a portion of the Property conveyed to the Grantor by Deed of Emerson Hovey Post #168 Veterans of Foreign Wars of the United States, Inc. to 238 Deer Street, LLC, dated February 2, 2018 and recorded at the Rockingham County Registry of Deeds at Book 5890, Page 1712.



This is an exempt transfer pursuant to RSA 78-B:2(I).

IN WITNESS WHEREOF, Grantor and City have executed this Easement Deed for Public Access as set forth, below.

Grantor:

**238 Deer Street, LLC**

By: \_\_\_\_\_

Name:

Its:

Grantee:

**City of Portsmouth, New Hampshire**

By: \_\_\_\_\_

Karen Conard, City Manager

Per vote of the City Council on  
DATE.

**ACKNOWLEDGEMENTS**

**STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM**

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before me, the undersigned notary public, personally appeared \_\_\_\_\_ of 238 Deer Street, LLC, a New Hampshire limited liability company, proved to me through satisfactory evidence of identification, which was a valid driver's license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

\_\_\_\_\_  
Notary Public:

My Commission Expires:

STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before: me, the undersigned notary public, personally appeared Karen Conard, City Manager of the City of Portsmouth New Hampshire, proved to me through satisfactory evidence of identification, which was a valid driver's license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it in his capacity as stated therein and voluntarily for its stated purpose.

\_\_\_\_\_  
Notary Public:  
My Commission Expires:

DRAFT

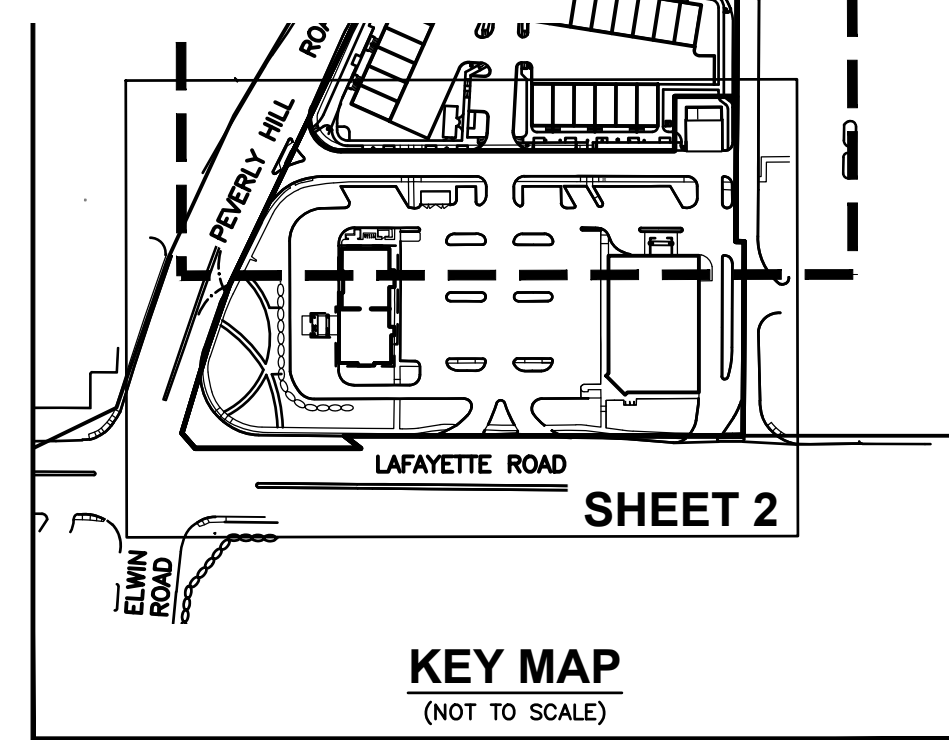
# CM Action Item #8

### CERTIFICATION:

I CERTIFY THAT THIS SURVEY PLAT IS NOT A S.U. THIS TITLE AND THAT THE LINES OF STREETS AS THOSE OF PUBLIC OR PRIVATE STREETS OR WA AND THAT NO NEW WAYS ARE SHOWN.

DAVID R. JORDAN, LLS #838

DATE



### NOTES:

- 1) THE PURPOSE OF THIS PLAN IS TO SHOW THE LOCATION AND AREA FOR THE PROPOSED COMMUNITY SPACE EASEMENTS ON THE SUBJECT PARCELS.
- 2) ZONE: GATEWAY NEIGHBORHOOD MIXED USE CENTER (G2)  
MINIMUM COMMUNITY SPACE COVERAGE: 20% OF THE TOTAL SITE AREA OF THE DEVELOPMENT SITE.
- 3) THIS PLAN IS THE RESULT OF AN ON-THE-GROUND FIELD SURVEY PERFORMED BY THIS OFFICE BETWEEN 2008 AND 2020. LOT AREAS AS SHOWN ARE BASED ON THE APPROVED SUBDIVISION PLAN (PLAN REFERENCE #1).
- 4) FUTURE BUILDINGS AS SHOWN ARE BASED ON THE APPROVED SITE PLAN (PLAN REFERENCE #2).

COMMUNITY SPACE COVERAGE SUMMARY		
EASEMENT LEGEND	MAP 252 LOT 5 LOT AREA = 111,415 SF	MAP 252 LOT 7 LOT AREA = 137,276 SF
WIDE PEDESTRIAN SIDEWALK EASEMENT AREA	15,657 SF	3,535 SF
POCKET PARK EASEMENT AREA	15,029 SF	24,332 SF
<b>TOTAL EASEMENT AREA</b>	<b>30,686 SF (27.5%)</b>	<b>27,867 SF (20.3%)</b>

### PLAN REFERENCES:

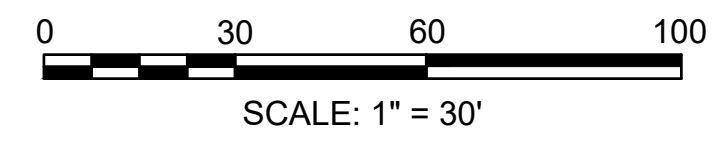
- 1) "SUBDIVISION & LOT CONSOLIDATION PLAN"; PREPARED BY: GREENMAN-PEDERSEN, INC.; PREPARED FOR: 4 AMIGOS, LLC; DATED: APRIL 15, 2022 (REV 5/4/22); SCALE: 1"=40'; SHEET 1 OF 1.
- 2) "SITE OVERVIEW PLAN"; PREPARED BY: GREENMAN-PEDERSEN, INC.; PREPARED FOR: 4 AMIGOS, LLC; DATED: JANUARY 20, 2020 (REV 5/4/22); SCALE: 1"=40'; SHEET 4 OF 15.

### OWNER OF RECORD:

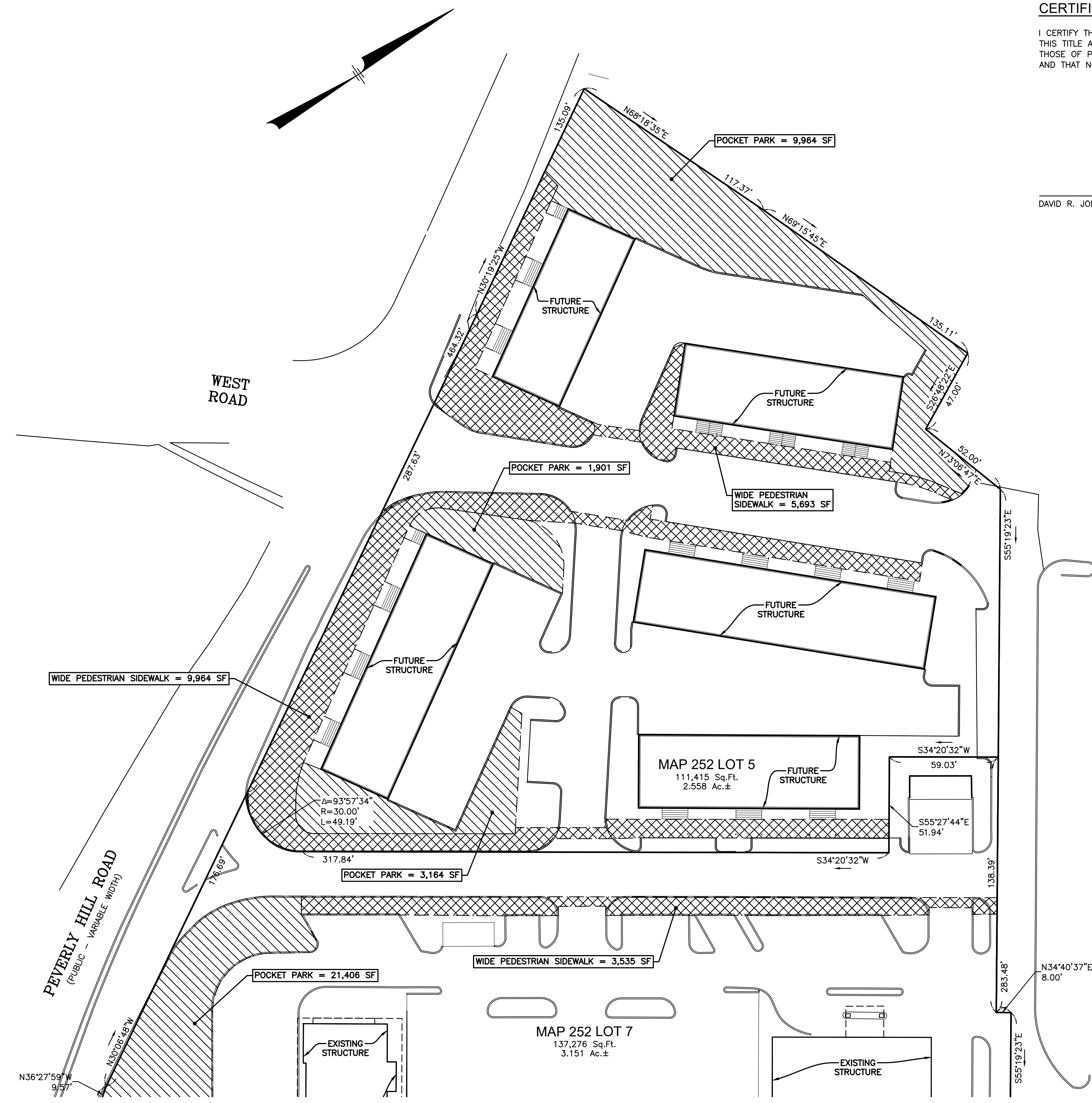
MAP 252 LOTS 5 & 7  
4 AMIGOS, LLC  
321 LAFAYETTE ROAD, UNIT D  
HAMPTON, NEW HAMPSHIRE 03842

NO.	DESCRIPTION	BY	DATE
REVISIONS			
<b>COMMUNITY SPACE EASEMENT PLAN</b>			
ASSESSORS MAP 252 LOTS 5 & 7 951 PEVERLY HILL ROAD & 1400 LAFAYETTE ROAD PORTSMOUTH, NEW HAMPSHIRE OWNED BY & PREPARED FOR: <b>4 AMIGOS, LLC</b> 321 LAFAYETTE ROAD, UNIT D HAMPTON, NEW HAMPSHIRE 03842 BOOK 5391 PAGES 625 & 638			
<b>GPI</b>		Engineering Design Planning Construction Management	Greenman-Pedersen, Inc. 44 Stiles Road Suite One Salem, NH 03079
SCALE: 1"=30'		DATE: NOVEMBER 30, 2022	DRAWING NO. 4582COM-SPACE.dwg
DRAWN BY: SUB		CHECKED BY: CMT/FCM	PROJECT NO. MAX-458219.00
			SHEET NO. 1 OF 2

**DRAFT**  
11-30-22



SEE SHEET 2 OF 2





# CM Action Item #8

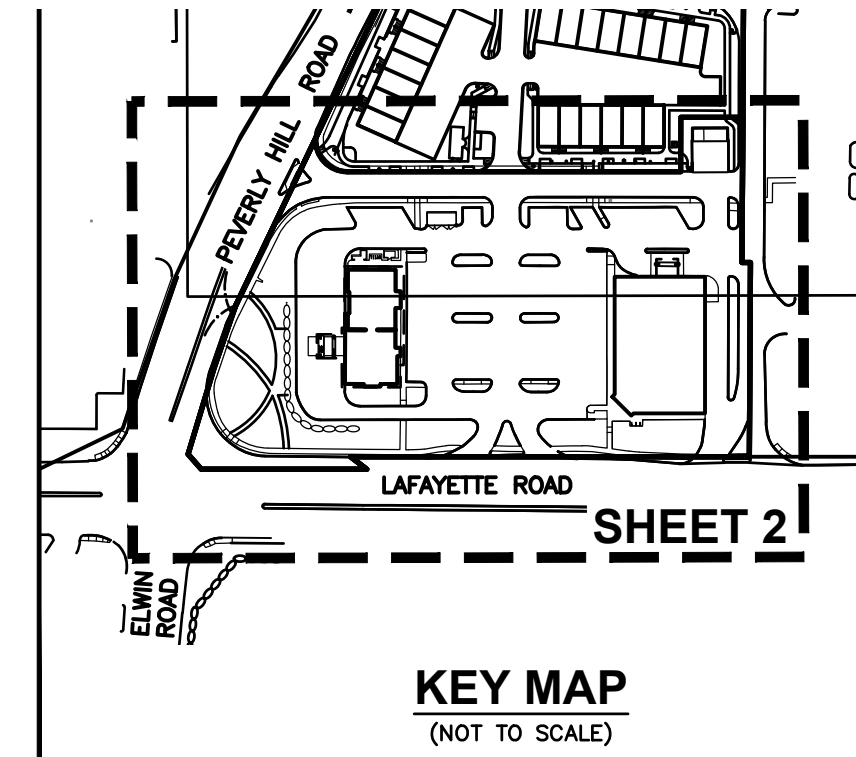
## CERTIFICATION:

I CERTIFY THAT THIS SURVEY PLAT IS NOT A SUBDIVISION PURSUAN TO THIS TITLE AND THAT THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED AND THAT NO NEW WAYS ARE SHOWN.

DAVID R. JORDAN, LLS #838

DATE

SEE SHEET 1 OF 2



## NOTES:

- 1) THE PURPOSE OF THIS PLAN IS TO SHOW THE LOCATION AND AREA FOR THE PROPOSED COMMUNITY SPACE EASEMENTS ON THE SUBJECT PARCELS.
- 2) ZONE: GATEWAY NEIGHBORHOOD MIXED USE CENTER (G2)  
MINIMUM COMMUNITY SPACE COVERAGE: 20% OF THE TOTAL SITE AREA OF THE DEVELOPMENT SITE.
- 3) THIS PLAN IS THE RESULT OF AN ON-THE-GROUND FIELD SURVEY PERFORMED BY THIS OFFICE BETWEEN 2008 AND 2020. LOT AREAS AS SHOWN ARE BASED ON THE APPROVED SUBDIVISION PLAN (PLAN REFERENCE #1).
- 4) FUTURE BUILDINGS AS SHOWN ARE BASED ON THE APPROVED SITE PLAN (PLAN REFERENCE #2).

COMMUNITY SPACE COVERAGE SUMMARY		
EASEMENT LEGEND	MAP 252 LOT 5 LOT AREA = 111,415 SF	MAP 252 LOT 7 LOT AREA = 137,276 SF
WIDE PEDESTRIAN SIDEWALK EASEMENT AREA	15,657 SF	3,535 SF
POCKET PARK EASEMENT AREA	15,029 SF	24,332 SF
<b>TOTAL EASEMENT AREA</b>	<b>30,686 SF (27.5%)</b>	<b>27,867 SF (20.3%)</b>

## PLAN REFERENCES:

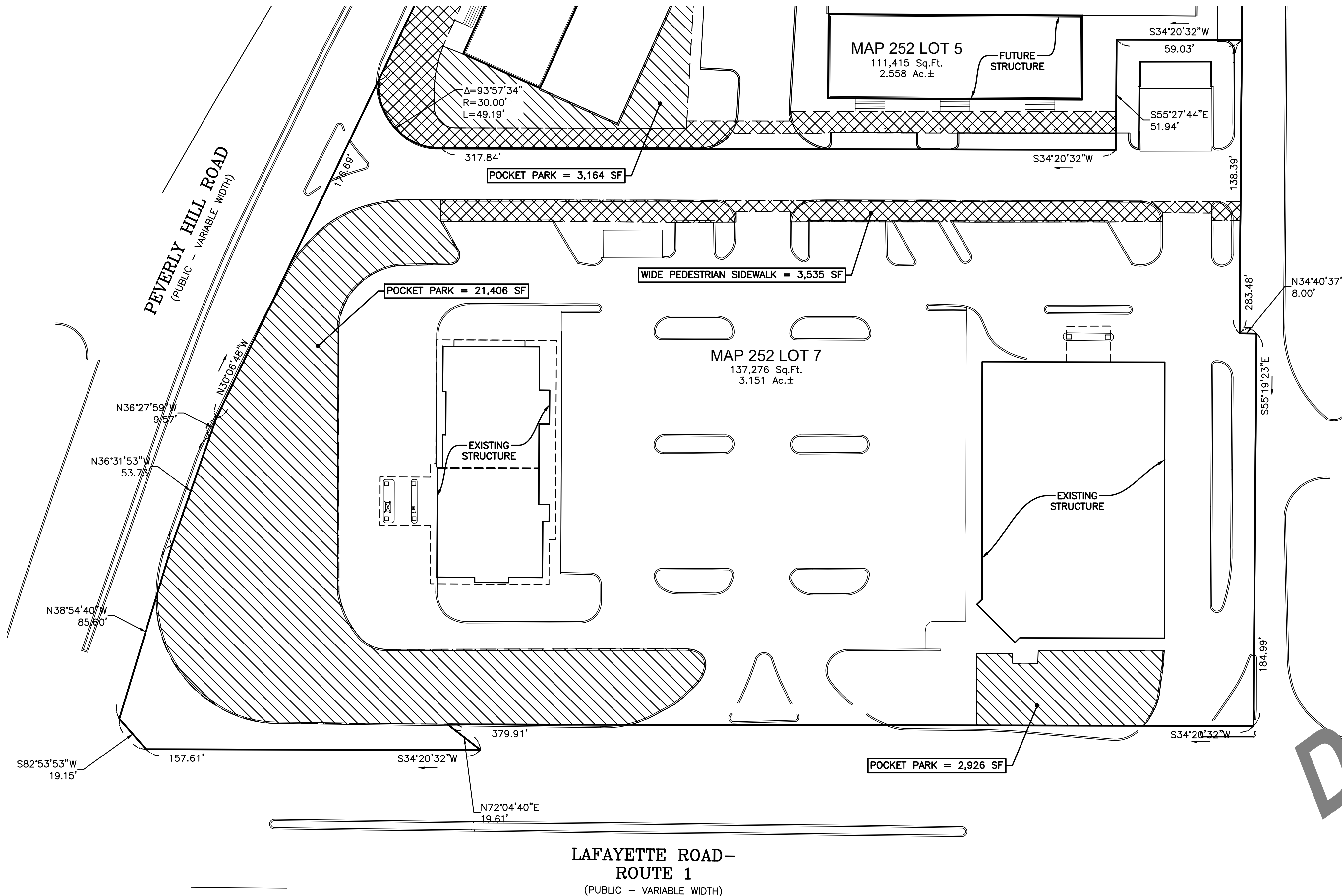
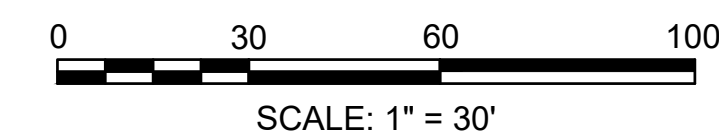
- 1) "SUBDIVISION & LOT CONSOLIDATION PLAN"; PREPARED BY: GREENMAN-PEDERSEN, INC.; PREPARED FOR: 4 AMIGOS, LLC; DATED: APRIL 15, 2022 (REV 5/4/22); SCALE: 1"=40'; SHEET 1 OF 1.
- 2) "SITE OVERVIEW PLAN"; PREPARED BY: GREENMAN-PEDERSEN, INC.; PREPARED FOR: 4 AMIGOS, LLC; DATED: JANUARY 20, 2020 (REV 5/4/22); SCALE: 1"=40'; SHEET 4 OF 15.

