

2024 proposed Zoning Amendments Article 22

Existing Text

Section 2208 Uses Requiring a Special Use Permit

- A. The Planning Board may grant a Special Use Permit, in accordance with the provisions of this Section, for a use otherwise permitted in the underlying district, if the permitted use is involved in one or more of the following:
1. Storage, handling, and use of regulated substances in quantities exceeding 100 gallons or 800 pounds dry weight at any one time, provided that an adequate spill prevention, control and countermeasure (SPCC) plan, in accordance with Section 2111, Spill Prevention Control and Countermeasure (SPCC) Plan, is approved by the Fire Chief;

Proposed Text

1. Storage, handling, and use of regulated substances in quantities exceeding 100 gallons or 800 pounds dry weight at any one time, provided that an adequate spill prevention, control and countermeasure (SPCC) plan, in accordance with Section 2211, Spill Prevention Control and Countermeasure (SPCC) Plan.

Existing Text

Section 2208 Uses Requiring a Special Use Permit

- G. Upon acceptance of a complete Special Use Permit application, the Planning Board shall transmit one copy of any Spill Prevention, Control, and Countermeasure Plan, furnished by the applicant, to the Fire Chief, as provided in Section 2208.A and detailed in Section 2211, for his/her written recommendations and approval. The Planning Board shall transmit one copy of the complete application, furnished by the applicant, to the Conservation Commission for its written recommendations as well. Failure of the Fire Chief or Conservation Commission to respond within 30 days shall indicate their approval.

Proposed Text

- G. Upon acceptance of a complete Special Use Permit application, the Planning Board shall transmit one copy of any Spill Prevention, Control, and Countermeasure Plan, furnished by the applicant, to the Fire Chief and The Planning Board shall transmit one copy of the complete application, furnished by the applicant, to the Conservation Commission.

Existing Text

Section 2211 Spill Prevention, Control and Countermeasure Plan

Special Uses, as described under Section 2208, Uses Requiring a Special Use Permit, 1, using regulated substances, shall submit a Spill Control and Countermeasure (SPCC) Plan to the Fire Chief who shall determine whether the plan will prevent, contain, and minimize releases from ordinary or catastrophic events such as spills, floods or fires that may cause large releases of regulated substances. It shall include:

Proposed Text

Section 2211 Spill Prevention, Control and Countermeasure Plan

Special Uses, as described under Section 2208, Uses Requiring a Special Use Permit, 1, using regulated substances, shall submit a Spill Prevention Control and Countermeasure (SPCC) plan, as defined by the NH Department of Environmental Services (DES). Review by a qualified third party may be required.

It shall include:

Existing Text

Section 2212 Maintenance and Inspection

- A. For uses requiring Planning Board approval for any reason, a narrative description of maintenance requirements for structures required to comply with Section 2210, Performance Standards, shall be recorded so as to run with the land on which such structures are located, at the Carroll County Registry of Deeds. The description so prepared shall comply with the requirements of RSA 478:4-a.
- B. Inspections may be required to verify compliance with Performance Standards. Such inspections shall be performed by the Board of Selectmen or their designated agent at reasonable times with prior notice to the landowner.
- C. All properties in the Groundwater Protection District known to the Fire Chief as using or storing regulated substances in containers with a capacity of five gallons or more, except for facilities where all regulated substances storage is exempt from this Article under Section 2204, Exemptions, shall be subject to inspections under this Section.
- D. The Board of Selectmen may require a fee for compliance inspections. The fee shall be paid by the property owner. A fee schedule may be established by the Board of Selectmen as provided in RSA 41:9-a.

Proposed Text

Section 2212 Maintenance and Inspection

- A. For uses requiring Planning Board approval for any reason, a narrative description of maintenance requirements for structures required to comply with Section 2210, Performance Standards, shall be recorded so as to run with the land on which such structures are located, at the Carroll County Registry of Deeds. The description so prepared shall comply with the requirements of RSA 478:4-a.
- B. Inspections may be required to verify compliance with Performance Standards. Such inspections shall be performed by the Board of Selectmen or their designated agent at reasonable times with prior notice to the landowner.
- C. The Board of Selectmen may require a fee for compliance inspections. The fee shall be paid by the property owner. A fee schedule may be established by the Board of Selectmen as provided in RSA 41:9-a.