VII. **ZONING DISTRICT REGULATIONS**

TABLE 7.1 LAND USES BY ZONING DISTRICT [AMENDED 5/17/08, 1 6/19/21,

A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review) CU = Conditional Use (Planning Board Review); N = Prohibited Use

11050+++	Villag	Village	Farm	Resource	Residentia	Roya	Groundwate
USES***	e	Residentia	and	Protection		_ I	r
	Center	I	Forest	FIOLECTION	Shoreland	River	Overlay*
Residential Uses	Center	1			Siloreland	Overlay*	Overlay
						CDD	
Single-family detached dwelling ²	P	P	Р	N	P	SPR	Р
Duplex	Р	Р	Р	N	Р	N	Р
Manufactured housing - individual lot ⁴	Р	Р	Р	N	Р	SPR	Р
Conversions - seasonal to year-round residences	Р	Р	Р	N	Р	SPR	Р
Mobile Home Park	CU/SPR	SPR	N	N	N	N	N
Multiple Residential units in a permitted Building Type ⁹	SPR	N	N	N	N	N	SPR
Accessory Apartment ⁵ [Amended 5/17/08]	Р	Р	Р	N	N	N	Р
Accessory use – Home Occupation ⁶	Р	Р	Р	N	SPR	SPR	SPR
Home heating fuel tanks & fuel storage							
(greater than 660 gallons of liquid fuel ⁷ per parcel of land)	SPR	SPR	SPR	N	N	N	N
Accessory use – Home Based Occupation ⁸ [Amended 5/30/09]	Р	Р	Р	N	N	SPR	SPR
Commercial and Industrial Uses							
Beauty salons	SPR	CU/SPR	N	N	N	N	CU/SPR
Bed and breakfast	SPR	SPR	SPR**	N	N	N	SPR
Boat builders and refinishers	SPR	Ν	N	N	N	N	N
Business/professional office less than 2,000 sq.ft. gross floor area	SPR	SPR	CU/SPR*	N	N	N	SPR
Business/professional office, 2,000 to 10,000 sq.ft. gross floor area	SPR	N	N	N	N	N	SPR
Retail sales/services, less than 2,000 sq.ft. gross_floor_area	SPR	SPR	N	N	N	N	SPR
Retail sales/services, 2,000 to 10,000 sq.ft. gross_floor_area	SPR	N	N	N	N	N	CU/SPR

Notes: *Overlay Districts are regulations and standards in addition to those of the underlying district. Where there is a discrepancy, the more restrictive provision applies. All uses, including "Allowed Uses" must comply with the Overlay District Performance Standards. The Royal River Corridor Overlay District includes the Royal River, Chandler Brook and the East Branch.

**Can only be conversions of buildings in existence as of June 14, 2005

.*** For all Use definitions please refer to section XII

¹ Tables were also reformatted to include blank lines for future amendments.

² Includes "community living arrangements" for 8 or fewer persons with disabilities as defined in 30-A M.R.S. Section 4357-A

³ Single-family residential structures may be allowed by special exception only according to the provisions of Section 7-5. Special Exceptions. Two-family residential structures are prohibited.

Shall meet the requirements of Section 11-5. Manufactured Housing On Individual Lots Shall meet the requirements of Section 11-1. Accessory Apartments

⁶ Shall meet the requirements of Section 11-4. Home Occupations

⁷ Propane tanks, or other tanks with liquefied gaseous fuels are allowed. Home heating fuel tanks and fuel storage of 660 gallons or less is allowed with all residential uses.

⁸ Signs, exterior displays and any other indications of a home-based occupation in a residential zone require conditional use approval from the Planning Board [Amended 5/30/09]

⁹ See Section X Section 10.4 for permitted Building Types.

