

Unapproved
Rt. 5&30 Corridor Committee
Addendum to the minutes of November 8th 2011

The text of the two definitions of Grandfathering approved on a 7-0 vote are as follows:

“a clause in a statute or zoning ordinance (particularly a city ordinance) which permits the operator of a business or a land owner to be exempt from restrictions on use if the business or property continues to be used as it was when the law was adopted. Upon passage of the statute or regulation, the specific property may be referred to as “grandfathered in”. Example: the city passes an ordinance which does not permit retail businesses in a particular zone, but any existing store can continue to function in the area, even with new owners. However, if the premises stop being a retail outlet then the grandfather clause will lapse.”

Grandfathered refers to continued use of property as it was when restrictions or zoning ordinances were adopted. Grandfather clause is a legal term used to describe a situation in which an old rule continues to apply to some existing situations, while a new rule will apply to all future situations.