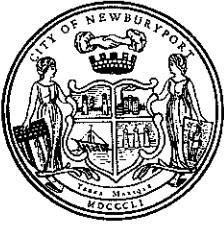


# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 25, 2004

## **AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT**

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

### **Zoning Ordinance Amendments:**

Proposed amendments to the Revised Code of Ordinances of the City of Newburyport shall be as follows:

1. Amend **Section V.D. Table of Uses** by amending Use #102 – “Two Family” to a special Permit (Issued by the ZBA) in the R-2, R-3, and B-3 District.
2. Amend **Section VI.C** by replacing the word “consent” with “a Special Permit issued by the Planning Board” and to otherwise read as follows:

*VI-C One residential structure per lot*

*Not more than one (1) building or structure intended for use as a residential dwelling unit shall be erected or placed or converted to use as such on any lot in a subdivision or elsewhere in the city without a Special Permit issued by the Planning Board pursuant to Sections X-H.7 and X-H.8. Such Special Permit may include reasonable conditions, including but not limited to, the provisions of adequate ways furnished access and parking to each building, in the same manner as otherwise required for lots within a subdivision.*

  
Councillor James Shanley

### **In City Council October 25, 2004:**

Councillor Gillis moved seconded by Councillor Wyser to refer to the Planning & Development Committee and the Planning Board for a Public Hearing on November 17<sup>th</sup>. So voted on a unanimous voice vote.

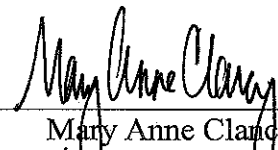
**In City Council November 29<sup>th</sup>, 2004:**

Councillor Vogel moved to take from Committee seconded by Councillor Shanley. Councillor Shanley reported that the committee supported this ordinance. So voted. Councillor Gillis moved to approve as presented by the committee seconded by Councillor McCarthy. On a roll call vote of 10 yes and 1 absent (Wyser) ordinance passed first reading and ordered published.

*Zoning continued,*

**In City Council December 13, 2004:**

Councillor Fowler moved to approve seconded by Councillor Shanley. Discussion followed with Councillor Wyser requesting stronger restrictions. On roll call vote 11 yes the ordinance receives the needed two-thirds vote and is approved.

Approve:   
Mary Anne Clancy, Mayor

Attest: \_\_\_\_\_  
John F. Moak, City Clerk

Date: 12/16/04