**DRAFT**  
11-30-22

## OWNER OF RECORD:

MAP 252 LOTS 5 & 7  
4 AMIGOS, LLC  
321 LAFAYETTE ROAD, UNIT D  
HAMPTON, NEW HAMPSHIRE 03842

NO.	DESCRIPTION	BY	DATE
REVISIONS			
<b>COMMUNITY SPACE EASEMENT PLAN</b>			
ASSESSORS MAP 252 LOTS 5, & 7 951 PEVERLY HILL ROAD & 1400 LAFAYETTE ROAD PORTSMOUTH, NEW HAMPSHIRE OWNED BY & PREPARED FOR: <b>4 AMIGOS, LLC</b> 321 LAFAYETTE ROAD, UNIT D HAMPTON, NEW HAMPSHIRE 03842 BOOK 5391 PAGES 625 & 638			
<b>GPI</b> Engineering Design Planning Construction Management 603.893.0720 GPINET.COM		Greenman-Pedersen, Inc. 44 Stiles Road Suite One Salem, NH 03079	
SCALE: 1"=30'	DATE: NOVEMBER 30, 2022	DRAWING NO. 4582COM-SPACE.dwg	
DRAWN BY: SJB	CHECKED BY: CMT/FCM	PROJECT NO. MAX-458219.00	SHEET NO. 2 OF 2



F:\Projects\CAD\458219\4582COM-SPACE.dwg COMM SP ESMT - RETAIL 11/30/22 3:00pm ccol

ACCESS EASEMENT FOR WATER SERVICES

KNOW ALL MEN BY THESE PRESENTS, that YOKENS TOWNHOMES, LLC, a New Hampshire limited liability company with a principal place of business at 11 Lafayette Road, North Hampton, New Hampshire 03862 (“Grantor”), for consideration received, grants to the City of Portsmouth, a municipal body politic having a mailing address of 1 Junkins Avenue, Portsmouth, County of Rockingham and State of New Hampshire 03801, with **QUITCLAIM COVENANTS** an easement over, below, along, and across the premises described herein, located at 951 Peverly Hill Road in the City of Portsmouth, County of Rockingham, State of New Hampshire, (Tax Assessor's Map No. 252, Lot 5) and being more particularly described as follows:

A certain tract or parcel of land situate in the City of Portsmouth, County of Rockingham and State of New Hampshire, and located on the easterly side of Peverly Hill Road, said parcel of land being more particularly bounded and described as follows:

Commencing at an 8 inch square granite bound found with a bolt in the center, situated at the northwest corner of a lot known as City of Portsmouth Tax Map 252, Lot 5 as shown on a plan entitled “Subdivision and Lot Consolidation Plan, Tax Map 252, Lots 4, 5 & 7” dated April 15, 2022, revised through June 8, 2022, by Greenman-Pedersen, Inc., and recorded with the Rockingham County Registry of Deeds as Plan D-43377;

Thence N 68° 18’ 35” E along the northerly line of said Map 252, Lot 4, a distance of One Hundred Seventeen and thirty-seven hundredths (117.37) feet to an iron bound at the northwest corner of other land now or formerly of Champagne, sometimes described as Map 252, Lot 5;

Thence N 69° 15’ 45” E along the northerly line of said Champagne land, a distance of One Hundred Thirty-Five and eleven hundredths (135.11) feet to an 8 inch square granite bound found at the northerly corner of said Champagne land;

Thence turning and running S 26° 48’ 22” E along the easterly line of said Champagne land, a distance of Forty-Seven and no hundredths (47.00) feet to an iron pin with a plastic “MHF” cap set;

Thence turning and running N 73° 06' 47" E along the northerly line of land now or formerly of 4 Amigos, LLC, a distance of Fifty-Two and no hundredths (52.00) feet to a railroad spike set;

Thence turning and running S 55° 19' 23" E along the northeasterly line of said land of 4 Amigos, LLC, a distance of One Hundred Forty-Five and nine hundredths (145.09) feet to a point;

Thence turning and running S 34° 20' 32" W through said land of 4 Amigos, LLC, a distance of Fifty-Nine and three hundredths (59.03) feet to a point;

Thence turning and running S 55° 27' 44" E through said land of 4 Amigos, LLC, a distance of Fifty-One and ninety-four hundredths (51.94) feet to a point;

Thence turning and running S 34° 20' 32" W through said land of 4 Amigos, LLC, a distance of Three Hundred Seventeen and eighty-four hundredths (317.84) feet to a point;

Thence proceeding along a curve to the right having a central angle of 93° 57' 08", a radius of Thirty and no hundredths (30.00) feet, and an arc length of Forty-Nine and nineteen hundredths (49.19) feet to a point on the easterly sideline of Peverly Hill Road;

Thence running N 30° 06' 48" W along the easterly sideline of Peverly Hill Road, a distance of Two Hundred Eighty-Seven and sixty-three hundredths (287.63) feet to a point;

Thence running N 30° 19' 25" W along the easterly sideline of Peverly Hill Road, a distance of One Hundred Thirty-Five and nine hundredths (135.09) feet to an 8 inch square granite bound found with a bolt in the center, at the point of beginning.

Being the land shown as Lot 5 on a plan entitled "Subdivision and Lot Consolidation Plan, Assessor's Map 252, Lots 4, 5 and 7" dated April 15, 2022, as revised through June 8, 2022, prepared by Greenman-Pederson, Inc., and recorded with the Rockingham County Registry of Deeds as Plan D-43377.

Meaning and intending to convey an easement over the premises conveyed to the within grantor by Deed of Scott Mitchell, Richard Green, Jeffrey Gove, KYLE LINSEMAN and TIMOTHY S. KEITER, as TRUSTEES of the Holly Linseman 2018 Irrevocable Trust u/t/a dated August \_\_\_\_, 2018, and HOLLY LINSEMAN and TIMOTHY S. KEITER, as TRUSTEES of the Kyle Linseman 2018 Irrevocable Trust u/t/a dated June 22, 2018, dated July 1, 2022, and recorded in the Rockingham County Registry of Deeds at Book 6421, Page 542.

**Purpose and Rights:** The Grantee shall have a perpetual, permanent uninterrupted and unobstructed nonexclusive easement for the purpose of enabling the City of Portsmouth to access private water infrastructure including mains, water shutoffs, and valves for the limited purpose of leak detection and similar infrastructure inspection services and for access to valves for purposes of turning on and shutting off municipal water service. Grantee shall have no responsibility for installation, maintenance, operation, or replacement of the water infrastructure.

**Retained Rights:** Grantor retains the right to freely use and enjoy its interest in the easement area insofar as the exercise thereof does not interfere with the purpose of this instrument.

**Easement To Run With Land:** All rights and privileges, obligations and liabilities created by this

instrument shall inure to the benefit of, and be binding upon, the heirs, devisees, administrators, executor, successors and assignees of the Grantee and of the Grantor, the parties hereto and all subsequent owners of the Premises and shall run with the land.

This is an exempt transfer per R.S.A. 78-B:2(I).

IN WITNESS WHEREOF, the parties have executed this document on the \_\_\_\_ day of October, 2022.

YOKENS TOWNHOMES, LLC

Witness: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: Member

STATE OF NEW HAMPSHIRE

COUNTY OF \_\_\_\_\_, ss \_\_\_\_\_, 2022

Personally appeared the above-named \_\_\_\_\_, in his capacity as a Member of Yokens Townhomes, LLC, and acknowledged the foregoing instrument to be his free act and deed executed for the purposes contained therein.

Before me,

\_\_\_\_\_  
Notary Public/Justice of the Peace

My commission expires: \_\_\_\_\_



After recording return to:  
City of Portsmouth  
Planning Department  
1 Junkins Ave  
Portsmouth, NH 03801

### **EASEMENT FOR PUBLIC ACCESS AND USE OF COMMUNITY SPACE**

**THIS EASEMENT HEREIN IS GRANTED** this \_\_\_\_ day of January, 2023 by 4 AMIGOS, LLC, a New Hampshire limited liability company having an address of 321D Lafayette Road, Hampton, New Hampshire 03842 (“Grantor”) and for consideration of One Dollar (\$1.00) paid by the City, and other good and valuable consideration, receipt of which is acknowledged by Grantor, grants unto the City of Portsmouth, a municipal corporation, 1 Junkins Avenue, Portsmouth, New Hampshire (“City”) with warranty covenants, an easement for public access to and use of certain community space as set forth herein as wide pedestrian sidewalks and pocket parks.

#### **WITNESSETH**

**WHEREAS**, Grantor acquired a tract of land located at 1400 Lafayette Road, City of Portsmouth, County of Rockingham, State of New Hampshire (the “Property”), by Special Warranty Deed of Todd N. Sheldon, as Successor Trustee of the Michaels’s Realty Trust, which deed is dated December 6, 2012, and recorded at the Rockingham County Registry of Deeds at Book 5391, Page 625, and by Warranty Deed of Julieann Thurlow, as Trustee of the ESUM Realty Trust, which deed is dated December 20, 2012, and recorded at the Rockingham County Registry of Deeds in Book 5391, Page 638 (collectively “Grantor’s Deed”); and

**WHEREAS**, reference is made to a plan entitled “Community Space Easement Plan” prepared by Greenman-Pedersen, Inc., dated November 30, 2022, as revised, and recorded herewith at the Rockingham County Registry of Deeds (the “Easement Plan”); and

**NOW THEREFORE**, in consideration of the sum of One Dollar (\$1.00), to be paid by the City, and other good and valuable consideration, the receipt of which is hereby acknowledged by the Grantor, Grantor conveys the easements as follows on land conveyed by Grantor’s Deed, located in the City of Portsmouth, County of Rockingham, State of New Hampshire (hereinafter collectively referred to as the “Easements”):

1. Wide Pedestrian Sidewalk Easement. The Grantor hereby grants to the City and



declares for the benefit of the public, a permanent right and easement to use and enjoy the areas of the Property shown crosshatched on sheet 2 of the Easement Plan as “Wide Pedestrian Sidewalk Easement Areas.”

2. Pocket Park Easement. The Grantor hereby grants to the City and declares for the benefit of the public, a permanent right and easement to use and enjoy the areas of the Property shown shaded on sheet 2 of the Easement Plan as “Pocket Park Easement Areas.”

The Easement granted herein shall be subject to the following terms and conditions:

1. **Terms of Public Use:** The Public Use permitted by the Easements shall be governed and determined at the sole discretion of the City, as expressed by the City Manager or the highest ranking administrative officer of the City, subject to the terms and conditions of these easement. The City shall provide reasonable notice to the Grantor of an extraordinary event to be scheduled for the easement areas but failure to do so shall not be a breach of these easements.
2. **Rights to Private Property:** This easement does not convey any right to the public to access or utilize the private property of the Grantor outside the easement areas. Grantor’s use of the Easements shall be subject to and regulated through the City of Portsmouth’s rules and ordinances governing public sidewalks.
3. **Maintenance:** Maintenance of the easement areas shall be the sole responsibility of the Grantor, its successors or assigns. The City shall have the right, but not the obligation, to access the easement areas for the purpose of maintenance, repair or replacement, after providing reasonable notice to the Grantor of the scope and cost of such work, all as reasonably determined by the City. Such maintenance costs incurred by the City shall be at the sole expense of the Grantor, its successors or assigns.
4. **Encroachments:** The Easements are subject to all existing encroachments of utilities and improvements on, over and under the Easements.
5. **Covenants Run with the Land:** The Easements granted herein shall be perpetual in nature, shall run with the land and shall benefit and be binding upon the Grantor, its successors and assigns. The Easements shall be recorded in the Rockingham County Registry of Deeds.
6. **City Ordinance Application:** Any use, public or private, of the Easements shall be subject to and comply with the City Ordinances of the City of Portsmouth.
7. **Notices:** Any notice, demand, request, or other communication that either party desires or is required to give to the other under this Easement shall be in writing and either served personally or sent by United States mail, postage prepaid, certified, return receipt requested, and shall be mailed to the parties at the following addresses:

To Grantor:

Scott Mitchell, Member  
 4 Amigos, LLC  
 321D Lafayette Road  
 Hampton, New Hampshire 03842

(or as may be hereafter specified to the City by written notice on behalf of Grantor or its successors, or as listed and at the address shown on the City's current Tax Records)

To City:

City Manager (or the highest ranking administrative officer)  
 City of Portsmouth, New Hampshire  
 1 Junkins Avenue  
 Portsmouth, NH 03801

**8. Amendment:** Grantor and Grantee may mutually agree to amend or modify this Easement, provided that any such amendment or modification is approved by the City Council at a noticed public hearing, in writing and signed by both parties, and is consistent with the purpose and intent of the Zoning Ordinance. No amendment or modification of this Easement shall take effect unless and until it is recorded in the Rockingham County Registry of Deeds.

**9. Costs and Liabilities:** Grantor agrees to bear all costs and liabilities of any kind related to the operation, upkeep, and maintenance of the Property, and to defend, indemnify, hold harmless and release the City of Portsmouth, from and against any and all actions, claims, damages, liabilities, or expenses that may be asserted by any person or entity, including Grantor, relating thereto. Without limiting the foregoing, the City of Portsmouth shall not be liable to Grantor or any other person or entity in connection with any entry upon the Property pursuant to this Easement, or on account of any claim, liability, damage, or expense suffered or incurred by or threaten against Grantor or any other person or entity, except as such claim, liability, damage, or expense is the result of the City of Portsmouth's, its agents or employee's negligence or willful misconduct.

**10. Applicable Law:** These Easements shall be construed and interpreted according to the substantive law of the State of New Hampshire.

**11. Community Space Easement to Bind Successors:** The provisions of these Easements shall be binding upon and insure to the benefit of Grantor and its successors and assigns. The Easements shall be appurtenant to, and for the benefit of, Grantee and shall run with title to the Property and shall continue in perpetuity.

Meaning and intending to convey an easement over a portion of the Property conveyed to the Grantor by the Grantor's Deed, as more particularly described above.

This is an exempt transfer pursuant to RSA 78-B:2(I).

IN WITNESS WHEREOF, Grantor and City have executed this Community Space Easement as set forth, below.

Grantor:

4 AMIGOS, LLC

By: \_\_\_\_\_

Name:

Its Member

Grantee:

City of Portsmouth, New Hampshire

By: \_\_\_\_\_

John P. Bohenko, City Manager

Per vote of the City Council on  
DATE.

ACKNOWLEDGEMENTS

STATE OF NEW HAMPSHIRE

COUNTY OF ROCKINGHAM

On this \_\_\_\_ day of January, 2023, before me, the undersigned notary public, personally appeared \_\_\_\_\_, as a Member of 4 Amigos, LLC, a New Hampshire limited liability company, proved to me through satisfactory evidence of identification, which was a valid driver's license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

\_\_\_\_\_  
Notary Public:

My Commission Expires:

STATE OF NEW HAMPSHIRE

COUNTY OF ROCKINGHAM

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before: me, the undersigned notary public, personally appeared John P. Bohenko, Manager of the City of Portsmouth New Hampshire, proved to me through satisfactory evidence of identification, which was a valid driver's license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it in his capacity as stated therein and voluntarily for its stated purpose.

---

Notary Public:  
My Commission Expires:

After recording return to:  
 City of Portsmouth  
 Planning Department  
 1 Junkins Ave  
 Portsmouth, NH 03801

### **EASEMENT FOR PUBLIC ACCESS AND USE OF COMMUNITY SPACE**

**THIS EASEMENT HEREIN IS GRANTED** this \_\_\_\_ day of January, 2023 by YOKENS TOWNHOMES, LLC, a New Hampshire limited liability company having an address of 11 Lafayette Road, North Hampton, New Hampshire 03862 (“Grantor”) and for consideration of One Dollar (\$1.00) paid by the City, and other good and valuable consideration, receipt of which is acknowledged by Grantor, grants unto the City of Portsmouth, a municipal corporation, 1 Junkins Avenue, Portsmouth, New Hampshire (“City”) with warranty covenants, an easement for public access to and use of certain community space as set forth herein as wide pedestrian sidewalks and pocket parks.

#### WITNESSETH

**WHEREAS**, Grantor acquired a tract of land located at 951 Peverly Hill Road, City of Portsmouth, County of Rockingham, State of New Hampshire (the “Property”), by Warranty Deed of Scott Mitchell, Richard Green, Kyle Linseman and Timothy S. Keiter, as Trustees of the Holly Linseman 2018 Irrevocable Trust u/t/a dated August \_\_\_\_, 2018, and Holly Linseman and Timothy S. Keiter, as Trustees of the Kyle Linseman 2018 Irrevocable Trust u/t/a dated June 22, 2018, which deed is dated July 1, 2022, and recorded at the Rockingham County Registry of Deeds at Book 6421, Page 542 (“Grantor’s Deed”); and

**WHEREAS**, reference is made to a plan entitled “Community Space Easement Plan” prepared by Greenman-Pedersen, Inc., dated November 30, 2022, as revised, and recorded herewith at the Rockingham County Registry of Deeds (the “Easement Plan”); and

**NOW THEREFORE**, in consideration of the sum of One Dollar (\$1.00), to be paid by the City, and other good and valuable consideration, the receipt of which is hereby acknowledged by the Grantor, Grantor conveys the easements as follows on land conveyed by Grantor’s Deed, located in the City of Portsmouth, County of Rockingham, State of New Hampshire (hereinafter collectively referred to as the “Easements”):

1. Wide Pedestrian Sidewalk Easement. The Grantor hereby grants to the City and

declares for the benefit of the public, a permanent right and easement to use and enjoy the areas of the Property shown crosshatched on sheet 1 of the Easement Plan as “Wide Pedestrian Sidewalk Easement Areas.”

2. Pocket Park Easement. The Grantor hereby grants to the City and declares for the benefit of the public, a permanent right and easement to use and enjoy the areas of the Property shown shaded on sheet 1 of the Easement Plan as “Pocket Park Easement Areas.”

