



## ORDINANCE

### AMENDING THE ZONING ORDINANCE TO ADD MEDICAL AND DENTAL CLINICS AS A PERMITTED PRINCIPAL USE IN THE PI AND AI DISTRICTS

### CITY OF NASHUA

*In the Year Two Thousand and Nine*

*The City of Nashua ordains* that Part II “General Legislation” Chapter 190 “Land Use”, Part 2 “Zoning Districts and Supplemental Use Regulations”, Article III “Base Districts”, Section 190-15 “Permitted uses”, Table 15-1 “Use Matrix” be further amended by adding the new underlined language as follows:

Use	LBCS Function	LBCS Structure	NAICS	R-40 Rural Residence	R-30 Suburban Residence	R-18 Suburban Residence	R-9 Suburban Residence	R-A Urban Residence	R-B Urban Residence	R-C Urban Residence	LB Local Business	GB General Business	D-1 Downtown	D-3 Downtown	HB Highway Business	PI Park Industrial	AI Airport Industrial	GI General Industrial
...																		
247. Medical and dental clinics or offices, ambulatory or outpatient care, family planning and care, and blood or organ banks	6510 - 6514	4120	621	-	-	-	-	-	C	C	P	P	P	P	P	<u>P</u>	<u>P</u>	-

**LEGISLATIVE YEAR 2009**

**ORDINANCE:**                    O-2009- 57

**PURPOSE:**                    Amending the Zoning Ordinance to add medical and dental clinics as a permitted principal use in the PI and AI Districts

**SPONSOR(S):**                Alderman-at-Large Brian S. McCarthy

**COMMITTEE  
ASSIGNMENT:**

**FISCAL NOTE:**                None

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**ANALYSIS**

This ordinance amends Table 15-1 "Use Matrix" that accompanies NRO §190-15 to permit certain medical and dental facilities in the Park Industrial (PI) and Airport Industrial (AI) Districts. The board of aldermen approved similar legislation on May 26, 2004 (O-04-12). However, those additional permitted uses were not included in the comprehensive planning and zoning amendments approved on November 9, 2005 (O-04-19).

State statute (RSA 675:2) and local ordinance (NRO § 190-132) require a public hearing and referral to the city planning board. The public hearing is conducted by the aldermanic planning and economic development committee with notice published in a newspaper of general circulation and posted in two public places at least ten (10) days prior to the date of the hearing. (RSA 675:7) That notice shall not include the day notice is posted or the day of the public hearing. Under RSA 676:12 and NRO § 105-3, no building permit may be issued after the legal notice has been posted if the proposed changes would, if adopted, justify refusal of the permit. This limitation applies for a period of 120 days.

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**Approved as to form:**                **Office of Corporation Counsel**

**By:** 

**Date:** January 26, 2009

**ORDINANCE**

0-09-57

**Amending the Zoning Ordinance**  
**to add medical and dental**  
**clinics as a permitted principal**  
**use in the PI and AI Districts**

Endorsed by

*Bill McCall* *McCall*

**IN THE BOARD OF ALDERMEN**

1<sup>ST</sup> READING JANUARY 27, 2009

Referred to:

PLANNING & ECONOMIC DEVELOPMENT

COMMITTEE, NASHUA CITY PLANNING

BOARD & PUBLIC HEARING ON MARCH 3, 2009

2<sup>nd</sup> Reading MARCH 10, 2009

3<sup>rd</sup> Reading \_\_\_\_\_

4<sup>th</sup> Reading \_\_\_\_\_

Other Action \_\_\_\_\_

Passed MARCH 10, 2009

Indefinitely Postponed \_\_\_\_\_

Defeated \_\_\_\_\_

Attest: *Caul Bergeron* \_\_\_\_\_  
City Clerk

*Thomas J. Sullivan* \_\_\_\_\_  
President

Approved *Donald Hoza* \_\_\_\_\_  
Mayor's Signature

3/12/09  
Date

Vetoed: \_\_\_\_\_

Veto Sustained: \_\_\_\_\_

Veto Overridden: \_\_\_\_\_

Attest: \_\_\_\_\_  
City Clerk

\_\_\_\_\_  
President