

Firearm Business Zoning Amendment

#145-21

Baker Amendments #4 and #5

June 2, 2021

Planning & Development Department

Summary

- On May 28, 2021, the Planning Department provided a memo to the full City Council regarding additional analysis of the proposed firearm zoning amendment. The analysis was based on the Alternative 5 proposal, which was recommended for approval by the Zoning and Planning Committee and included conservation areas (within and outside the city) and extended all of the proposed sensitive uses to areas outside of the city borders. The map is labeled as Alternative 6. The memo and map (and other related items) can be found here:
<https://www.newtonma.gov/government/planning/plans-policies-strategies/firearms-zoning-amendment>
- This map also represents Councilor Baker's Amendments #4 and #5 combined (from June 1st memo to City Council)
- The map does not allow for a firearm business to be located in any areas of the city

Summary

- Councilor Baker's June 1st memo to the City Council included several amendments to the proposed zoning amendment including the following:

Amendment 4: To clarify that the passive recreational use of land is protected whether as park land or other open space.

3. Firearm Business Uses shall not be located within 1,000 feet of any daycare center, preschool, child-care facility, college or university, public ~~park~~ **land** intended for passive or active recreation, playground, land or structures used for religious purposes, library, nursing home, or an existing Firearm Dealer or Firing Range at another location. All distances in this Section shall be measured in a straight line from any point on the building containing the proposed Firearm Business Use to the nearest property line of any of the designated uses set forth herein.

Summary

Amendment 5: To clarify that protected uses can include those over the Newton City line.

3. Firearm Business Uses shall not be located within 1,000 feet of any daycare center, preschool, child-care facility, college or university, public park intended for passive or active recreation, playground, land or structures used for religious purposes, library, nursing home, or an existing Firearm Dealer or Firing Range at another location, **whether within or without the City's boundaries**. All distances in this Section shall be measured in a straight line from any point on the building containing the proposed Firearm Business Use to the nearest property line of any of the designated uses set forth herein.

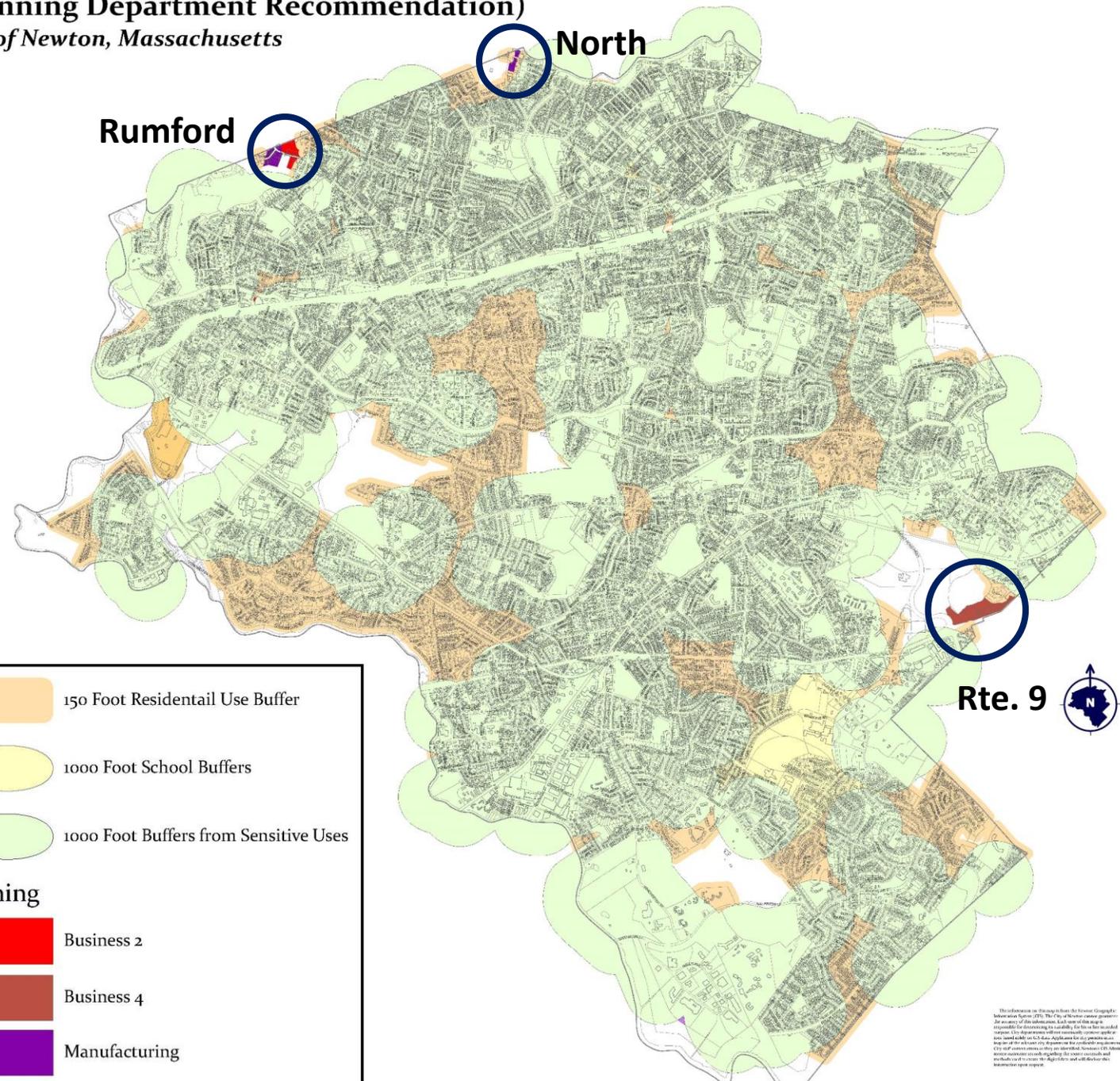
Proposed Firearm Business Zoning – Alternative 5 (Planning Department Recommendation) City of Newton, Massachusetts

