

CITY OF CONCORD

In the year of our Lord two thousand and twenty-four

AN ORDINANCE amending the CODE OF ORDINANCES; Title IV, Zoning Code; Chapter 28, Article 28-2-4 Allowable Principal and Accessory Uses in Zoning Districts, Article 28-5, Supplemental Standards and Glossary

The City of Concord ordains as follows:

SECTION I: Amend the CODE OF ORDINANCES; Title IV, Zoning Code, Chapter 28, Zoning Ordinance, Article 28-2-4 Allowable Principal and Accessory Uses in Zoning Districts, inserting the following into the Table of Principal Uses and Table of Accessory Uses (Article 28-2-4(j) as follows: (see table on third page)

SECTION II: Amend the CODE OF ORDINANCES; Title IV, Zoning Code, Chapter 28, Zoning Ordinance, Article 28-5, Supplemental Standards, inserting new Section 28-5-54, Casinos or Gaming Facilities, as follows:

28-5-54 Casinos or Gaming Facilities.

- (a) Casinos or Gaming Facilities are prohibited as a principal use of property.*
- (b) A Casino or Gaming Facility may be permitted per Article 28-2-4 as an accessory to a non-residential use only as follows:*
 - (1) The standards of this Section apply to the use of a non-residential property for a charitable gaming use, regardless of whether the property is owned or occupied by a charitable organization;*
 - (2) Accessory Casino or Gaming Facility use shall be temporary and the maximum cumulative number of days at each property shall not exceed the days allowed to operate games of chance in accordance with RSA 287-D:6, IV, or as subsequently amended;*
 - (3) Such accessory use shall provide written notice to the Code Administration Division prior to any temporary event to ensure compliance with the limits set above; and*
 - (4) Such accessory use shall comply with all occupancy requirements of the Fire Department and any other applicable building code requirements.*

SECTION III: Amend the CODE OF ORDINANCES; Title IV, Zoning Code, Chapter 28, Zoning Ordinance, Glossary, inserting a new definition as follows:

Casino or Gaming Facility. A facility where games of chance are conducted as defined in RSA 287-D, or as subsequently amended or revised.

SECTION IV:

This ordinance shall take effect upon its passage.

Explanation: Matter added to the current ordinance appears in ***bold italics***.

Matter removed from the current ordinance appears in [brackets and ~~struck through~~].

TABLE OF PRINCIPAL USES																				
		BASE DISTRICTS																		DEVELOPMENT DESIGN and SUPPLEMENTAL STANDARDS
		Residential						Commercial				Performance					Other			
	PRINCIPAL USES	open space	medm densty	single family	neigh- brhd	down- town	high densty	neigh- brhd	genrl	urban	hwy	centrl busnss	gateway	opprty corrdr	office park	civic	institl	indust	urban transtl	
Use #	Use Category and Description	RO	RM	RS	RN	RD	RH	CN	CG	CU	CH	CBP	GWP	OCP	OFP	CVP	IS	IN	UT	
C	SERVICES—ENTERTAINMENT AND RECREATION																			
8	Casino or Gaming Facility	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	Section 28-5-54

TABLE OF ACCESSORY USES																				
		BASE DISTRICTS																		DEVELOPMENT DESIGN and SUPPLEMENTAL STANDARDS
		Residential						Commercial				Performance					Other			
	ACCESSORY USES	open space	medm densty	single family	neigh- brhd	down- town	high densty	neigh- brhd	genrl	urban	hwy	centrl busnss	gateway	opprty corrdr	office park	civic	instittl	indust	urban transtl	
Use #	Use Category and Description	RO	RM	RS	RN	RD	RH	CN	CG	CU	CH	CBP	GWP	OCP	OFP	CVP	IS	IN	UT	
B	ACCESSORY TO A PRINCIPAL NONRESIDENTIAL USE																			
12	Casino or Gaming Facility	-	-	-	-	-	-	-	-	P	-	-	-	-	-	P	P	P	P	Section 28-5-54