The Easement granted herein shall be subject to the following terms and conditions:

1. **Terms of Public Use:** The Public Use permitted by the Easements shall be governed and determined at the sole discretion of the City, as expressed by the City Manager or the highest ranking administrative officer of the City, subject to the terms and conditions of these easement. The City shall provide reasonable notice to the Grantor of an extraordinary event to be scheduled for the easement areas but failure to do so shall not be a breach of these easements.
2. **Rights to Private Property:** This easement does not convey any right to the public to access or utilize the private property of the Grantor outside the easement areas. Grantor’s use of the Easements shall be subject to and regulated through the City of Portsmouth’s rules and ordinances governing public sidewalks.
3. **Maintenance:** Maintenance of the easement areas shall be the sole responsibility of the Grantor, its successors or assigns. The City shall have the right, but not the obligation, to access the easement areas for the purpose of maintenance, repair or replacement, after providing reasonable notice to the Grantor of the scope and cost of such work, all as reasonably determined by the City. Such maintenance costs incurred by the City shall be at the sole expense of the Grantor, its successors or assigns.
4. **Encroachments:** The Easements are subject to all existing encroachments of utilities and improvements on, over and under the Easements.
5. **Covenants Run with the Land:** The Easements granted herein shall be perpetual in nature, shall run with the land and shall benefit and be binding upon the Grantor, its successors and assigns. The Easements shall be recorded in the Rockingham County Registry of Deeds.
6. **City Ordinance Application:** Any use, public or private, of the Easements shall be subject to and comply with the City Ordinances of the City of Portsmouth.
7. **Notices:** Any notice, demand, request, or other communication that either party desires or is required to give to the other under this Easement shall be in writing and either served personally or sent by United States mail, postage prepaid, certified, return receipt requested, and shall be mailed to the parties at the following addresses:

To Grantor:

Richard Green, Member  
Yokens Townhomes, LLC  
11 Lafayette Road  
North Hampton, New Hampshire 03862

(or as may be hereafter specified to the City by written notice on behalf of Grantor or its successors, or as listed and at the address shown on the City's current Tax Records)

To City:

City Manager (or the highest ranking administrative officer)  
City of Portsmouth, New Hampshire  
1 Junkins Avenue  
Portsmouth, NH 03801

**8. Amendment:** Grantor and Grantee may mutually agree to amend or modify this Easement, provided that any such amendment or modification is approved by the City Council at a noticed public hearing, in writing and signed by both parties, and is consistent with the purpose and intent of the Zoning Ordinance. No amendment or modification of this Easement shall take effect unless and until it is recorded in the Rockingham County Registry of Deeds.

**9. Costs and Liabilities:** Grantor agrees to bear all costs and liabilities of any kind related to the operation, upkeep, and maintenance of the Property, and to defend, indemnify, hold harmless and release the City of Portsmouth, from and against any and all actions, claims, damages, liabilities, or expenses that may be asserted by any person or entity, including Grantor, relating thereto. Without limiting the foregoing, the City of Portsmouth shall not be liable to Grantor or any other person or entity in connection with any entry upon the Property pursuant to this Easement, or on account of any claim, liability, damage, or expense suffered or incurred by or threaten against Grantor or any other person or entity, except as such claim, liability, damage, or expense is the result of the City of Portsmouth's, its agents or employee's negligence or willful misconduct.

**10. Applicable Law:** These Easements shall be construed and interpreted according to the substantive law of the State of New Hampshire.

**11. Community Space Easement to Bind Successors:** The provisions of these Easements shall be binding upon and insure to the benefit of Grantor and its successors and assigns. The Easements shall be appurtenant to, and for the benefit of, Grantee and shall run with title to the Property and shall continue in perpetuity.

Meaning and intending to convey an easement over a portion of the Property conveyed to the Grantor by the Grantor's Deed, as more particularly described above.

This is an exempt transfer pursuant to RSA 78-B:2(I).

IN WITNESS WHEREOF, Grantor and City have executed this Community Space Easement as set forth, below.

Grantor:

YOKENS TOWNHOMES, LLC

By: \_\_\_\_\_

Richard Green

Its Member

Grantee:

City of Portsmouth, New Hampshire

By: \_\_\_\_\_

John P. Bohenko, City Manager

Per vote of the City Council on  
DATE.

ACKNOWLEDGEMENTS

STATE OF NEW HAMPSHIRE

COUNTY OF ROCKINGHAM

On this \_\_\_\_ day of January, 2023, before me, the undersigned notary public, personally appeared Richard Green, as a Member of Yoken’s Townhomes, LLC, a New Hampshire limited liability company, proved to me through satisfactory evidence of identification, which was a valid driver's license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose.

\_\_\_\_\_  
Notary Public:

My Commission Expires:



STATE OF NEW HAMPSHIRE

COUNTY OF ROCKINGHAM

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before: me, the undersigned notary public, personally appeared John P. Bohenko, Manager of the City of Portsmouth New Hampshire, proved to me through satisfactory evidence of identification, which was a valid driver's license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it in his capacity as stated therein and voluntarily for its stated purpose.

---

Notary Public:  
My Commission Expires:

Return To:  
 Legal Department  
 City Hall  
 1 Junkins Ave.  
 Portsmouth, NH 03801

---

(Space above this line for Recorder's use only)

### SIDEWALK EASEMENT DEED

GRANTOR, YOKENS TOWNHOMES, LLC, a New Hampshire limited liability company with a principal place of business at 11 Lafayette Road, North Hampton, New Hampshire 03862 (“Grantor”), for consideration received, grants to the CITY OF PORTSMOUTH, a municipal body politic having a mailing address of 1 Junkins Avenue, Portsmouth, New Hampshire 03801, hereinafter, "Grantee," with **QUITCLAIM COVENANTS** the following easements with respect to Grantor's real property situate on the northeast side of Peverly Hill Road in the City of Portsmouth, State of New Hampshire :

**Permanent Easement Area:** A permanent easement for the purpose of installing and maintaining a public sidewalk over the land of GRANTOR in the two locations shown respectively as “Proposed Sidewalk Easement ‘A’ to the City of Portsmouth” and “Proposed Sidewalk Easement ‘B’ to the City of Portsmouth,” as depicted on a plan entitled, “SIDEWALK EASEMENT PLAN, Assessors’ Map 252, Lot 5” dated June 8, 2022, by Greenman-Pedersen, Inc. (hereinafter the “Easement Plan”), which Easement Plan is to be recorded herewith. The areas subject to said easement (collectively, the “Easement Area”) are more particularly described in Exhibit A attached hereto and incorporated herein by this reference.

1. **Rights:** The Grantee shall have a permanent and easement and right of way in, under, across and over the Easement Area for the purpose of installing and maintaining a public sidewalk. The Grantee shall have the right to remove trees, bushes, undergrowth and other obstructions interfering with the activities authorized herein and to take such other actions as may be necessary, useful or convenient for the enjoyment of the easement rights herein granted. The Grantee shall have exclusive responsibility for maintaining the public sidewalk in the Easement Area.
2. **Grantor’s Retained Rights:** Grantor retains the right to freely use and enjoy its interest in the Easement Area insofar as the exercise thereof does not endanger or interfere with the purpose of this instrument. Grantor shall not, however, erect any building, shed, deck or other structure within the Easement Area or change the grade or slope after the construction is complete. Grantor will not injure or remove the sidewalk improvements without the prior written consent of the Public Works Director (or comparable official) of

Grantee, and Grantor will in any event promptly repair any such damage caused by Grantor’s work in the Easement Area.

- 3. **Personal Property.** It is agreed that any facilities installed by the Grantee within the Easement Area, whether fixed to the realty or not, shall be and remain the property of the Grantee.
- 4. **Easement to Run with Land:** All rights and privileges, obligations and liabilities created by this instrument shall inure to the benefit of, and be binding upon, the heirs, devisees, administrators, executor, successors and assignees of the Grantee and of the Grantor, the parties hereto and all subsequent owners of the Premises and shall run with the land.

MEANING AND INTENDING to convey an easement over the portions described in Exhibit A only, of the premises conveyed to Grantor by deed of Todd N. Sheldon, as Successor Trustee of the Michael’s Realty Trust, dated December 6, 2012, and recorded in the Rockingham County Registry of Deeds in Book 5391, Page 625.

This is an exempt transfer per RSA 78-B:2(I).

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

YOKENS TOWNHOMES, LLC

Witness: \_\_\_\_\_

By: \_\_\_\_\_

Name: Richard Green  
Its Member

STATE OF NEW HAMPSHIRE  
COUNTY OF \_\_\_\_\_, ss \_\_\_\_\_, 2022

Then personally appeared before me the above-named Richard Green, in his capacity as a Member of Yokens Townhomes, LLC, and acknowledged the foregoing instrument to be his free act and deed in said capacity and the free act and deed of said limited liability company, executed for the purposes contained herein.

\_\_\_\_\_  
Notary Public/Justice of the Peace  
My commission expires: \_\_\_\_\_  
Printed Name:  
My Commission Expires:

EXHIBIT A

(Legal Description of Strips of Land Subject to Sidewalk Easement)

Sidewalk Easement Area 'A':

A certain lot or parcel of land situated on the northeast side of Peverly Hill Road in the City of Portsmouth, County of Rockingham and State of New Hampshire, more particularly bounded and described as follows:

Commencing at a point on said northeasterly sideline of Peverly Hill Road, which point of beginning is located S 30° 19' 25" E a distance of forty-five and seventy-four hundredths (45.74) feet from a granite post found on said easterly sideline of Peverly Hill Road, at the westerly corner of land conveyed to 4 Amigos, LLC by Special Warranty Deed of Todd N. Sheldon as Successor Trustee of the Michael's Realty Trust dated December 6, 2012, and recorded in the Rockingham County Registry of Deeds in Book 5391, Page 625;

Thence from said point of beginning, the following courses and distances:

N 61° 26' 07" E through land of Grantor, a distance of eleven and one one-hundredth (11.01) feet to a point; thence

S 30° 19' 25" E through land of Grantor, a distance of sixteen and eleven one-hundredths (16.11) feet to a point; thence

S 31° 29' 07" E through land of Grantor, a distance of seventy-one and fifteen one-hundredths (71.15) feet to a point at other lands of Grantor; thence

S 51° 34' 02" W by other land of Grantor, a distance of twelve and fifty-seven one-hundredths (12.57) feet to an iron rod found on the northeasterly sideline of Peverly Hill Road; thence

N 30° 19' 25" W along the northeasterly sideline of Peverly Hill Road a distance of eighty-nine and thirty-five one-hundredths (89.35) feet, to the point of beginning.

Sidewalk Easement Area 'B':

A certain lot or parcel of land situated near the northeast side of Peverly Hill Road in the City of Portsmouth, County of Rockingham and State of New Hampshire, more particularly bounded and described as follows:

Commencing at a point within the land of Grantor near said northeasterly sideline of Peverly Hill Road, which point of beginning is located S 42° 04' 59" E a distance of seventy-one and fifty-six hundredths (71.56) feet from an iron rod found on the easterly sideline of Peverly Hill Road, at the westerly corner of "Parcel A" as conveyed to 4 Amigos, LLC by said Special Warranty Deed of Todd N. Sheldon as Successor Trustee of the Michael's Realty Trust dated December 6, 2012, and recorded in the Rockingham County Registry of Deeds in Book 5391, Page 625; said iron

rod also being the same as referenced at the end of the fourth course of Sidewalk Easement Area A described above;

Thence from said point of beginning, the following courses and distances:

S 33° 02' 41" E through land of Grantor, a distance of sixty-three and three one-hundredths (63.03) feet to a point; thence

S 31° 37' 06" E through land of Grantor, a distance of one hundred thirty-three and fifty-five hundredths (133.55) feet to a point; thence

S 33° 28' 27" E through land of Grantor, a distance of twenty-seven and sixty-five one-hundredths (27.65) feet to a point; thence

Westerly and northwesterly through land of Grantor, along a curve to the right having a radius of twenty and no hundredths (20.00) feet and an arc length of twenty and no hundredths (20.00) feet, to a point; thence

S 56° 42' 45" W through land of Grantor, a distance of three and nine one hundredths (3.09) feet to a granite bound with a drill hole set; thence

N 31° 57' 19" W through land of Grantor, a distance of one hundred sixty-three and twenty-four one-hundredths (163.24) feet to a point; thence

N 58° 02' 41" E through land of Grantor, a distance of nine and eighteen one-hundredths (9.18) feet to a point; thence


N 30° 06' 48" W through land of Grantor, a distance of forty-three and ninety-four hundredths (43.94) feet to the point and place of beginning.

---

# M E M O R A N D U M

---

**TO:** Karen Conard, City Manager

**FROM:** Peter Britz, Planning Director 

**DATE:** January 9, 2023

**RE:** City Council Referral – Projecting Sign  
Address: 142 State Street  
Business Name: Richardson’s Market  
Business Owners: Greg & Beth Danilowski

---

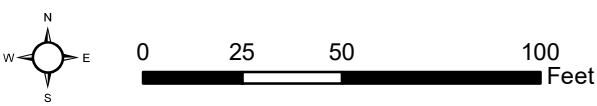
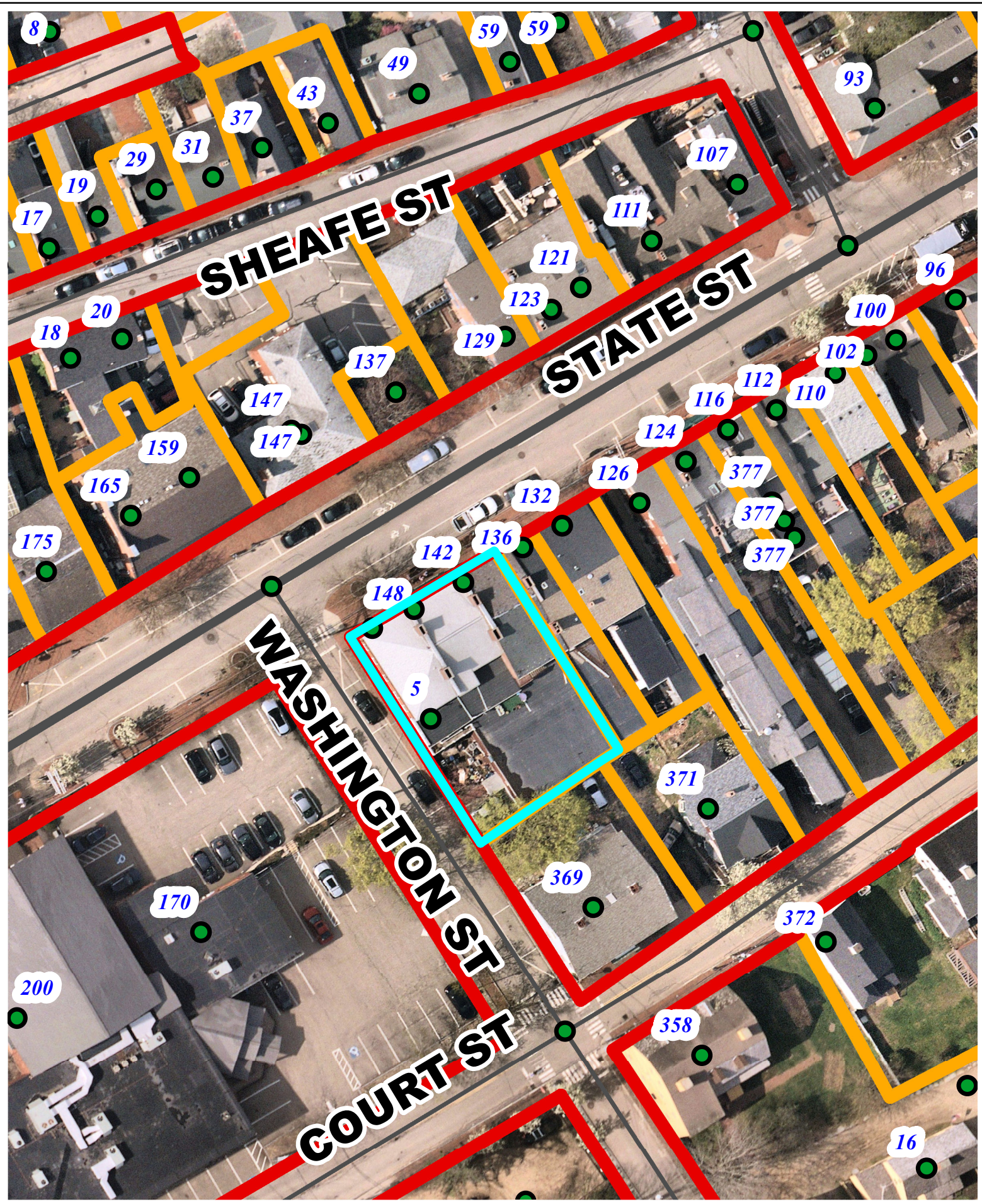
Permission is being sought to install a projecting sign that extends over the public right of way, as follows:

Sign dimensions: 52” x 21.3” & 19.5” x 12.75”  
Sign area: 9.4 sq. ft.

The proposed sign complies with zoning requirements. If a license is granted by the City Council, no other municipal approvals are needed. Therefore, I recommend approval of a revocable municipal license, subject to the following conditions:

1. The license shall be approved by the Legal Department as to content and form;
2. Any removal or relocation of the sign, for any reason, shall be done at no cost to the City; and
3. Any disturbance of a sidewalk, street or other public infrastructure resulting from the installation, relocation or removal of the signs, for any reason, shall be restored at no cost to the City and shall be subject to review and acceptance by the Department of Public Works.





**Request for license  
142 State Street**





**PERMIT**  
**12/20/22**

89 OAK STREET DOVER, NH 03820 • 603-742-1517

**Company:** Richardson's Market

**Job:** State Street Portsmouth

**Type:** Projecting

**Quantity:** 1

**Size:** 52" w x 34" h  
(2 polygons 9.4 sqft)

**Sides:** 2

**Style:** Carved & Painted

**Substrate:** HDU

**Posts & Brackets:** Custom

**Colors:** RM Branded Pantone

Peach: PMS 487C

Blue: PMS 7477C

**Install:** X

**Field Measurement:** Verified  / Need

**Art:** Approved

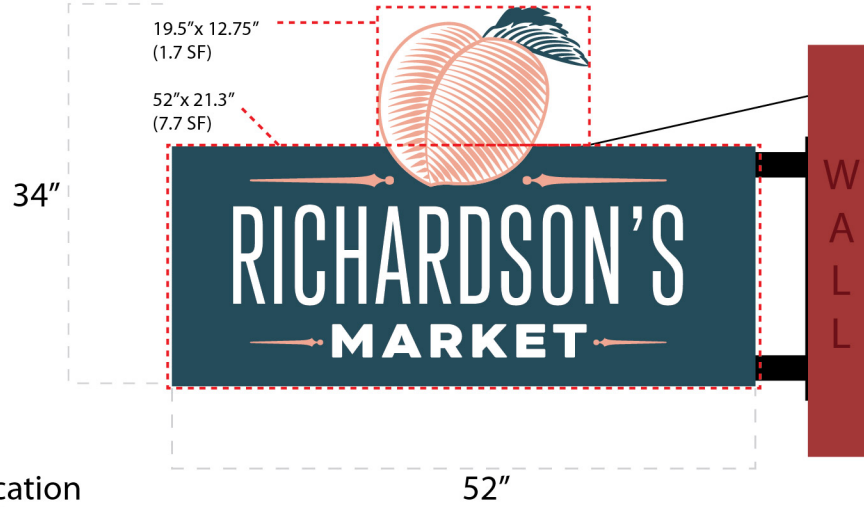
**Quoted:**  50%\$

**Materials:** Ordered

**Complete:**  Cust Called

**PROPOSED**

Sign: Text Carved & Painted  
South Side (As Seen By Traffic)



Sign Location

Estimated Scale



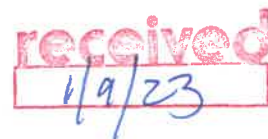
12'

All proofs and drawings are original unpublished artwork, owned by Sundance Sign Company. Artwork is protected under the U.S. Copyright laws. It is being submitted for your viewing only, and is not to be shown to anyone outside of your organization. Any use, reproduction, copying or exhibiting this drawing without express written consent of Sundance Sign Company will constitute your agreement to incur all expenses involved with the creation of this drawing, and all legal costs to acquire those costs if required. I have verified the accuracy of all graphics shown with respect to sizes and content. The specifications are correct and represent our order requirements exactly. I authorize release to production according to this approval submittal.

