

Introduced: 07/22/04  
Second Read/Pub Hrg: 08/19/04  
Third Read/Pub Hrg.: 09/02/04  
Fourth Read/Pub Hrg: 09/27/04  
Adopted: 09/27/04

**ORDINANCE 2004-12**  
***AN AMENDMENT TO THE ZONING ORDINANCE***  
***RELATING TO THE REZONING OF MAP 7, LOT 75***

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**WHEREAS** the Londonderry Planning Board voted on July 14, 2004 to recommend that Map 7, Lot 75 be rezoned from AR-1 to C-1; and

**WHEREAS** the Planning Board further recommends that said rezoning be effective with the following conditions:

- 1) No curb cuts or vehicle access from Lot 75 to Gilcreast Road. The Planning Board shall have the authority to waive this condition for possible emergency access or access to the historic home should it remain on the site.
- 2) Prior to the issuance of a demolition permit for the existing house dwelling upon the property, the property owner shall submit an appropriate instrument of transfer, for consideration of one dollar, to the Town of Londonderry for the above foundation improvements of the existing house dwelling, which instrument shall be conditioned upon (i) any portion of the subject dwelling not relocated off the property within 120 days of submittal of the instrument of transfer, but not prior to August 1, 2005, shall be deemed to be abandoned by the Town of Londonderry and thereafter forfeited, (ii) that the property owner grants the Town of Londonderry a temporary work license to perform the relocation, and (iii) that the transfer shall not be effective until the Town of Londonderry relocated the house dwelling; and
- 3) No truck traffic from future commercial use to use Gilcreast Road for access to the site; truck traffic shall be directed to Rte. 102 through the existing access easement on the Hannaford property or through other access points.

**WHEREAS** the Londonderry Town Council is vested with the power to effect such changes to the Zoning Ordinance; and,

***NOW THEREFORE BE IT ORDAINED*** by the Town Council of the Town of Londonderry that the Town Zoning Map be amended to reflect the rezoning listed above, to become effective upon compliance with the conditions as recommended by the Planning Board.

Martin L. Bove  
Chairman - Londonderry Town Council

***A TRUE COPY ATTEST:***

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*Marguerite Seymour - Town Clerk*  
09/27/04

*Town Seal*