
Article 14: To see if the Town will vote to adopt amendment No. 11 to Chapter 190 (Zoning) of the Municipal Code of Conway to create §190-30, a Parkway Protection Overlay District, to preserve scenic parkways, including but not limited to the North-South Road. The Parkway Protection Overlay District would consist of a 250-foot vegetative buffer from the centerline of any designated parkway.

Proposed by the Planning Board.

Recommended by the Planning Board (7-0-0)

§ 190-30 Parkway Protection Overlay District

Purpose and intent:

The Parkway Protection Overlay District (PPO) is primarily designed to preserve scenic parkways, including but not limited to the North-South Road. Land uses permitted in this district are represented in the Permitted Use Table.

A. District boundaries.

- a. The PPO District shall be comprised of a two-hundred and fifty foot (250) protective buffer from the centerline of any Parkway, designated by the Board of Selectmen, extending on both sides of the road.
- b. District map. The PPO District Map is included as an attachment to this chapter.

B. Definition:

- a. PARKWAY. A landscaped thoroughfare, most commonly a road or portion of a road with no curb cut and or crossroad access, that has a protected vegetated buffer along either side for the purpose of maintaining scenic beauty. Vehicles with more than 2 axles are prohibited from driving on parkways.

C. Restrictions:

- a. Within the PPO District, no cutting of trees or land disturbance is permitted. A Special Exception may be granted for the cutting of trees which are deemed hazardous. No approval for a Special Exception under this section shall be granted unless the ZBA makes a finding that the removal trees or vegetation is necessary to prevent a hazard to life or safety.
- b. Prior to development or redevelopment of a parcel which contains any portion of the PPO District, the entirety of the overlay within that parcel shall be deed restricted as open space. The deed must indicate a vegetative buffer be established and maintained; and no disturbance, development, or alteration of terrain be permitted within the district.
- c. Previously disturbed areas within the PPO District shall be restored with adequate trees and vegetation to fully screen any proposed development within a parcel containing any portion of the overlay.
- d. No curb-cut or driveway shall be created onto a designated Parkway.
- e. Nonconforming uses. A pre-existing use which is nonconforming with respect to the protective PPO District restrictions shall not be entitled to the same rights as are established in § 190-30A. The nonconforming use shall be eliminated or changed to a conforming use which improves the vegetated buffer prior to any redevelopment of a parcel within the PPO District.



Parkway Protection Overlay District

Town of Conway, NH

1 inch = 1000 Feet



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