**Customer Approval** \_\_\_\_\_ **Date:** \_\_\_\_\_



January 5, 2023



Mayor Deaglan McEachern  
City of Portsmouth  
1 Junkins Avenue  
Portsmouth, NH 03801

Dear Mayor McEachern/City Council,

Plans for the 26<sup>th</sup> Annual Cisco Brewers Portsmouth Memorial Day 5K are beginning to take shape and once again we look for your approval to hold the race. This year's race is scheduled for Sunday, May 28, 2023 at 11:00 a.m. All the logistics remain the same with the start and finish continuing to be at the Cisco Brewery on Pease International Tradeport. One hundred percent of the proceeds from the race will be donated to Krempels Center, based out of the Community Campus here in Portsmouth.

We look forward to your support once more, with almost 1000 runners last year as well as hundred of supporters and volunteers, we're very excited for a cautious, safe, and successful in-person event this year. Voted as one of New England's top 100 races by New England Runner Magazine, this race attracts runners and visitors from all over New England making it a wonderful asset to the entire Portsmouth community. Please consider granting us your permission to conduct this important event, while raising pertinent funds for an incredibly inspiring nonprofit organization. As always, we will work closely with the police department and the Pease Development Authority to ensure we are abiding by all necessary rules and regulations.

Thank you for your time and consideration.

With Gratitude,

*Becky Kates*



Becky Kates  
Krempels Center  
bkates@krempelscenter.org

cc: Karen Conard, City Manager



# Gundalow COMPANY

Protecting the Piscataqua region's  
maritime heritage and environment  
through education and action

## Board of Directors

Jeffrey Binder  
David Carlson  
Janet Dinan  
Peter Driscoll  
Samantha Finigan  
Brendan Flavin  
Kerry Houlihan  
Barbara Hughes  
Jo Ann Klatskin  
John Lamson  
Dana Mills  
Jeff Musk  
Catharine Newick  
Joan Rice  
George Samuels

## Staff

Rich Clyborne  
*Executive Director*

Michael Simoniello  
*Program Manager*

Matt Glenn  
*Captain*

Andy Goodell  
*Operations Manager*

Jo Maden  
*Operations Assistant*

Michele Lechner  
*Accountant*

Donata Luz  
*Development Coordinator*

04 January 2022

To Whom it May Concern,

We are requesting permission to conduct our 2023 Riverfest event on Saturday 03 June 2023 from 10:00 AM to 5:00 PM at the Puddle Dock area of Strawberry Banke Museum. This event will be similar in scope to the event we held in 2022 and is the Gundalow Company's contribution to the year-long Portsmouth 400 celebration.

Thank you in advance for your consideration in this matter. Please feel free to contact me at the number below or reach out via email: [director@gundalow.org](mailto:director@gundalow.org).

Sincerely,

A handwritten signature in black ink, appearing to be 'RC', written over a white background.

Rich Clyborne  
Executive Director

[www.gundalow.org](http://www.gundalow.org)  
[info@gundalow.org](mailto:info@gundalow.org)  
(603) 433-9505  
60 Marcy St.  
Portsmouth, NH 03801

January 10, 2023



Ms. Karen Conard, City Manager  
City of Portsmouth  
1 Junkins Avenue  
Portsmouth, NH 03801

Dear Ms. Conard,

In an effort to keep the City well informed of the events planned at Strawbery Banke Museum (SBM) in 2023, we are writing to provide you with information on events that are hosted by SBM and those community events hosted by other organizations on SBM grounds. This letter contains a full list of events planned to date with pertinent information about each event. This letter does not include educational workshops and lectures, which average less than 50 people in attendance, or private events such as wedding ceremonies and business meetings taking place in our lecture hall or out in the gardens. It does include events hosted by the museum or other community organizations that involve catered food, amplified sound, and/or alcohol.

The first list is made up of events not sponsored or run by SBM. For the most part, these events are “community service” related and are ones for which the Museum receives little, if any, compensation. The second list includes events run by SBM.

#### EVENTS HOSTED by OUTSIDE ORGANIZATIONS

##### **Saturday, May 13 and Sunday, May 14 Revolutionary War Living History (First NH Regiment)**

Members of the 1st NH Regiment are planning for a Military and Colonial encampment with drill, musket/cannon firing, colonial life and cooking. 1st NH Regiment will be in contact with you directly about their event.

CONTACT: Paul Timmerman  
pault0721@gmail.com

##### **Friday, June 2, 5:00 - 8:00 pm and Saturday, June 3, 10:00 am – 5:00 pm Piscataqua Riverfest (Gundalow Company)**

Friday night will include an invitation only dinner under a tent on Puddle Dock. Saturday’s Riverfest Boat Show will include vendors, food, non-amplified music and demonstrations. Organizers anticipate 300-400 people and plan to have beer available for purchase. Gundalow Company will be in contact with you directly about their event.

CONTACT: Rich Clyborne, Executive Director  
director@gundalow.org, 603-433-9505

**Saturday, June 10, 7:00 am – 12:00 pm**

**Market Square Day 10K (Pro Portsmouth)**

The 10K race will end at SBM. Organizers estimate around 2,500 people will attend. There will be no alcohol or amplified music, but there will be amplified announcements.

CONTACT: Barbara Massar, Executive Director  
bmassar@proportsmouth.org, 603-433-4398 (Ext. 3)

**Saturday, June 17, 12:00 - 9:00 pm**

**Reggae Festival (Black Heritage Trail)**

In honor of the Portsmouth 400 celebration, this educational festival will take place on Puddle Dock and include Reggae, Gospel, Spiritual and Jazz Music. Black Heritage Trail will be in contact with you directly about their event.

CONTACT: Gina Bowker, Program Coordinator  
gina@blackheritagetrailnh.org, 603-570-8469

**Wednesday, June 21, 5:00 – 9:00 pm**

**Taste Fundraiser (Plates for a Change)**

Organizers estimate 800 people in attendance with both food (catered) and alcohol being served, and amplified music. Plates for a Change will be in contact with you directly about their event.

CONTACT: Jeanette Bonham, Co-Chair  
Jeanette.Bonham@lfg.com, 603-200-6131

**Saturday, June 24, 11:00 am to 6:00 pm**

**Portsmouth PRIDE Marketplace (Seacoast Outright)**

Seacoast Outright will be using Puddle Dock for a post-march vendor marketplace following their march. Organizers estimate 4,000 people will be in attendance, with food vendors and beer available for purchase. There will be amplified music and announcements. Seacoast Outright will be in contact with you directly about their event.

CONTACT: Hershey Hirschkop, Executive Director  
hershey@seacoastoutright.org, 603-552-5824

**Saturday, July 8 and Sunday, July 9, 10:00 am to 5:00 pm**

**Great Northern Artisan Craft Fair**

Local craftspeople and artisans will come together for a craft fair held outdoors on Puddle Dock. Organizers expect 200-300 people.

CONTACT: Jody Donohue, GNE Events  
gncraftartisanshows@gmail.com, 603-321-9794

**Saturday, September 23 and Sunday, September 24 from 11:00 am to 3:00 pm**

**Fairy House Tour (Friends of the South End)**

The Friends of the South End will again use our site for a portion of this event. Organizers estimate 7,000 people will attend. Friends of the South End will be in contact with you directly about their event.

CONTACT: Mary Thomas, Friends of the South End  
sarmcmatt@gmail.com

**Sunday, October 8, 11:00 am to 2:00 pm**

**Chili Cook-Off (Prescott Park Arts Festival)**

Organizers estimate attendance at about 1,000 people. This event will have catered food, alcohol for purchase, and amplified music. Prescott Park Arts Festival will be in contact with you directly about their event.

CONTACT: Lee Frank, Development Director  
lee@prescottpark.org, 603-436-2848

**Thursday, November 23, 7:00 – 11:00 am**

**Turkey Trot 5K (Seacoast Rotary Club)**

The 5K start and finish will convene in the gravel parking lot next to the Marcy Street side of Puddle Dock. 2,000 people are expected. The Seacoast Rotary Club will be in contact with you directly about their event.

CONTACT: Matt Junkin, Foundation Chair  
mrjunkin@gmail.com

## EVENTS HOSTED by STRAWBERRY BANKE

### **Saturday, April 22 through Sunday, April 30, 9:00 am - 5:00 pm: Baby Animals - Heritage Breeds at the Banke**

Strawbery Banke welcomes spring (and school vacation week for some) by opening early to showcase more than a dozen heirloom breeds of baby animals (and their moms) that would have been familiar to earlier generations. The event, which takes place under a tent on museum grounds, is a family-friendly opportunity to learn more about domestic livestock typical on coastal northern New England farms from the 17th century to present day. Planning for approximately 750 visitors per day.

### **Tuesday, July 4, 10:00 am: Fourth of July Naturalization Ceremony**

Organized by the U.S. Citizenship and Immigration Services. Will be approximately an hour-long ceremony under a large tent with a stage. If it is a judicial ceremony, Justices will preside over the ceremony and if it is an administrative ceremony, USCIS officials will lead the ceremony. Should be about 800 attendees total.

### **Tuesdays, June 20 and 27, July 4, 11, 18 and 25, August 1, 8, 15, 22 and 29, 5:30 - 7:00 pm: Tuesdays on the Terrace Music Series**

Concert series held out on Puddle Dock. Guests bring lawn chairs and blankets to enjoy the open-air concerts featuring music by local artists. Alcoholic beverages and food are available for purchase via outside, licensed vendors.

**NOTE:** *A couple of Thursday night kid's concerts may be added, however they will be done prior to any activities at Prescott Park Arts Festival.*

### **Thursday, June 29, afternoon/early evening: Strawberry Banke Campaign Celebration**

Donors and community members will gather on Puddle Dock to celebrate the closing of our major campaign. Light food and beverages will be served.

### **Saturday, August 12, 10:00 am - 4:30 pm and Sunday, August 13, 10:00 am - 4:30 pm: SBM Powwow**

A Powwow is an inter-tribal gathering and celebration. This Powwow will be in connection to the museum's permanent *People of the Dawnland* exhibit. People of all backgrounds are welcome. We are expecting a couple hundred people to attend. There will be three different drum circles; one head female and one head male dancer as well as dozens of other dancers. Additionally, there will be about a dozen vendors selling native crafts, art and food.

### **Saturday, September 9, 4:00 - 7:30 pm: Vintage and Vine: Fine Wine & Food Festival**

Up to 50 local restaurants will provide samples for our guests, while NH wine distributors and wineries will provide wines to taste. 5 star chefs will grill food during the event, we will have a silent auction, and ambient live music at this walk-around tour through SBM's historic neighborhood and gardens. Planning for approximately 1,100 guests this year.

### **Friday, October 27 and Saturday, October 28, 5:30 – 8:00 pm: Ghosts on the Banke**

The event takes place on SBM grounds, with trick or treating from house to house, jack-o-lanterns lining the paths, music and children's activities. Planning for approximately 1,500 guests per night. Note: we

are looking at maybe adding an extra weekend which would be the weekend prior (October 20 & 21). Not yet confirmed.

**Friday, December 1, 6:00 - 8:00 pm, Saturdays, December 2, 9, and 16, 5:00 – 9:00 pm, and Sundays, December 3, 10, and 17, 4:00 – 8:00 pm: Candlelight Stroll**

This event takes place on the museum grounds and in our historic houses. There will be live entertainment & historic demonstrations. Planning for approximately 1,750 guests per night.

Notes:

- As we did for our events last year, any overflow parking will be directed to the City's public lots and parking garages.
- There will be no fireworks or alcohol allowed (except as outlined above) at SBM hosted events. We will contact the Health Department with regard to food served, the Fire Department regarding fire permits, the Police Department for any Police Details, and the Building Inspector with regard to tents.

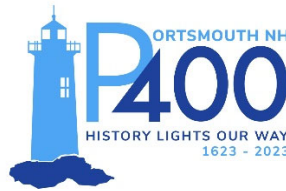
If there is any other information with which we can provide you or if you have any questions or suggestions regarding these special events, please don't hesitate to contact us.

Sincerely Yours,

Alex Cave  
Museum Events Manager  
603-828-2979  
acave@sbmuseum.org

Wendy McCoolle  
Manager of Corporate & Community Engagement  
603-422-7552  
wmccoolle@sbmuseum.org

cc: Inspection & Health Departments, City of Portsmouth



18 January 2023

Ms. Karen Conard, City Manager  
City of Portsmouth  
One Junkins Avenue  
Portsmouth, NH 03801

Dear City Manager Conard,

2023 will be a year of many events celebrating the 400<sup>th</sup> anniversary of Portsmouth's settlement by European settlers and the indigenous people who lived here prior. Most of the more than 100 events tied to the 400<sup>th</sup> celebrations will be organized and executed by Portsmouth organizations large and small. Three signature events will be organized by Portsmouth NH 400th Inc.; information below.

**The Portsmouth 400<sup>th</sup> Anniversary Grand Parade**

June 3, 2023, 10:00 gathering; step off at 11:00 a.m. – 12:30 p.m  
Downtown Portsmouth

In conjunction with the Gundalow's Riverfest and Prescott Park Arts Festival's Chowder Fest and Summer Social, PNH400 will organize a Parade to celebrate the 400<sup>th</sup>. The Parade route is under discussion with our Parade Team and the management at the Gundalow, PPAF, Strawberry Banke Museum, and Brinn Sullivan for the City. We are conscious of the needs of the restaurants as they load in and load out for the Chowder Fest. The parade route will dovetail with all parties' logistical efforts, but it is intended that the Parade will disband nearby but not on Marcy Street so that Parade participants and Parade viewers will be encouraged to attend the events in progress.

Contact: Trevor Bartlett, [Trevor.PNH400@gmail.com](mailto:Trevor.PNH400@gmail.com), 603.969.4625

**Little Italy Carnival**

August 6, 2023, 10:00 a.m. – 7:00 p.m.  
Granite State Minerals

A celebration of all things Italian, honoring the Italian families of the lost neighborhoods of the North End. The event will be ticketed but free to all. Boston Circus Guild will perform throughout the day. Food trucks featuring Italian-style food will be on site and there will be a cooking competition. The event will be tented; PNH400 Team members have been working with the Portsmouth Fire Department to determine size and placement of food trucks and tents. Alcohol will be for sale.

Contact: Robyn Aldo, [RobynAldo@aol.com](mailto:RobynAldo@aol.com), 781.248.4351



**Street.life!400**

**One Community. 400 Years. One Dinner**

August 15, 2023 – 4:00 – 9:00 p.m.

Congress Street from Market Square to Maplewood Street

Vaughan Mall and High Street

This community dinner will be ticketed for up to 750 people to be seated at multiple 6-foot white-linen-clothed tables in one line from Market Square to Maplewood Avenue. Tables will have spaces every 12 feet for server access. A New England Lobster feast will be prepared and served by Foster's Clambake. Foster's will have two 20' x 20' tents, one each on Vaughan Mall and High Street, for food prep. Lights will be strung to define the event perimeters. Alcohol will be for sale through DeeLuxe Bartending & Events. Plates and utensils will be compostable; picked up by Mr. Fox. There will be amplified music and announcements, videos on multiple large LED screens, and a light show. Cabling will be required for speakers, lights, and televisions.

Contacts: Ben VanCamp, Chamber Collaborative of Greater Portsmouth, [Ben@PortsmouthCollaborative.org](mailto:Ben@PortsmouthCollaborative.org); 603.610.5516

Valerie Rochon, Portsmouth NH 400<sup>th</sup>, Inc., [Valerie@PortsmouthNH400.org](mailto:Valerie@PortsmouthNH400.org); 802.279.1425

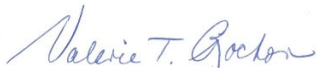
**Notes:**

- Parking will be directed to the City's garages and public lots for all events.
- Our Teams will work with the Fire Department, Police Department, Health Department, Building Inspector, and any other City department to ensure compliance with permitting, safety, and other regulations.
- We will strive for sustainability for all events with minimal waste, compostable products, no plastic, etc..
- We will ensure accessibility to all three events, including an accessible viewing stand for the Parade.

Please advise if additional information is needed prior to the City's Departmental Logistics meetings.

Thank you for your support of PNH400's efforts!

Sincerely,



Valerie Rochon  
Managing Director  
Portsmouth NH 400<sup>th</sup>, Inc.  
One Junkins Avenue  
Box PNH400  
Portsmouth, NH 03801  
802.279.1425  
[Valerie@PortsmouthNH400.org](mailto:Valerie@PortsmouthNH400.org)

CITY COUNCIL E-MAILS

Received: January 9, 2023 (after 5:00 p.m.) – January 19, 2023 (before 9:00 a.m.)

January 23, 2023 Council Meeting

**Submitted on Sat, 01/14/2023 - 08:50**

**Full Name**

MaryLou McElwain

**Email**

[ml259@comcast.net](mailto:ml259@comcast.net)

**Subject**

McIntyre public hearing 1/9

**Address**

259 South Street

**Message**

Sorry to say the meeting on the McIntyre was one of the most disappointing council meetings . What is the sense of a public hearing if public comments are totally dismissed? Gerald Duffy was the only one to speak in your favor. We expected each councilor to join in the discussion and give their reason for their vote. You didn't give complete information about the \$150k expenditure. Who is getting that money? I was on ZOOM ( because I had Covid) but decided not to comment since I had sent email on Sunday. We think the community deserves to know the total already spent , when , where and how from day one to the present. Should I request that information under "right to know" from the finance director. This is a mess and you are getting in deeper. What next?

Mary Lou and Bob McElwain

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Sun, 01/15/2023 - 12:15**

**Full Name**

Beth Norton

**Email**

[beth.a.norton@gmail.com](mailto:beth.a.norton@gmail.com)

**Subject**

Outdoor dining

**Address**

232 Court St

**Message**

PLEASE continue outdoor dining. The addition of this option has added tremendous value to the city, making it feel more vibrant and welcoming. I can't imagine going back to a time without it. We get so few months with beautiful weather, it is so nice to be able to take advantage of that my eating outside. We actually go out to eat in town more because of it, otherwise we would grill at eat outside at home.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Sun, 01/15/2023 - 12:18**

**Full Name**

Robyn Long

**Email**

[rllong228@gmail.com](mailto:rllong228@gmail.com)

**Subject**

Outdoor dining

**Address**

10 Coastal Way

Greenland , New Hampshire. 03840

**Message**

Pls keep outdoor dining... as a member of the "Portsmouth out dining" meet up group... we will always go with outdoor dining; when available and weather permitting .... As a larger group 8+..... Restaurants can accommodate us easier.... and we LOVE the outdoor ambiance..... get to people watch and car count while waiting for the food.... (Picnic tables work better for groups... can fit more people at a table than with chairs 😊).

