



ORDINANCE
Number 2023-001

Amend Zoning Ordinance to Adjust Age Requirements in the
Independent Adult Community Overlay District

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 State Legislature enacted HB 1661 during the 2022 session which amended RSA 674:17 impacting the Town's Independent Adult Community Overlay District, and

WHEREAS, the Planning Board reviewed the impact of this law and recommends revision to Article XIX of the Town's Zoning Ordinance; and

WHEREAS, adoption of this amendment would encourage the continued orderly development of the community;

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

To AMEND Article XIX Independent Adult Community Overlay District by:

- 1) Increase the age of age-restricted developments to 62 years of age or older; and
- 2) For those developments classified as aged 55 and older, 80% of the units must be occupied by at least one person aged 55 or older and the remaining 20% of the units would not have any age restrictions.

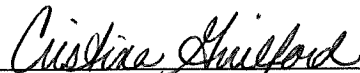
Adopted: May 2, 2023

Attest:

x 

Charles Foote, Council Chair

Date: May 2, 2023

x 

Cristina Guilford, Town Clerk

Date: May 2, 2023