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CITY OF EAST PROVIDENCE
DOCKET-REGULAR COUNCIL MEETING TUESDAY, SEPTEMBER 1, 2020
CALL TO ORDER: 6:00 P.M.
145 TAUNTON AVENUE - CITY COUNCIL CHAMBERS
EAST PROVIDENCE, RHODE ISLAND
EXECUTIVE SESSION: CONFERENCE ROOM A

RE-OPEN SESSION TO BE IMMEDIATELY FOLLOWED AFTER EXECUTIVE SESSION AT APPROXIMATELY 6:15 P.M.

City Council:

Council President, Robert Britto - Ward 1 Council Vice-President: Bob Rodericks - At Large Councilwoman Anna Sousa - Ward 2 Councilman Nate Cahoon - Ward 3 Councilman Ricardo Mourato - Ward 4

> City Solicitor, Michael J. Marcello City Clerk, Samantha N. Burnett

As a result of the COVID-19 pandemic, and the closure of City Hall, this meeting will be conducted virtually, through an application called, "Zoom".

IN ORDER TO PARTICIPATE VIRTUALLY, USE THE FOLLOWING OPTIONS:

By phone:

Call the toll free number: 1-877-853-5247 (audio only) and enter the following information:

MEETING ID: 993-0796-0324

You will then be asked for the meeting passcode.

Enter the following passcode number:

PASSCODE: 653929 (please note this is corrected)

By computer or Smartphone (this is the audio and video option):

To participate visually (with audio) you will need to log into the following from your computer or smart

phone, go to: www.zoom.us

Enter the following information when prompted:

MEETING ID: 993-0796-0324

You will then be asked for the meeting passcode.

Enter the following passcode number:

PASSCODE: 653929

Once entered, you will be able to join the meeting. At the appropriate time for public comment the moderator will allow you to provide comment at the meeting.

The meeting will also be available live on our city website, located at: http://www.clerkbase.com/Rl_EastProvidence_Live_CityCouncil.html

In addition, written public comment on any agenda item can be submitted by emailing the City

Clerk at: sburnett@eastprovidenceri.gov or mailed/dropped off at: City Hall, Attention: City

Clerk, 145 Taunton Avenue, East Providence, Rhode Island 02914

All written public comment must be received by 4:00 p.m. on August 11, 2020.

Please note public comment must pertain to a docket item only.

I. CALL TO ORDER

Meeting was called to order by Council President Britto. Roll call made by the City Clerk, Samantha Burnett. All Council members were present, forthe exception of Councilman Mourato, who arrived during Executive Session.

II. INVOCATION OF EXECUTIVE SESSION

The City Council of East Providence may meet in Executive Session pursuant to Rhode Island General Laws §42-46-5 a(2) Councilwoman Sousa made the motion to invoke Executive Session. Seconded by Council Vice President Rodericks. Motion passes 4-0 with Councilman Mourato absent for the vote.

Member	Aye	Nay
Cahoon	Х	
Mourato		
Rodericks	Х	
Sousa	Х	
Britto	Х	

- a) Update on Streetlight Litigation Assistant City Solicitor, Dylan Conley
- b) Claims
 - 1. Benying Chen
 - 2. Daniel B. Kanavage
 - 3. Matthew S. Martin III

- 4. Judith Phillips
- Marjorie Smith

c) Sewer Charge Abatements

1. William Medeiros

III. OPEN SESSION 🕒

IV. PLEDGE OF ALLEGIANCE

V. MOTION TO SEAL MINUTES FROM EXECUTIVE SESSION 🕨

Motion to seal minutes from Executive Session made by

Member	Aye	Nay
Cahoon		
Mourato		
Rodericks		
Sousa		
Britto		

VI. CONSENT CALENDAR 🕒

All items under, "Consent Calendar" are considered to be of a routine and noncontroversial nature by the City Council and will be enacted by one motion. There will be no separate discussion on the items unless a Council member so requests, in which event the item will be removed from said Consent Calendar and will be considered in its normal sequence in the docket.

COUNCIL JOURNALS/MINUTES

City Council Meeting, Open Session: August 4,2020

TAX ABATEMENTS

Motion to approve the consent calendar made by Councilwoman Sousa. Seconded by Councilman Cahoon. Motion passes unanimously.

Mem	ber	Aye	Nay
Caho	on	Χ	
Mour	ato	Χ	
Rode	ricks	Χ	
Sousa	3	Χ	
Britto)	Х	

VII. LICENSING NOT REQUIRING PUBLIC HEARING 🕩

Dollar Tree -1050 Willett Avenue, Riverside 02915

Holiday Sales

Motion to approve by Councilman Cahoon. Seconded by Councilwoman Sousa. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Χ	
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Х	

Chong Qing House - 188 Taunton Avenue, East Providence 02914

Holiday Sales

Motion to approve made by Councilwoman Sousa. Seconded by Council Vice President Rodericks.

