

BROOKLINE PLANNING BOARD
Section 200

~~Proposed deleted items~~ **Proposed changes**

Amendment No.1

200.00 ***Definitions***

Delete the definition of Elderly.

~~*Elderly.* For the purposes of this Ordinance shall mean that portion of the population 65 years and older.~~

Corresponding Ordinance that used the term “Elderly” has been removed.

Move the following definition to Section 200.00 and put a cross reference in Section 1201.

~~*1201.26 Regulatory Floodway.* The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot at any point. These areas are designated as floodways on the Flood Boundary and Floodway Maps.~~

Regulatory Floodway appears for the first time in Section 300 and several Sections prior to Section 1201.

Move the definition of Development to Section 200.00 and cross-reference other definitions.

~~1201.06 *Development.* Any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operation or storage of equipment or materials.~~

Development is first defined in Section 300 and a similar definition is found in Section 1202. This change will conform the definitions.

Update the definition in Section 200.00, delete the definition in Section 1302.09, and conform the spelling throughout the Ordinance.

~~*Nonconforming Use.* A non-conforming use is t~~The use of any building or land lawfully occupied at the time of the passage of this ~~Ordinance~~Ordinance, or amendment thereto, which does not conform to the regulations of the district in which it is located.

Non-conforming & Nonconforming Use are terms used throughout the Ordinance and there were two, slightly different, definitions. This change will conform the definitions and spelling.

Delete the definition in Section 1302.07 and conform the spelling throughout the Ordinance.

Junkyard: Any business and any place of storage or deposit, whether in connection with another business or not, which has stored or deposited 2 or more unregistered motor vehicles which are no longer intended or in condition for legal use on the public highways, or used parts of motor vehicles or old iron, metal, glass, paper, cordage, or other waste, or discarded or secondhand material which has been a part, or intended to be a part, of any motor vehicle, the sum of which parts or material shall be equal to 2 or more motor vehicles. Junk yard shall also include any place of business or storage or deposit of motor vehicles purchased for the purpose of dismantling the vehicles for parts or for use of the metal for scrap and where it is intended to burn material which are parts of a motor vehicle or cut up the parts thereof. This definition includes garbage dumps and sanitary landfills. This definition does not include any motor vehicle dealers registered with the director of motor vehicles under RSA 261:104 and controlled under RSA 236:126.

Junk yard and Junkyard have the same definition are used in different locations in the Ordinance with the first location being Section 300. This change will conform the definitions and spelling.