

Harwich Planning Board Legal Notice – Proposed Zoning Amendment

In accordance with the provisions of MGL c.40A §5, the Harwich Planning Board will hold a public hearing on Tuesday, February 25, 2020 not earlier than 6:30 pm in the Donn B. Griffin Room, Harwich Town Hall, 732 Main Street, Harwich, to consider an amendment to the Harwich Zoning Codes:

Article ____: To see if the Town will vote to amend the Code of the Town of Harwich – Zoning by deleting the definition of “Essential Services” within §325-2 – Definitions and by deleting within §325-13 – Table 1, Paragraph II – Public and Quasi Public Uses, Item 3 – Essential services; facility, utilities.

Any person interested or wishing to be heard on this zoning proposal should appear at the time and place designated. The full text for the proposed amendments can be found on the Town Website <http://www.harwich-ma.gov/planning-board>, and in the Community Development and Town Clerk Offices at Town Hall, at the address noted above, during normal business hours.

In accordance with state law, this legal notice will also be available electronically at www.masspublicnotices.org. The Town is not responsible for any errors in the electronic posting of this legal notice.

Joseph P. McParland, Chair
Cape Cod Chronicle 2/6/2020, 2/13/2020

Below are relative portions of the existing provisions of the Harwich Zoning Code to be amended relative to “Essential Services”

Language to be deleted is shown in **strike-thru**

§ 325-2 Word usage and definitions.

For the purpose of this bylaw certain terms and words shall have the meaning given herein. Words used in the present tense include the future; the singular number includes the plural, and the plural includes the singular; the word "building," "structure," "lot," "land" or "premises" shall be construed as though followed by the words "or any portion thereof"; and the word "shall" is always mandatory and not merely directory. The word "person" includes a firm, association, organization, partnership, trust, or company as well as an individual. The word "used" or "occupied" includes the words "intended or designed or arranged to be used." The word "lot" includes the word "plot" or "parcel."

ESSENTIAL SERVICES

Services and appurtenant structures, facilities, uses or equipment provided by governmental agencies, including the Town of Harwich, or provided by public utility or public service companies, including but not limited to water distribution systems, Town owned marinas, docking areas, fish piers, off loading facilities, retaining walls, jetties and similar structures, gas and electric distribution, systems for telecommunications and sewerage systems.

§325-13 – Table 1, Paragraph II – Public and Quasi Public Uses, Item 3 – Essential services; facility, utilities.

Use	RR	RL	RM	RH-1	RH-2	RH-3	CV	CH-1	CH-2	IL	MRL	MRL-1	WR
Paragraph II – Public and Quasi-Public Uses													
1	Church or other religious purposes	P	P	P	P	P	P	P	P	P	P	P	P
2	Educational use, nonprofit	P	P	P	P	P	P	P	P	P	P	P	P
3	Essential service: facility, utilities	S	S	S	S	S	S	S	S	S	S	S	S
4	Institutional use, other	S	S	S	S	S	S	S	S	S	S	S	S
5	Municipal use	P	P	P	P	P	P	P	P	P	P	P	P
6	Nonprofit library, museum or historical use	S	S	S	-	-	-	-	-	-	S	S	P
7	Personal wireless facility, 45 to 150 feet (§ 325-14P; Article XI)	S	S	S	-	-	-	-	S	S	S	-	S
8	Personal wireless facility, up to 45 feet (§ 325-14P; Article XI)	S	S	S	S	S	S	S	S	S	S	S	S
9	Hospice	S	S	S	-	-	-	S	S	-	-	S	S
10	Nursing home	S	S	S	-	-	-	S	S	-	S	S	S
11	Assisted living facility	S	S	S	-	-	-	S	S	-	-	S	S