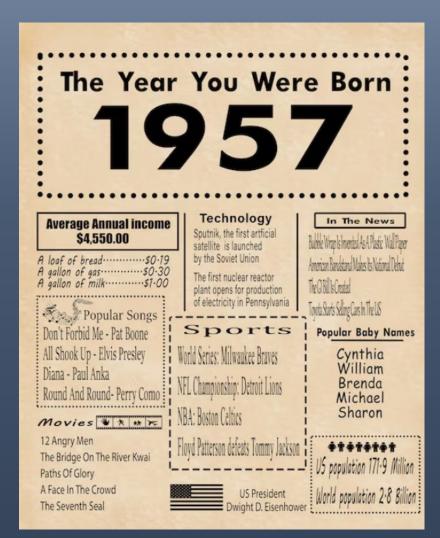


Zoning By-Laws Update

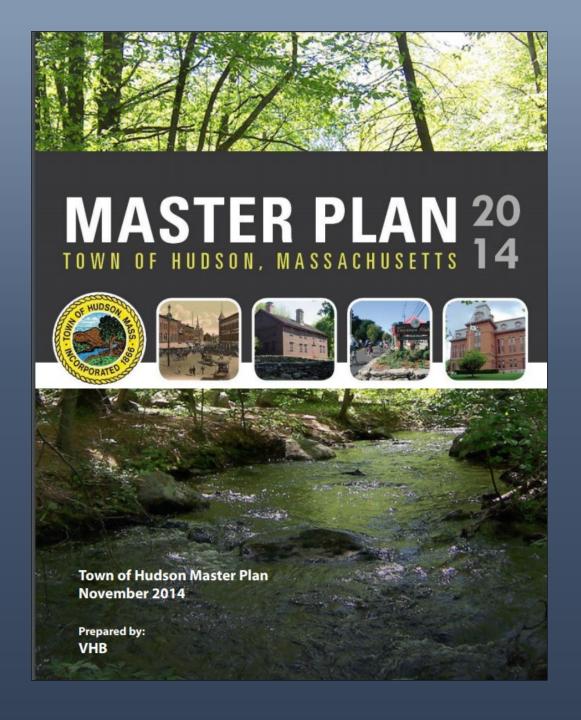


Kristina Johnson, AICP
Director of Planning and Community Development

Zoning By-Laws — Telling the Story of your Town



- Adopted in 1957
- Modified over time 230 + amendments



2014 Master Plan Recommendations

Zoning By-Laws

Process Timeline

- Funding Approved (2015 Town Meeting)
- RFP Zoning Consultant (Mark Bobrowski)
- Steering Committee *Planning Board, ZBA, Town Clerk, Building Commissioner, and Town Counsel*
- Proposed Comprehensive Update to By-laws
- 2021 Town Meeting Comprehensive Update Failed
- 2023- Bring forward components of the comprehensive update as stand-alone articles



Director of Planning and Community Development Kristina Johnson describes changes to the zoning bylaw. (Photos/Laura Hayes)



Zoning Articles for November Town Meeting

- 1. Re-organized Zoning Booklet—using the existing booklet as the template
- 2. Tables for Land Uses by Zoning District, Special Permits and Dimensional Requirements
- 3. Updated Names for Zoning Districts
- 4. Adopting a Zoning Map rather than use metes and bounds.
- 5. Updated Language for Non-Conforming Uses and Structures- to comply with State Statute (MGL Chapter 40A Section 6 and recent judicial decisions

ZBA voted
unanimously to
sponsor all Zoning
Articles

Re-Formatted Document

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Protective Zoning By-Laws November 20, 2023

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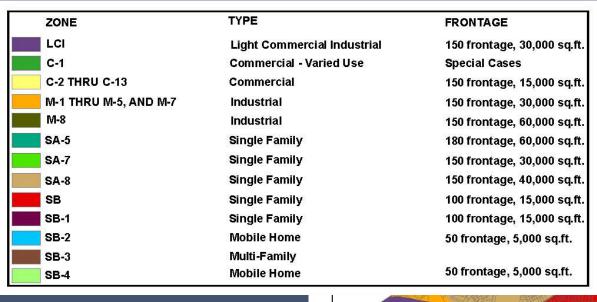
Table of Land Uses

