ARTICLE 13 - NON-RESIDENTIAL ALLOWED USES TABLES

13.1. ORGANIZING NON-RESIDENTIAL USES AND ACTIVITIES

For the purposes of this Ordinance, land use activities are organized into two basic categories: Residential and Non-Residential. Non-Residential uses include Commercial, Industrial, Institutional, Resource-Based and Transportation & Utilities land use and activities. Some Resource-Based uses are Commercial and some are Non-Commercial. The terms 'General Commercial', 'General Industrial', and 'General Institutional' refer to uses that are not resource-based.

- **13.1.1.** Commercial uses and activities are sorted into seven categories (See definitions for further detail).
- Category 1: Retail Shops and Stores
- Category 2: Sales and Display Lots
- Category 3: Service Businesses
- Category 4: Offices and Clinics
- Category 5: Accommodations and Restaurants
- Category 6: Indoor Recreational and Entertainment Facilities (family and adult subcategories)
- Category 7: Outdoor Recreational and Entertainment Facilities
 - **13.1.1.1.** Categories 1, 2, 3, 4, 5, and 6 are 'General Commercial' uses. General Commercial uses will be assessed for impact and assigned a Tier classification according to the provisions of Article 12. Permitting and approval requirements for allowed General Commercial uses are found in **Table 13 A**.
 - **13.1.1.2.** Category 7 uses are 'Commercial Resource-based' uses. Permitting and approval for allowed commercial Resource-Based uses are found in **Table 13 E.**
- **13.1.2.** General Institutional uses will all be assessed for impact and the permitting and approval requirements are found in **Table 13 B**.
- **13.1.3.** General Industrial uses will all be assessed for impact and the permitting and approval requirements are found in **Table 13 C**.
- **13.1.4.** Transportation and Utility uses are subject to assessment of impact as deemed necessary by the Planning Board. Permitting and approval requirements for transportation and utility uses are found in **Table 13 D**.
- **13.1.5.** Resource-based uses and activities are sorted into four Groups.
 - Group 1: Agricultural
 - Group 2: Forestry
 - Group 3: Extractive Industries and Earth Materials
 - Group 4: Recreation

Each of the Groups is further divided into commercial and non-commercial uses and activities. Most Resource-based use applications will be assessed for impact and the Tier procedure of **Article 12** will be followed. Permitting and approval requirements for allowed Resource-Based uses are found in **Table 13 E**.

13.2. GENERAL COMMERCIAL USES AND ACTIVITIES

13.2.1. These activities and uses are assigned to one of seven categories. The seven categories are: retail shops and stores, sales and display lots, service businesses, offices and clinics, restaurants and accommodations, outdoor recreation and entertainment facilities and indoor recreation and entertainment facilities. Indoor recreation and entertainment facilities are further divided into the two subcategories of adult entertainment establishments and family amusement facilities.

13.2.2. COMMERCIAL USES TABLES

TABLE 13 A: PERMITTING AND APPROVAL OF GENERAL COMMERCIAL USES AND ACTIVITIES

A=allowed without permit N=not allowed C=requires CEO permit, no Planning Board review P=requires Planning Board review before any CEO permitting

TABLE 13 A: CATEGORY 1: RETAIL SHOPS & STORES

SMALL RETAIL SHOPS include the following and those similar: Convenience and variety stores without fuel service, florist, gift and souvenir shops, antique shop, craft supplies, clothing boutique, electronics, fish market, etc.

LARGER RETAIL STORES include the following and those similar: Grocery store, carpet and tile sales, furniture sales, big box stores, tire and automotive parts stores, hardware store, etc., and larger retail shops.

CATEGORY 1 GENERAL COMMERCIAL USES	GROWTH MANAGEMENT AREA		
	GMA 1	GMA 2	GMA 3
TIER 2: Light impact Retail Shops	P (Not allowed in GMA 1B)	Р	N
TIER 3 Low Impact: Larger retail stores and small commercial complex	P, (Not allowed in GMA 1B)	N	N
TIER 3 Moderate Impact: Large commercial complexes	P, (Not allowed in GMA 1B)	N	N
TIER 3 High Impact: Large retail stores and malls	P, (Not allowed in GMA 1B)	N	N

TABLE 13 A: CATEGORY 2: SALES AND DISPLAY LOTS

SALES AND DISPLAY LOTS include the following and those similar: Auction barns, flea markets, garden supply and landscape contractors, nurseries, lumber yard and building materials (with no manufacturing), auto sales, RV, boats and snowmobile sales, lawn and garden equipment sales, manufactured housing and mobile home display and sales lots, concrete and stone products sales, etc.