Alternative 5 – ZAP Recommendation

BU2, BU4 & M districts

150-foot Residential Buffers

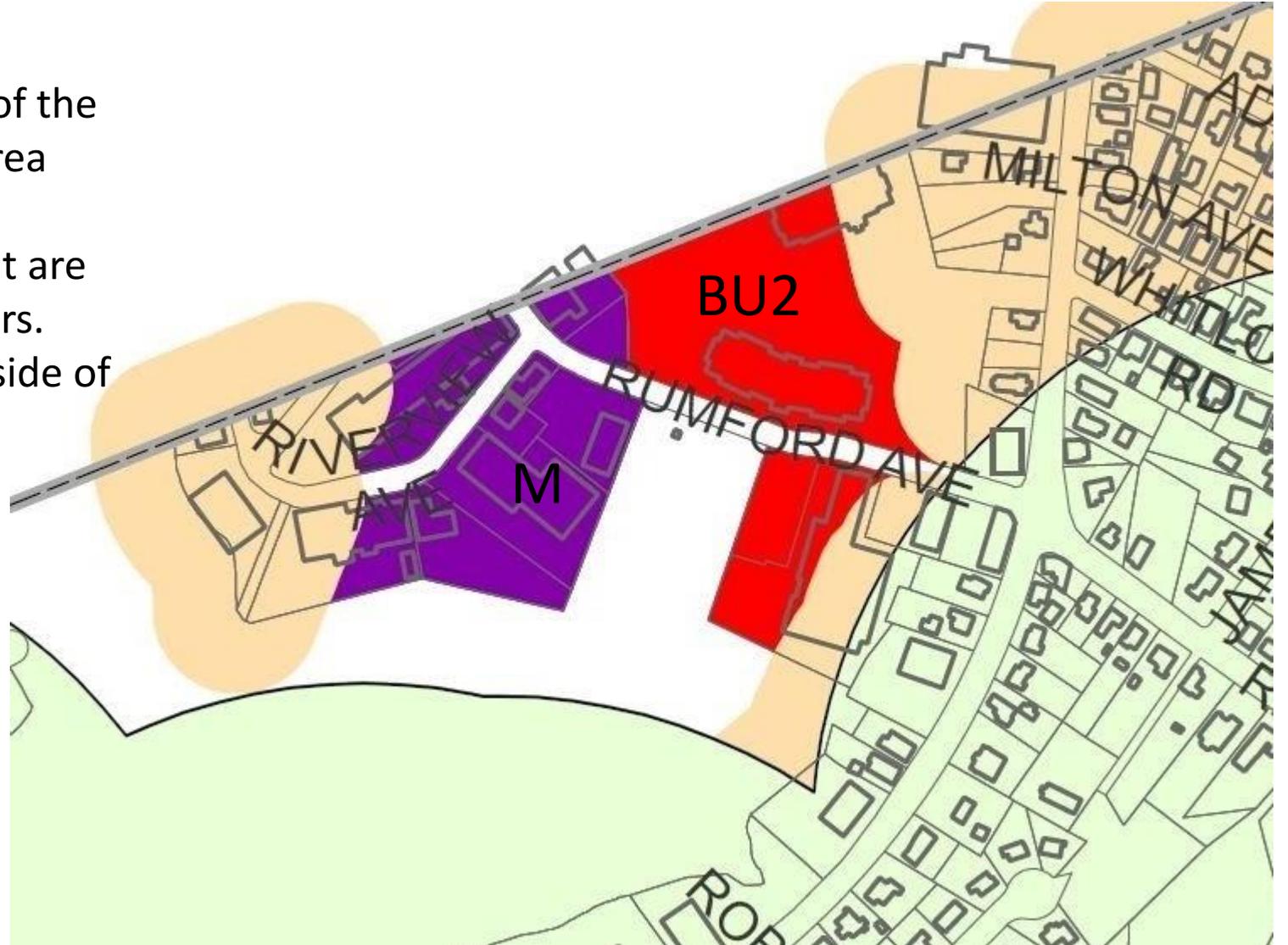
1,000-foot Buffer for schools, all
childcare uses, colleges and
universities, parks and playgrounds,
libraries, hospitals, nursing homes



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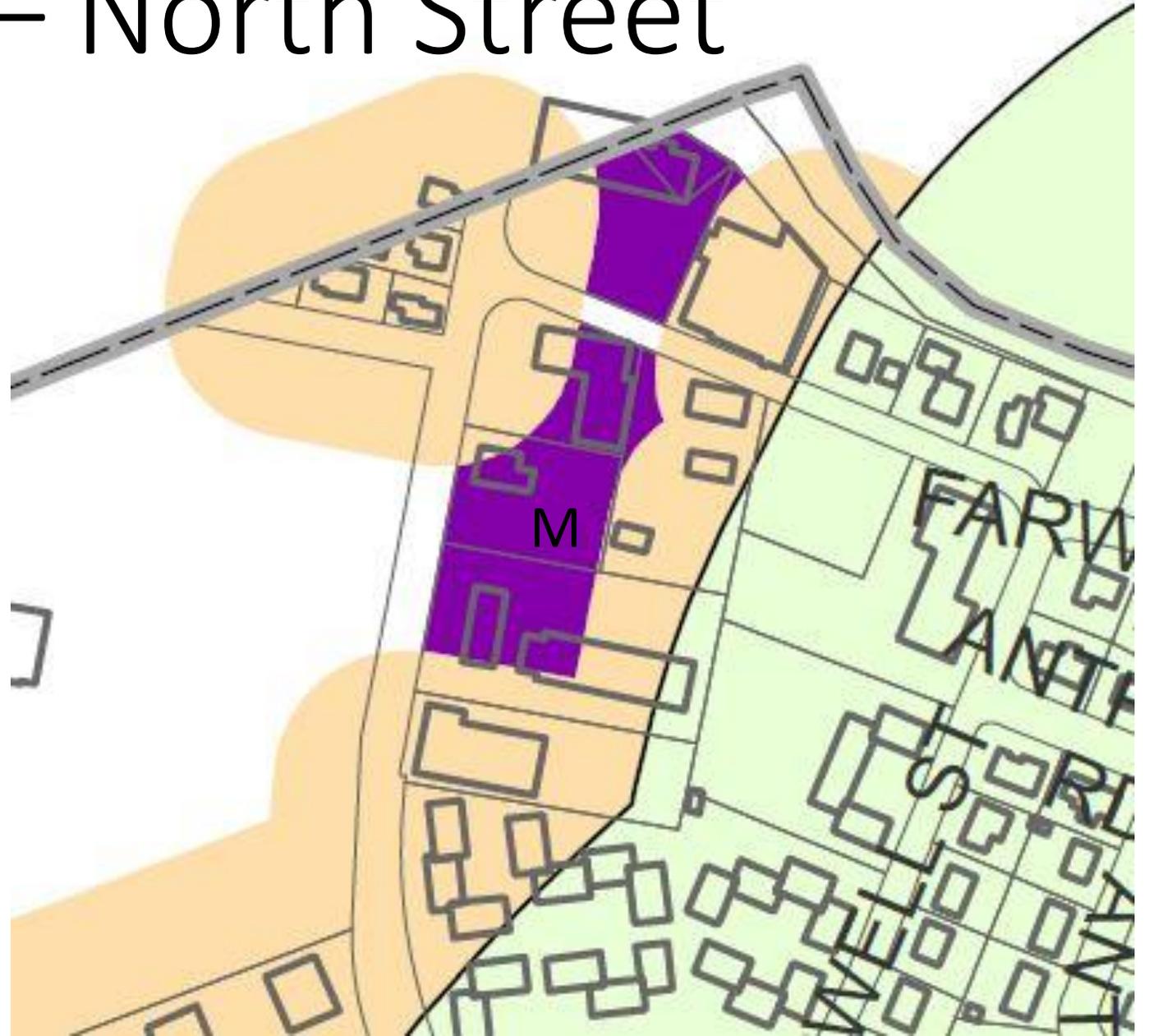
Alternative 5 – Rumford Ave

