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TOWN OF HENNIKER, NEW HAMPSHIRE  
BOARD OF SELECTMEN  
CONSENT AGENDA

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**Monday, March 29, 2021**

Consent Agenda

- a) Land Use Change Tax for Map 1 Lot 723-D
- b) Warrant for the collection of Excavation Taxes for Map 1 Lot 605-A & 615

Board of Selectmen Approval:

_____	_____
_____	_____
_____	

\*Please note that the Consent Agenda is subject to change until 4:30 pm the day of a scheduled Selectmen's Meeting.

Telephone  
603-428-3221

18 Depot Hill Road  
Henniker, NH 03232  
[www.henniker.org](http://www.henniker.org)

FAX  
603-428-4366



# TOWN OF HENNIKER, NEW HAMPSHIRE

## WARRANT FOR THE COLLECTION OF EXCAVATION TAXES THE STATE OF NEW HAMPSHIRE

**MERRIMACK ss.**

To Kimberly I. Johnson, Collector of Taxes for the Town of Henniker in said County:

In the name of said state you are directed to collect the excavation taxes in the list herewith committed to you, amounting in all to the sum of **Eight Hundred Twenty Seven dollars and Forty Eight cents (\$827.48)** interest at eighteen percent (18%) per year computed from due date.

The list below is a correct list of excavation taxes assessed against the owners of excavation pits named therein who have excavated same in said Town of Henniker during the tax year April 1, 2020 to March 31, 2021, which taxes are assessed by us as Selectmen of the Town of Henniker under and by virtue of RSA 79 Revised.

A tax collector shall remit all money collected to the town treasurer, or to the town treasurer's designee as provided by RSA 41:29,VI, at least on a weekly basis, or daily whenever tax receipts total \$1,500 or more.

Given under our hands and seal at Henniker this 29<sup>th</sup> day of March in the year 2021.

### Approval by Board of Selectmen

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

David G. Foster, 1778 Old Concord Rd., Henniker, NH 03242      \$ 82.24  
David G. Foster, 1778 Old Concord Rd., Henniker, NH 03242      \$745.24

**Selectmen's Office**  
*Administration, Finance,  
Assessing, Planning,  
Zoning & Building Permits*  
18 Depot Hill Rd.  
Henniker NH 03242  
Ph (603) 428-3221  
Fx (603) 428-4366

**Town Clerk / Tax Collector**  
18 Depot Hill Rd.  
Henniker NH 03242  
Ph (603) 428-3240  
Fx (603) 428-4366

**Transfer / Recycling Center  
Parks and Properties**  
18 Depot Hill Rd.  
Henniker NH 03242  
**Physical:** 1393 Weare Rd.  
Ph (603) 428-7804

**Cogswell Spring Water Works**  
146 Davison Rd.  
Henniker NH 03242  
Ph (603) 428-3237  
Fx (603) 428-3362

**Wastewater Treatment Plant**  
18 Depot Hill Rd.  
Henniker NH 03242  
Ph (603) 428-7215  
Fx (603) 428-8312  
**Physical:** 199 Ramsdell Rd.

**Highway**  
18 Depot Hill Rd.  
Henniker NH 03242  
**Physical:** 209 Ramsdell Rd.  
Ph (603) 428-7200  
Fx (603) 428-7200

**Police**  
340 Western Ave.  
Henniker NH 03242  
Ph (603) 428-3213  
(Dial 911 for an Emergency)  
Fx (603) 428-7509

**Fire & Rescue**  
216 Maple St.  
Henniker NH 03242  
Ph (603) 428-7552  
(Dial 911 for an Emergency)  
Fx (603) 428-7628



NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION  
REPORT OF EXCAVATED MATERIAL  
RSA 72-B:9

See instructions on back of form

OPERATION # 20-213-03 - E

For Tax Year : April 1, 2020 to March 31, 2021

Mailing Address:

DAVID G FOSTER  
1778 OLD CONCORD ROAD  
HENNIKER NH 03242-

Received by  
TOWN OF HENNIKER

MAR 0 2021

SELECTMEN'S OFFICE

8. EXEMPT EARTH

Excavated earth that was used on the parcel of land, or other parcel that is contiguous and in common ownership, in the construction, reclamation, reconstruction or alteration of such parcel of land during the tax year is exempt from the excavation tax. Excavation of earth from a parcel of land which does not exceed 1,000 cubic yards during the tax year is also exempt from the excavation tax but must be reported.