	GROWTH MANAGEMENT AREA		
CATEGORY 2 GENERAL COMMERCIAL USES	GMA 1	GMA 2	GMA 3
TIER 2: Light impact Sales and Display Lots	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Low Impact Sales and Display Lots	P, (Not allowed in GMA 1B)	N	N
TIER 3 Moderate Impact Sales and Display Lots	P, (Not allowed in GMA 1B)	N	N
TIER 3 High Impact Sales and Display Lots	P, (Not allowed in GMA 1B)	N	N

TABLE 13 A: CATEGORY 3: SERVICE BUSINESSES

SERVICE BUSINESSES include the following and those similar: Banks, financial institutions, contractors' offices and sales only, site work contractor, convenience store with fuel service, funeral home, gymnasium, health club, spa, laundry, dry cleaners, redemption center, engine repair, repair other than engine, self-storage building, copying and printing, barber and beauty shops, car and truck rental, etc.

	GROWTH MANAGEMENT AREA		
CATEGORY 3 GENERAL COMMERCIAL USES	GMA 1	GMA 2	GMA 3
TIER 2: Light impact Service Businesses	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Low Impact Service Businesses	P, (Not allowed in GMA 1B)	N	N
TIER 3 Moderate Impact Service Businesses	P, (Not allowed in GMA 1B)	N	N
TIER 3 High Impact Service Businesses	P, (Not allowed in GMA 1B)	N	N

TABLE 13 A: CATEGORY 4: OFFICES AND CLINICS

OFFICES AND CLINICS include the following and those similar: insurance agency, realty, accountant, law office, investment advisor, medical doctor, dentist, optometrist, counselor, therapist, non-residential medical and counseling clinics, veterinarian, etc.

CATEGORY 4 GENERAL	GROWTH MANAGEMENT AREA		
COMMERCIAL USES	GMA 1	GMA 2	GMA 3
TIER 2: Light impact Professional and Business Offices	Р	Р	N
TIER 3 Low Impact Professional and Business Offices and Clinics	P, (Not allowed in GMA 1B)	N	N
TIER 3 Moderate Impact Professional and Business Offices and Clinics	P, (Not allowed in GMA 1B)	N	N
TIER 3 High Impact Professional and Business Offices and Clinics	P, (Not allowed in GMA 1B)	N	N

TABLE 13 A: CATEGORY 5: ACCOMMODATIONS AND RESTAURANTS

ACCOMMODATIONS AND RESTAURANTS include the following and those similar: motels, hotels, inns, restaurants, catering with or without banquet or rental space, etc.

CATEGORY 5 GENERAL	GROWTH MANAGEMENT AREA		
COMMERCIAL USES	GMA 1	GMA 2	GMA 3
TIER 2: Light impact motels, hotels and inns; restaurants and eating establishments	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Low Impact motels, hotels and inns; restaurants and eating establishments	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Moderate Impact motels, hotels and inns; restaurants and eating establishments	P, (Not allowed in GMA 1B)	N	N
TIER 3 High Impact motels, hotels and inns; restaurants and eating establishments	P, (Not allowed in GMA 1B)	N	N

TABLE 13 A: CATEGORY 6: INDOOR RECREATION AND ENTERTAINMENT FACILITIES

INDOOR RECREATION AND ENTERTAINMENT FACILITIES are divided into two subcategories according to the nature of the facility. Adult entertainment establishments include adult bookstores, massage parlors, cocktail lounges, taverns, bottle clubs, topless bars, etc. Family amusement facilities include movie theaters, billiard rooms, bowling alleys, roller skating rinks, ice skating rinks, arcades, etc. An indoor family recreational use secondary to an outdoor recreational use permitted under Table 13 E, Group 4 may be allowed subject to Site Plan Review by the Planning Board.