Red area represents the portion of the BU2 zoning district and purple area represents the portions of the Manufacturing zoning district that are outside of the sensitive use buffers. Several buildings are located outside of the buffers.



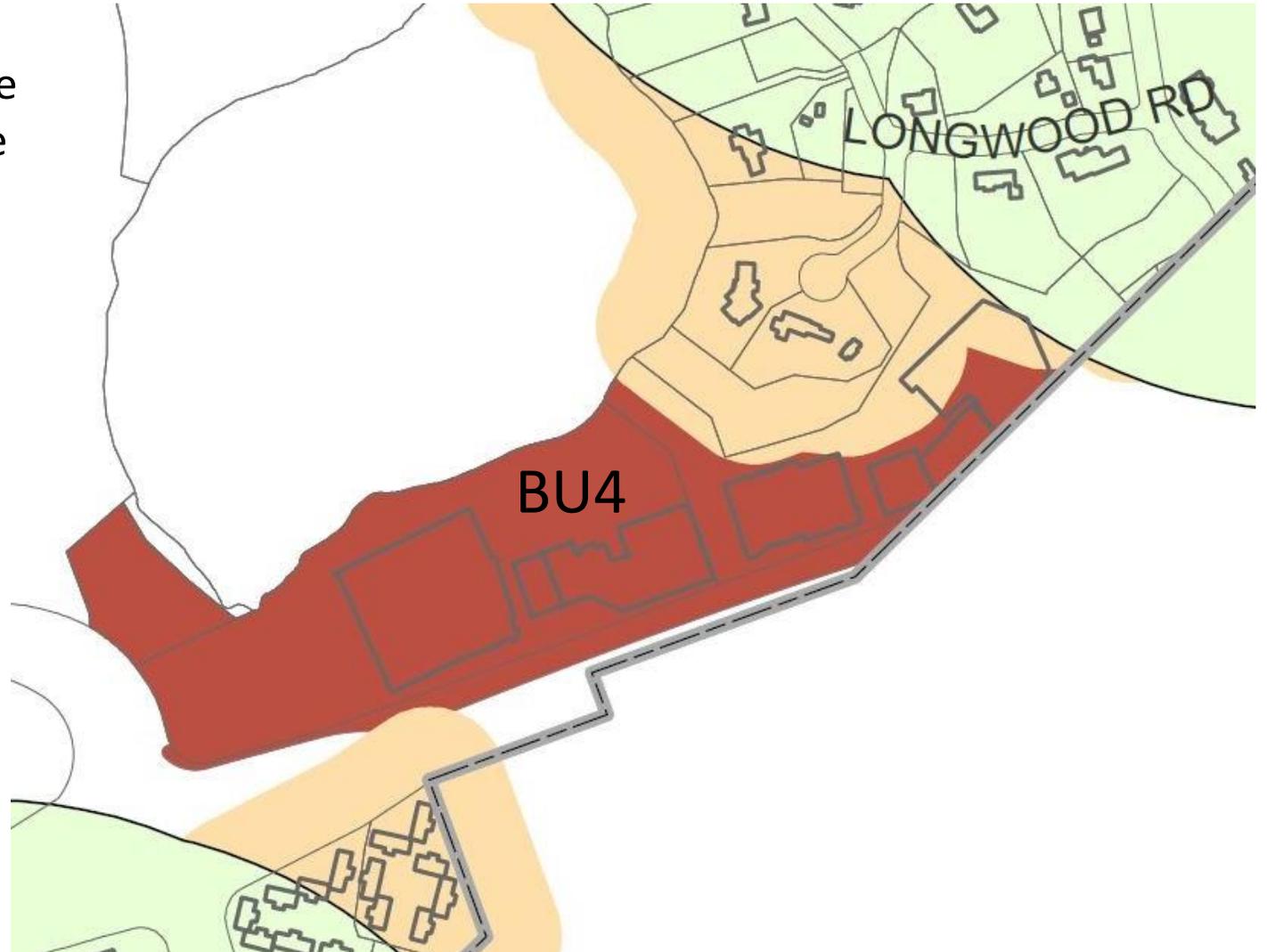
Alternative 5 – North Street

Purple area represents the portions of the Manufacturing zoning district that are outside of the sensitive use buffers. No existing buildings are located outside of buffers.



Alternative 5 – Rte. 9

Brown area represents the portion of the BU4 zoning district that is outside of the sensitive use buffers. Several buildings are located outside of the buffers.



