



ORDINANCE  
Number 2022-002

Amend Zoning Ordinance to Establish Buffer Requirements  
in the WRB District

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WHEREAS, Section 5.1 of the Town Charter designates the Town Council as the governing and legislative body of the Town, and pursuant to Section 6.1, the Council shall legislate by ordinance; and

WHEREAS, the Town Council previously adopted Ordinance #2019-007 establishing the West Running Brook District, which contemplated mixed use developments and granted the Planning Board discretionary authority over certain requirements, and

WHEREAS, upon application of provisions of the District regulations, one established buffer zone depth cannot be administered equitably throughout the District ; and

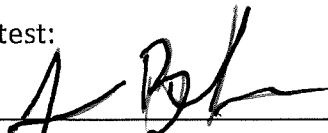
WHEREAS, the determination of the depth of the buffer zone should be determined by the Planning Board on a case by case basis;


NOW, THEREFORE, THE TOWN OF DERRY ORDAINS that the Derry Zoning Ordinance is hereby amended as follows:

To AMEND Article VI District Provisions, Section 165-32.4.1.4.B Design Standards for All Areas, Buffer Zones, which shall state: "The Planning Board shall determine a buffer zone on a per project basis during the conceptual phase. The Planning Board may utilize the Land Development Control Regulations Section 170 when determining buffering to protect abutting residential uses".

Adopted: May 19, 2022

Attest:

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Joshua Bourdon, Council Chair  
Date: 5/19/22

X   
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Daniel Healey, Town Clerk  
Date: 5/19/22