CATEGORY 6 GENERAL	GROWTH MAN	AGEMENT AF	REA
COMMERCIAL USES	GMA 1	GMA 2	GMA 3
TIER 2: Light impact Family amusement facilities	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Low Impact Family amusement facilities	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Moderate Impact Family amusement facilities	P, (Not allowed in GMA 1B)	N	N
TIER 3 High Impact Family amusement facilities	P, (Not allowed in GMA 1B)	N	N
TIER 3 Low Impact Adult entertainment establishments	P, (Only allowed in GMA 1-B)	N	N
TIER 3 Moderate Impact Adult entertainment establishments	P, (Only allowed in GMA 1-B)	N	N
TIER 3 High Impact Adult entertainment establishments	P, (Only allowed in GMA 1-B)	N	N

13.2.3. CATEGORY 7: OUTDOOR RECREATION AND ENTERTAINMENT FACILITIES

OUTDOOR RECREATION AND ENTERTAINMENT FACILITIES are set out in **Article 13, Table 13E, Group 4 Commercial Recreation.** These uses include outdoor commercial resource-based land use facilities such as: campgrounds, golf courses, tennis courts, race tracks, and other facilities intended for use by paying customers. They also include youth camps, retreats and lodges.

13.3. GENERAL INSTITUTIONAL USES AND ACTIVITIES

13.3.1. Examples include: provide public service structure and support to the community. These uses are often tax-exempt. They include cemeteries, churches, schools, museums, libraries, municipal offices, public safety facilities, congregate housing, group homes, residential health care facilities, clinics, nursing homes, day care centers and service clubs. Long term

planned management of institutional development can provide efficient and economical service delivery.

13.3.2. GENERAL INSTITUTIONAL USES TABLES.

TABLE 13 B: PERMITTING AND APPROVAL OF GENERAL INSTITUTIONAL USES AND ACTIVITIES

A=allowed without permit N=not allowed C=requires CEO permit, no Planning Board review P=requires CEO permit following Planning Board review

GENERAL INSTITUTIONAL USES	GROWTH MANAGEMENT AREA		REA
AND ACTIVITIES	GMA 1	GMA 2	GMA 3
TIER 2: Light-impact institutional uses	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Low Impact: Small, low-impact institutional uses	P, (Not allowed in GMA 1B)	Р	N
TIER 3 Moderate Impact: Medium size, moderate-impact institutional uses	P (Not allowed in GMA 1A or 1B)	N	N
TIER 3 High Impact: Large, high- impact institutional uses	P (Not allowed in GMA 1A or 1B)	N	N

13.4. GENERAL INDUSTRIAL USES AND ACTIVITIES

13.4.1. Examples include the following and those similar: Bulk oil and fuel storage, in excess of 50 gallons, except for on-site heating purposes; Construction equipment storage yard; Food processing and freezing facility; Junk yard, Automobile Graveyard or Recycling Business; Light Manufacturing Assembly Plant; Lumber Yard and Mill; Manufacturing facility; Newspaper and Printing Facility; Sewage Collection and Treatment Facility; Solid Waste Transfer Station; Transportation Facility and Terminal Yard; Warehouse.

13.4.2. GENERAL INDUSTRIAL USES AND ACTIVITIES TABLES

TABLE 13 C: PERMITTING AND APPROVAL OF GENERAL INDUSTRIAL USES AND ACTIVITIES

A=allowed without permit N=not allowed C=requires CEO permit, no Planning Board review P=requires CEO permit following Planning Board review

	GROWTH MANAGEMENT AREA		
GENERAL INDUSTRIAL USES AND ACTIVITIES	GMA 1	GMA 2	GMA 3
TIER 2: Light-impact Industrial uses	Р	Р	N
TIER 3 Low Impact: Small, low- impact industrial uses	Р	N	N
TIER 3 Moderate Impact: Medium size, moderate-impact industrial uses	P, (Only allowed in GMA 1B)	N	N
TIER 3 High Impact: Large, high- impact industrial uses	P, (Only allowed in GMA 1B)	N	N

13.5. TRANSPORTATION AND UTILITY USES

13.5.1. These uses include providing infrastructure for development. These uses include road construction projects of all sizes; major cross-country transmission lines and minor roadside distribution lines for essential services, service drops, wind turbines and telecommunication towers.