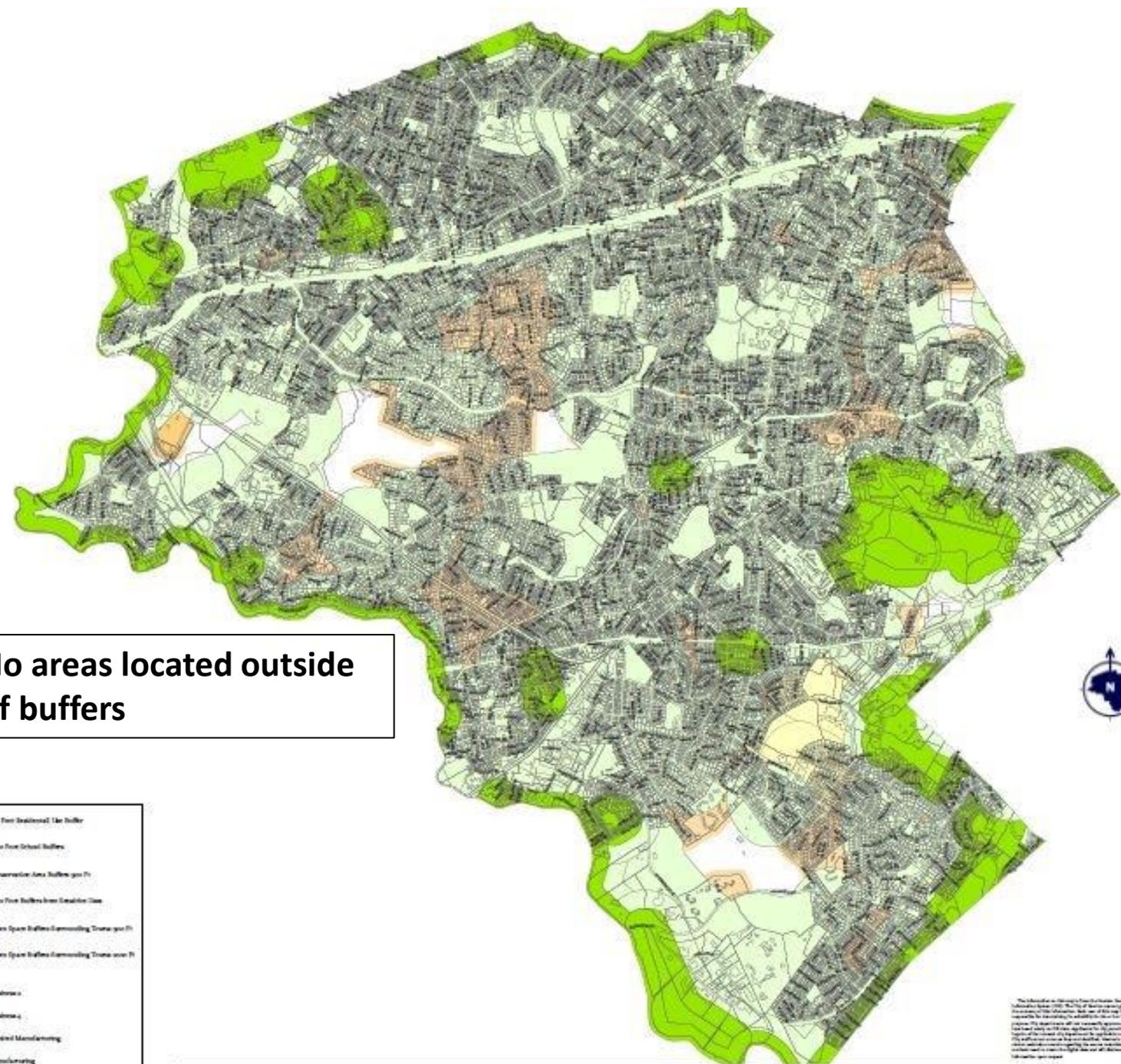
Alternative 6 (Baker Amendments #4 & #5 combined)

BU2, BU4 & M districts

150-foot Residential Buffers

1,000-foot Buffer for schools, all
childcare uses, colleges and universities,
parks and playgrounds, libraries,
hospitals, nursing homes, and
CONSERVATION AREAS

**SENSITIVE USES IN ADJACENT CITIES
ALSO BUFFERED**

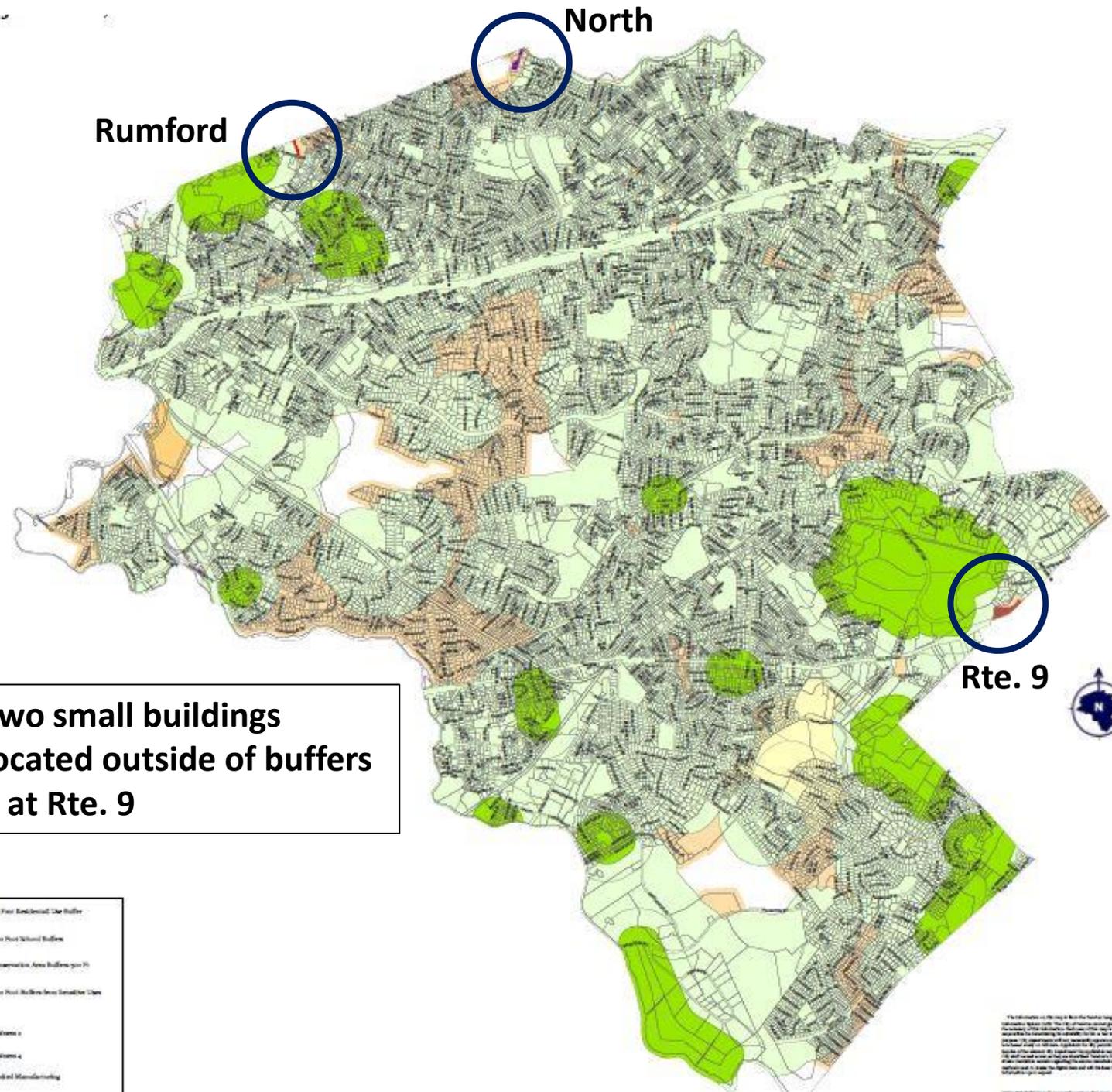


Baker Amendment #4 (Alternative 5 + Conservation Areas)

