

**ORDINANCE No. 2022-8**

**AN ORDINANCE IN AMENDMENT TO  
THE BARRINGTON ZONING ORDINANCE**

IT IS HEREBY ORDAINED by the Town Council of Barrington, Rhode Island, that the Zoning Ordinance of the Town of Barrington, Article IV, Use Regulation, Section 185-8(C) Open Recreation Uses, & Section 185-9, Accessory Uses, be amended to read as follows:

\* \* \*

**PART II – GENERAL LEGISLATION**

\* \* \*

**CHAPTER 185 – ZONING**

\* \* \*

Sec. 185-5. Terms defined.

\* \* \*

Accessory Outdoor Event Use – An event where people gather at a property on a particular date and time to engage in a common social activity, where all or some portion of the activity takes place outdoors, and where the event is customarily incidental and subordinate to the principal use of the property. Such events include, but are not limited to, weddings, wedding receptions, reunions, birthday parties, bar mitzvahs, quinceañeras, and other similar events.

\* \* \*

Outdoor Event Use – A property where the principal use is as a venue for social gatherings such as weddings, wedding receptions, reunions, birthday parties, bar mitzvahs, quinceañeras, and other similar events, where all or some portion of the event takes place outdoors.

\* \* \*

Sec. 185-8. Interpretation of Zoning Use Table

\* \* \*

C. Open recreation uses.

	WR	C	OS-P	OS-A	RE	AR	R-40	R-25	R-10	NB/RBF	B	WB	LM	EH	GI	SRV
Golf course, not including commercial driving range or miniature golf course	N	N	N	S	S	N	N	N	N	N	N	N	N	N	N	N

Public or private park	N	N	S	P	S	S	S	S	S	S	S	S	S	S	P	P
Public or private bathing beach	N	N	P	P	S	N	S	S	S	N	N	S	N	S	N	P
Public or commercial swimming pool	N	N	N	P	S	N	S	S	N	N	S	S	N	S	N	P
Swimming pool accessory to a dwelling	N	N	N	N	N	P	P	P	P	P	N	N	N	P	N	P
Riding stable	N	N	N	S	S	P	N	N	N	N	N	N	N	N	N	N
Day camp for children or youth	N	N	S	S	S	S	N	N	N	N	N	N	N	N	N	N
Other open commercial recreation	N	N	N	S	S	N	N	N	N	N	S	S	N	N	N	N
Outdoor Event Use	S	S	N	S	S	S	N	N	N	S	P	P	S	S	S	S
Accessory Outdoor Event Use <sup>1</sup>	N	N	N	S	S	S	S	S	S	S	P	P	S	S	S	S

NOTES:

<sup>1</sup> Accessory Outdoor Event Use that has fifty people or less, or that has more than fifty (50) people but occurs no more than ~~two (2)~~ **four (4)** days in any calendar year, shall be permitted by right in all zones.

\* \* \*

Sec. 185-9. Accessory uses.

Accessory uses or structures, as defined in Article II, shall be regulated within all zoning districts as follows:

- A. Any accessory use or structure for the operation of a use permitted in any zoning district, and located on the lot or site with the principal use or structure, shall also be permitted in said zoning district, subject to the limitations in subsection (C) below.
- B. Any accessory use or structure for the operation of a use allowed by special use permit in any zoning district or for which a deviation was obtained, and located on the lot or site with the principal use or structure, shall be allowed by special use permit in said zoning district.

\* \* \*

This Ordinance shall take effect upon its passage.

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Council Member

Filed: February 28, 2022

Introduced: March 7, 2022

Amended: May 2, 2022

Adopted: May 2, 2022

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Public or private bathing beach	N	N	P	P	S	N	S	S	S	N	N	S	N	S	N	P
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Swimming pool accessory to a dwelling	N	N	N	N	N	P	P	P	P	P	N	N	N	P	N	P
Riding stable	N	N	N	S	S	P	N	N	N	N	N	N	N	N	N	N
Day camp for children or youth	N	N	S	S	S	S	N	N	N	N	N	N	N	N	N	N
Other open commercial recreation	N	N	N	S	S	N	N	N	N	N	S	S	N	N	N	N
Outdoor Event Use	S	S	N	S	S	S	N	N	N	S	P	P	S	S	S	S
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Council Member

