

CITY OF NEWBURYPORT



IN CITY COUNCIL

October 30, 2023

("As Amended" at the 11/15/2023 Joint Public Hearing)

ORDERED:

A ZONING ORDINANCE AMENDMENT TO REZONE LAND AT THE INTERSECTION OF HIGH STREET AND STATE STREET, AND TO UPDATE THE DEFINITION OF MULTI-FAMILY RESIDENTIAL USE TO PERMIT REDUCED MASSING THROUGH THE USE OF MULTIPLE STRUCTURES

Be it ordained by the City Council of the City of Newburyport as follows:

WHEREAS, the Newburyport City Council has previously initiated proceedings relative to continued "blight" on land which contains an abandoned gas station at the intersection of State Street and High Street; and

WHEREAS, the City wishes to facilitate a viable redevelopment project for this land which is both residential in nature, and more consistent with the surrounding intersection and neighborhood; and

WHEREAS, the definition of Multifamily use within the Newburyport Zoning Ordinance currently, and inadvertently, precludes the use of multiple structures in developments of three or more residential units, for the otherwise beneficial purposes of reducing apparent building volumes,

THEREFORE, LET IT BE ORDAINED THAT the definition for use number 103 within Section V-E of the Newburyport Zoning Ordinance (List of allowable uses) be amended and revised, pursuant to Section XII-B (Adoption and Amendment) to read as follows, with deletions ~~stricken through and bold~~ and additions **double underlined and in bold** as follows:

Section V-E – List of allowable uses


USE	NUM	
Multifamily	103	<p><u>One or more A building(s) or structure(s) that together contain(s) three (3) or more dwelling units on the same lot, and where at least one such building or structure contains three (3) or more units.</u></p> <p><u>Where there is more than one dwelling unit in a building, the units must be separated by</u> either common floor-ceiling assemblies between the dwelling units, or Common Wall Connectors as defined in section II-B, definitions.</p>

AND FURTHER, THAT the Zoning Map of said Zoning Ordinance entitled “Zoning Map of the City of Newburyport,” referenced in Section III-C (entitled Zoning Map) is hereby amended pursuant to Section III-D “Changes to Zoning Map” by changing the zoning designation of the following parcels of land, in their entirety, from HSR-A (High Street Residential A) to R-3 (Residential Three):

- 107 State Street (Assessors Map/Lot 33-43)
- 95 High Street (Assessors Map/Lot 33-42)


 Councillor Jennie L. Donahue


 Councillor Edward C. Cameron Jr.


 Councillor Heather L. Shand

In City Council October 30, 2023:

Motion to waive the rules and accept the late files by Councillor Zeid, seconded by Councillor Lane. ODNC00164 referred to Planning & Development and COTW. So voted.

In City Council December 11, 2023:

Motion invoke Rule 7H by Councillor Cameron, seconded by Councillor Wright. 9 yes, 1 no (Zeid), 1 present (Lane). So voted.

In City Council February 12, 2024:

Motion to waive the rules to pass in one reading and approve by Councillor Shand, seconded by Councillor Donahue. Roll call vote, 8 yes, 3 no (McCauley, Wright, Zeid) motion passes.

Motion to reconsider by Councillor Shand, seconded by Councillor Wright. Roll call vote, 11 yes, motion passes.

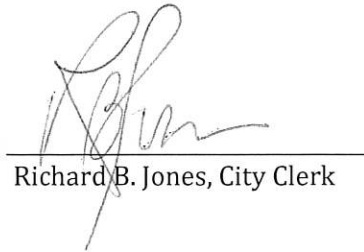
Motion to waive the rules to pass in one reading by Councillor Shand, seconded by Councillor Preston. Roll call vote, 8 yes, 3 no (McCauley, Wright, Zeid), motion passes.

Motion to approve by Councillor Shand, seconded by Councillor Donahue. Roll call vote, 8 yes, 3 no (McCauley, Wright, Zeid) motion passes.

Approve:


Sean R. Reardon, Mayor

Attest:


Richard B. Jones, City Clerk

Date:

