

# TOWN OF BRAINTREE

## IN COUNCIL

ORDER NO: 11 032

DATE: July 1, 2011

ORDERED: Mayor

### ZONING AMENDMENT FOR MUNICIPAL PUBLIC PARK

At the request of Mayor Joseph C. Sullivan, that the Town Council vote to amend its Zoning By-laws/Ordinances, dated May 1940, as most recently amended, by amending Article I – Purpose and Definitions, Section 135-102 - Definitions by inserting in alphabetical order a definition for “Municipal Public Park” as follows:

Municipal Public Park: A municipal outdoor use as a public playground, public recreation center or area, and other public areas, created, established, designated, maintained, provided or set aside by the Town of Braintree separate from any other use located on a lot of any size, for the purposes of public rest, play, recreation, enjoyment or assembly, and all parking located thereon or therein. The Town of Braintree may construct or place one building with a footprint of no more than one thousand (1000) square feet for purposes of providing public restrooms.

Further, that the Town vote to amend its Zoning By-laws/Ordinances, dated May 1940, as most recently amended, by amending Article VI – Permitted Uses and Districts, Section 135-601 – Table of Principal Uses by inserting into the Table of Principal Uses under the heading “Institutional” and after the uses for “Municipal Building” the following new use for “Municipal Public Park” as follows:

	<u>RA</u>	<u>RB</u>	<u>RC</u>	<u>C123</u>	<u>GB</u>	<u>HB</u>	<u>C</u>	<u>OSC</u>	<u>BWLD</u>	
Municipal Public Park		Y	Y	Y	N	N	N	N	Y	Y

Further, that the Town vote to amend its Zoning By-laws/Ordinances, dated May 1940, as most recently amended, by amending Article VII – Area Regulation, Section 135-711.B by inserting the following new subparagraph (4) as follows:

(4) Any Municipal Public Park as defined in Section 135-102 where the area of said lot is greater than 1000 SF.

And further, that the Town vote to amend its Zoning By-laws/Ordinances, dated May 1940, as most recently amended, by amending Article VIII – Off-Street Parking and Loading, Section 135-806 – Schedule of Off-Street Parking Requirements, Paragraph A, by inserting the following new language:

**Use**

**Parking Required**

Municipal Public Park

As required under Site Plan Review

YEAS: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

NAYS: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

ABSENT: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

Passed in Council: August 10, 2011

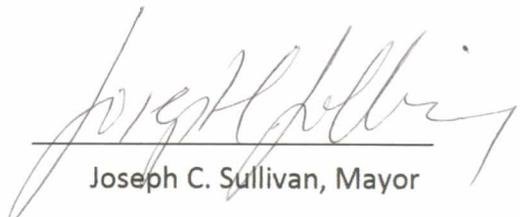
Presented to Mayor: August 11, 2011

A True Copy, Attest:

August 12, 2011

Date Approved

  
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Joseph F. Powers, Town Clerk

  
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Joseph C. Sullivan, Mayor