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Sun, 01/15/2023 - 12:20**

**Full Name**

Charlie Armenti

**Email**

[armeca@comcast.net](mailto:armeca@comcast.net)

**Subject**

Outdoor Dining

**Address**

Portsmouth, New Hampshire

**Message**

In short, I am in favor of as much outdoor dining as possible.

I understand the travel lane issues but it is too bad that the Goat, JJ's, Thirsty Mouse etc would lose their outdoor dining privileges. They have certainly been popular outdoor dining places 🍷

I would also be curious to know how the restaurants feel about the cost to rent sidewalk space. Are they still able to cover their extra expenses given the extra seating? Maybe they can't and they don't care about outdoor dining.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Sun, 01/15/2023 - 12:41**

**Full Name**

Kyle Reilly

**Email**

[kyle@rnr-partners.com](mailto:kyle@rnr-partners.com)

**Subject**

Outdoor Dining

**Address**

606 State Street

**Message**

I agree with all the suggestions put forth by Council Member Andrew. Especially regarding eliminating lane closures for outdoor dining. The Congress Street intersection is too large and high volume to close the turning lane.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Sun, 01/15/2023 - 13:05**

**Full Name**

Tricia Mahoney

**Email**

[misstriciamahoney@msn.com](mailto:misstriciamahoney@msn.com)

**Subject**

Outdoor dining

**Address**

58 Washington St Ste 3

**Message**

Yes to outdoor dining! No to shortening the season. No to limiting the outdoor dining in certain areas. It should be available to all restaurants.

I love the outdoor dining and think it adds to a wonderful European/people watching vibe in our city.

I'd like to see no cars other than for handicapped and elderly in center "plaza" area. Making our city an even more "walkable" city. We have a gem here!

For parking concerns...why don't we adapt a residents only parking sticker? Like they do around ball parks for the residents.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Sun, 01/15/2023 - 14:53**

**Full Name**

Leslie Allen

**Email**

[mlrealen@verizon.net](mailto:mlrealen@verizon.net)

**Subject**

Outdoor dining

**Address**

143 Brackett Road

**Message**

Would love to see outdoor dining continue.

I agree that the travel lane dining in certain spots needs to be addressed. Especially at the Clipper Tavern area and Jumpin Jays area due to the traffic and the need to detour from normal traffic patterns.

Loved the look and feel of the Rosa outdoor dining. The flowers really make to outdoor dining areas beautiful and more private.

For some restaurants, the picnic tables feel very appropriate. Each restaurant has its own unique aesthetic and that's ok...as long as the division from the road using the flower boxes, etc. is more uniform.

We enjoyed the opportunity to eat outside and hope in continues!

Thank you.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Sun, 01/15/2023 - 15:48**

**Full Name**

Linda Leland

**Email**

[LindaLeland@hotmail.com](mailto:LindaLeland@hotmail.com)

**Subject**

Outdoor dining

**Address**

26 Thaxter road

**Message**

I would love to have Portsmouth outdoor dining continue! I love all of our restaurants, it gives them more capacity, it's safe, beautiful and gives our great town an extra amazing vibe. All for outdoor dining!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Sun, 01/15/2023 - 16:44**

**Full Name**

William Sturtevant

**Email**

[nsturtevant@jsainc.com](mailto:nsturtevant@jsainc.com)

**Subject**

Outdoor Dining

**Address**

250 Highland Street

**Message**

I am in full support of continuing outdoor dining in Portsmouth.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Sun, 01/15/2023 - 17:03**

**Full Name**

Joe Donohue

**Email**

[jdonoehue1@gmail.com](mailto:jdonoehue1@gmail.com)

**Subject**

Outdoor Dining

**Address**

336 Union St

**Message**

To our City Council:

I would like to offer my feedback on the outdoor dining plans for 2023. I think that outdoor dining is a fantastic asset to our city and one of the rare silver linings to come out of the recent pandemic. That said it is also important that it be approached in a sustainable and fair way. Please consider the following as we lock in our city regulations for the 2023 season.

1) When an establishment utilizes public space for private use we should be ensuring that it is a fair transaction for the public at large. We should be increasing the fees as proposed by staff (cost to use a parking space from \$1,500 in 2022 to \$3,000 in 2023; cost to use sidewalk space from \$5 per square foot to \$10 per square foot.) Keeping costs the same or going to a flat fee for sidewalk space will prioritize benefits to applicable restaurants over a fair return for the city. Additionally, increasing fees to a fair amount should incentivize businesses to make the most of this public space so that it is not underutilized.

2) It is wise to restrict the use of roadways where there is an impact to traffic patterns. However I disagree that this should only be the case in locations which see greater than 1000 cars per day. If there are changes to street layouts or public space use that make sense it should be done outside of the public dining process. We should be consistent in the use of our public roadways and consistent in terms of what types of outdoor dining are acceptable. All public roadways should generally be open to the public, and if they are so underused to warrant closing them, that is a different discussion.

3) There are some locations which currently utilize sidewalk space where I believe there to be undue impact to the flow of pedestrians. Our city sidewalks can be narrow to begin with and the addition of dining seats to some sidewalk locations can create a bottleneck. I would ask the city to consider this more when determining if sidewalk dining is acceptable in different locations. Sidewalks should be prioritized for pedestrians - if people are getting cramped in a narrow space between the road and outdoor seating, maybe there just isn't room.

I realize this is a divisive topic and I want to say THANK YOU to our city staff and council who have put so much time and effort into making this a reality for our city. I am excited that we are getting close to a sustainable framework for outdoor dining.

Thanks,

Joe Donohue

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Sun, 01/15/2023 - 18:41**

**Full Name**

Bradi Hajjar

**Email**

[bradi.hajjar@gmail.com](mailto:bradi.hajjar@gmail.com)

**Subject**

Making parks kid friendly

**Address**

123 Boyd road

**Message**

Hello,

I would really appreciate trash cans at the kid parks for all the snack wrappers. So much trash ends up on the ground that I see Mom's bringing garbage bags to collect trash while their kids play, specifically Lafayette park. Additionally, I think we need to consider adding fences to several parks. As a mom of an 18 month old son who runs away many parks are not safe because they are right by the road. Could fences be added? I am thinking South Mill Pond, Lafayette and South Street.

Thank you!

Bradi

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Sun, 01/15/2023 - 21:09**

**Full Name**

Stacey Kirby

**Email**

[stacey@kirbyware.com](mailto:stacey@kirbyware.com)

**Subject**

Outdoor dining

**Address**

412 Islington

**Message**

Keep outdoor dining! Extend it!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Mon, 01/16/2023 - 06:06**

**Full Name**

Patrick Lyons

**Email**

[portsmouthpat@gmail.com](mailto:portsmouthpat@gmail.com)

**Subject**

Outdoor Dining

**Address**

185 Middle Road

**Message**

Hello,

I am sending this email in support of outdoor dining in Portsmouth and to continue with the extended season we had last year. We need to be outside, enjoying the beautiful sunshine and enjoying our amazing city. Our little city needs tourism in the summer and outdoor dining allows us to be competitive with towns like Newburyport, Dover, Amesbury, Newport, and Boston. All those places have great outdoor dining options and Portsmouth needs to continue to offer it for our residents and guests of the city. As far as the fees to the businesses, keep them where they are. Let our city restaurants who drive a huge piece of our economy recover from a crazy few years of Covid, inflation, rising food costs, and staffing issues.

Thanks,

—Pat Lyons

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Mon, 01/16/2023 - 09:15**

**Full Name**

Scott Bornstein

**Email**

[wescoraja@yahoo.com](mailto:wescoraja@yahoo.com)

**Subject**

Outdoor dining

**Address**

42 Squid St

**Message**

No long message needed here. I completely support the Councilors proposal to reduce the amount and duration of outdoor dining, ESPECIALLY "Eliminate traveled lane dining if there are more than 1,000 cars per day. That would include eliminating outdoor dining for The Franklin, Clipper Tavern, The Goat Portsmouth, AND Jumpin' Jay's Fish Cafe ". For drivers, deliveries and pedestrians the Council has done well identifying the most troublesome areas. Now if you'd just eliminate the city's involvement in the Mac.....

Scott Bornstein, Resident, Portsmouth NH

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Mon, 01/16/2023 - 09:37**

**Full Name**

Alison Petersen

**Email**

[agleeful@aol.com](mailto:agleeful@aol.com)

**Subject**

Outdoor dining in Portsmouth

**Address**

335 Maplewood Ave

**Message**

One of the positive outcomes of the pandemic was the adoption of outdoor dining. I was thrilled to see it! It lends such a European air and new and exciting aspect to our city. I think we should go so far as to close down the main part of Market Square and make it solely a pedestrian way. There is so much that could be done with that space!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Mon, 01/16/2023 - 10:45**

**Full Name**

Mary Hughes

**Email**

[pm.irishug@gmail.com](mailto:pm.irishug@gmail.com)

**Subject**

Out door dining

**Address**

100 Oxford Ave.

**Message**

We support out door dining as a safe option and enjoyable one on a lovely evening. This provides added seating and supports the restaurant owners by providing additional diners.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Mon, 01/16/2023 - 11:58**

**Full Name**

Jim Lee

**Email**

[jim@jimlee.com](mailto:jim@jimlee.com)

**Subject**

Gutter dining; it's time to end it for good.

**Address**

520 Sagamore Avenue

**Message**

No. Gutter dining has run its course. It was a stopgap measure instituted during the pandemic to keep local restaurants afloat. No more blocking travel lanes. I'm in downtown daily, and I saw few diners taking advantage of street eating except for a small number. For the restaurants that can use their large areas in front of their business, I'm fine with that if the city charges appropriate fees for the usage of public space.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Mon, 01/16/2023 - 13:35**

**Full Name**

Maria Sillari

**Email**

[msillari14@gmail.com](mailto:msillari14@gmail.com)

**Subject**

Outdoor dining

**Address**

171 Jones Avenue

**Message**

Please continue outdoor dining. Please allow those whose dining is in a travel lane (The Franklin, The Goat, etc) to continue as well. The benefits to the restaurants and to the city far outweigh the short term inconveniences.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

---

**Submitted on Mon, 01/16/2023 - 14:53**

**Full Name**

Tim MacDonald

**Email**

[fox\\_wtm@yahoo.com](mailto:fox_wtm@yahoo.com)

**Subject**

Outdoor Dining: councilors Bagley and Cook proposal

**Address**

18 Congress Street

**Message**

Hello, I am writing in support of the outdoor dining proposal by Councilors Bagley and Cook as publicized on councilor Bagley's facebook page. As you consider this issue I suggest we recognize that "outdoor dining" has many facets; it is not a "one size fits all" and not an "everybody or nobody" proposition. Each property and dining establishment have unique features that are compatible, or not, with outdoor dining.

Please consider the following:

Off street sidewalk areas that do not impact automobile or pedestrian traffic should be allowed year round. Good examples here include Popovers, Kilwins, Tuscan Market, Portsmouth Feed Company, Toscano Chophouse, Raleigh, Elephantine Bakery, The District, la Carreta, Shalimar, the sidewalk portion of Cup of Joe's and Puddledock.

On street dining that uses only parking spaces should continue, although limited to the shortened season (May to Indigenous People's Day) as the councilors suggest. Some examples here would be The Press Room, The Rosa, Durbur Square, Massimo, and Moxy. I do think the \$1,500 fee (approximately 43% of potential parking revenue) is a bit generous. This is a public subsidy of private businesses. Perhaps \$2,500 or 75% of potential parking revenue is a better deal for the taxpayers? Also, we don't know (or I did not see) consideration of the impact that lost parking has had abutting businesses. Having a little more skin in the game should eliminate the incentive for restaurants to place outdoor dining wherever they can because there is little associated cost.

Lastly, enabling on-street dining in areas that close or redirect automobile traffic should be discontinued. We are no longer in a COVID crisis and the hospitality industry has rebounded to pre COVID levels. The disruption and slowing of traffic flow adds to congestion on the busier streets and blocks visibility to pedestrian and auto traffic at busy intersections. Examples where we should discontinue this type of outdoor dining include the Goat, Jumpin Jays, the Thirsty Moose, the Clipper Tavern, and the Franklin.

I also support the concept of improved aesthetics. Many, if not most have done a really nice job that adds to the ambiance of downtown Portsmouth - Tuscan Market, Toscano Chophouse, Elephantine, Raleigh, the Rosa and the Press Room are good examples. Others have detracted. Homeowners and commercial Property owners in the area must comply with pretty stringent zoning and historic commission restrictions so why should outdoor dining not have some standard in place as well?

Thank you for your consideration, time spent, and good judgement on this issue.

Tim MacDonald

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

---



**Submitted on Mon, 01/16/2023 - 16:31**

**Full Name**

Jeff Latimer

**Email**

[jeff@gusbike.com](mailto:jeff@gusbike.com)

**Subject**

Outdoor dining

**Message**

Please keep Outdoor dining.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Mon, 01/16/2023 - 19:20**

**Full Name**

Barbara Sadick

**Email**

[barbsadick@comcast.net](mailto:barbsadick@comcast.net)

**Subject**

Outdoor Dining

**Address**

271 Islington St

**Message**

I urge the Council to adopt the proposal made by Councilors Bagley and Cook concerning outdoor dining in Portsmouth. I feel strongly that outdoor dining is truly the silver lining of the pandemic. I love the vibe it has brought to our city. I think that limiting the season makes sense, but we should not make it financially impossible for our restaurants. Outdoor dining has brought so many benefits...the "feel" as well as the way it encourages walking around town (and, quite often, a quick stop into one of the local shops).

Please keep outdoor dining for as many of our restaurants as possible.

Thank you!

Barb Sadick

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Mon, 01/16/2023 - 21:21**

**Full Name**

Erik Anderson

**Email**

[andy42152@aol.com](mailto:andy42152@aol.com)

**Subject**

PDA BOD Meeting

**Address**

38 Georges Terrace

**Message**

Dear Councilors

For the last 3 years I have informed the city council on the monthly agenda of the PDA / BOD and if matters had a implication to the City of Portsmouth, and thus the city council. I've felt that this is a responsibility of the person sitting in the PDA BOD seat. I

hope that there has been value in the information and that it continues in transparency for whomever sits in the seat representing Portsmouth.

The months meeting will be Thursday, January 19, 2023 / 8:30 am at the Pease Administrative Building / 55 International Dr. Pease Tradeport.

The agenda has one item of interest in the sizable expansion project of LONZA within what is called the Iron Parcel. The largest structure in this project is a 136,000 sq. ft. manufacturing building plus associated support buildings and parking. Originally proposed as a 3 story structure LONZA has reduced the building from 3 stories to 1 , which in opinion is a reduction in massing and possibly more visually acceptable. As one would agree LONZA dominates any development facility at Pease and with the expansion further expands its dominance. While it is not discussed at the PDA board meetings it is more worthy of city council inquiry as what water and sewer demands has on the current systems and what will any expansion increase that demand. I think any and all questions could be directed to the city manager as she has a direct relation to the processes and procedure of city boards and municipal management. As LONZA is currently a dominant user of both city and sewer services an expansion will increase that demand. Any council inquiry to the cities expansion of the Pease sewer treatment plant might ask if LONZA has a cost share component.

It should be known, if not, that LONZA does not pay school portion rate in its tax obligation to the city. Every business (outside the airport district) pays a school portion rate to the city of Portsmouth.

Again, these questions or inquiries have no place in BOD discussions as it is part of the long standing municipal agreement between PDA and City of Portsmouth.

The LONZA matter is the only item of possible concern in this months agenda.

As my term expires at this next meeting I have expressed my desire for re-appointment but informed that the city manager will take the roll. While the mayor has made that decision (upon your acceptance) I will reflect on my 3 years to know and understand that the PDA operates as a separate entity within the boundaries of Portsmouth and Newington. It supports a executive director, legal dept, engineering dept, maintenance staff and equipment and a board of directors for oversight. Outside of the longstanding contractual municipal agreement between the PDA and City of Portsmouth have there been many items of concern and critical importance to the City of Portsmouth and in my 3 years and you have been alerted on every occasion for your position or opinion vetted back through me as your representative on the BOD. With no malice what so ever to the city manager I feel her valuable time might be better spent on matters / issues of the city and her responsibilities / duties in that regard. She will also have time consuming responsibilities to committees of the PDA. She is surely capable but the question might be whether it is the best use of her time. I hope and trust that she will keep you informed in some manner, as I have done.

Another question that arises for you as city councilors, and beyond any authority as the city representative for Portsmouth is the periodic question of whether PDA revenues (through the municipal agreement) out weigh the city expenses at Pease. Practically, one would think so but never make the assumptions without the inquiry.

That concludes my message and report and with grateful thanks to serving the City of Portsmouth. Any reply welcome.

Respectfully,

Erik Anderson

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

---

**Submitted on Mon, 01/16/2023 - 22:14**

**Full Name**

James Lamond

**Email**

[jflamond@comcast.net](mailto:jflamond@comcast.net)

**Subject**

Outdoor dining

**Address**

85 Haven Rd

**Message**

Councilors: I write to say that I am opposed to closing off public streets for dining purposes. It is a big inconvenience to those who rely on the public streets to get around the city. It was an reasonable imposition during the height of Covid but seems unreasonable now. Thank you for considering this resident's opinion.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

---

**Submitted on Mon, 01/16/2023 - 22:24**

**Full Name**

Catherine Lamond

**Email**

[cklamond@comcast.net](mailto:cklamond@comcast.net)

**Subject**

outdoor dining

**Address**

84 Haven Rd.

**Message**

Dear Councilors, please consider doing away with outdoor dining in the future - especially those streets that are seriously impacted-- Pleasant and Congress streets. Driving in to town from the South End is very difficult and by my estimation, there are rarely patrons outside using the outdoor seating at the Clipper Tavern (in particular), even on a warm Saturday night in the summer. It is maddening as a long-time city resident that it is SO hard to access the downtown in the summer months or to find parking. While I appreciate the outdoor option was a life line for restaurants during the lean pandemic times, I don't feel that is necessary as Covid numbers have dropped dramatically and patrons are returning indoors. Roads are roads for a reason-- for cars to use on a continuous basis - not for diners. Respectfully submitted - thank you!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.**

Yes

**Submitted on Tue, 01/17/2023 - 10:04**

**Full Name**

Christine Randall

**Email**

[cmcr1954@gmail.com](mailto:cmcr1954@gmail.com)

**Subject**

outdoor dining

**Address**

80 Diamond Drive

**Message**

I certainly don't mind outdoor dining. I think May to October is very reasonable with a flat fee for sidewalk dining and \$1500/space for taking up roadside. However, I don't agree with allowing a business to take up an active, busy lane such as those on Congress St. The other part of that is as a diner, I would never - and haven't to this point - sit on the roadside so that I might ingest car fumes while the car is sitting at a red light. That just doesn't make sense to me.

