

ORDINANCE #2014-XX OF DURHAM, NEW HAMPSHIRE

COUNCIL-INITIATED ORDINANCE AMENDING CHAPTER 175 “ZONING”, ARTICLE XII “ZONE REQUIREMENTS”, SECTION 175-53(A) “TABLE OF USES” OF THE DURHAM TOWN CODE TO CHANGE SINGLE-FAMILY RESIDENTIAL USE IN THE OFFICE RESEARCH LIGHT INDUSTRY AND MULTI-UNIT DWELLING OFFICE RESEARCH DISTRICTS FROM NOT PERMITTED TO CONDITIONAL USE

WHEREAS, the Town Council adopted Ordinance #2014-04 the made Residential Uses in the ORLI and MUDOR districts Not Permitted; and

WHEREAS, the Town Council and Planning Board received comments during the public hearings on the amendment stating the use of “Residence, Single Family” should be allowed in the districts; and

WHEREAS, the Town Council adopted Ordinance #2014-05 amending the dimensional standards to reduce the density or residential development in the ORLI and MUDOR districts; and

WHEREAS, the Town Council may initiate Zoning Ordinance amendments in accordance with Section 175-14 (B) of the Durham Zoning Ordinance which states: *“The Town Council may, upon its own initiative, from time to time, consider changes to the Zoning Ordinance, including its overlay districts. All such Council-initiated changes shall be referred to the Planning Board for its review and study. The referral shall be made in writing by the chair of the Town Council. The Planning Board shall, after following the public notice and hearing requirements contained in Subsection D below, submit a recommendation regarding the changes to the Town Council members within sixty (60) days of their referral”*; and

WHEREAS, the Town Council desires to move forward with the proposed Zoning Ordinance amendments presented below.

NOW, THEREFORE BE IT RESOLVED that the Durham Town Council, the governing body of the Town of Durham, New Hampshire does hereby initiate the two (2) ordinance amendments presented below. Wording to be deleted is annotated with **strikeout** type. New wording is annotated with **underscoring**.

Conditional Uses. In the Table of Uses, Table 175-53, change the designation of use under Section III Residential Uses to Conditional Uses “CU” as follows:

Residential, Single Family		
Office Research Light Industry (ORLI)	X	<u>CU</u>
Dwelling Office Research (MUDOR)	X	<u>CU</u>

PASSED AND ADOPTED by the Town Council of the Town of Durham, New Hampshire this _____ day of _____ by _____ affirmative votes, _____ negative votes, and _____ abstentions.

Jay B. Gooze, Chair
Durham Town Council

ATTEST:

Lorrie Pitt, Town Clerk-Tax Collector