
Article 17: To see if the Town will vote to adopt amendment No. 14 to Chapter 190 (Zoning) of the Municipal Code of Conway to revise §190-13.K.(11), §190-14.K.(11) and §190-24.K.(11), Kennels, to include restrictions to limit potential noise for abutting property owners; and to revise §190-31 regarding definition of Kennel as follows: “An establishment or domicile which houses 10 or more domestic animals for any period of time. Kennels shall include any establishment as defined by RSA 466:4.III, Commercial Kennels; and are subject to RSA 466:6, Group Licensing.”.

Proposed by the Planning Board.

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

Proposed Kennel Amendments

§190-31 Definitions:

Kennel – An establishment or domicile which houses 10 or more Domestic Animals for any period of time. Kennels shall include any establishment as defined by RSA 466:4.III, Commercial Kennels; and are subject to RSA 466:6, Group Licensing.

(11) Kennels. A special exception may be granted to permit kennels for transient (fewer than 30 days) housing of domestic animals or commercial breeding facilities for domestic animals, provided that:

(a) The minimum lot size is two acres.

(b) Animal housing areas, if indoors, shall be set back 40 feet from side and rear property lines and 60 feet from rights-of-way. Pastures/Outdoor exercise areas shall be set back 15 feet from any property line.

(c) A written plan for the disposal/removal of animal waste must be submitted along with the application requesting the special exception from the Zoning Board of Adjustment. This plan must be approved by the Board as a condition of the special exception approval, if granted.

(d) All animals shall be kept in an indoor area between the hours of 6:00 p.m. and 8:00 a.m.

(e) The values of surrounding properties are not diminished.

[Added 4-11-2023 ATM by Art. 11]

(f) There will be no nuisance to abutters and/or neighbors preventing the peaceful enjoyment of their property and home.

[Added 4-11-2023 ATM by Art. 11]

(g) Additional conditions may be attached to this special exception by the Board of Adjustment consistent with the intent and purpose of this chapter to protect the health, safety, and general welfare of the Town's residents.

[Added 4-11-2023 ATM by Art. 11]

(e) At no time shall noise from a Kennel operation exceed 70 decibels when measured at a property line. Sound barriers or additional setback area may be required to limit sound impacts on abutting properties. At any time, the Town may demand noise levels be verified by a qualified engineer.