

**City of Salem**  
**First Passage**

*In the year two thousand and eighteen*

**An Ordinance** to amend an Ordinance relative to Zoning

*Be it ordained by the City Council of the City of Salem, as follows:*

**Section 1.** Section 10.0 DEFINITIONS of the Salem Zoning Ordinance is hereby amended by:

a. Inserting the following at the end of the definition of “Dwelling Unit”:

“as defined by the Commonwealth of Massachusetts State Building Code Regulations & Standards 780 CMR

b. Deleting the definition of “Rooming, boarding or lodging house” in its entirety and replacing it with the following:

“Rooming, boarding or lodging house: A house where lodgings are let to four (4) or more persons not within second degree of kindred to the person conducting it, and shall include fraternity houses and dormitories of educational institutions, but shall not include dormitories of charitable or philanthropic institutions or convalescent or nursing homes licensed under section seventy-one of chapter one hundred eleven or rest homes so licensed, or group residences licensed or regulated by agencies of the Commonwealth.”

c. Amending the definition of “General service establishment” by inserting the word “and” immediately before the word “furniture” and deleting the phrase “and the like.”

d. Inserting three new definitions as follows:

“Assisted Living Residences: Offer a combination of housing, meals and personal service care to adults for a fee that includes room and board and services. Assisted living residences are intended for adults who may need some help with activities such as housekeeping, meals, bathing, dressing, and/or medication assistance and who like the security of having assistance available on a 24 hour basis in a home-like and non-institutional environment. Assisted living residences do not provide medical or nursing services and are not designed for people who need serious medical care on an ongoing basis.”

“Site Plan Review: Site plan review is a review process established by the City to protect and promote health, safety, convenience and general welfare of the residents of Salem. Site plan review establishes criteria for the layout, scale, appearance, safety, and environmental impacts of development. Site plan review focuses on parking, traffic, drainage, utilities, landscaping, lighting and other aspects of the proposal to arrive at the best possible design for the location.”

“Zoning Board of Appeals: The Zoning Board of Appeals as established by Chapter 40A, Section 12 of the Massachusetts General Laws.”

**Section 2.** This Ordinance shall be adopted as provided in the City Charter.

In City Council February 22, 2018

Referred to the Planning Board to schedule a joint public hearing with the City Council

Joint Public hearing held on April 9, 2018 and advertised in the Salem News on March 26, 2018 and April 2, 2018

Joint Public Hearing remained open and continue to April 30, 2018 at 6:00 P.M.

April 30, 2018 Continuation of Joint Public Hearing

Joint Public Hearing Closed

Referred to the Planning Board as amended for their recommendations

In City Council May 24, 2018

Referred to the Committee on Ordinances, Licenses and Legal Affairs co-posted with the Committee of the Whole

In City Council June 14, 2018

Adopted for first passage by roll call vote 11 yeas, 0 nays, 0 absent

ATTEST:  
SN 06/20/18

ILENE SIMONS  
CITY CLERK