

**Proposal to Amend
Madbury Zoning Ordinance
Article V-B, Home Occupations
v1 16 Jan 19**

Proposed Amendment Will Appear On The March 12, 2019 Ballot As: “Amendment 1: Are you in favor of the adoption of Amendment No. 1 as proposed by the Planning Board for the Town Zoning Ordinances to revise Article V-B to clarify Home Occupation requirements?”

This amendment was approved for submission to the voters by the Planning Board during a Public Hearing on December 19, 2018.

Proposed Changes: Additions to current ordinance are in blue italics and deletions are in red strikethrough.

1. **Zoning Article V-B, Section 1:** Change clarifies what constitutes a Home Occupation and who can conduct a Home Occupation.

Proposed Change Reads:

A. The purpose of this Article is to foster economic self-sufficiency. The Town of Madbury recognizes that modern telecommunications permit home-based businesses that have minimal impact on neighboring properties and on the character of the town. Furthermore, the Town recognizes the desirability of small scale, home-based businesses and professions that are consistent with the Madbury Master Plan.

B. A Home Occupation is a recurring business activity conducted by an individual on the property at which he or she resides that is incidental and subordinate to the residential use of the premises.

2. **Zoning Article V-B, Section 2, First Paragraph:** Change clarifies who can participate in a Level I Home Occupation.

Proposed Change Reads:

There shall be two levels of Home Occupations allowed in the Residential and Agricultural District. Level I Home Occupations shall have no ~~employees not living~~ *person working in the business who do not reside* within the household, shall generate no additional vehicular traffic volume, and shall adhere strictly to guidelines concerning traffic safety, nuisance, septic discharge, pollution, hazardous materials, and storm water runoff as described in section 8. G through L of this Article. There shall be no visible exterior evidence of Level I Home Occupations.

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3. **Zoning Article V-B, Section 2, Para B**: Change clarifies Level II Home Occupation performance standards by deleting an inadvertent incorrect entry.

Proposed Change Reads:

B. All other Home Occupations shall be defined as Level II and shall require a Conditional Use Permit issued by the Madbury Planning Board, using Performance Standards as described in Section 8. ~~G through L of this Article.~~

4. **Zoning Article V-B, Section 4**: Change clarifies provisions for safety reviews of Home Occupations.

Proposed Change Reads:

Section 4. Deleted Safety Review

The Planning Board may require a safety review of proposed Home Occupations and associated facilities by the Fire Department, Police Department, Building Inspector, or other professionals as the board deems appropriate.

Current Zoning Ordinances are available at Town Hall or on the Planning Board web site at: http://www.madburynh.org/Madbury/docs/Booklet_2017/pdfs/Part_4_Zoning_Ordinances_2017.pdf

Information from the December 19, 2018 Public Hearing is available at the Planning Board web site under the “2018-12-19” link at: http://www.madburynh.org/MadPlan/show_meetings.php.