BU2, BU4 & M districts

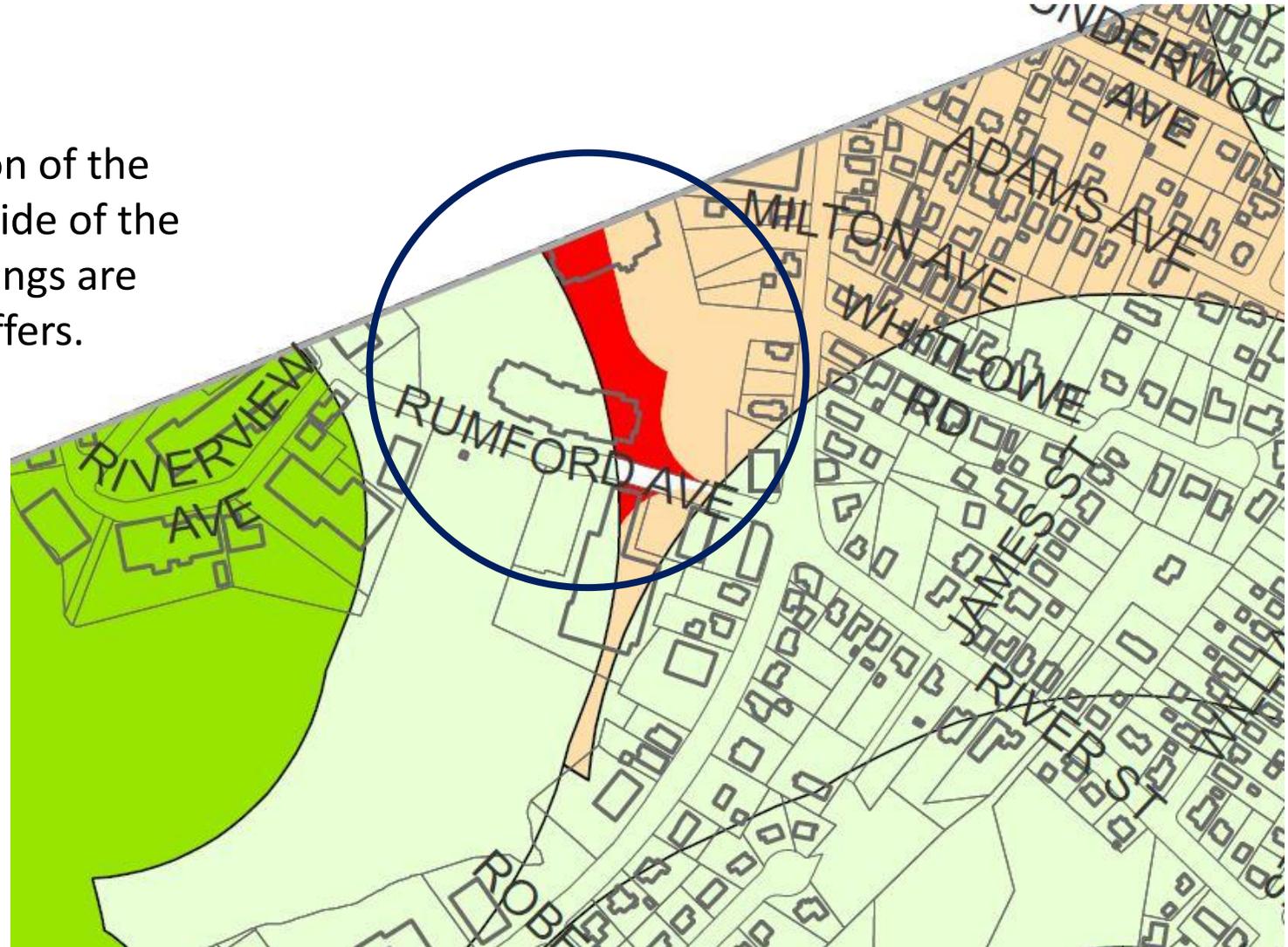
150-foot Residential Buffers

1,000-foot Buffer for schools, all childcare uses, colleges and universities, parks and playgrounds, libraries, hospitals, nursing homes, and **CONSERVATION AREAS**