The amount of exempt earth should not be included in # 7.

EXEMPT EARTH TYPE	CUBIC YARDS EXCAVATED

- Town/City of: HENNIKER, NH
- Tax Map/Lot # or Road Project Name or #: 605-A
- Total permitted area under RSA 155-E (acres): 10
- Excavation area as of April 1: 7
- Reclaimed area as of April 1: Ø
- Remaining cubic yards of earth to excavate: 100,000 EST

7. DESCRIPTION OF EARTH EXCAVATED DURING TAX YEAR

EARTH TYPE	EXACT CUBIC YARDS EXCAVATED
GRAVEL	<u>621</u>
SAND	<u>31,688</u>
LOAM	
STONE PRODUCTS	<u>4,953</u>
OTHER:	
TOTAL	<u>37,262</u>

I / We hereby report the amount of earth excavated under penalty of perjury (If Corporation, an Officer must sign) :

DAVID G FOSTER  
PRINT OWNER(S) NAME OR CORPORATION CLEARLY

David G Foster 3/5/21  
SIGNATURE (IN INK) OF OWNER(S) OR CORPORATE OFFICER & TITLE DATE

PRINT OWNER(S) NAME CLEARLY

SIGNATURE (IN INK) OF OWNER(S) DATE

1778 Old Concord Road  
MAILING ADDRESS

HENNIKER NH 03242  
CITY / TOWN STATE ZIP CODE

PHONE #: 746-4305 CELL #: 496-7775

PENALTY: Any person who fails to file a Report of Excavated Material (PA-39) with the proper municipal assessing officials or fails to send copies to the Department of Revenue Administration in accordance with RSA 72-B:9 shall be guilty of a misdemeanor.

DOOMAGE: If an owner neglects to file a Report of Excavated Material (PA-39) or willfully falsifies a report, the assessing officials shall assess dooimage which is two (2) times what the tax would have been if the report had been properly filed. Refer to RSA 72-B:10 for the statute on dooimage.



NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION  
REPORT OF EXCAVATED MATERIAL  
RSA 72-B:9

See instructions on back of form

OPERATION # 20-213-01 - E

For Tax Year : April 1, 2020 to March 31, 2021

Mailing Address:

DAVID G FOSTER  
1778 OLD CONCORD ROAD  
HENNIKER NH 03242-

Received by  
TOWN OF HENNIKER

MAR 08 2021

SELECTMEN'S OFFICE

1. Town/City of: HENNIKER, NH

2. Tax Map/Lot # or Road Project Name or #:  
615

3. Total permitted area under RSA 155-E (acres): 31.99

4. Excavation area as of April 1 : 05

5. Reclaimed area as of April 1 : 7

6. Remaining cubic yards of earth to excavate:  
40,000 EST

8. EXEMPT EARTH

Excavated earth that was used on the parcel of land, or other parcel that is contiguous and in common ownership, in the construction, reclamation, reconstruction or alteration of such parcel of land during the tax year is exempt from the excavation tax. Excavation of earth from a parcel of land which does not exceed 1,000 cubic yards during the tax year is also exempt from the excavation tax but must be reported.

The amount of exempt earth should not be included in # 7.