Thank you for your time

C Randall

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 11:06**

**Full Name**

Erika Beer

**Email**

[erika\\_beer@hotmail.com](mailto:erika_beer@hotmail.com)

**Subject**

Please Continue Outdoor Dining

**Address**

64 Mount Vernon Street

**Message**

Hi! We love the outdoor dining in Portsmouth. It adds so much to our town and it's just wonderful to be outside for the warm months we do have. Because our restaurants are so busy the extra seating adds a lot.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 12:30**

**Full Name**

Doug Roberts

**Email**

[dougroberts4123@gmail.com](mailto:dougroberts4123@gmail.com)

**Subject**

Van complaints

**Address**

247 Richards Ave

**Message**

As a 40-year Portsmouth resident, homeowner in the Middle School neighborhood, and van owner, I want to state my concern about the idea of banning "camping" in vans on city streets. What problem are we trying to solve here? Has anyone been arrested for a crime related to van parking in Portsmouth? Do the police not have real crimes to investigate?

I drive down Parrott Avenue almost daily and notice the vans because I have one myself. I don't believe I have ever seen a "camper" in one of the parked vans, let alone someone who might be a threat to Middle Schoolers or residents. If the Council is unable to identify a serious problem outside of the complaints of a few residents, I urge you to table the issue and move on.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Tue, 01/17/2023 - 19:43**

**Full Name**

Jenny Sideris

**Email**

[jjstarr1977@gmail.com](mailto:jjstarr1977@gmail.com)

**Subject**

Outdoor dining

**Address**

159 State St

**Message**

We need as many outdoor options as possible for our city as it makes all restaurants equal on the busy summer days. Please keep it an affordable option for our restaurants.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 19:46**

**Full Name**

dan gullotti

**Email**

[dan@madlab.tv](mailto:dan@madlab.tv)

**Subject**

yes to outdoor dining

**Address**

145 brewery lane 211

**Message**

outdoor dining makes portsmouth fun. nobody cares about parking spots or revenue from parking since our entire city is now all banks, hotels, and parking garages. thanks for that by the way! make it happen!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 19:48**

**Full Name**

Lisa Hale

**Email**

[lisamarcucci@hotmail.com](mailto:lisamarcucci@hotmail.com)

**Subject**

Outdoor dining

**Address**

165 Richards Ave.

**Message**

Please continue to allow outdoor dining in Portsmouth! It's a beautiful city and the additional restaurant seats have brought so much wonderful business to our town!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 19:54**

**Full Name**

John Mulvey

**Email**

[jbmulvey5@gmail.com](mailto:jbmulvey5@gmail.com)

**Subject**

Dwyers Patio - Supporting Small/Local Business

**Address**

885 state st

**Message**

To whom it may concern,

It would've a great disservice to the city of Dwyers is not able to have their outdoor area. Dwyers epitomizes what you think of when hear people say "support local business". A hard-working owner, Kevin, who caters to what his community wants and aims to provide an incredible place for locals to hang.

Before moving to Portsmouth, I would frequently visit Portsmouth on the weekends for the restaurants and bars that the city offers. I can confidently say there isn't a restaurant or bar that I enjoy more than Dwyers. Whether it's drinks with friends or sitting down for Brunch or getting dinner Dwyers never disappoints. Their food is some of the best in the city and there isn't a more welcoming environment. Their patio allows more people to enjoy the same experience that my friends and I frequently get. It will also help a small business in the community to earn more money and compete with these bigger restaurants and chains downtown.

I truly hope you will listen to your community and vote to allow Dwyers to open their patio this summer and each summer moving forward. Thanks,

John Mulvey

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

---

**Submitted on Tue, 01/17/2023 - 19:57**

**Full Name**

Rebecca Nash Pannella

**Email**

[nashpannella@yahoo.com](mailto:nashpannella@yahoo.com)

**Subject**

Outdoor dining

**Address**

40 Cottage Street

**Message**

Please continue outdoor dining! We must support our restaurants. And it's pretty great for diners too!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

---

**Submitted on Tue, 01/17/2023 - 20:02**

**Full Name**

Jen Scumaci

**Email**

[jen@fastgirl.co](mailto:jen@fastgirl.co)

**Subject**

Keep Outdoor Dining!

**Address**

5 Adams Ave

**Message**

Please keep outdoor dining!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

---

**Submitted on Tue, 01/17/2023 - 20:02**

**Full Name**

Jen Scumaci

**Email**

[jen@fastgirl.co](mailto:jen@fastgirl.co)

**Subject**

Keep Outdoor Dining!

**Address**

5 Adams Ave

**Message**

Please keep outdoor dining!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting. Yes**

**Submitted on Tue, 01/17/2023 - 20:02**

**Full Name**

Cole Warren

**Email**

[cwarren1218@gmail.com](mailto:cwarren1218@gmail.com)

**Subject**

Outdoor Dining

**Address**

16 Cabot st

**Message**

Outdoor Dining brings something special to Portsmouth during the summer! Allowing people to enjoy food and drinks while enjoying Portsmouth beautiful down town is something that needs to stay! Let restaurants and bars make money.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 20:13**

**Full Name**

David Corson

**Email**

[dcorson5@gmail.com](mailto:dcorson5@gmail.com)

**Subject**

Outdoor Patios

**Address**

1 Washington st

Dover, New Hampshire. 03820

**Message**

Keep outdoor patios! I'm a musician out of Dover and I love playing in Portsmouth in the summer. Specifically Dwyer's Pub. It has become a staple for Dwyer's to have the outdoor patio for people to hangout. Let us feel the sun on our beautiful faces!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 20:19**

**Full Name**

Nora DiCesare

**Email**

[ndicesare21@gmail.com](mailto:ndicesare21@gmail.com)

**Subject**

Outdoor dining

**Address**

160 Rockland street

**Message**

Hi there, I am writing about the coming vote on outdoor dining. I feel that this is now an integral part of Portsmouth, and the businesses that use it. As a resident it brings me to downtown to be able to experience our lovely city. We only have a few short months of weather where we are even able to eat outside, we should give businesses and the people the chance to continue this. It's an incredibly important part of Portsmouth

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 20:30**

**Full Name**

Thomas Wall

**Email**

[twall567@gmail.com](mailto:twall567@gmail.com)

**Subject**

Outdoor dining

**Address**

20 Dover at

**Message**  
Outdoor dining options are going to keep this city alive. As a dog owner it's great and as someone who likes enjoying the weather/seasons it is so much preferable. People will still come and park and figure it out. Absolutely worth any inconvenience on a few streets to maximize opportunities. I know you all are smart enough to realize this. Times are only getting tougher for everyone and small/great restaurants and bars need the extra seating too. Let people live life and have fun.  
**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 20:36**

**Full Name**  
Tyler Schwartzmiller  
**Email**  
[tschwartzmiller@yahoo.com](mailto:tschwartzmiller@yahoo.com)

**Subject**  
Outdoor dining

**Address**  
Portsmouth. 03801

**Message**  
Outdoor dining has not only helped restaurants add more seating, but it lets owners and staff show their creativity with the space and most allow doggos! (The best part)  
**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 20:50**

**Full Name**  
Ross Laorenza  
**Email**  
[rlaorenza@yahoo.com](mailto:rlaorenza@yahoo.com)

**Subject**  
Outdoor Dining

**Address**  
20 Chapel St #6

**Message**  
Having outdoor dining in Portsmouth has been a blessing for myself and so many of my friends downtown. I hate dark, and dingy bar in the Summer. Outdoor dining is a must.  
Thank you,  
Ross Laorenza  
**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 20:52**

**Full Name**  
David Hansen  
**Email**  
[dhansen1116@gmail.com](mailto:dhansen1116@gmail.com)

**Subject**  
Outdoor dining

**Address**  
Portsmouth, New Hampshire. 03801

**Message**  
Outdoor dining has become a great feature of the city of Portsmouth. For both locals and tourists alike. It has also added to the amount of guests able to dine at a restaurant giving more revenue to the business and the local economy. Please consider granting local restaurants the ability to open again for outdoor dining. We will be outside supporting our local service industry workers year round with your green light to continue outdoor dining. Thank you for your time and consideration.  
**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes



**Submitted on Tue, 01/17/2023 - 20:56**

**Full Name**

Hannah Burke

**Email**

[classicbd@comcast.net](mailto:classicbd@comcast.net)

**Subject**

Outdoor dining

**Address**

161 South Street

**Message**

Outdoor dining is essential for the financial survival of Portsmouth restaurants. It is also essential for the aesthetic, cosmopolitan vibrancy of the city. It is a great addition to the atmosphere of Portsmouth!!!!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 20:57**

**Full Name**

Julia Burke

**Email**

[julia.burke18@gmail.com](mailto:julia.burke18@gmail.com)

**Subject**

Portsmouth needs outdoor dining

**Address**

28 Blossom St

**Message**

It is so important to keep outdoor dining in Portsmouth, not only available but affordable to our local restaurants. Restaurants are the heart of Portsmouth. Maintaining local and creative ownership, by allowing outdoor dining is so important. It helps keep our community alive and exciting both for tourists and locals. It also offers more opportunities for employment because more seats mean more servers and cooks which helps to benefit the locals. It is a win for all.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:02**

**Full Name**

Hailey

**Email**

[haijclimenti@gmail.com](mailto:haijclimenti@gmail.com)

**Subject**

Outdoor dining-Dwyers pub

**Address**

96 Bridge st

**Message**

Please consider allowing Dwyers pub to continue to have their outdoor patio in the summer! It's the best!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:06**

**Full Name**

Sarah Labadie

**Email**

[sarah.labadie18@gmail.com](mailto:sarah.labadie18@gmail.com)

**Subject**

outdoor dining

**Address**

1 Third street

Dover, New Hampshire. 22302

**Message**

Please keep outdoor dining! Outdoor dining is incredibly important for not only restaurants and their business but your/our community! Outdoor dining is a huge appeal to customers - ideal in spring, summer and fall months. Outdoor dining also allows business to hire additional staff, support and goods. By allowing restaurants and bars to keep outdoor dining, you're along them to expand their businesses and explore other opportunities. It's a win win!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:13**

**Full Name**

gary Haugh

**Email**

[gary.haugh1@gmail.com](mailto:gary.haugh1@gmail.com)

**Subject**

Outdoor dining

**Address**

736 middle

**Message**

The addition of outside dining has saved bars and restaurants lives. In addition to this it has saved hundreds of jobs to take it away because tourists don't like the traffic would be unbearable to restaurants who still haven't recovered from the pandemic fully. Please allow this to be a regular thing, Portsmouth deserves and needs it. The town is a shadow of itself for young people and having nice locations to sit outside and hand out is massive. Thanks, Gary

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:16**

**Full Name**

Kevin Carroll

**Email**

[kcarroll0403@gmail.com](mailto:kcarroll0403@gmail.com)

**Subject**

Outdoor dining has gone too far

**Address**

42 Taft rd

**Message**

The outdoor dining in Portsmouth which was originally set up for COVID-19 has gone too far, especially on Congress street where the left lane is blocked off by outdoor seating at the GOAT. Portsmouth restaurants already have more indoor seats than residents. Additional outdoor seating has just become an extra cash grab entitlement for restaurants now that there are no concerns about indoor social distancing. I ask the city to reconsider it's current outdoor seating program where traffic is disrupted.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:19**

**Full Name**

Asia Smith

**Email**

[asia19822@yahoo.com](mailto:asia19822@yahoo.com)

**Subject**

Outdoor dining

**Message**

Outdoor dining adds to the Portsmouth experience. Restaurants are able to serve patrons while they are immersed in the town, not just the establishment they visited. For establishments with less indoor dining space, outdoor dining helps them manage the influx of tourists during the warmer months. After being inside for the cold winter months, outdoor dining has been, and will be, something I look forward to every year.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Tue, 01/17/2023 - 21:31**

**Full Name**

Kaelene LaBrie

**Email**

[kaeleneburke@yahoo.com](mailto:kaeleneburke@yahoo.com)

**Subject**

Outdoor dining

**Message**

Please keep outdoor dining! It helps the city thrive and brings more business to local small businesses

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:33**

**Full Name**

Brandon Kady

**Email**

[brandonbaseball50@icloud.com](mailto:brandonbaseball50@icloud.com)

**Subject**

Outdoor Dining

**Address**

32 Blue Heron Drive

**Message**

I work in the restaurant industry in Portsmouth and I also frequent our many restaurants throughout the year. There is nothing like riding my moped downtown in the summer and seeing everyone enjoying what our town has to offer in the street. We just opened a new parking garage right down town that has plenty of parking spaces and we do not need anymore right down town that only cause more traffic.

Outdoor dining supports local businesses which generates more money for the city. It is important that we continue this program to attract more people to our city and make it affordable to help support our restaurant industry.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:33**

**Full Name**

Nickolas Balint

**Email**

[nbalint603@gmail.com](mailto:nbalint603@gmail.com)

**Subject**

Outdoor Dining

**Address**

259 Maplewood Ave #6

**Message**

I think outdoor dining may have been started due to the pandemic, but really helped bring the community together in the time of need. Hope to keep this around longer than just the bad times.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 21:36**

**Full Name**

Ryan Tobin

**Email**

[ryantobin42@gmail.com](mailto:ryantobin42@gmail.com)

**Subject**

Outdoor Dining

**Address**

New Hampshire. 03801

**Message**

We should emphasize outdoor dining which would be helpful for our businesses downtown especially with the installation of the new parking garage alleviating parking needs.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Tue, 01/17/2023 - 21:54**

**Full Name**

Kate Sislane

**Email**

[ksislane@gmail.com](mailto:ksislane@gmail.com)

**Subject**

Outdoor Dining

**Address**

1 Junkins Avenue

**Message**

As someone who works in the restaurant industry, outdoor dining is a must not only for patrons but for our community as well. It allows much more opens seating options in a town that is each year becoming more and more full. I cannot imagine why someone who works for this town would think twice about this. It's a must.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 22:17**

**Full Name**

AnaCarolina Araujo

**Email**

[carolina.araujo@gordon.edu](mailto:carolina.araujo@gordon.edu)

**Subject**

Outdoor dinning, I love it !

**Address**

1935 Lafayette rd

**Message**

I love outdoor dinning and what it brings to the city. We should continue with outdoor dinning indefinitely. Why wouldn't you ?

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 22:19**

**Full Name**

Dayna O'Brien

**Email**

[daynaobrien@outlook.com](mailto:daynaobrien@outlook.com)

**Subject**

Outdoor Dining

**Address**

45 Hough St

Dover, New Hampshire. 03820

**Message**

The average American spends 90% of their life indoors, so why not take advantage of the warm months and allow for outdoor dining? A few perks of outdoor dining are exposure to vitamin D & fresh air, reduce stress, boost your mood, increased seating/revenue, etc.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 22:39**

**Full Name**

Ryan Stevens

**Email**

[stevens.rp@gmail.com](mailto:stevens.rp@gmail.com)

**Subject**

Outdoor Dining

**Address**

20 Brewster St

**Message**

I strongly believe that outdoor dining is an important part of our culture and economy. Every measure we take to encourage our restaurants and promote walkability is good for our town.

To my neighbors that would complain about parking and impediments to car travel I would counter that we aren't doing enough to reduce car traffic and make our city more attractive and walkable in the summer. Thank you for your consideration.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 22:44**

**Full Name**

Aria Eliscu

**Email**

[am.eliscu@gmail.com](mailto:am.eliscu@gmail.com)

**Subject**

Outdoor dining

**Address**

112 Knox Ln  
Berwick, Maine. 03901

**Message**

I've been working full time in the Portsmouth service industry for the past 7 years. The outdoor dining has been a great way for our community and tourists alike to enjoy this city. Businesses have made great profit from it as well that would be sorely missed if the program is not continued.

I was excited when it was started in 2020 and have looked forward to it for the past couple summers. It's a shame it a pandemic for this great idea to take shape!

Also, we all figured out parking just fine for the past three summers. If any thing the more frequent use of the garages meant less cars congesting the highly pedestrian trafficked areas.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Tue, 01/17/2023 - 23:02**

**Full Name**

Angus MacDonald

**Email**

[amacd86@gmail.com](mailto:amacd86@gmail.com)

**Subject**

Outdoor dining

**Address**

401 state st

**Message**

Outdoor dining in small cities can have many benefits for both the community and local businesses. Firstly, it promotes a sense of community and encourages social interaction among residents. Dining outside allows people to enjoy the beautiful scenery and weather of their city, while also providing a relaxed and comfortable atmosphere for them to gather with friends and family.

Additionally, outdoor dining can have a positive impact on local businesses. Restaurants and cafes can expand their seating capacity by utilizing outdoor space, which can increase revenue and help them stay afloat during difficult times. This can also lead to more job opportunities for residents in the area.

Furthermore, outdoor dining can help to revitalize a small city by making it more inviting and attractive to visitors. A vibrant dining scene can attract tourists and help to boost the local economy. This can lead to more investment in the city and the creation of new businesses and job opportunities.

Finally, outdoor dining is a great way to support local businesses and contribute to the community. By choosing to dine outside, residents can support their local restaurants and cafes and help to keep them in business. This, in turn, helps to maintain the unique character and charm of the small city.