Filed: February 28, 2022

Introduced: March 7, 2022

Amended:

Adopted:

# LEGAL NOTICE

## TOWN OF BARRINGTON PROPOSED ZONING ORDINANCE AMENDMENT – OUTDOOR EVENT ZONING AND SHORT-TERM RENTALS NOTICE OF PUBLIC HEARING

The Barrington Town Council will hold a public hearing on May 2, 2022, at 7:00 p.m. for consideration of proposed amendments to the Zoning Ordinance. Members of the public may attend in person at the Barrington Middle School – Presentation Room 1402, 261 Middle Highway, Barrington, RI 02806. If this meeting is held in a hybrid or remote format allowing remote participation by members of the public, the login information for accessing the meeting remotely will be available on the meeting agenda posted on the Secretary of State's website.

The proposed amendments to the Zoning Ordinance would create Article XXXII, adding Sections 185-230 through 185-235 to the Zoning Ordinance, which would regulate the short-term rental of residential dwelling units. Further, the definition section of the Zoning Ordinance, Sec. 185-5, and the use table for open recreation uses, Sec. 185-8(C), will be amended to define a newly created Outdoor Event Use and Accessory Outdoor Event Use and regulate the manner in which and in what zones these newly added uses will be allowed.

All interested parties may review, examine, and obtain a copy of the proposed zoning ordinance amendments by contacting the Barrington Town Clerk's Office between the hours of 8:30 a.m. and 4:30 p.m.

At the public hearing opportunity will be given to all interested persons to be heard upon the proposed zone change. The proposal may be altered or amended prior to the close of the public hearing without further advertising, as a result of further study or because of the views expressed at the public hearing. Any such alteration must be presented for comment in the course of said hearing.

By order of the Barrington Town Council

Meredith J. DeSisto, Town Clerk

# BARRINGTON PLANNING BOARD

## MEETING MINUTES [EXCERPT]

Regular Meeting

7:00 p.m. Tuesday, March 1, 2022

Council Chambers – 283 County Road, Barrington, RI

### 1. Call to Order

Chair Jared Wallace called the meeting to order at 7:05 p.m.

### 2. Roll Call and Determination of Quorum

*In attendance:*), Bill Kurtz, Greg Lucini, Brian Morley (1<sup>st</sup> Alternate), Jared Wallace (Chair)

*Absent:* Kathleen Berard (1<sup>st</sup> Alternate), Roni Phipps (Vice Chair), Mariana Silva-Buck, Richard Simms

*Also in attendance:* Teresa Crean, Director of Planning, Building and Resiliency; Andy Teitz, Town Solicitor; Isabelle Gillibrand, Planning Board Clerk, Carl Kustell, Council Liaison

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### 4. New Business

#### 4.1 Discuss and Act: Ordinance Amendments on Short-Term Rentals and Zoning for Outdoor Events

Solicitor Teitz summarized the drafts provided to the Board and its iterations, and context behind the proposed amendments, summarizing the Rhode Island School of Design (RISD) litigation with the Town. The Board discussed components of the ordinance amendments, including the number of people that can be there with rentals, and registration with the Town, both how that will be done and enforced.

Solicitor Teitz noted how the Zoning for Outdoor Events amendment to compliment the Short-Term Rental one. The goal of these amendments will be to mitigate the complaints regarding noise, parking, and related concerns. Solicitor Teitz then discussed Newport as an example of Air BnB and how the city has handled that. Solicitor Teitz concluded that the ordinance amendment asks those who participate in short-term rentals to track how many days a property is used as a short-term rental. Further discussion about the of amount of people and number of events ensued. The Board and Solicitor agreed to change the language from two events per calendar year to four events and leaving the number of permitted attendees at 50.

***MOTION: Member Lucini, seconded by Member Kurtz, made a motion to recommend the ordinance amendments to the Town Council with the amendment***



*changing two events per year to four, finding that the amendments are consistent with Comprehensive Plan. Motion carried unanimously (4-0).*

W. Kurtz: Yea

B. Morley: Yea

G. Lucini: Yea

J. Wallace: Yea