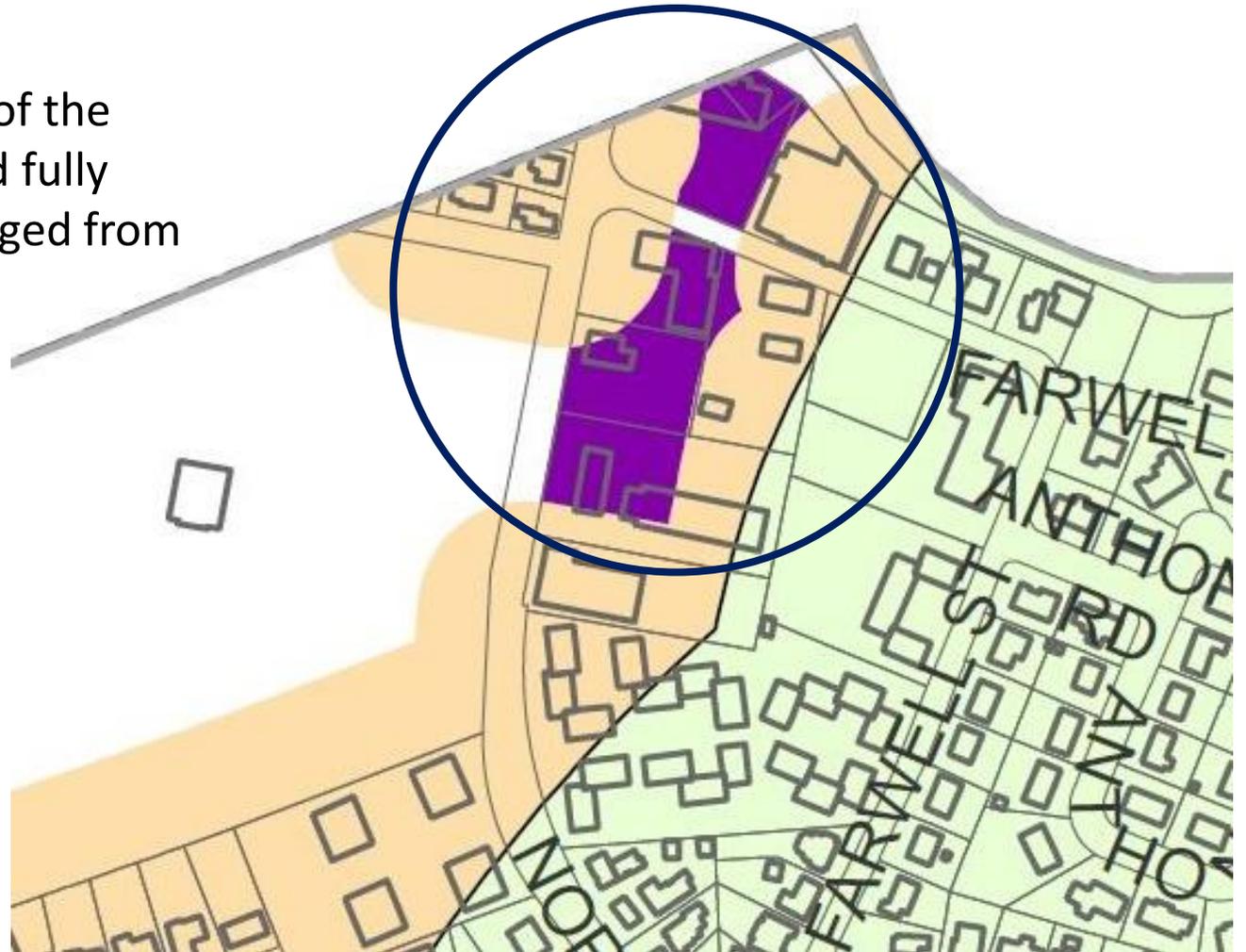
Baker Amendment #4 (Conservation) – Rumford Ave

Red area represents the portion of the BU2 zoning district that is outside of the sensitive use buffers. No buildings are located fully outside of the buffers.

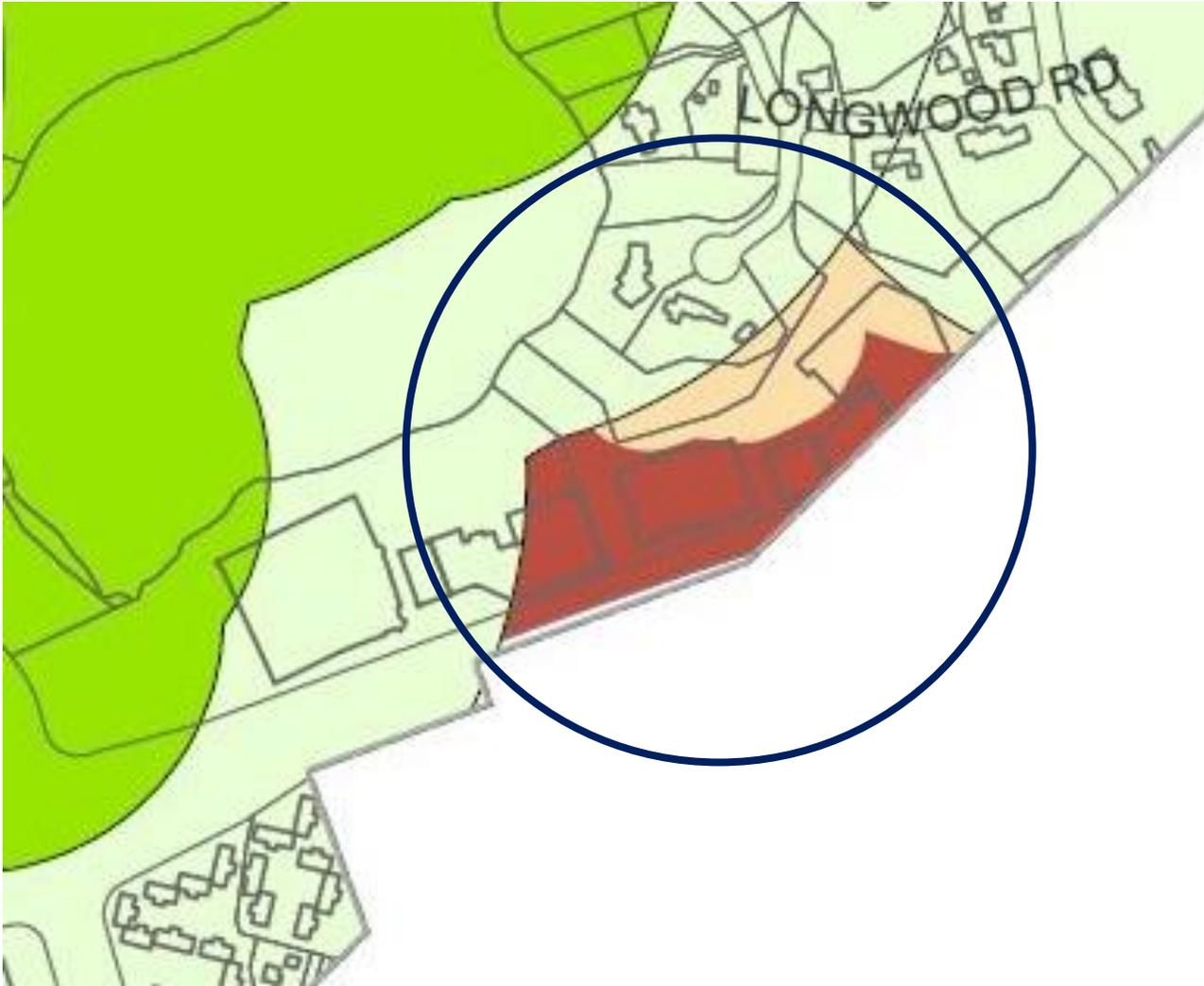


Baker Amendment #4 (Conservation) – North Street

Purple area represents the portion of the Manufacturing zoning district that is outside of the sensitive use buffers. No buildings are located fully outside of the buffers. This area has not changed from Alternative 5.



