

**2019 Spring Town Meeting**  
**Article 27**

**MOTION A:**

Move to amend the definition of "Dog Kennel" in the Zoning Bylaws Section I/Article I, **Section 200 – DEFINITIONS**, as follows:

To delete the following definition in its entirety:

**Dog Kennel:** One pack or collection of dogs on a single premises, whether maintained for breeding, boarding, sale, training, hunting or other purposes and including any shop where dogs are on sale, and also including every pack or collection of more than three dogs three months old, or over, owned or kept by a person on a single premises irrespective of the purpose for which they are maintained.

and to add the following definitions to in the appropriate alphabetical order in **Section 200:**

**Commercial Dog Kennel:** An establishment used for boarding, overnight stays or training of more than three (3) dogs that are not the property of the owner of the establishment, at which such services are rendered in exchange for consideration and in the absence of the owner of any such animal; provided, however, a "commercial dog kennel" shall not include an animal shelter or animal control facility, a pet shop licensed under section 39A of chapter 129, a grooming facility operated solely for the purpose of grooming and not for boarding, overnight stays or training or an individual who temporarily, and not in the normal course of business, boards or cares for animals owned by others without consideration.

**Off Site Dog Day Care :** An establishment used for the short term day care of dogs that are not the property of the owner of the establishment, at which such services are rendered in exchange for consideration and in the absence of the owner of any such dogs, provided:

- 1) the parcel of land on which the establishment operates shall be a minimum of five (5) acres in size, 2) all dogs are kept in safe enclosures which are located as far from residential abutting property lines as possible , 3) the dogs are never left unattended and 4) the establishment only provides dog day care services not more than three (3) times a day for no longer than one hour at a time and only on weekdays between the hours of 8 AM and 6 PM.

**On Site Dog Day Care:** An establishment owned and operated by the owner of the property to be used for the short term day care of dogs that are not the property of the owner of the establishment, at which such day care services are rendered in exchange for consideration and in the absence of the owner of any such dogs provided 1) all dogs are kept in safe enclosures when outside and the enclosure in which are located as far from residential abutting property lines as possible, 3) the dogs are never left unattended and 4), the establishment only provides dog day care services on weekdays between the hours of 8 AM and 6 PM.

**Personal Dog Kennel:** A pack or collection of more than three (3) dogs, owned or kept under single ownership, for private personal use and not for profit.

**MOTION B:**

Move to amend **Section III-A.2 USE REGULATION SCHEDULE, OTHER USES**, Use #53, as follows:

- 1) Change Use #53 from “Dog Kennel” to “Commercial Dog Kennel”;
- 2) Add a new Use #53A entitled “Off Site Dog Day Care ”
- 3) Add a new Use # 53B entitled “On Site Dog Day Care”
- 4) Add a new Use # 53C entitled “Personal Dog Kennel”
- 5) Change Use #53 by changing the “A” to “O” in the zoning districts RG and RS columns
- 6) Add a new use regulation table for Use # 53A to include an “A” in the zoning districts RG, RS and CII columns and to include an “O” in all other zoning district columns except DM which shall remain (\*)
- 7) Add a new use regulation table for Use # 53B to include an “A” in the zoning district RG, RS and CII columns and to include an “O” in all other zoning district columns except DM which shall remain (\*)
- 8) Add a new use regulation table for Use # 53C to include an “A” in the zoning district RG, RM and RS and CII columns and to include an “O” in all other zoning district columns except DM which shall remain (\*)

So that the applicable chart in **Section III – A.2 – USE REGULATIONS SCHEDULE**, Use #53 now reads:

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OTHER USES	RG	RM	RS	PCD	SH	AP	DM	CII	INI	INII	H
53. Commercial Dog Kennel	O	O	O	O	O	O	(*)	A	O	O	O
53A. Off Site Dog Day Care	A	O	A	O	O	O	(*)	A	O	O	O
53B. On Site Dog Day Care	A	O	A	O	O	O	(*)	A	O	O	O
53C. Personal Dog Kennel	A	A	A	O	O	O	(*)	O	O	O	O

“