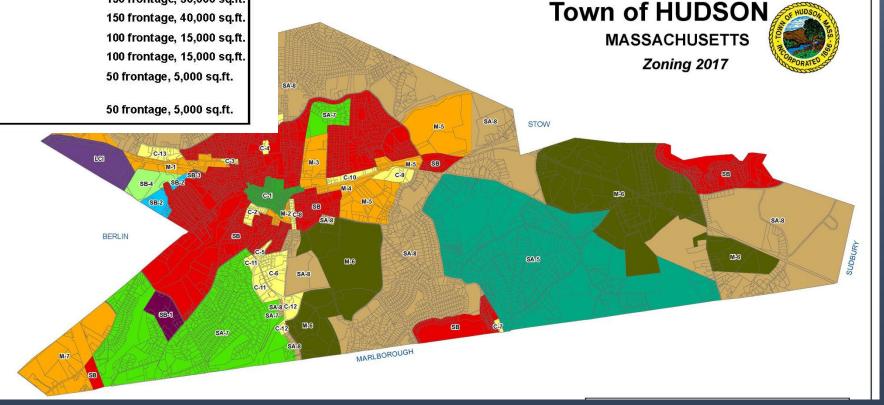
APPENDIX B: TABLE OF USE REGULATIONS

Principal Uses			Resid	<u>lential</u>			<u>Business</u>				<u>Industrial</u>		
RESIDENTIAL		R40	R30	R15	MR	МН	DB	NB	GB1	GB2	LCLI	IA	IB
Single-family dwelling	Y	Y	Υ	Y	Y	Υ	Y	Υ	Y	Y	N	Υ	Υ
Two-family dwelling		N	N	N	N	N	Y	N	ZBA	N	N	ZBA	ZBA
Conversion of a one (1) family dwelling existing at the time of the original adoption of the Zoning Bylaw into a two (2) family dwelling -	ZBA	ZBA	ZBA	ZBA	ZBA	ZBA	Y	ZBA	ZBA	ZBA	N	ZBA	ZBA
Multiple dwellings 8 or fewer including upper floors	Ν	Ν	N	N	ZBA	N	Y	ZBA	ZBA	N	N	N	N
Multiple dwellings greater than 8 including upper floors	N	N	N	N	ZBA	N	PB (See Section 5.4.4)	ZBA	ZBA	N	N	N	N
Multiple Dwelling or Office building as the adaptive reuse of former municipal buildings	N	N	N	N	ZBA	ZBA	ZBA	ZBA	ZBA	N	N	ZBA	ZBA
Senior Housing Facility (See s. 5.2.3.1)	N	ZBA	ZBA	N	ZBA	N	Y	N	N	N	N	Y	Y
Open Space Residential Development (See s. 8.2)	РВ	РВ	РВ	РВ	РВ	РВ	PB	РВ	РВ	РВ	PB	РВ	PB
Mobile home park	N	N	N	N	N	ZBA	N	N	N	N	N	N	N