13.5.2. TRANSPORTATION AND UTILITY USES TABLES

TABLE 13 D: PERMITTING AND APPROVAL OF TRANSPORTATION AND UTILITY USES AND ACTIVITIES

(For allowed uses and permitting authority in the Shoreland Overlay Area, see Article 9, Table 9A.)

A=allowed without permit N=not allowed C=requires CEO permit, no Planning Board review P=requires CEO permit following Planning Board review

	GROWTH MANAGEMENT AREA		
TRANSPORTATION AND UTILITY USES	GMA 1	GMA 2	GMA 3
Service drops to allowed uses	А	А	А
Tier 2 Unspecified Light impact uses	С	С	С
Essential Services, minor roadside distribution lines	С	С	С
Road construction projects which are not part of projects requiring Planning Board review	С	С	С
Accessory structures, services or uses that are essential for the exercise of a use listed above	С	С	С
Tier 3 Unspecified Low, Moderate and High impact uses	Р	Р	Р
Small Wind Energy Systems (Article 14.7.)	Р	Р	Р
Road construction projects which are part of projects requiring Planning Board review	Р	Р	Р
Essential Services, major cross-country transmission lines	P, not in GMA 1A	Р	Р
Wind Energy Facilities (Large) (Article 14.8.)	N	N	Р

13.6. RESOURCE-BASED USES

13.6.1. Uses involve direct use of the land. These uses cover a wide range of forestry, agricultural, extractive and excavation and recreational activities.

13.6.2. RESOURCE-BASED USES TABLES

TABLE 13 E: PERMITTING AND APPROVAL OF RESOURCE-BASED USES AND ACTIVITIES

Key to Table

A=allowed without permit, but use must be in compliance with land use standards N=not allowed

C=requires CEO permit, no Planning Board review

P=requires CEO permit following Planning Board review

(For allowed uses and permitting authority in the Shoreland Overlay Area, see Article 9, Table 9A.)

NON-COMMERCIAL RESOURCE-BASED USES NOT REQUIRING IMPACT ASSESSMENT

TABLE 13 E: NON-COMMERCIAL RESOURCE-	GROWTH MANAGEMENT AREA		
BASED USES AND ACTIVITIES	GMA 1	GMA 2	GMA 3
Individual private campsites	А	А	А
Firewood processing for one's own use	А	Α	Α
Home gardens and the keeping of domestic animals as pets	A	А	А
Primitive outdoor recreational activities w/o structures including hiking, fishing, hunting, canoeing, kayaking, picnicking, and other activities that do not involve overnight stays or admission or use charges	A	A	A

RESOURCE-BASED USES REQUIRING IMPACT ASSESSMENT

TABLE 13 E: GROUP 1: AGRICULTURAL USES AND ACTIVITIES

Includes the following and those similar: the production, keeping or maintenance of plants and/or animals, including but not limited to forages and sod crops; grains and seed crops; dairy animals and dairy products; poultry and poultry products; livestock; fruits and vegetables; and ornamental and green house products. Also included are: agricultural product processing, animal breeding and care, boarding stables, boarding kennels, veterinarian clinics, greenhouses, nurseries, and roadside produce stands.

COMMERCIAL AGRICULTURAL	GROWTH MANAGEMENT AREA		
USES AND ACTIVITIES	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses	С	С	С
TIER 3 Low Impact: Small, low impact uses	С	С	С
TIER 3 Moderate Impact: Medium size, moderate impact uses	N	Р	Р
TIER 3 High Impact: Large, high impact uses	N	Р	Р

TABLE 13 E: GROUP 1 (continued)	GROWTH MANAGEMENT AREA		
NON-COMMERCIAL AGRICULTURAL USES AND ACTIVITIES	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses	Α	Α	А
TIER 3 Low Impact: Small, low impact uses	А	А	Α
TIER 3 Moderate Impact: Medium size, moderate impact uses	С	С	С
TIER 3 High Impact: Large, high impact uses	N	Р	Р
(These will be treated as though they were Tier 3 High Impact Commercial Agricultural Uses and Activities)			