EXEMPT EARTH TYPE	CUBIC YARDS EXCAVATED

7. DESCRIPTION OF EARTH EXCAVATED DURING TAX YEAR

EARTH TYPE	EXACT CUBIC YARDS EXCAVATED
GRAVEL	
SAND	<u>4,112</u>
LOAM	
STONE PRODUCTS	
OTHER:	
TOTAL	<u>4,112</u>

I / We hereby report the amount of earth excavated under penalty of perjury (If Corporation, an Officer must sign) :

DAVID G FOSTER  
PRINT OWNER(S) NAME OR CORPORATION CLEARLY

David G Foster 3/5/21  
SIGNATURE (IN INK) OF OWNER(S) OR CORPORATE OFFICER & TITLE DATE

PRINT OWNER(S) NAME CLEARLY

SIGNATURE (IN INK) OF OWNER(S) DATE

1778 Old Concord Road  
MAILING ADDRESS

Henniker, NH 03242  
CITY / TOWN STATE ZIP CODE

PHONE #: 746-4305 CELL #: 996-7725

PENALTY: Any person who fails to file a Report of Excavated Material (PA-39) with the proper municipal assessing officials or fails to send copies to the Department of Revenue Administration in accordance with RSA 72-B:9 shall be guilty of a misdemeanor.

DOOMAGE: If an owner neglects to file a Report of Excavated Material (PA-39) or willfully falsifies a report, the assessing officials shall assess doamage which is two (2) times what the tax would have been if the report had been properly filed. Refer to RSA 72-B:10 for the statute on doamage.

<b>FORM</b>
<b>A-5W</b>

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION  
**WARRANT FOR LAND USE CHANGE TAX**

**STEP 1 - TAX COLLECTOR'S WARRANT FOR LAND USE CHANGE TAX IN THE MUNICIPALITY OF:**

NAME OF MUNICIPALITY TOWN OF HENNIKER		
STREET ADDRESS 18 DEPOT HILL ROAD		
MAILING ADDRESS		
MUNICIPALITY HENNIKER	STATE NH	ZIP CODE <b>03242</b>

**STEP 2 - COLLECTION OF LAND USE CHANGE TAX**

(a) State of New Hampshire, County of: MERRIMACK	
(b) To: KIMBERLY I. JOHNSON,	Municipal Collector of taxes
(c) for the municipality of: HENNIKER	in said County.
(d) In the name of said State you are directed to collect the <b>LAND USE CHANGE TAX</b> in the list herewith committed to you, amounting in all of the sum of: Interest at 18% will be assessed after 30 days.	\$ 9,017.00
(e) Given under our hands at HENNIKER	
(f) This day of MARCH 29, 2021	
(g) LANDOWNER NAME OR RIGHT -OF- WAY RESPONSIBLE PARTY LAWRENCE SETH M. & MEGAN N.	
LANDOWNER NAME OR RIGHT -OF- WAY RESPONSIBLE PARTY MAILING ADDRESS 402 MT. HUNGER ROAD, HENNIKER, NH 03242	
(h) MUNICIPAL TAX MAP 1	LOT NUMBER 723-D

**STEP 3 - SIGNATURES OF A MAJORITY OF THE MUNICIPAL ASSESSING OFFICIALS**

TYPE OR PRINT NAME (in black or dark blue ink) KRIS BLOMBACK	SIGNATURE (in black or dark blue ink)	DATE
TYPE OR PRINT NAME (in black or dark blue ink) TIA HOOPER	SIGNATURE (in black or dark blue ink)	DATE
TYPE OR PRINT NAME (in black or dark blue ink) PETER FLYNN	SIGNATURE (in black or dark blue ink)	DATE
TYPE OR PRINT NAME (in black or dark blue ink) D. SCOTT OSGOOD	SIGNATURE (in black or dark blue ink)	DATE
TYPE OR PRINT NAME (in black or dark blue ink) LEON PARKER	SIGNATURE (in black or dark blue ink)	DATE

<b>FORM</b>
<b>A-5</b>

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION  
**MUNICIPALITY LAND USE CHANGE TAX BILL**

