

# ZONING

## 60 Attachment 6

**Town of New Castle**  
**§ 60-412C. Schedule of supplementary regulations for B-R and B-RP Districts.**  
 [Added 12-14-2004 by L.L. No. 12-2004]

District	Permitted Principal Uses	Second Story <sup>1</sup> Required <sup>2</sup>	Residential Use of Second Story <sup>1</sup> Permitted
<b>B-R Retail Business</b>			
A. By reference to R-2A, R-1A, R-1/2A and R-1/4A Districts as set forth in § 60-410A, Schedule of regulations for residence districts.			
1.	Place of worship, including parish house and religious school.	Yes	Yes
2.	Public school.	No	Yes
3.	Private school.	Yes	Yes
4.	Public library, museum or art gallery.	Yes	Yes
5.	Municipal use of the Town of New Castle.	Yes	Yes
6.	Monastery or private club.	Yes	Yes
7.	Plant nursery.	Yes	Yes
8.	Day nursery or day play school.	Yes	Yes
9.	College, seminary or university.	Yes	Yes
10.	Summer theater.	Yes	Yes
11.	Gas and electric power transmission lines, transformers and switching stations.	No	No
12.	Riding academy.	Yes	Yes
13.	Nursing home.	Yes	Yes
14.	Religious, charitable or other similar nonprofit use.	Yes	Yes
15.	Farming of crops and/or the raising of animals.	No	Yes
16.	Utility structure for transmission, storage and/or treatment of water and sewage.	No	No
17.	Recreation area and facility constructed as part of a residential development.	No	Yes
18.	Structurally mounted wireless telecommunication services facility (minor).	No	No
19.	Structurally mounted wireless telecommunication services facility (major).	No	Yes
B. By reference to B-PO District as set forth in § 60-410B, Schedule of regulations for business and industrial districts.			
1.	Foregoing nonresidential uses permitted in a residence district	Same as R-2A, R-1A, R-1/2A and R-1/4A Districts	Same as R-2A, R-1A, R- 1/2A and R-1/4A Districts
2.	Business and professional office and studio.	Yes	Yes
3.	Funeral home.	Yes	Yes
4.	Telephone exchange.	Yes	Yes
5.	Hospital or clinic for small animals.	Yes	Yes
C. By reference to B-D District as set forth in § 60-410B, Schedule of regulations for business and industrial districts.			
1.	Foregoing uses permitted in a B-PO District.	Same as B-PO District	Same as B-PO District
2.	Retail store and shop.	Yes	Yes
3.	Business and professional office and studio.	Yes	Yes
4.	Restaurant.	Yes	Yes
5.	Barber, hairdresser, tailor, dressmaker, shoe repair or other personal service.	Yes	Yes

## NEW CASTLE TOWN CODE

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6.	Financial institution.	Yes	Yes
7.	Cabaret or bar.	Yes	Yes
8.	Multifamily dwellings.	Yes	Yes
9.	Carry-out restaurant.	Yes	Yes
<b>D. B-R District as set forth in § 60-410B, Schedule of regulations for business and industrial districts.</b>			
1.	Foregoing nonresidential principal uses permitted in a residence district.	Same as R-2A, R-1A, R-1/2A and R-1/4A Districts	Same as R-2A, R-1A, R- 1/2A and R-1/4A Districts
2.	Foregoing uses permitted in a B-D District.	Same as B-PO District	Same as B-PO District
3.	Bakery incidental to a retail bake shop.	Yes	Yes
4.	Hand laundry, dry cleaning and dyeing.	Yes	Yes
5.	Gasoline filling station.	No	No
6.	Shop for repair and upholstering of furniture, shop for electrician, plumber, silversmith or shop for similar crafts.	Yes	Yes
7.	Bowling alley, billiard and pool room.	Yes	Yes
8.	Wholesale trade.	Yes	Yes
<b>B-RP Retail Business and Parking</b>			
<b>A. B-RP District as set forth in § 60-410B, Schedule of regulations for business and industrial districts.</b>			
1.	Foregoing uses permitted in a B-R District.	Same as B-R District	Same as B-R District
2.	Apartments.	Yes	Yes

NOTES:

<sup>1</sup> As used herein, "second story" refers to the floor area above the street level floor of building.

<sup>2</sup> Any story of a building that is constructed above the street level floor after the effective date of this provision shall be designed and fitted with conduit, utility service lines and the like, but not necessarily fixtures, to facilitate its conversion to use for residential purposes in compliance with § 60-410H(6) of this chapter and all other applicable laws governing residential use and occupancy if residential use is not proposed at the time of initial construction.