

Section 12.28.010 Use Regulations for Preexisting Nonconforming Uses
Docket #256-26

“Preexisting nonconforming uses, lots, buildings or structures in the Residential Office, all business and all industrial zoning districts, other than those provided for in Paragraph B, may be reconstructed in the same or lesser dimensions ~~and occupied for the same use,~~ or extended, structurally changed or altered only for the same use or a use allowed ~~by right~~ in the district, by special permit granted by the Planning Board provided said Board finds that said reconstruction or, extension, structural change, or alteration is not more detrimental to the neighborhood; and provided however that a structural change or alteration that does not increase the size of the building shall not require a special permit. ~~Change of use without extension or structural change may only be to a use allowed by right in the district and shall not require a special permit; except for Marijuana Retailer, Marijuana Cultivator, Independent Marijuana Testing Laboratory, Marijuana Product Manufacturer, Marijuana Research Facility and Marijuana Transporter, where a special permit shall be required by the City Council in accordance with MCC 12.12.190, in all cases, whether or not there is extension or structural change.”~~

6/16/26