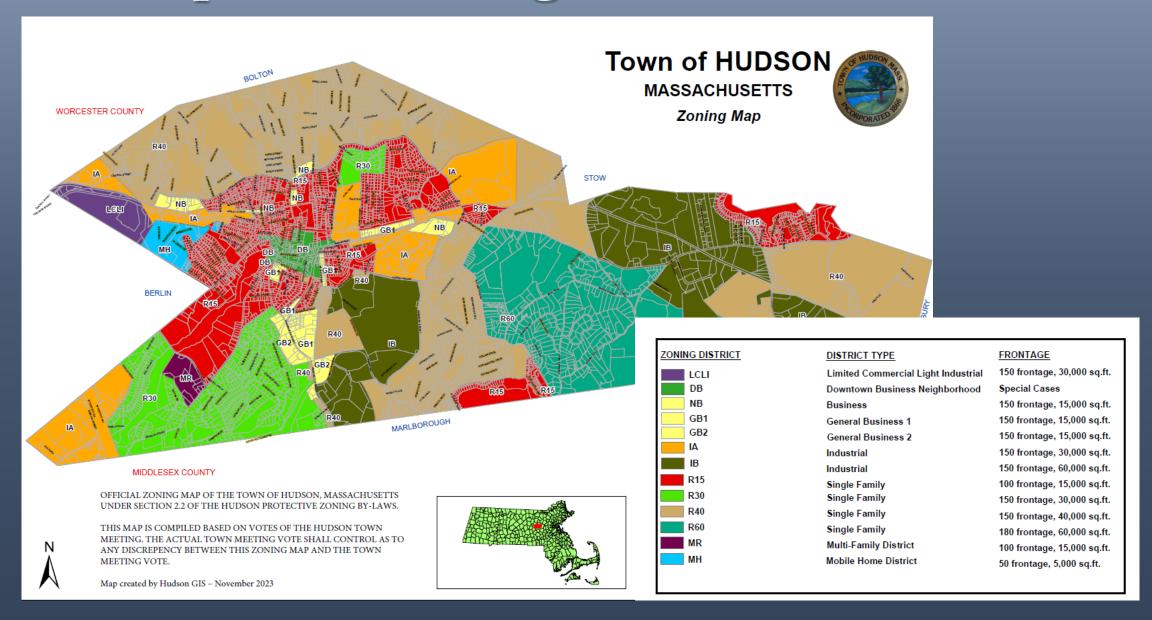
Principal Uses	Residential							Bus	iness	<u>Industrial</u>			
MOTOR VEHICLE RELATED USES	R60	R40	R30	R15	MR	МН	DB	NB	GB1	GB2	LCLI	IA	IB
Motor vehicle service station	N	N	N	N	N	N	ZBA	N	ZBA	ZBA	Y	Y	Y
Motor vehicle repair facilities, including those repairing, painting, or storing motor vehicles, provided the disabled vehicles are screened from abutting lots or exterior streets by a solid landscaped screen and/or fence at least five (5) feet but no more than seven (7) feet in height	N	N	Ν	N	N	N	ZBA	ZBA	ZBA	ZBA	ZBA	ZBA	ZBA
Junk yards, provided that outdoor storage areas are screened from view from abutting lots or exterior streets by a solid landscaped screen and/or fence at least five (5) feet but no more than seven (7) feet in height	N	N	N	N	N	N	N	ZBA	ZBA	ZBA	N	ZBA	ZBA
Drive-in theaters, provided that the moving picture images are directed away from existing dwelling units	N	N	N	N	N	N	N	ZBA	ZBA	ZBA	N	ZBA	ZBA
Car wash	N	N	N	N	N	N	N	ZBA	ZBA	ZBA	ZBA	Y	Y
Public garages	N	N	N	N	N	N	Y	N	N	N	Y	Y	Y
Trucking garages and terminals	N	N	N	N	N	N	N	N	N	N	Y	Y	Y

Existing Zoning District Names





Updated Zoning District Names



Updated Zoning District Names

Residential Districts

- Residence 60,000 (R60) to replace the SA-5 (1) (II) Districts
- Residence 40,000 (R40) to replace SA-8 (I) (II) (III) (IV) (V) (VI) (VII)
- Residence 30,000 (R30) to replace SA-7 (I) (II)
- Residence 15,000 (R15) to replace SB Single Family District
- Multifamily Residence (MR)- to replace SB -1 Multi-Family District
- Mobile Home (MH)- to replace SB-4 District

Commercial and Industrial Districts

- Downtown Business (DB)- to replace C-1 District
- Neighborhood Business (NB) C-2, C-3, C-4 C-5 C-10, C-7, C-9 Districts
- General Business 1 (GB1)-to replace the C-6 Zoning District.
- General Business 2 (GB2)- to replace the C-11 and C-12 Districts
- Limited Commercial and Light Industrial (LCLI) (no change to nomenclature)

Industrial Districts

- Industrial A (IA)- to replace the M-1, M-2, M-3, M-4, M-5, M-7 Districts
- Industrial B (IB) to replace the M-6 District

Adopting a Zoning Map Exiting District Boundary Descriptions

COMMERCIAL DISTRICT

C-2

Beginning along a line parallel to and 150' from Belleview Street to a point '150' south of

Thence westerly along a line parallel to and 150' south of School Street to a point 400'

east of Washington Street;
Thence southerly along a line parallel to and 400' from Washington Street to a point 700'

south of School Street;
Thence westerly along a line parallel to and 700' from School Street to the easterly side

of Washington Street:

Thence northerly by the easterly side of Washington Street to the Assabet River and the

point of beginning.

SINGLE RESIDENCE

SA-8 (V)

Thence

 $Beginning \qquad \text{at a point on the easterly side of Broad Street at the intersection of Broad Street and} \\$

Reed Road (1977 layout); hence northerly along Broad Street and District C-6 to a corner on the southerly side of

Giasson Street extended.