TABLE 13 E: GROUP 2: FORESTRY USES AND ACTIVITIES

Includes the following and those similar: firewood processing, and portable sawmill operations

COMMERCIAL FORESTRY USES AND ACTIVITIES	GROWTH MANAGEMENT AREA		
	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses	А	Α	Α
TIER 3 Low Impact: Small, low impact uses	А	Α	А
TIER 3 Moderate Impact: Medium size, moderate impact uses	С	А	А
TIER 3 High Impact: Large, high impact uses	С	Α	А
NON-COMMERCIAL FORESTRY USES AND ACTIVITIES	GROWTH MANAGEMENT AREA		
	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses	А	Α	Α
TIER 3 Low Impact: Small, low impact uses	А	Α	А
TIER 3 Moderate Impact: Medium size, moderate impact uses	А	А	А
TIER 3 High Impact: Large, high impact uses	А	А	А

TABLE 13 E: GROUP 3: EXTRACTIVE AND EARTH MATERIALS USES AND ACTIVITIES Includes the following and those similar: gravel pits, quarries, earth materials processing operations, mineral excavation and mineral exploration.

COMMERCIAL EXTRACTIVE AND EARTH MATERIALS USES AND ACTIVITIES	GROWTH MANAGEMENT AREA		
	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses	Α	Α	Α
(excavation, removal or fill of less than 250 cubic yards except in the Shoreland Management Area)			
TIER 3 Low Impact: Small, low impact uses (excavation, removal or fill of 250 cubic yards or more but less than 5 affected acres)	C, (not in GMA 1A)	С	С
TIER 3 Moderate Impact: Medium size, moderate impact uses (excavation, removal or fill affecting 5 to 10 acres)	P, (not in GMA 1A or GMA 1B)	Р	Р
TIER 3 High Impact: Large, high impact uses (excavation, removal or fill affecting more than 10 acres)	N	Р	Р

NON-COMMERCIAL EXTRACTIVE AND EARTH MATERIALS USES AND ACTIVITIES Principally, these include those uses and activities secondary to a permitted use.	GROWTH MANAGEMENT AREA		
	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses (excavation, removal or fill of less than 250 cubic yards except in the Shoreland Management Area)	А	А	А
TIER 3 Low Impact: Small, low impact uses (excavation, removal or fill of 250 cubic yards or more but less than 5 affected acres)	C, (not in GMA 1A)	С	С
TIER 3 Moderate Impact: Medium size, moderate impact uses (excavation, removal or fill affecting 5 to 10 acres)	P, (not in GMA 1A or GMA 1B)	Р	Р
TIER 3 High Impact: Large, high impact uses (excavation, removal or fill affecting more than 10 acres)	N	Р	Р

TABLE 13 E: GROUP 4: RECREATIONAL USES AND ACTIVITIES			
COMMERCIAL RECREATIONAL USES AND ACTIVITIES Includes the following and those similar: Category 7 Outdoor Recreational and Entertainment Facilities which includes campgrounds, golf courses, tennis courts, race tracks, ski park, ski slope, rappelling tower and other facilities intended for use by paying customers. They also include youth camps, retreats and lodges if they are operated as a commercial enterprise.	GROWTH MANAGEMENT AREA		
	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses	Р	Р	С
TIER 3 Low Impact: Small, low impact uses	Р	Р	Р
TIER 3 Moderate Impact: Medium size, moderate impact uses	Р	Р	Р
TIER 3 High Impact: Large, high impact uses	P, (not in GMA 1A)	Р	Р
NON-COMMERCIAL RECREATIONAL USES AND ACTIVITIES Includes public facilities such as the following and those similar: parks, playgrounds, boat launch facilities, and other facilities intended for use by the general public without charge. Nominal fees may be charged to provide for maintenance costs of the facility. It also includes private facilities intended for use by private groups such as lodges, retreats, and youth camps.	GROWTH MANAGEMENT AREA		
	GMA 1	GMA 2	GMA 3
TIER 2: Light impact uses	Α	А	Α
TIER 3 Low Impact: Small, low impact uses	С	С	С
TIER 3 Moderate Impact: Medium size, moderate impact uses	Р	Р	Р
TIER 3 High Impact: Large, high impact uses	P, (not in GMA 1A)	Р	Р