



## ORDINANCE

### AMENDING THE LAND USE CODE REGARDING FENCE CONSTRUCTION ADJACENT TO THE FREDERICK E. EVERETT TURNPIKE

### *CITY OF NASHUA*

*In the Year Two Thousand and Twenty-Three*

*The City of Nashua ordains* that Part II “General Legislation”, Chapter 190 “Land Use”, Part 2 “Zoning Districts and Supplemental Use Regulations”, Article VI “Supplemental Use Regulations”, Section 190-44 “Fences” of the Nashua Revised Ordinances, as amended, be hereby further amended by adding the new underlined language and deleting the struck-through language as follows:

**“§ 190-44 Fences.**

Wall, fence or similar enclosures shall conform to the following:

- A. In residential zoning districts, shall not exceed ~~six~~ seven (7) feet in height or interfere with traffic circulation.
- B. In nonresidential zoning districts, shall not interfere with traffic circulation (no height restriction).
- C. Parcels directly adjacent to the Frederick E. Everett Turnpike, including exits and entrances, upon which there are residential uses may construct boundary fences up to fourteen (14) feet in height on the lot line or lot lines, or portion(s) thereof, which directly adjoin the Turnpike. Such Turnpike boundary fences exceeding seven (7) feet in height shall seek a building permit through the Department of Building Safety and can only be constructed upon issuance of said building permit and subject to its conditions, if any.”

All other ordinances or parts of ordinances inconsistent herewith are hereby repealed.

This ordinance shall become effective immediately upon passage.

PASSED BY THE BOARD OF ALDERMEN – DECEMBER 12, 2023  
APPROVED BY THE MAYOR – DECEMBER 13, 2023  
ATTEST: DANIEL R.C. HEALEY, CITY CLERK