**STEP 1 - LAND USE CHANGE TAX TO BE BILLED TO:**

**PROPERTY OWNER(S) OR**     **RIGHT OF WAY RESPONSIBLE PARTY LISTED BELOW:**

PLEASE TYPE OR PRINT	LAST NAME/CORPORATION/TRUST NAME <b>LAWRENCE</b>	FIRST NAME/CORPORATION/TRUST NAME <b>SETH</b>	INITIAL <b>M</b>
	LAST NAME/CORPORATION/TRUST NAME <b>LAWRENCE</b>	FIRST NAME/CORPORATION/TRUST NAME <b>MEGAN</b>	INITIAL <b>N</b>
	LAST NAME/CORPORATION/TRUST NAME	FIRST NAME/CORPORATION/TRUST NAME	INITIAL
	LAST NAME/CORPORATION/TRUST NAME	FIRST NAME/CORPORATION/TRUST NAME	INITIAL
	MAILING ADDRESS <b>402 MT HUNGER ROAD</b>		
MUNICIPALITY <b>HENNIKER</b>		STATE <b>NH</b>	ZIP CODE <b>03242</b>

**STEP 2 - PARCEL IDENTIFICATION OF DISQUALIFIED CURRENT USE LAND**

PLEASE TYPE OR PRINT	(a) RIGHT OF WAY LAND USE CHANGE TAX - PROVIDE NAME OF LANDOWNER ON WHICH THE RIGHT OF WAY IS LOCATED			
	(b) ACCESSIBLE STREET LOCATION <b>402 MT HUNGER ROAD</b>		MUNICIPALITY <b>HENNIKER</b>	COUNTY <b>MERRIMACK</b>
	(c) TOTAL ACRES OF PARCEL <b>11</b>	1	PARCEL TAX MAP AND LOT # <b>723-D</b>	DEED BOOK AND PAGE # <b>3705    0744</b>
	(d) CHECK ONE BELOW: <input type="checkbox"/> PARTIAL RELEASE <input checked="" type="checkbox"/> FULL RELEASE <input type="checkbox"/> RIGHT OF WAY LAND USE CHANGE TAX			

NOTE: A separate land use change tax (LUCT) must be submitted for each separate parcel of land.

**STEP 3 - DOCUMENTATION AND FEE FOR PROPERTY TO BE ENROLLED IN CURRENT USE (CU)**

(a) Owners Name When Land Was First Recorded in Current Use: <b>STEPHEN C BENNETT</b>	DEED BOOK AND PAGE # <b>1742    0792</b>	
(b) Total Number of Acres Originally Enrolled in Current Use	<b>11.00</b>	
(c) Total Number of Acres Previously Released Since The Original Recording	<b>0</b>	
(d) Number of Acres Subject to the LUCT Per This Assessment	<b>11.00</b>	
(e) Number of Acres Remaining in Current Use [3(b) minus 3(c) and 3(d)]	<b>0</b>	



<b>FORM</b>
<b>A-5</b>

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION  
**MUNICIPALITY LAND USE CHANGE TAX BILL**

(continued)

**STEP 4 - ASSESSMENT OF LAND USE CHANGE TAX**

(a) Narrative Description of the Disqualification: <b>PROPERTY IMPROVED WITH A SINGLE FAMILY HOME. ALL LAND REMOVED FROM CU PER NEW OWNER.</b>	
(b) Actual Date of Change in Use (MM/DD/YYYY)	<b>01/06/2021</b>
(c) Full and True Market Value at Time of Change in Use	\$ <b>89,972.00</b>
(d) Land Use Change Tax [Step 4(c) multiplied by 10%]	\$ <b>8,997.00 + \$20.00 = \$9,017.00</b>

**STEP 5 - SIGNATURES OF A MAJORITY OF THE MUNICIPAL ASSESSING OFFICIALS**

TYPE OR PRINT NAME (in black or dark blue ink)	SIGNATURE (in black or dark blue ink)	DATE
<b>KRIS BLOMBACK</b>		
<b>TIA HOOPER</b>		
<b>PETER FLYNN</b>		
<b>D. SCOTT OSGOOD</b>		
<b>LEON PARKER</b>		