TABLE 7.1 LAND USES BY ZONING DISTRICT (continued from prior page)										
A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review) CU = Conditional Use (Planning Board Review); N = Prohibited Use										
USES***	Village Center	Village Residenti al	Farm and Forest	Resourc e Protectio n	Residential Shoreland	Royal River Overlay*	Groundwater Overlay*			
Commercial and Industrial Uses (continued)										
Retail sales/services with 10,000 sq.ft. gross floor area, or more	N	N	N	N	N	N	N			
Restaurants with less than 2,000 sq.ft. gross floor area	SPR	SPR	CU/SPR **	N	N	N	SPR			
Restaurants with 2,000 sq.ft. gross floor area, or more	SPR	SPR	CU/SPR**	N	N	N	CU/SPR			
Tavern	CU/SPR	CU/SPR	CU/SPR	N	N	N	CU/SPR			
Small Brewery, Small Winery, Small Distillery	CU/SPR	CU/SPR	CU/SPR	N	N	N	CU/SPR			
Assembly Venue	SPR	SPR	SPR	N	N	CU/SPR	CU/SPR			
Farm Stand	Α	Α	Α	N	N	Α	Α			
Takeout eating place	SPR	SPR	N	N	N	N	SPR			
Drive-through eating place	N	N	N	N	N	N	N			
Redemption center less than 2,000 sq. ft. gross floor area	SPR	N	N	N	N	N	N			
Commercial food processors, other than those where food is raised on the premises (see Natural Resource Based Uses)	SPR	SPR	SPR	N	N	N	N			
Financial institution	SPR	N	N	N	N	N	SPR			
Financial institution with drive through	CU/SPR	N	N	N	N	N	CU/SPR			
Laundromat	SPR	N	N	N	N	N	SPR ¹			
Dry cleaners' drop-off, no dry cleaning - processing	SPR	SPR	N	N	N	N	SPR			
Dry cleaners - processing	N	N	N	N	N	N	N			
Printers and photo processors	SPR	CU/SPR	N	N	N	N	CU/SPR			
Motor vehicle services/repairs and body shops/sales [limited to small operations; 10 or fewer vehicles on site at a time]	SPR	CU/SPR	CU/SPR	N	N	N	N			
Gas and/or service stations, sale of gas accessory to retail	SPR	CU/SPR	N	N	N	N	N			
Petroleum/petroleum product storage for retail/wholesale sales, including fuel oil distributors	N	N	N	N	N	N	N			
Petroleum/petroleum product use/storage for business use; more than 660 gallons of liquid fuel per parcel	SPR	SPR	SPR	N	N	N	N			
Petroleum/petroleum product use/storage for business use; 660 gallons or less of liquid fuel ¹ per parcel	Р	Р	Р	N	N	N	CU/SPR			
Auto washing facilities	SPR	N	N	N	N	N	SPR ¹			

Proposed changed to LLI table Town of North Yarmouth Land Use

Notes: *Overlay Districts are regulations and standards in addition to those of the underlying district. Where there is a discrepancy, the more restrictive provision applies. All uses, including "Allowed Uses" must comply with the Overlay District Performance Standards. The Royal River Corridor Overlay District includes the Royal River, Chandler Brook and the East Branch.

**Can only be conversions of buildings in existence as of June 14, 2005

.*** For all Use definitions please refer to section XII

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TABLE 7.1 LAND USES BY ZONING DISTRICT (continued from prior page) A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review) CU = Conditional Use (Planning Board Review); N = Prohibited Use Village Village Farm and Resource Residentia **Roval River** Groundwate **USES** **** Center Residentia Forest Protection Overlay* r Overlay* Shoreland Commercial and Industrial Uses (continued) Discharge of commercial or industrial Nonnon-domestic Ν Ν Ν Ν Ν Ν Ν wastewater or wash water to an onsite septic disposal system Light manufacturing, Warehousing & Storage, and Trucking & CU/SPR*** SPR **SPR** SPR Ν Ν Ν Distribution less than 5,000 sq.ft. gross floor area SPR SPR SPR Light manufacturing, 5,000 sq.ft. to 20,000 sq.ft. gross floor area Ν Ν Ν Ν Warehousing & storage, 5,000 to 20,000 sq.ft. gross floor area SPR Ν CU/SPR Ν N N N Trucking & distribution facility, 5,000 to 20,000 sq.ft. gross floor SPR Ν CU/SPR Ν Ν N N area Wholesale business, research & development, light manufacturing, warehousing & storage, or trucking & distribution Ν Ν Ν Ν Ν Ν Ν facility, 20,000 sq.ft. gross floor area or more Excavating contractors and general contractors SPR SPR **SPR** Ν Ν SPR N Funeral homes CU/SPR CU/SPR Ν N SPR N N Commercial/industrial Non-domestic solid waste disposal. Ν Ν Ν Ν Ν Ν Ν transfer station and/or recycling facility

Notes: *Overlay Districts are regulations and standards in addition to those of the underlying district. Where there is a discrepancy, the more restrictive provision applies. All uses, including "Allowed Uses" must comply with the Overlay District Performance Standards. The Royal River Corridor Overlay District includes the Royal River, Chandler Brook and the East Branch.