Overall, outdoor dining in small cities can have many benefits for the community and local businesses, such as promoting social interaction, increasing revenue, creating jobs, attracting visitors and supporting local business, that it should be encouraged.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 06:32**

**Full Name**

Jacqueline Saindon

**Email**

[j.saindon1990@icloud.com](mailto:j.saindon1990@icloud.com)

**Subject**

Outdoor dining

**Address**

250 walnut street  
Manchester , New Hampshire. 03104

**Message**

Outdoor dining during the warm months we get to enjoy is essential. I was a Portsmouth resident for six years and moved south to take care of family. I come to the seacoast in all the warm months to enjoy the sun and the beautiful city of Portsmouth. I don't want to be forced to sit inside on the limited nice days we get. Please leave outdoor dining the way it has been.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 07:30**

**Full Name**

Alana Parsons

**Email**

[alana.brita@gmail.com](mailto:alana.brita@gmail.com)

**Subject**

Outdoor dining

**Address**

156 fox point road  
Newington, New Hampshire. 03801

**Message**

I would like you guys to vote to continue outdoor dining. It's been great to eat outdoors

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 07:32**

**Full Name**

Christine Murray

**Email**

[ccardello1@gmail.com](mailto:ccardello1@gmail.com)

**Subject**

Keep outdoor dining

**Address**

664 State St

**Message**

Please keep outdoor dining for all restaurants and patrons. Its been a beautiful change to the city.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 07:42**

**Full Name**

Lennon Dobben-Annis

**Email**

[dobben.annis.lennon7@gmail.com](mailto:dobben.annis.lennon7@gmail.com)

**Subject**

Outdoor Dining

**Address**

55 Wentworth

**Message**

To me, the Outdoor Dining in Downtown Portsmouth is a beautiful sign that sunny days are coming! I have enjoyed outdoor dining and see

it as something positive that came from COVID. As a small business owner, I am excited for these outdoor spots to reopen. I plan to do a couple events outside and would need a spot like Dwyers to reopen its beautiful outdoor space to make such events happen. I hope you all consider how much joy and business the outdoor dining brings to locals, tourists, and business owners.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 09:01**

**Full Name**

Elonna Chabot

**Email**

[elonnachabot@gmail.com](mailto:elonnachabot@gmail.com)

**Subject**

Outdoor Dining

**Address**

159 Woodbury Ave

**Message**

Councilors,

Outdoor dining provides opportunity for our businesses, residents, and visitors. It adds life and vibrancy to our city, offers increased safe access to patrons with medical concerns or fragility, and supports small businesses by increasing capacity and diversifying their offerings. Thank you for your consideration.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 09:04**

**Full Name**

Stefanie Burra

**Email**

[stefanie.burra@gmail.com](mailto:stefanie.burra@gmail.com)

**Subject**

Outdoor dining

**Address**

46 Dennett street

**Message**

The outdoor dining scene in Portsmouth was taken to another level this past season and I could not have loved it more. The outdoor dining adds a unique element to Portsmouth and allows for businesses outside of the famous "decks" to capitalize on the great weather in the Spring and summer. Any new mandates that make it more difficult or less cost efficient for the restaurants looking to participate would do a disservice to all locals, visitors and the restaurant community.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 09:05**

**Full Name**

Sabrina Robinson

**Email**

[sabrina.robinson1192@gmail.com](mailto:sabrina.robinson1192@gmail.com)

**Subject**

Keep Outdoor Dining

**Address**

4 Sylvester St

**Message**

We love eating outside during the summer months. It's great for businesses because people would rather be outside enjoying their short summer vs being stuck inside. We choose to eat at restaurants more during the summer if we can sit outside. Outdoor seating is not harming anyone, it's only helping local businesses.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Wed, 01/18/2023 - 09:08**

**Full Name**

Sarah Scott

**Email**

[sarahsarah482@gmail.com](mailto:sarahsarah482@gmail.com)

**Subject**

Outdoor Dining

**Address**

170 Austin Street

**Message**

I am a Portsmouth local and frequent the lovely downtown establishments. It is so important to allow outdoor dining to continue the way it has been. Outdoor dining provides local businesses with a needed and deserved increase in businesses. It also gives the town more personality and makes Portsmouth even more inviting for tourists. Everybody loves an outdoor patio! Portsmouth has also added that beautiful new parking garage giving ample parking for the spots being used for outdoor dining. Let outdoor dining continue! It is a benefit for all!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 09:22**

**Full Name**

Sean O'Doherty

**Email**

[seandoc603@gmail.com](mailto:seandoc603@gmail.com)

**Subject**

Outdoor Dining

**Address**

96 Bridge Street Appt 1

**Message**

Outdoor dining not only profits a business but the City as well. Outdoor dining in the summer should not just be accessible to the decks or businesses lucky enough to have the space. An equal opportunity for restaurants to expand space creates a lively downtown and space for all to enjoy different parts of the beautiful city.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 09:30**

**Full Name**

Ethan Clementi

**Email**

[Clementiethan93@gmail.com](mailto:Clementiethan93@gmail.com)

**Subject**

Outdoor dining

**Address**

547 state st

**Message**

I want to keep the outdoor dining in downtown Portsmouth!, thank you

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 10:44**

**Full Name**

Michael Granite

**Email**

[michaelgranite@gmail.com](mailto:michaelgranite@gmail.com)

**Subject**

Outdoor Dining

**Address**

9 Lois Ln

Salem, New Hampshire. 03079

**Message**

Without outdoor dining my friends, family and I will be less likely to visit Portsmouth in warmer weather climates. I often visit the city and was a resident until recently. Please help these restaurants provide continued access to the street and sidewalks in town.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes



**Submitted on Thu, 01/19/2023 - 05:10**

**Full Name**

Chloe Scala

**Email**

[chloe.m.scala@gmail.com](mailto:chloe.m.scala@gmail.com)

**Subject**

KEEP OUTDOOR DINING IN PORTSMOUTH

**Message**

Outdoor dining is one of the best things to have in Portsmouth in the summer. It would be a huge mistake to take it away, the only thing we would gain is more parking spaces. we have plenty of places for people to park including the new garage, but if you take away outdoor dining, there won't be any where for tourists or locals to eat without waiting for hours. Outdoor dining has grown to be a big part of Portsmouth's culture. Do not take it away.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Thu, 01/19/2023 - 01:27**

**Full Name**

Mary Sheridan

**Email**

[mksheridan5@gmail.com](mailto:mksheridan5@gmail.com)

**Subject**

Outdoor dining

**Address**

8 chapel st

Dover, New Hampshire. 03820

**Message**

Outdoor dining has greatly improved my experience as a local who frequently feels like a tourist when trying to access downtown Portsmouth. In a city so focused on food and drink, an afternoon or summer evening in Portsmouth is GREATLY improved by outdoor dining. More time outdoors is good for our health and good for the soul. Folks are willing to spend more money in town when they feel they can enjoy the day more fully. The patio at Dwyer's Pub, in particular, is a beloved community spot. I would be so very heartbroken to see it go.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 22:40**

**Full Name**

Nicole Emsley

**Email**

[Nremsley3@gmail.com](mailto:Nremsley3@gmail.com)

**Subject**

Outdoor seating

**Address**

3405 Flora St.

Houston , Texas. 77006

**Message**

Some of my greatest memories have taken place while enjoying a nice meal outside! Outdoor dining is wonderful and always the go-to option. There is nothing better than a good meal, drinks, company, and fresh air! Dwyers in Portsmouth, NH is a perfect example of this. Only good things have come out of providing outdoor seating options :)

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 22:32**

**Full Name**

Ciara April

**Email**

[capril171@gmail.com](mailto:capril171@gmail.com)

**Subject**

Goat

**Address**

10 Pettee Brook Ln, Apt. 302  
Durham, New Hampshire. 03824

**Message**

Outside seating

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 22:25****Full Name**

John Bensley

**Email**

[jebensley@gmail.com](mailto:jebensley@gmail.com)

**Subject**

Outdoor Dining

**Address**

28 Dennett St

**Message**

I am in favor of continuing outdoor dining on the sidewalks and public ways. The mild inconvenience due to loss of parking spaces is more than made up by increased pedestrian traffic and tourist revenues. I am not in favor of eliminating outdoor dining for the restaurant establishments on streets with heavier traffic. Last year showed that Portsmouth streets can accommodate both vehicles and dining.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 22:04****Full Name**

Wes Hampton

**Email**

[wes@renaudindustries.com](mailto:wes@renaudindustries.com)

**Subject**

Outdoor dining

**Address**

18 Taft rd

**Message**

Outdoor dining on the streets of Portsmouth was long overdue even before it appeared during the pandemic. This enhances our City and continuing to allow it continues to support the local businesses that may not have survived without it. If this is question of a handful of parking spaces, why not find ways to encourage the use of the brand new parking garage better?

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 20:56****Full Name**

Kerry

**Email**

[khull98@gmail.com](mailto:khull98@gmail.com)

**Subject**

Protect outdoor dining!!!

**Message**

Outdoor dining is essential for people to gather and engage in the community while still minimizing the spread of COVID. It has subsequently benefitted the local businesses of the Seacoast significantly. DONT BAN OUTDOOR DINING! It will hurt the community!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Wed, 01/18/2023 - 20:15**

**Full Name**

Ian Troost

**Email**

[troost.ian@gmail.com](mailto:troost.ian@gmail.com)

**Subject**

Outdoor Dining

**Address**

14 Wallis Road

**Message**

Having grown up in Portsmouth, I have witnessed tremendous change and growth over the last 10 years. Some for the better, some for the worse. If we remove outdoor dining, it will certainly go down as the worst decision for change I can think of. COVID decimated the service industry, but as a community we learned to grow with it, and adapt. Outdoor dining has been one of the strongest changes to come in the last few years. It makes Portsmouth more walkable, more vibrant, and more accessible to those who are immunocompromised, or who want to be outdoors. While it takes away direct parking spaces, it pushes folks to park in our new garage, Foundry, and allows them to walk and explore the town a bit more. Outdoor dining becomes an economic driver as it gives more seating to restaurants, encourages more gathering, which further develops our community. It also allows for those visiting our town by the thousands to see how beautiful, and community oriented we really are (or should be). The city, in my opinion, is supposed to facilitate growth and accessibility of our local businesses. If we prioritize a few parallel parking spaces here and there, over income that goes directly to our local businesses, what are we doing? We have built the new garage, let's emphasize use of it! Please, find a way to make this a sustainable yearly practice for our restaurant owners and service staff members who rely on the busy summers for much of their annual income. Not only does it benefit our annual summer visitors, but locals alike. Thank you.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 20:01**

**Full Name**

Emma Wilson

**Email**

[ewilsonthree@gmail.com](mailto:ewilsonthree@gmail.com)

**Subject**

Outdoor dining to stay

**Message**

Outdoor dining in Portsmouth is crucial! Being outdoors allows for more socializing and if people are still concerned with illnesses, they can be outside and pretend like that's helping! Keep outdoor dining!! It's beautiful in our amazing city!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 19:54**

**Full Name**

Allie Weidman

**Email**

[allieweidman@gmail.com](mailto:allieweidman@gmail.com)

**Subject**

Outside seating for the goat

**Address**

918 State St

**Message**

It's Important that the goat continues to offer outside seating in the summer months. Not only is it keeping down the COVID rates, but allows for more foot traffic to the other areas surrounding the goat which benefits the small business owners in the area that could potentially struggle with the diminished foot traffic. If the other restaurants on this street are allowed to continue outdoor seating, pedestrians will not continue to the stores closer to the goat and jumping jays. Additionally, it's providing more job opportunities for the locals due to the increased number of seating at the restaurant.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Wed, 01/18/2023 - 19:53**

**Full Name**

Adam Kaplan

**Email**

[mobiltune@gmail.com](mailto:mobiltune@gmail.com)

**Subject**

Goat Outdoor Seating - keep it!!!

**Address**

100 islington st apt 2

**Message**

I support keeping the outdoor seating for the Goat and Jumping Jays at the end of market street before the light. Traffic flows just fine through the area... the real future problem is the limousine parking for Jimmy's.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 19:45**

**Full Name**

Emily Kjellman

**Email**

[ekj324@gmail.com](mailto:ekj324@gmail.com)

**Subject**

Keep outdoor dining

**Address**

5 Victoria Drive  
Hampton Falls NH, New Hampshire

**Message**

Keep outdoor dining!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 19:25**

**Full Name**

Larkyn Baum

**Email**

[larkynb@gmail.com](mailto:larkynb@gmail.com)

**Subject**

Outdoor Dining

**Address**

96 Highland St

**Message**

I'm writing in support of outdoor dining. It has brought so much life to the city and it's one of the things I look forward to most about summers in Portsmouth post COVID. I'm 25 and I've lived here my whole life, and it's brought an amazing new dimension to our little city.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 19:14**

**Email**

[scmaher11@gmail.com](mailto:scmaher11@gmail.com)

**Subject**

Outdoor Dining

**Message**

Outdoor dining has become a huge part of Portsmouth tourism in the last few years and getting rid of it would cause a lot of harm not only to the restaurant and bar industry/economy in Portsmouth but also to one of the incredible draws of downtown culture. The beauty of downtown Portsmouth and it's summer weather to tourists should be kept and losing it is not worth the parking spots it might save. You all invested so much time and energy into providing more parking options in the new parking garage and keeping outdoor dining would not only encourage use of those spaces but also continue to advance the Portsmouth tourism economy and advocacy for the restaurant industry in Portsmouth.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Wed, 01/18/2023 - 18:37**

**Full Name**

Matt Long

**Email**

[mdlong156@gmail.com](mailto:mdlong156@gmail.com)

**Subject**

Outdoor Dining

**Address**

134 Raleigh Way

**Message**

I would like to voice my support for the continuation of outdoor dining for the 2023 spring/summer/fall season. Portsmouth is enriched by the additional space for diners in our local businesses and draws tourists to come to the area. I personally chose to live in Portsmouth because of the nice restaurants, and I appreciate the ambiance and the availability that outdoor dining provides.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 17:48**

**Full Name**

William Pannella

**Email**

[wpannella@rocketmail.com](mailto:wpannella@rocketmail.com)

**Subject**

Outdoor dining

**Address**

40 Cottage Street

**Message**

I am writing in favor of outdoor dining this summer in Portsmouth. Outdoor dining is good for the local economy, local businesses, local musicians, local residents and tourists. It expands the capacity of our restaurants and provides employment opportunities for a seasonal workforce. Portsmouth now rivals small European cities in the summer. Let's keep it going. Close streets, redirect traffic, whatever you need to do. Let's go.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 17:32**

**Full Name**

Erin Hart

**Email**

[ehart1212@gmail.com](mailto:ehart1212@gmail.com)

**Subject**

Please keep outdoor dining!

**Address**

135 Bow St

**Message**

Please consider keeping outdoor dining! I know how valuable it is to not only service industry workers, but also loyal patrons and Portsmouth locals!

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 16:33**

**Full Name**

Charlotte Kjellman

**Email**

[cakjellman4@gmail.com](mailto:cakjellman4@gmail.com)

**Subject**

Outdoor Dining

**Address**

133 State Rd Unit 1  
Kittery, Maine. 03904

**Message**

Hi my name is Charlotte! I strongly believe outdoor dining in Portsmouth makes the city more vibrant, accessible, enjoyable, and safe. As an employee of Dwyer's Pub, I firsthand see how much our outdoor dining means to locals and tourists! We have people come back again and again to sit outside to enjoy our live music, trivia events, sunsets, and the weather. The patio has provided a wonderful space for parties/celebrations/events for birthdays, weddings, and more for the community. As COVID is still alive and well, outdoor dining also provides a safe space for people to eat, drink, and support the community if they have health concerns. It is physically accessible for those with mobility disabilities, children, and dogs. Outdoor dining keeps Dwyer's Pub, and all other establishments with outdoor dining, alive and thriving! I have seen and experienced many times the joy of outdoor dining and strongly advocate to continue the use of it.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 16:24**

**Full Name**

Richard Adams

**Email**

[Tarbush361@gmail.com](mailto:Tarbush361@gmail.com)

**Subject**

McIntyre

**Address**

75 Kent Street

**Message**

The McIntyre fiasco has reinforced a conviction on my part that most of the major mistakes I have made in my 82 years have been in clinging to a course of action too long, ignoring my inner voice that the time to get out was long past.

It seems increasingly likely that no good outcome lies ahead for the residents of Portsmouth. Clearly many serious mistakes were made by several past councils and it is a virtual certainty that more will follow if we keep heading in the current direction.

Please stop the fruitless hemorrhaging of public funds, which to date has only benefitted Michael Kane. It might be costly to extricate ourselves from his clutches, but forging ahead with this albatross of a once-"free" project will almost certainly be worse.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 15:05**

**Full Name**

Tom Waterman

**Email**

[tom.waterman@gmail.com](mailto:tom.waterman@gmail.com)

**Subject**

Outdoor Dining

**Address**

43 Cornwall St

**Message**

As a resident I fully support outdoor dining. The extra seats provided to the restaurants help balance out low occupancy in the winter as well as bringing in extra revenue to the City via parking and to the State via Meals tax. I also feel that wider sidewalks and less travel lanes should be part of ongoing road design - the proposed Fleet Street design as an example.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

**Submitted on Wed, 01/18/2023 - 12:15**

**Full Name**

Rachel Wall

**Email**

[clark.rachel45@yahoo.com](mailto:clark.rachel45@yahoo.com)

**Subject**

Outdoor Dining

**Address**

23 Rosemary Lane  
Greenland, New Hampshire. 03840

**Message**

As a long time restaurant employee in Portsmouth, I believe the outdoor dining program should continue. The program, has increased foot traffic and sales for our restaurants. As a frequent restaurant patron, outdoor dining is such a nice option on a sunny day downtown. While many complain about the street closures, I believe the patios create a more vibrant city and are worth the slight inconvenience of one way/lane closures.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---

**Submitted on Wed, 01/18/2023 - 11:56**

**Full Name**

Jaime

**Email**

[ogorman.jaime@gmail.com](mailto:ogorman.jaime@gmail.com)

**Subject**

Outdoor seating

**Message**

I am in favor for keeping outdoor seating. I think it is a big attraction for tourist and I assume the restaurants are making more money. (Especially those with less seating) It is nice to have more options of places to sit outside in the summer.

**Please indicate if you would like your comment to be part of the public record for the upcoming City Council meeting.** Yes

---





Mayor Deaglan McEachern  
1 Junkins Avenue  
Portsmouth, NH 03801

December 16, 2022

Dear Mayor:

This letter is written on behalf of the City of Portsmouth Conservation Commission in regards to the Environmental Protection Standards or Article 10 of the City's Zoning Ordinance. At a vote of the Commission on December 14<sup>th</sup> the Conservation Commission requested the City Council's support for review and proposed revisions to Article 10 of the Zoning Ordinance.

As you know the Commission reviews Wetland Conditional Use Permit applications and believed there are areas which could be enhanced or improved both for clarity and for greater or more appropriate protection of the City's environmental areas in particular wetland areas.

Before any work begins it is our hope to have support from the City Council so they are both aware a process is beginning and so they can anticipate future amendment proposals to the Zoning Ordinance. If you have questions or would like to discuss further please do not hesitate to contact me by email at [bdormcm@gmail.com](mailto:bdormcm@gmail.com) or by phone at (603)498-9290.

Best regards,



Barbara McMillan  
Conservation Commission, Chair

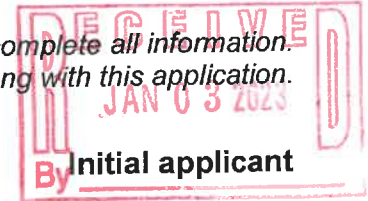
Cc: Karen Conard, City Manager  
Peter Britz, Director of Planning and Sustainability



# CITY OF PORTSMOUTH, N.H. BOARDS AND COMMISSIONS

## APPOINTMENT APPLICATION

*Instructions: Please print or type and complete all information.  
Please submit resume' along with this application.*



Committee: Economic Development Commission

Name: Anna E. Howard Telephone: 508-523-1862

Could you be contacted at work? YES  NO  If so, telephone# \_\_\_\_\_

Street address: 553 Maplewood Ave.

Mailing address (if different ): \_\_\_\_\_

Email address (for clerk's office communication ): aehoward13@gmail.com

How long have you been a resident of Portsmouth? 5.5 years

Occupational background:

- Senior Manager of Academic Initiatives at the American Institute of Certified Public Accountants
- Director of Master's of Accounting Program, Nichols College
- Manager of Internal Controls, IPG Photonics
- Accounting Supervisor, Hanover Insurance
- Auditor, PricewaterhouseCoopers +

Please list experience you have in respect to this Board/Commission:

- Treasurer of New Franklin School PTO
- Advisory board member, Great Bay Community College business school
- Endowment Committee, South Church
- Treasurer of Cultural Council, Grafton, MA



Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES  NO

Would you be able to commit to attending all meetings? YES  NO

Reasons for wishing to serve: \_\_\_\_\_

While working for a global organization, I would like to contribute to the local community on a volunteer basis;

I believe my business background and knowledge of accounting and audit would be an asset in this role;

I fell in love with Portsmouth 5 years ago when we moved and I would love help it prosper

Please list any organizations, groups, or other committees you are involved in:

Advisory board, Portsmouth High School  
New Franklin School PTO;  
Worship Associates; South Church;  
Endowment Committee, South Church;

Please list two character references not related to you or city staff members:  
(Portsmouth references preferred)

1) Eva Marino, 144 Pine Street, 305-942-1141  
Name, address, telephone number

2) Erica Porter, 319 Lincoln Avenue, 802-683-9653  
Name, address, telephone number

BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:

1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.