**STEP 6 - BILL LAND USE CHANGE TAX TO:**

**(COMPLETED BY MUNICIPAL ASSESSING OFFICIALS)**

LAST NAME/CORPORATION/TRUST NAME <b>LAWRENCE</b>		FIRST NAME/CORPORATION/TRUST NAME <b>SETH &amp; MEGAN</b>	INITIAL
MAILING ADDRESS <b>402 MT HUNGER ROAD</b>			
MUNICIPALITY <b>HENNIKER</b>	STATE <b>NH</b>	ZIP CODE <b>03242</b>	
(b) Actual Date of Change in Use (MM/DD/YYYY)	<b>01/06/2021</b>		
(c) Date of Land Use Change Tax Bill (MM/DD/YYYY)			
(d) Full and True Market Value at Time of Change in Use	\$ <b>89,972.00</b>		
(e) Land Use Change Tax Due	\$ <b>8,997.00 + \$20.00</b> Rec. Fee		

<b>FORM</b>
<b>A-5</b>

**NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION  
MUNICIPALITY LAND USE CHANGE TAX BILL**

(continued)

**STEP 7 - CHECKS PAYABLE AND MAILED TO: (COMPLETED BY MUNICIPAL TAX COLLECTOR)**

(a) MAKE CHECKS PAYABLE TO: <b>TOWN OF HENNIKER</b>		
(b) MAIL TO: <b>KIMBERLY I. JOHNSON, TAX COLLECTOR</b>		
MAILING ADDRESS: <b>18 DEPOT HILL ROAD</b>		
MUNICIPALITY <b>HENNIKER</b>	STATE <b>NH</b>	ZIP CODE <b>03242</b>
(c) MUNICIPAL TAX COLLECTOR PHYSICAL OFFICE LOCATION: <b>18 DEPOT HILL RD., HENNIKER, NH</b>		
(d) MUNICIPAL TAX COLLECTOR OFFICE HOURS: <b>MONDAY-WEDNESDAY: 8-4:30; FRIDAY: 8-4:30; (CLOSED THURSDAYS)</b>		
(e) LAND USE CHANGE EXEMPT FROM RECORDING RSA 79-A:7, I (c): <input type="checkbox"/> Yes <input type="checkbox"/> No		
(f) RECORDING FEE: INCLUDE A SEPARATE CHECK IN THE AMOUNT OF \$ _____		
PAYABLE TO: <b>TOWN OF HENNIKER</b>		
(g) PAYMENT OF THE LAND USE CHANGE TAX IS DUE NO LATER THAN 30 DAYS AFTER MAILING OF THIS BILL. INTEREST, AT THE RATE OF 18% PER ANNUM, SHALL BE DUE IF THE TAX IS NOT PAID ON OR BEFORE: _____		

**STEP 8 - ACKNOWLEDGEMENT OF PAYMENT (COMPLETED BY MUNICIPAL TAX COLLECTOR)**

TYPE OR PRINT NAME (in black or dark blue ink)	SIGNATURE OF MUNICIPAL TAX COLLECTOR (in black or dark blue ink)	DATE OF PAYMENT
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To: Selectmen, Town of Henniker  
From: Monica Hurley, Assessing Agent *MH*  
Subject: Land Use Change Tax  
Date: March 5, 2021

Taxpayer (s) Name: LAWRENCE, SETH + MEGAN

Map/Lot: 1-723-D Location: 402 MT HUNGER ROAD

Recommendation: Approve

Land Use Change Tax: \$8,997.00

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Honorable Board Members,

The above referenced parcel is being assessed a land use change tax penalty. The subject property has been improved with a single-family home.

Per the new owners' written request dated January 6, 2021, they have asked to have the entire 11-acre property removed from current use.

The market value of the 11.00 acres is \$89,997.00.

A 10% market value of the entire lot will be billed to the owners. Please feel free to reach me at [mkchurley@comcast.net](mailto:mkchurley@comcast.net) with any questions or concerns that you may have about this matter.