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Junkyard/auto graveyard/auto recycling

^{**}Can only be conversions of buildings in existence as of June 14, 2005.

^{***}Except that the Planning Board may substitute "sq. ft. of Building Footprint" for "sq. ft. gross floor area", as long as the applicant shows that the additional square footage will

not impact the site as far as standards of review such as parking, # of employees, and impervious surface restrictions, and any other requirements of review. [Amended 5/13/06]

^{****} For all Use definitions please refer to section XII

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TABLE 7.1 LAND	USES BY 2		RICT (contin	ued from prio	r			
A - Allawad Hass B - Barreittad I	laa (050 B	page)	Oita Dian D	and and (Diameter	D			
A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review) CU = Conditional Use (Planning Board Review); N = Prohibited Use								
USES***	Village Center	Village Residential	Farm and Forest	Resource Protection ¹	Residential Shoreland ¹	Royal River Overlay*	Groundwate r Overlay*	
Utility Uses	<u> </u>		•					
Essential services, excepting the following (a. and b.) ² [Amended 5/17/08]	Р	Р	Р	SPR	SPR	Р	CU/SPR	
a. Roadside distribution lines (34.5kV and lower)	Р	Р	Р	Р	Р	Р	Р	
b. non-roadside or cross-country distribution lines	Р	Р	Р	SPR	SPR	SPR	Р	
Large scale ground mount solar	SPR	SPR	SPR	N	N	N	SPR	
Service drops, as defined, to allowed uses ³	Α	Α	Α	Р	A	Р	Α	
Public utility buildings	SPR	SPR	SPR	SPR	SPR	SPR	SPR	
Oil pipelines	CU/SPR	CU/SPR	CU/SPR	CU/SPR	CU/SPR	CU/SPR	N	
Telecommunications towers	SPR	CU/SPR	SPR	N	SPR	N	SPR	
Institutional Uses								
Public and private schools	SPR	SPR	CU/SPR	N	N	N	SPR	
Public and private schools over 50,000 sq ft	CU/SPR	N	N	N	N	N	CU/SPR	
Day care and nursery schools	SPR	SPR	CU/SPR	N	N	N	SPR	
Church including accessory residence	SPR	SPR	N	N	N	N	SPR	
Cemetery ₅	SPR	SPR	Р	N	N	N	N	
Library and museum	SPR	SPR	N	N	N	N	SPR	
Fraternal and social institutions	SPR	CU/SPR	CU/SPR	N	N	N	CU/SPR	
Municipal and other governmental buildings	SPR	SPR	SPR	N	N	N	SPR	
New municipal transfer stations	SPR	SPR	SPR	N	N	N	N	
Municipal recycling facility	SPR	SPR	N	N	N	N	SPR	
Nursing home/congregate care	SPR	CU/SPR	N	N	N	N	SPR ⁴	
Small non-residential facilities less than 5,000 sq.ft gross floor area for educational, scientific, or nature interpretation	SPR	SPR	SPR	N	SPR	N	SPR	

Notes:

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*** For all Use definitions please refer to section XII

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^{*}Overlay Districts are regulations and standards in addition to those of the underlying district. Where there is a discrepancy, the more restrictive provision applies. All uses, including "Allowed Uses" must comply with the Overlay District Performance Standards. The Royal River Corridor Overlay District includes the Royal River, Chandler Brook and the East Branch.

¹ See restrictions Section 9-1. Residential Shoreland District and Resource Protection District Standards.

² Utilities (gas, water, power lines etc.) excluding service drops and buildings, as defined in Section XII. Definitions.

³ Electric and/or telephone utility line extensions, see restrictions in Section 9-1. Residential Shoreland District and Resource Protection District Standards.

⁴ Must be served by sewer or advanced wastewater treatment systems for on-site sewage disposal.