Baker Amendment #4 (Conservation) – Rte. 9



Brown area (does not include peach area) represents the portion of the BU4 zoning district that is outside of the sensitive use buffers. Two small buildings are fully outside of the buffers.

Baker Amendment #5 (Alternative 5 + Sensitive Uses outside of Newton)

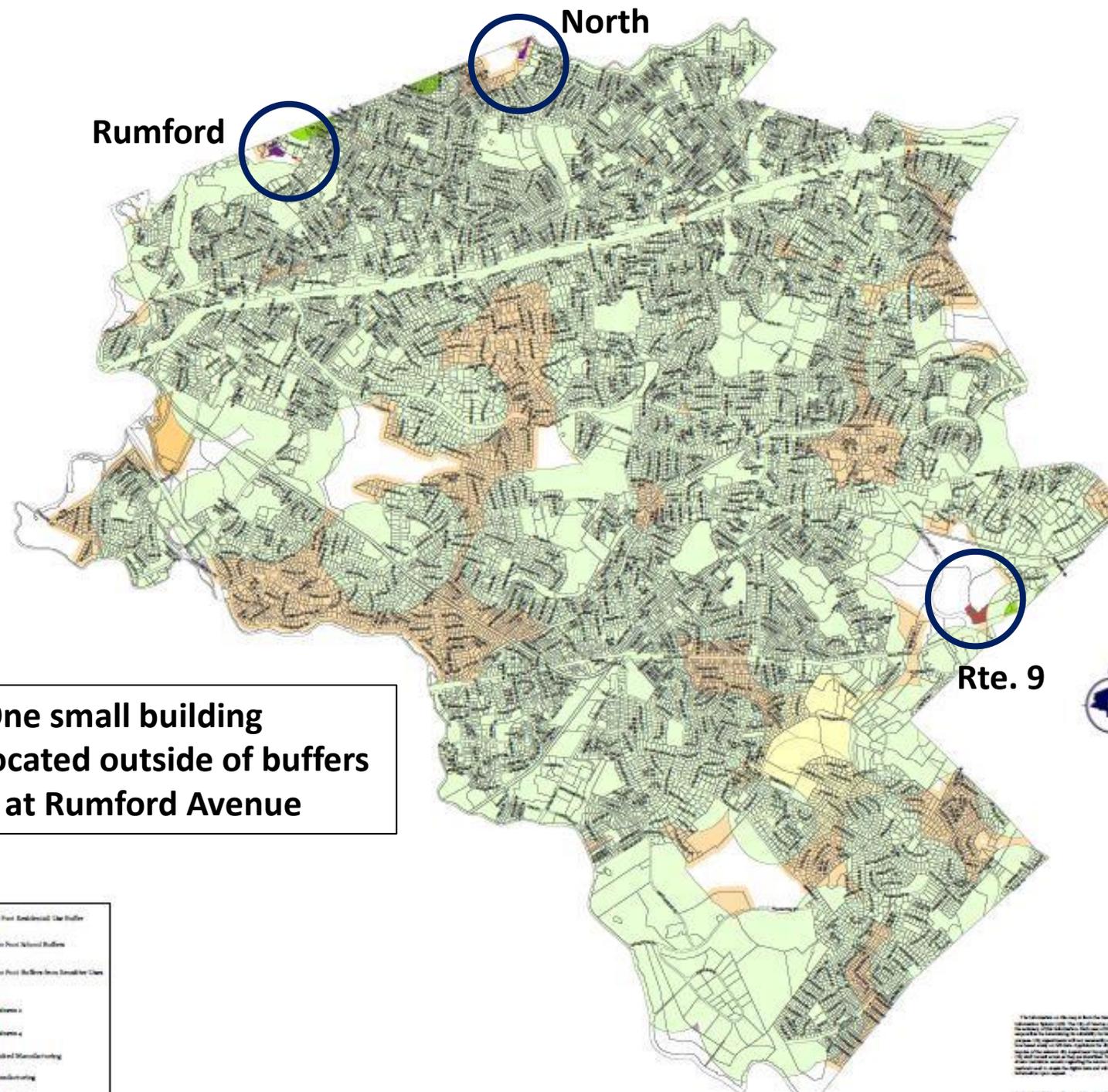
BU2, BU4 & M districts

150-foot Residential Buffers

1,000-foot Buffer for schools, all childcare uses, colleges and universities, parks and playgrounds, libraries, hospitals, and nursing homes

DOES NOT INCLUDE CONSERVATION

SENSITIVE USES IN ADJACENT CITIES ALSO BUFFERED



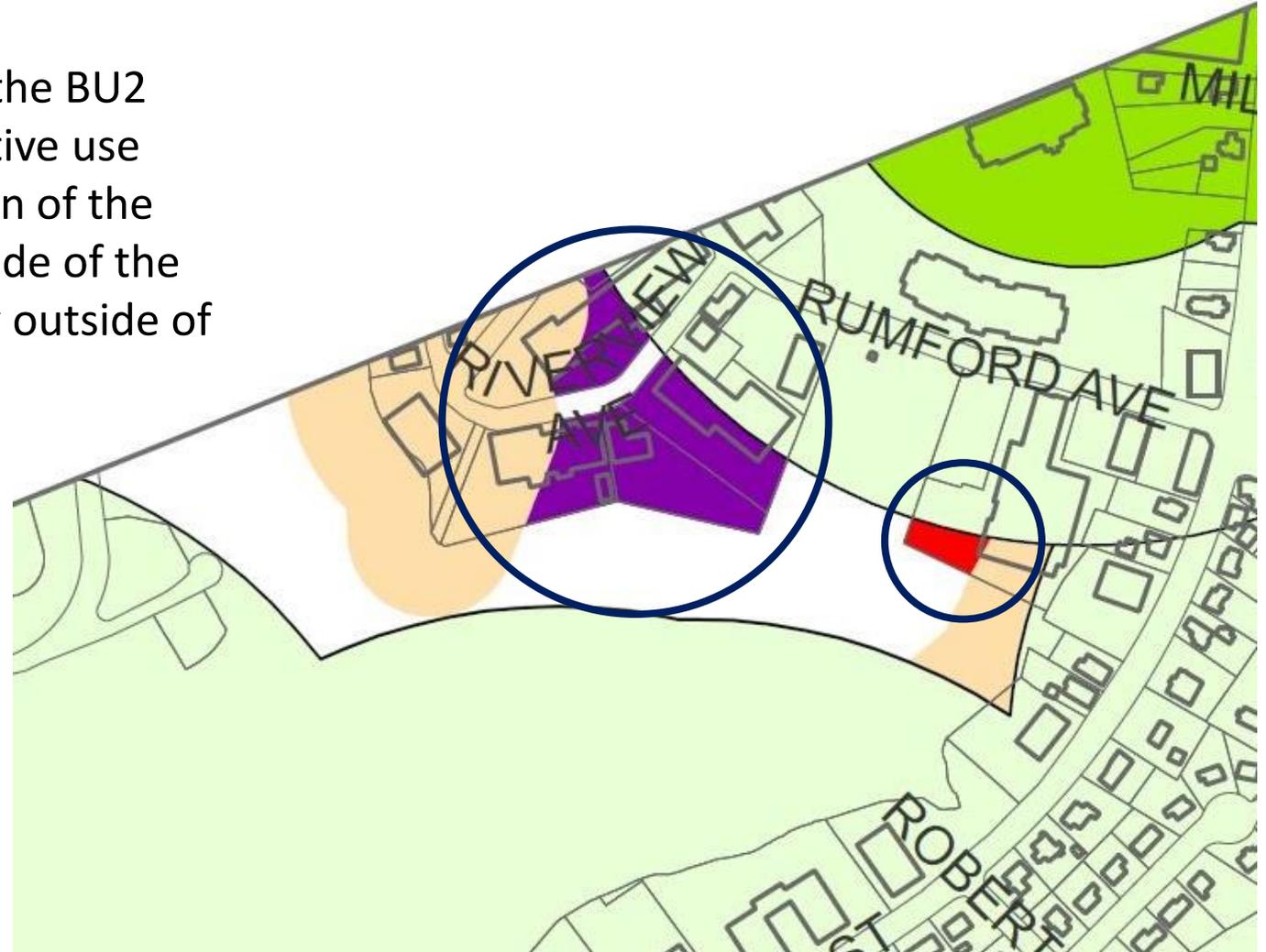
**One small building
located outside of buffers
- at Rumford Avenue**