Signature: Anna E Howard Date: 12/30/2022

If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? Yes  No

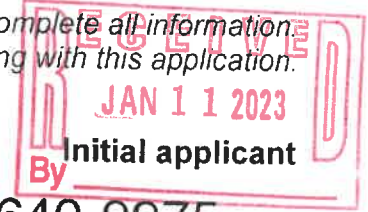
Please submit application to the City Clerks Office, 1 Junkins Avenue, Portsmouth, NH 03801  
6/27/2012



# CITY OF PORTSMOUTH, N.H. BOARDS AND COMMISSIONS

## APPOINTMENT APPLICATION

*Instructions: Please print or type and complete all information.  
Please submit resume' along with this application.*



Committee: COVID Response Task Force Blue Ribbon Committee

Name: Anne Hayes Telephone: 781-640-9975

Could you be contacted at work? YES  NO  If so, telephone# same

Street address: 1 Curve Street, Bedford, MA 01730 (residence)

Mailing address (if different ): 210 West Road, Unit 3, Portsmouth, NH 03801 (work)

Email address (for clerk's office communication ): ahayes@gathernh.org

How long have you been a resident of Portsmouth? n/a

Occupational background:

9/2022 to present: Executive Director, Gather

2/2019 to 8/2022: Executive Director, The Food Project, MA

9/2014 to 1/2019: Chief Operating Officer, Trinity Boston Connects, MA

Please list experience you have in respect to this Board/Commission:

Strategy, operations, fundraising, finance, general management, etc.

Have you contacted the chair of the Board/Commission to determine the time commitment involved? YES  NO

Would you be able to commit to attending all meetings? YES  NO

Reasons for wishing to serve: \_\_\_\_\_

As the new Executive Director at Gather, I hope to participate in the committee's decisions as to how to best support the community of Portsmouth. \_\_\_\_\_

One of Gather's program directors is currently serving on the committee but plans to resign as she is unable to make it to the meetings, due to scheduling conflicts. \_\_\_\_\_

Please list any organizations, groups, or other committees you are involved in: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please list two character references not related to you or city staff members:  
*(Portsmouth references preferred)*

1) Margaret Witham, (603) 498-9416

Name, address, telephone number

2) Anne Weidman, (603) 770-0876

Name, address, telephone number

BY SUBMITTING THIS APPLICATION YOU UNDERSTAND THAT:

1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application may be forwarded to the City Council for consideration at the Mayor's discretion; and
4. If this application is forwarded to the City Council, they may consider the application and vote on it at the next scheduled meeting.
5. Application will be kept on file for one year from date of receipt.

Signature: \_\_\_\_\_

Date: 01-10-2023

If you do not receive the appointment you are requesting, would you be interested in serving on another board or commission? Yes  No

Please submit application to the City Clerks Office 1 Junkins Avenue Portsmouth NH 03804



## Portsmouth Community Power update/work session

The Portsmouth Energy Advisory Committee (PEAC) has drafted an Energy Aggregation Plan to bring Community Power to Portsmouth. Community Power, authorized by [NH RSA 53-E](#), allows local governments to procure electric power on behalf of their residents, businesses, and municipal accounts.

At a time electric costs are skyrocketing (22.57 cents per kwh last 6 months and 20.22 Feb 1), Community Power can potentially offer residents cheaper rates compared to utility default rates by pooling everyone's demand for bulk purchasing, as well as offer more renewable electricity options. The program is voluntary – residents can opt out at anytime and stay with Eversource or their third-party supplier.

Windows for launch of a Community Power program for Portsmouth are May-June or next April. PEAC has a draft implementation plan for approval and will hold public hearings February 2 and 9. A citywide survey to every household will engage the public prior to the February 9 hearing. In order to launch Community Power this year, PEAC's timeline envisions council approval of the aggregation plan at the February 21 meeting, as well as February submission to the Public Utility Commission to start their 60-day approval process. A work session February 13 would enable the council and the public to review the EAP, hear CPCNH explain implementation, and review in depth the opportunities and challenges for a Community Power program for the city.

Portsmouth plans to implement its Community Power program through its membership in the Community Power Coalition of New Hampshire. CPCNH has 27 member towns, including Durham, Dover, Exeter and Rye on the Seacoast. Hailed by the state's Consumer Advocate Don Kries as "the best energy news I've heard in New Hampshire in a long time," CPCNH will act as a cooperative for purchasing power for its member towns. Its projected load is already larger than all other utilities in the state except Eversource, combining the buying power of 125,000 customers. Several of these communities will launch in April, allowing us to be fast followers.

Actual commitment to a Community Power program would not start until further contracts are signed closer to launch. This timeline would allow the city to start giving the benefits of the program this year, while also having a chance to see how the program rolls out in the first towns. As a "fast follower," we can learn from others and be sure the program works and rates save money.

<https://www.nhpr.org/nh-news/2022-09-16/community-power-programs-get-one-step-closer-to-launch>



Logo by PEAC Committee Member Allison Tanner

# PARKING and TRAFFIC SAFETY COMMITTEE

## ACTION SHEET

8:30 A.M. – January 5, 2023  
Conference Room A

**PRESENT:** Members: City Manager Karen Conard, Deputy Police Chief Mike Maloney, Public Works Director Peter Rice, Fire Chief Bill McQuillen, Chairman Andrew Bagley, Erica Wygonik, Mary Lou McElwain, Steve Pesci, Mark Syracuse, Harold Whitehouse

City Staff: City Engineer Eric Eby, Parking Director Ben Fletcher, Associate Engineer Tyler Reese

ACTION ITEMS FOR CITY COUNCIL
<ul style="list-style-type: none"><li>• None</li></ul>



- **Roll Call**  
**Voted to** elect Andrew Bagley as Chair, and Steve Pesci as vice chair for 2023.
- **Financial Report:** **Voted to** accept and place on file Financial Report dated November 30, 2022.
- **Public Comment Session:** There were eighteen speakers: Anne Poubeau, Elizabeth Bratter, Rick Becksted, William Davis (Z), Teresa Hill (Z), Jonathan Sandberg (Z) and Martin Ryan spoke regarding Bartlett Street traffic calming. Ryan Baker, Kyle Engle, Katie Miller and Pete Warren spoke regarding overnight camping on City streets. Jim Swisher and Judy Miller (Z) spoke regarding the Fleet Street reconstruction project. Ken Ferrer voiced support for increasing safety on Bartlett, Dennett and Fleet streets. Dan Freund spoke regarding the exit ramp at Maplewood Ave. and Prospect Street. Andrew Cahill (Z) and Thomas Gross (Z) spoke about speeding on Dennett Street. Lenore Bronson spoke regarding traffic calming on Woodbury Ave.
- **February Parking and Traffic Safety Committee Meeting:** **Voted to** hold the February 2, 2023 meeting in the evening at 6:30.
- **Fleet Street: Presentation of** results of public survey of cross-section alternatives, by Underwood Engineers. Committee to consider and vote at future meeting.
- **Overnight camping on City streets and property:** **Voted to** request draft ordinance and report back from City Staff at next meeting.
- **Maplewood Avenue, request to prohibit parking between Route 1 Bypass and Dennett Street, by resident:** **Voted to** place item on file
- **Bartlett Street, proposed mini-roundabout at intersection with Thornton Street, by DPW and residents:** **Voted to** implement trial of mini-roundabout and collect data for a 1-month period.

- **Dennett Street, request for traffic calming, by resident:** Voted to have staff report back at the next meeting for further discussion, following a site walk.
- **Maplewood Avenue pedestrian signal phasing at Congress, Hanover and Deer Street, status update:** Voted to report back at next meeting.
- **Monthly Accident Report:** *Informational; no action required.*
- **Adjournment:** Voted to adjourn 10:45 AM.

Respectfully submitted by: Leila Birr



**PARKING and TRAFFIC SAFETY COMMITTEE**  
PORTSMOUTH, NEW HAMPSHIRE

**CONFERENCE ROOM A**  
CITY HALL, MUNICIPAL COMPLEX, 1 JUNKINS AVENUE

*Members of the public also had the option to join the meeting over Zoom*

**8:30 AM**

**January 5, 2023**

**MINUTES**

**I. CALL TO ORDER**

Chairman Andrew Bagley called the meeting to order at 8:30 a.m.

**II. ATTENDANCE**

Members Present:

Chairman Andrew Bagley  
Steve Pesci  
Erica Wygonik (Alternate)  
Public Works Director Peter Rice  
City Manager Karen Conard  
Deputy Police Chief Mike Maloney  
Harold Whitehouse  
Mary Lou McElwain  
Mark Syracuse  
Fire Chief William McQuillen

City Staff Present:

Parking Director Ben Fletcher  
City Engineer – Parking, Transportation and Planning Eric Eby  
Associate Engineer Tyler Reese

[00:06:31] Peter Rice moved to elect Councilor Bagley as chair of the Parking and Traffic Safety Committee for 2023 and Steve Pesci as vice chair, seconded by Mary Lou McElwain.

**Motion passed on a unanimous vote 9-0.**

**III. FINANCIAL REPORT**

[00:07:49] Harold Whitehouse moved to accept the Financial Report dated November 30th, 2022, and place it on file, seconded by Steve Pesci. **On a unanimous vote, motion passed 9-0.**

Ms. McElwain requested a list of expenditures that come out of the Parking revenue to the general fund. This page from the Budget will be provided in the packet for the next meeting.

[00:10:38] Mr. Rice gave an update on the progress of the Hanover Parking Garage renovations.

#### **IV. PUBLIC COMMENT (15 MINUTES)**

This is the time for all comments on any of the agenda items or non-agenda items.

[00:12:40] Peter Rice spoke prior to opening of public comment to let residents know that the Woodbury Ave. traffic calming corridor designs will be presented at the February meeting.

There were eighteen speakers: Anne Poubeau, Elizabeth Bratter, Rick Becksted, William Davis (Z), Teresa Hill (Z), Jonathan Sandberg (Z) and Martin Ryan spoke regarding Bartlett Street traffic calming. Ryan Baker, Kyle Engle, Katie Miller and Pete Warren spoke regarding overnight camping on City streets. Jim Swisher and Judy Miller (Z) spoke regarding the Fleet Street reconstruction project. Ken Ferrer voiced support for increasing safety on Bartlett, Dennett and Fleet streets. Dan Freund spoke regarding the exit ramp at Maplewood Ave. and Prospect Street. Andrew Cahill (Z) and Thomas Gross (Z) spoke about speeding on Dennett Street. Lenore Bronson spoke regarding traffic calming on Woodbury Ave.

[00:13:30] Karen Conard made a motion that the February 2, 2023 meeting be held in the evening at 6:30 PM, seconded by Peter Rice. **Motion passed on a unanimous vote, 9-0.**

[01:12:25] Peter Rice moved to suspend the rules to take up item A under New Business on the agenda first, seconded by Mary Lou McElwain. **Motion passed on a unanimous vote 9-0.**

#### **VI. NEW BUSINESS**

*(No public comment during Committee discussion without Committee approval.)*

- A.** Overnight parking on City streets and property, request to restrict, by resident. Peter Rice made a motion to request a draft ordinance and a report back from City Staff at next meeting, seconded by Karen Conard. **On a unanimous vote, motion passed 9-0.**

**V. PRESENTATIONS**

[01:13:50] Presentation of results of public survey of cross-section alternatives for the reconstruction of Fleet Street, by Underwood Engineers. Committee to deliberate and vote on recommendation at future meeting.

**VI. NEW BUSINESS**

**B.** [01:47:57] Maplewood Avenue, request to prohibit parking between Route 1 Bypass and Dennett Street, by resident. Eric Eby presented on parking and bicycle accessibility on this section of Maplewood.

Harold Whitehouse moved to place item on file, seconded by Peter Rice. **Motion passed on a unanimous vote, 9-0.**

**C.** [01:54:57] Bartlett Street, proposed mini-roundabout at intersection with Thornton Street, by DPW and neighborhood residents. Peter Rice moved to implement trial of mini-roundabout and collect data for a 1-month period, seconded by Karen Conard. **Motion passed on a unanimous vote, 9-0.**

**D.** [02:08:46] Dennett Street, request for traffic calming, by resident. Eric Eby presented result of speed study on Dennett Street.

Peter Rice made a motion to have staff report back at the next meeting for further discussion, following a site walk of the northern end of Dennett Street between Sparkhawk Street and Hunter's Hill Road, seconded by Mark Syracuse. **On a unanimous vote, motion passed 9-0.**

**VII. OLD BUSINESS**

**A.** [002:13:22] Maplewood Avenue pedestrian signal phasing at Congress, Hanover and Deer Streets. Harold Whitehouse moved to request a report back at the next meeting, seconded by Mary Lou McElwain. **Motion passed on a unanimous vote, 9-0.**

**VIII. INFORMATIONAL**

**A.** [02:14:15] Monthly Accident Report from Police.

**IX. MISCELLANEOUS**

**X. ADJOURNMENT**

Peter Rice moved to adjourn at 10:45 a.m., seconded by Mark Syracuse. **On a unanimous vote, motion passed 9-0.**

Respectfully submitted,  
Leila Birr, Administrative Assistant Department of Public Works

CITY OF PORTSMOUTH

CITY COUNCIL POLICY NO. \_\_\_\_\_

In order to encourage outdoor dining while balancing other public interests, including safety and convenience of the travelling public, the City Council adopts the following guidance to be implemented by the City Manager.

**1. Dining on City Sidewalks**

- A. Time: Year round
- B. Fee: Flat fee of \$500 per year paid in advance as part of permit approval
- C. Where Allowed: Abutting the establishment, or beyond the establishment abutment with permission of the direct abutter
- D. Additional Conditions:
  - (i) Establishments requiring a divider between dining area and sidewalk, shall use either a metal or metal-looking barrier, rope-like barrier, or similar alternative approved by the City Manager for separation
  - (ii) Establishment responsible for removing chairs, tables and other items as needed so as avoid interference with municipal snow removal activities or other municipal needs

**2. Dining in Loading Zones, Parking Areas and Streets**

- A. Time Period: May 1 and ending the day after Indigenous Peoples' Day (as may be adjusted to correlate to business days)
- B. Fee: \$1,500 per impacted (in whole or in part) parking space or \$5/square foot; whichever is less
- C. Where Allowed: Abutting the establishment, or beyond the establishment abutment with permission of the direct abutter
- D. Additional Conditions:
  - (i) A minimum uniform appearance with City-placed concrete barriers no higher than three feet, and planter boxes no higher than an additional foot, as described in the December 14, 2022 City Report, and wooden platforms (or suitable alternative) to allow for uniform accessibility

- (ii) Establishments with existing platforms and existing barriers with attached structures designed for prior seasons shall be grandfathered with approval of the City Manager

### **3. Conditions Applicable to all Outdoor Dining**

- A. All outdoor dining spaces shall have tables and separate chairs to allow for uniform accessibility
- B. An establishment shall receive a 33% reduction in the season fee if they compost food waste

### **4. Prohibited**

Establishments may not conduct outdoor dining that impedes a travel lane; except on any street or way in which the traffic count is below 1000 cars per day and with such additional or special conditions as the City Manager deems appropriate. In circumstances in which street closure will cause a burden to public safety operations, the City Manager has the authority to deny the permit.

### **5. Administrative Discretion**

The City Manager shall have authority to set additional restrictions and requirements consistent with this policy specifically to include, but without limitation, the incorporation of those special provisions related to the service of alcohol, insurance requirements, application processes and timelines, and fines and consequences for failure to comply.

This policy does not limit or restrict an establishment's ability to obtain a sidewalk obstruction permit to place out, for public use, tables and chairs as historically and presently allowed by application to the City Clerk's office.

# Gift and Donation Submission Form

*Donations received by the City of Portsmouth must be accepted by the City Council. Please complete this form and submit it to the City Manager for inclusion on an upcoming agenda.*

Date:	1/17/2023
Department/ Contact Person:	Karen S. Conard, City Manager
Donation Amount:	\$15,000.00

Are Funds to be directed to a particular department, program or fund? – If yes, please provide detail below:

Portsmouth Playground Upgrade

Is there a particular purpose intended with this donation:

Portsmouth Playground Upgrade

Other Information/Special Conditions:

## Donor Information

First & Last Name:	
Business Name:	Rotary Club of Portsmouth
Address*:	PO Box 905, Portsmouth, NH
Phone*:	
Email*:	

*Please note that gifts/donations to individual employees with a value of \$100 or more are not permitted. Information with an asterisk (\*) indicates it will not be publicly distributed.*

# Gift and Donation Submission Form

*Donations received by the City of Portsmouth must be accepted by the City Council. Please complete this form and submit it to the City Manager for inclusion on an upcoming agenda.*

Date:	1/17/2023
Department/ Contact Person:	Karen S. Conard, City Manager
Donation Amount:	\$15,000.00

Are Funds to be directed to a particular department, program or fund? – If yes, please provide detail below:

Portsmouth Tree Project

Is there a particular purpose intended with this donation:

Portsmouth Tree Project

Other Information/Special Conditions:

## Donor Information

First & Last Name:	
Business Name:	Rotary Club of Portsmouth
Address*:	PO Box 905, Portsmouth, NH
Phone*:	
Email*:	

*Please note that gifts/donations to individual employees with a value of \$100 or more are not permitted. Information with an asterisk (\*) indicates it will not be publicly distributed.*



# Gift and Donation Submission Form

*Donations received by the City of Portsmouth must be accepted by the City Council. Please complete this form and submit it to the City Manager for inclusion on an upcoming agenda.*

Date:

Department/  
Contact Person:

Donation Amount:

Are Funds to be directed to a particular department, program or fund? – If yes, please provide detail below:

Is there a particular purpose intended with this donation:

Other Information/Special Conditions:

## Donor Information

First & Last Name:

Business Name:

Address\*:

Phone\*:

Email\*:

*Please note that gifts/donations to individual employees with a value of \$100 or more are not permitted. Information with an asterisk (\*) indicates it will not be publicly distributed.*


# PORTSMOUTH

## RECREATION DEPARTMENT



### MEMORANDUM

**TO:** Karen Conard, City Manager

**FROM:** Todd Henley, Recreation Director 

**DATE:** 1/6/2023

**SUBJECT:** Report Back for City Council – Disc Golf

The Recreation Board reviewed this proposal and after discussion, moved to support an effort to build a disc golf course at a suitable location to be determined. I have since identified potential designers for the development of a course and a few potential locations that the course could go. Those locations include the Community Campus, land behind the Route 33 Park & Ride, and Urban Forestry Center. There is interest in a partnership with the State for the creation of one at the Urban Forestry Center, as the State has created courses at other State Parks in NH.

As part of the Recreation Needs Study, the interest of Disc Golf is currently being reviewed. Public input is showing a growing request to create a disc golf course somewhere in the city. I also believe in the continued expansion of passive recreation in the City and continuing to provide more outdoor, individual, alternative recreation options to our residents.

Hiring and working with a designer to find the proper location would be the ideal situation. However, the Recreation Department does not have the funds in our budget to initiate this process or complete a project like this, estimated to be around \$25,000-\$30,000 total (design and build). This could be added in as a future CIP project or have funds identified elsewhere.