⁵ See Family Burial Ground

TABLE 7-1. LAND USES BY ZONING DISTRICT (continued from prior

page)

A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review)

CU = Conditional Use (Planning Board Review): N = Prohibited Use

Co - Conditional Cae (Flamming Board Review), 14 - 1 Tombited Cae									
USES***	Village Center	Village Residential	Farm and Forest	Resource Protection	Residential Shoreland	Royal River Overlay*	Groundwater Overlay*		
Recreational Uses									
Campground	N	N	SPR	N	SPR	CU/SPR	N		
Individual campsite	Р	Р	Р	Р	Р	Р	Р		
Golf course including club house	SPR	SPR	SPR	CU/SPR ¹	SPR	N	N		
Fully enclosed places of recreation	SPR	CU/SPR	N	N	N	N	SPR		
Piers/Docks/Wharfs/Bridges – Permanent	Р	Р	Р	SPR ²	SPR ²	SPR	SPR		
Piers/Docks/Wharfs/Bridges – Temporary	Р	Р	Р	P ₂	P ₂	Р	Р		
Marinas/Sheds/Boating facilities	-	-	-	N	SPR	N	N		
Non-intensive recreational uses not requiring structures, roads or parking facilities, such as hunting, fishing, hiking	Α	Α	А	А	А	А	А		
Government and non-profit parks and outdoor recreation	Р	Р	Р	CU/SPR	SPR	SPR	SPR		
Public and private recreational areas involving no structural development; recreational trails	Α	Α	А	SPR	SPR	SPR	А		
Natural Resource Based Uses									
Aquaculture	Α	Α	Α	SPR	SPR	SPR	N		
Agriculture ³	Α	Α	Α	SPR	Α	Α	SPR		
Commercial processing of vegetables/crops raised on premises	Р	Р	Р	N	SPR	N	SPR		
Commercial processing of poultry and/or livestock raised on the premises (meat packer, slaughterhouse)	SPR	SPR	SPR	N	N	N	N		
Storage, handling, processing, disposal and/or utilization of sludge/ash	N	N	N	N	N	N	N		
Forest management activities, except timber harvesting	Α	A	Α	А	Α	А	A		

Notes: *Overlay Districts are regulations and standards in addition to those of the underlying district. Where there is a discrepancy, the more restrictive provision applies. All uses, including "Allowed Uses" must comply with the Overlay District Performance Standards. The Royal River Corridor Overlay District includes the Royal River, Chandler Brook and the East Branch.

.*** For all Use definitions please refer to section XII

¹ Clubhouse prohibited in Resource Protection District.

² Excluding bridges and other crossings not involving earth work, in which case no permit is required. [Adopted 5/17/08]

³ Agriculture: The production, boarding, keeping or maintenance for sale or lease of plants and/or animals, including but not limited to: forages and sod crops; grains and seed crops; dairy animals and dairy products; poultry and poultry products; livestock; fruits and vegetables; Christmas trees; and ornamental and green house products. Agriculture does not include forest management and timber harvesting activities. Agricultural activities for personal use only, do not require a Permit from the Planning Board.

TABLE 7-1. LAND USES BY ZONING DISTRICT (continued from prior

A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review)
CU = Conditional Use (Planning Board Review); N = Prohibited Use

USES***	Village Center	Village Residential	Farm and Forest	Resource Protection	Residentia I	Royal River Overlay*	Groundwater Overlay*		
National December December (continued)					Shoreland				
Natural Resource Based Uses (continued)									
Timber harvesting	Α	Α	Α	Р	Α	Α	SPR ¹		
Mineral exploration	Ν	N	Р	N	Р	Α	N		
Mineral extraction (including sand & gravel) 100 cubic yards to 999 cubic yards within any 12-month period	Α	А	А	N	CU/SPR	N	CU/SPR		
Commercial mineral extraction (including sand & gravel) 1,000 cubic yards or more within any 12-month period	Ν	N	SPR	N	N	N	N		
Lumber yards including milling, distribution of wood products, wholesale/retail sales of building materials	SPR	SPR	CU/SPR	N	N	N	SPR		
Commercial processing of wood including cutting, sawing, splitting, and chipping	SPR	SPR	SPR	N	N	N	SPR		
Landscaping business, nursery, garden center	SPR	SPR	SPR	N	N	N	N		
Soil and water conservation practices	Α	Α	Α	Α	Α	Α	Α		
Surveying and resource analysis	Α	Α	А	А	А	А	Α		
Wildlife management practices	Α	Α	Α	Α	А	Α	Α		
Municipal and Public Safety Signs	SPR	SPR	SPR	SPR	SPR	SPR	SPR		

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*** For all Use definitions please refer to section XII

¹ Permit required when timber harvest consists of more than 5 acres (this includes transportation or utility corridors).