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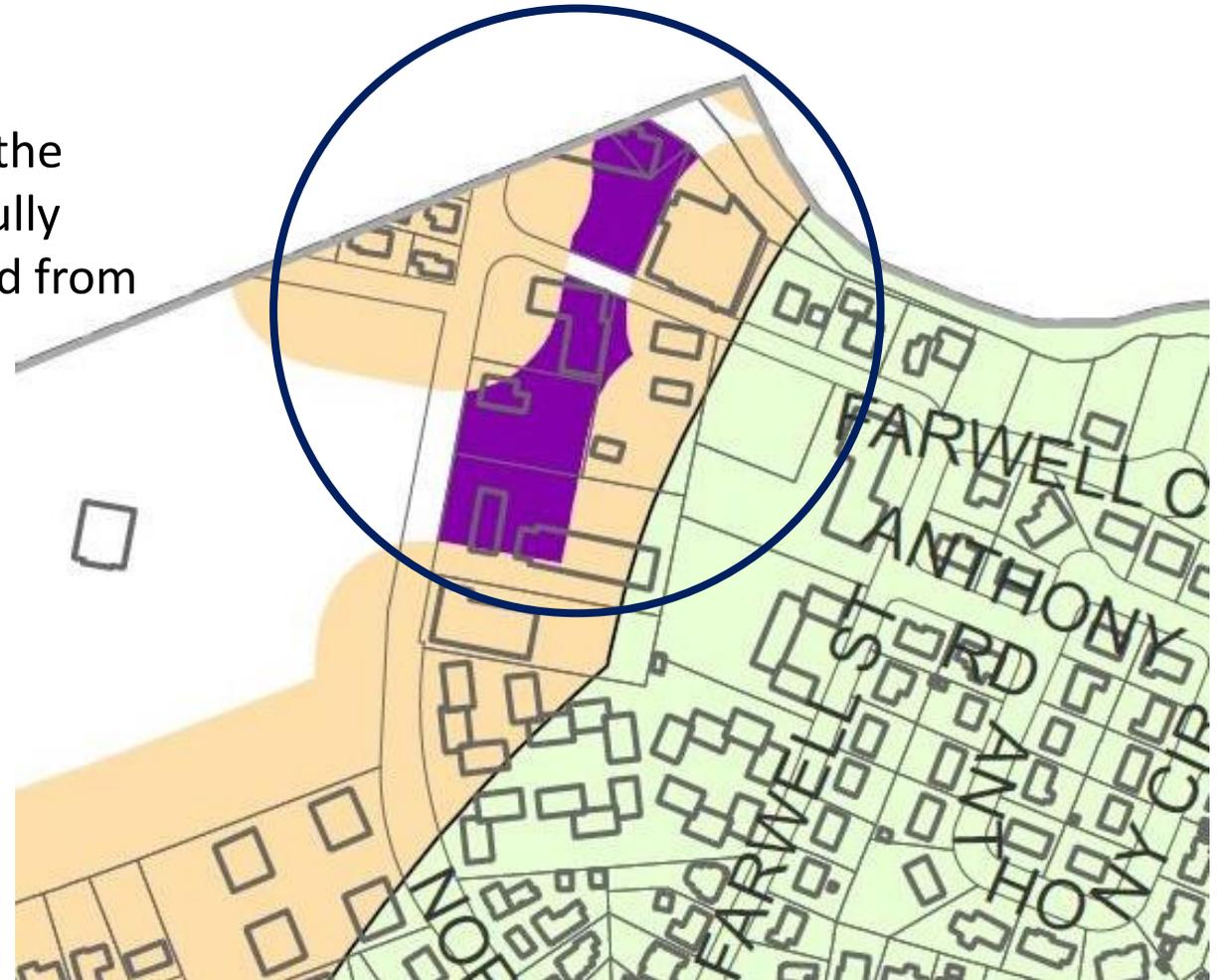
Baker Amendment #5 (Sensitive Uses Outside Newton) – Rumford Ave

Red area represents the small portion of the BU2 zoning district that is outside of the sensitive use buffers. Purple area represents the portion of the Manufacturing zoning district that is outside of the buffers. One small building is located fully outside of the buffers.



Baker Amendment #5 (Sensitive Uses Outside Newton) – North Street

Purple area represents the portion of the Manufacturing zoning district that is outside of the sensitive use buffers. No buildings are located fully outside of the buffers. This area has not changed from Alternative 5 or Amendment #4.



Baker Amendment #5 (Sensitive Uses Outside Newton) – Rte. 9



Brown area represents the portion of the BU4 zoning district that is outside of the sensitive use buffers. No buildings are fully outside of the buffers.