



ORDINANCE

PROVIDING FOR AN ADVISORY OPINION FROM THE HISTORIC DISTRICT COMMISSION FOR BUILDING CONSTRUCTION IN A PORTION OF GREELEY PARK

CITY OF NASHUA

In the Year Two Thousand and Seventeen

The City of Nashua ordains that the Nashua Revised Ordinances as amended, are hereby further amended by adding the new underlined language as follows:

1. In Part I “Administrative Legislation”, Chapter 5 “Administration of Government”, Part 3 “Administrative Code”, Article VIII “Public Works Division”, Section 5-43 “Director; duties”, subsection B (5) (a):

“(a) There shall be no construction at Greeley Park except for construction approved by a majority of the Board of Aldermen by ordinance after a public hearing. “Construction” as used in this section shall be construed broadly, including but not limited to, any new construction of any type of structure, monument, and/or renovation or rehabilitation of an existing structure. This subsection is not intended to prohibit the Parks and Recreation Department from repairing, maintaining or otherwise servicing structures fully constructed and operational as of December 31, 2006. If applying for any building permit or demolition permit which would come within the scope of review of the Historic District Commission for that part of Greeley Park deemed applicable in Section 190-2, the Board of Aldermen shall first seek an advisory opinion of the Historic District Commission as provided for in Section 190-22, C.”

2. In Part II “General Legislation”, Chapter 190 “Land Use”, Part 1 “Generally”, Article I “Universally Applicable Provisions”, Section 190-2 “Applicability”:

“§ 190-2. Applicability.

A. The requirements of this chapter, as amended from time to time, shall apply to all development or changes in land use within the municipal borders of the City of Nashua, including those undertaken by the City of Nashua and its constituent and affiliated agencies, departments and officials, to the fullest extent of the law,

except when the City of Nashua acquires an interest in land for a highway as defined in RSA 229:1. If, as a result of the City acquiring said interest, there is a violation of this chapter on the private property remaining after partial acquisition, then that violation is deemed nonconforming and shall be governed by Article XII, Nonconformities.

B. The requirement for an advisory opinion from the Historic District Commission shall apply to that portion of Greeley Park bordered by Manchester Street to the west and the tracks of the Boston and Maine Railroad on the east, currently designated as lots 57-1 and 48-2.”

3. In Part II “General Legislation”, Chapter 190 “Land Use”, Part 1 “Generally”, Article IV “Overlay Districts”, Section 190-22 “Historic Districts”, new subsection C:

“C. Advisory referral from the Board of Aldermen. The Board of Aldermen may request an advisory opinion of the Commission with respect to applications for any building permit or demolition permit which would come within the scope of review of the Historic District Commission. Recognizing that the Board of Aldermen may request such an opinion well in advance of formal design, the Board of Aldermen will submit to the Commission such design information as may exist at the time. The Commission shall report to the Board of Aldermen its findings and recommendations on those items in its discretion, as enumerated in A (2) above. The Commission may make suggestions regarding design details in its discretion but not yet complete. Such report will be returned to the Board of Aldermen within 30 days of receipt of the request.”