Thence westerly by Giasson Street to a corner; at Walnut Street;

Thence northerly partly by Walnut Street to a corner:

Thence easterly crossing Walnut Street, Broad Street and District C-8 and along Wheeler
Road to a corner at District M-6 said point being 350' easterly from the easterly side

of Broad Street; southerly 350' from and parallel to Broad Street and along District M-6 to a corner

at the Forestvale Cemetery:

Thence easterly along the Forestvale Cemetery and District M-6 to a corner;

Thence southerly along the Forestvale Cemetery and District M-6 to a point on the northerly

side of Reed Road, (1977 layout);

Thence westerly by the northerly side of Reed Road, (1977 layout) to the point of beginning.

INDUSTRIAL DISTRICT

M-6 (I)

Beginning at a point on the southerly side of Forest Avenue at the northeasterly corner of

land owned by John Krysa, N/F;

Thence easterly by the southerly side of Forest Avenue to a point on the westerly side of

Marlboro Street:

Thence southerly by the westerly side of Marlboro Street to a point on the northerly side of

Reed Road;

Thence northerly and westerly by the northerly side of Reed Road to a point 700'

northwesterly from Marlboro Street;

Thence westerly crossing Reed Road and by District SA-8 to a point 1700' distant from the

easterly side of Washington Street;

Thence 1700' from and parallel to the easterly side of Washington Street to the existing SB

district:

Thence southwesterly by the existing SB district to the Marlboro-Hudson Town line;

Thence westerly by the Marlboro-Hudson Town line to the easterly side of Washington

Street:

Thence northerly by the easterly side of Washington Street to the southerly side of

Technology Drive:

Thence easterly and northerly by the southerly side of Technology Drive to a point opposite

the southeasterly corner of the Forestvale Cemetery;

Thence northerly crossing Technology Drive and along Forestvale Cemetery by District

SA-8 to a corner:

Thence westerly by the Forestvale Cemetery to a point 350' easterly of the easterly side of

Broad Street:

Thence northerly 350' from and parallel to Broad Street to a point on the southerly side of

Wheeler Road:

Thence in a general northeasterly direction by the southerly side of Wheeler Road to a point

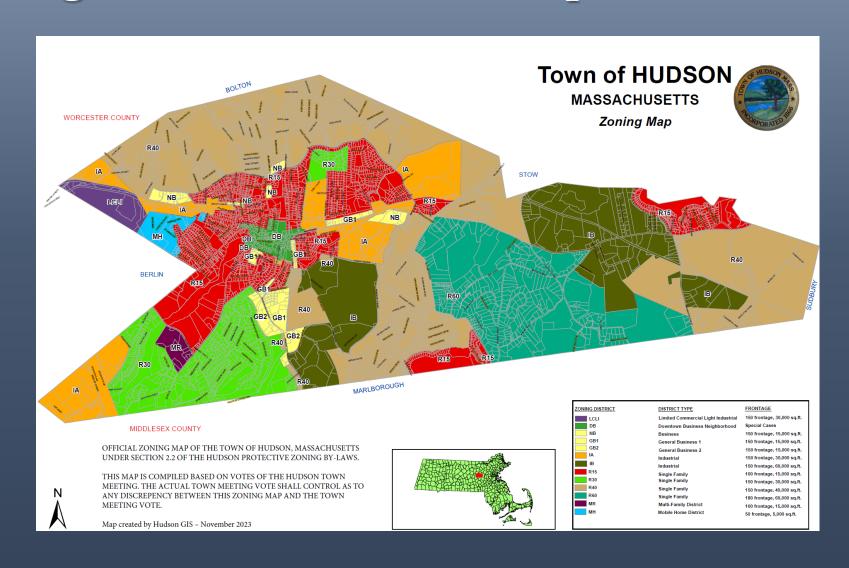
350' south of the southerly side of Forest Avenue;

Thence easterly 350' from and parallel to the southerly side of Forest Avenue to a point on

the extension on the easterly property line of John Krysa, N/F;

Thence northerly along said line to the point of beginning.

Adopting a Zoning Map Zoning District Boundaries Represented on a Map



Updated Language for Non-Conforming Uses and Structures

- Clearer Language for the Zoning Board of Appeals
- Contains statutory references to MGL Chapter 40A Section 6
- Compliant with recent amendments to MGL Chapter 40A Section 6
- Compliant with recent judicial decisions