TABLE 7-1. LAND USES BY ZONING DISTRICT (continued from prior page)

A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review)
CU = Conditional Use (Planning Board Review); N = Prohibited Use

CO - Conditional Ose (Flamming Board Review), N - Frombited Ose									
USES***	Village Center	Village Residential	Farm and Forest	Resource Protection	Residentia I Shoreland	Royal River Overlay*	Groundwate r Overlay*		
Other Uses									
Abandoned wells	N	N	N	N	N	N	N ₁		
Private airstrip	Р	Р	Р	N	CU/SPR	N	CU/SPR ²		
Commercial airport: fueling area or maintenance area	N	N	CU/SPR	N	N	N	N		
Clearing or removal of vegetation for activities other than timber harvesting [Amended 5/17/08]	А	А	А	SPR	А	SPR	А		
Demolition	Р	Р	Р	Р	Р	Р	Р		
Family Burial Ground [Amended 4/28/18]	SPR	SPR	SPR	SPR	SPR	SPR	SPR		
Filling and earth moving of less than 10 cubic yards	Α	Α	Α	Р	Α	Α	Α		
Filling and earth moving of 10 cubic yards or more	A	А	Α	SPR	Р	Р	Р		
Emergency operations and fire prevention activities	Α	Α	Α	А	Α	Α	Α		
Land reclamation	Р	Р	Р	SPR	Р	SPR	SPR		
Storage of chemicals, including herbicides, pesticides or fertilizers other than amounts normally associated with individual households or farms	SPR	SPR	SPR	N	N	N	N		
Subsurface waste disposal and sewage systems	Р	Р	Р	Р	Р	Р	Р		
Advanced wastewater treatment systems	Р	Р	Р	Р	Р	Р	SPR		
Storm water impoundments	SPR	SPR	SPR	N	N	N	SPR		
Wastewater impoundments	N	N	N	N	N	N	N		
Industrial waste disposal	N	N	N	N	N	N	N		

Notes: *Overlay Districts are regulations and standards in addition to those of the underlying district. Where there is a discrepancy, the more restrictive provision applies. All uses, including "Allowed Uses" must comply with the Overlay District Performance Standards. The Royal River Corridor Overlay District includes the Royal River, Chandler Brook and the East Branch.

.*** For all Use definitions please refer to section XII

¹ Must be filled with inert material; see Section 9-2. Groundwater Protection Overlay District: Best Management Standards.

² No more than 660 gallons of liquid fuel per parcel of land may be stored on-site.

TABLE 7-1. LAND USES BY ZONING DISTRICT (continued from prior A = Allowed Use; P = Permitted Use (CEO Review); SPR = Site Plan Review (Planning Board Review) CU = Conditional Use (Planning Board Review); N = Prohibited Use Farm and Village Village Resource Residentia **Royal River** Groundwate USES*** Center Residential Forest Protection Overlay* r Overlay* Shoreland Other Uses (continued) Parking associated with single family and two-family dwellings, Α Α Α SPR SPR Α and non-commercial farmsteads N_1 Parking associated with uses other than single family and two-SPR SPR SPR Ν SPR SPR SPR familydwellings, and non-commercial farmsteads Р Р Ρ Road, driveway construction SPR SPR Ρ N₂ Р Р Р Ν Р SPR New or expanded driveway/entrance onto public road SPR Overnight storage or parking of vehicles and equipment containing over 50 gallons of fuel, excluding municipal storage Ρ Α Α Ν Ν Α Ν and parking of vehicles Covered sand and salt piles Р Ρ Ρ Ν Ν Ν SPR SPR SPR Ν Ν Snow dumps SPR Ν Ν SPR SPR Railroad stations and railroad yards CU/SPR Ν Ν Ν Ν

Signs Notes:

*Overlay Districts are regulations and standards in addition to those of the underlying district. Where there is a discrepancy, the more restrictive provision applies.

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.*** For all Use definitions please refer to section XII

Underground fuel storage tanks, other than propane

¹ See Section 9-1. Residential Shoreland District and Resource Protection District Performance Standards

² Except as provided in Section IX. Section 9-1.L. [Amended 5/17/08]

Proposed changed to LLIO Town of North Yarmouth Land Use