Motion passes unanimously.

maninously.		
Member	Aye	Nay
Cahoon	Х	
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Х	

VIII. COMMUNICATIONS

NO COMMUNICATIONS SUBMITTED.

PUBLIC COMMENT

*See Page 1 regarding log in instructions to participate.

Each speaker will be limited to three (3) minutes. The order of the speakers will be on a first come, first serve basis and the maximum time for public comment shall be limited to thirty (30) minutes per meeting. Public comments must pertain to a docket item.

1. Kristina Ricard spoke regarding theproposedZone change bySchiavo Enterprises.

VIII. APPOINTMENTS 🕒

Mayoral Appointments with Council Approval

Matthew Robinson - Alternate Member - Zoning Board (Term: 9/1/2020-6/3/2024)

Motion to approve made by Councilman Cahoon. Seconded by Councilwoman Sousa. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Х	
Mourato	Х	
Rodericks	Х	
Sousa	Х	

Britto	Х	
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Andrew Cotton - Alternate Zoning Board (Term: 9/1/2020-5/16/2020)

Motion to approve made by Councilman Cahoon. Seconded by Councilwoman Sousa. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Χ	
Mourato	Χ	
Rodericks	Х	
Sousa	Х	
Britto	Х	

IX. COUNCIL COMMUNICATIONS

- a) Three Way Stop Sign on James Street Discussion Councilwoman Sousa Difference on James Street Discussion Councilwoman Sousa Difference on James Street.
- b) Abbot Street Swall and Culvert Replacement: Update on Runnins River 2020 Maintenance Discussion Councilwoman Sousa
- c) Carpionato/Newport Avenue Project Update Council Vice President Rodericks 🕑 Kelly MacArthur Coates was present from the Carpinato Group. Mr. Coates stated that construction should be underway within the year.
- d) Setting the date for the second public hearing/voting date Councilwoman Sousa and Councilman Cahoon

 Date was set for the public hearing and possible final vote for the zoning change for Metacomet property on Friday, September 25, 2020 at 6:00 p.m. at the East Providence High School Auditorium.
- e) Budget Time and Schedule East Providence FY 2021 Councilman Mourato
 Preliminary dates were set for budget sessions by the Council. They will hold budget sessions on September 22, September 24, and October
 1. Meetings will run 6:30-8:30 p. m.
- f) Status of Updated Comprehensive Plan Councilman Cahoon
- g) Update on New East Providence High School Councilman Cahoon
- h) Wampanoag Meadows Advisory Opinion Councilman Mourato
- i) Parking and Traffic Access on Unity Avenue Councilman Cahoon

X. NEW BUSINESS 🕒

1. Mayor Communications

EXECUTIVE ORDER 2020-039: EXTENSION OF STATE OF MUNICIPAL EMERGENCY TO SEPTEMBER 16, 2020. *Motion to approve made by Councilman Cahoon. Seconded by Council Vice President Rodericks. Motion passes4-1.*

Member	Aye	Nay
Cahoon	Х	
Mourato		Х
Rodericks	Х	
Sousa	Х	
Britto	Х	

2. Mayor's Request for Council to Approve Previously Allocated but Unapproved Projects from FY 2020 budget (Communication only, no vote)

3. Reports of Other City Officials

- 1. City Solicitor's Claims Report Assistant City Solicitor, Dylan Conley
- 2. Metacomet Recommendation, submitted by East Providence Conservation Commission (Communication Only)
- 3. Handicap Parking Request

7 Carpenter Street, 02914

-Steve Coutu, Director of Public Works

Motion to approve made by Council Vice President Rodericks. Seconded by Councilwoman Sousa. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Х	
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Х	

c) INTRODUCTION OF ORDINANCES

Full ordinances on ClerkBase, under 08/11/2020 agenda: https://clerkshq.com/EastProvidence-ri

1. ORDINANCES FOR FIRST PASSAGE

A) AN <u>ORDINANCE</u> IN AMENDEMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTILTED "VEHICLES AND TRAFFIC"

Section 18-315

Sponsored by: Councilwoman Sousa

Motion to approve made by Councilwoman Sousa. Seconded by Council Vice President Rodericks. Motion passes unanimously.

B) AN <u>ORDINANCE</u> IN AMENDMENT OF CHAPTER 7 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED, "HEALTH AND SANITATION"

Section 7-30

Sponsored by: Councilwoman Sousa

Motion to approve made by Councilwoman Sousa. Seconded by Council Vice President Rodericks. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Χ	
Mourato	Х	
Rodericks	Х	
Sousa	Χ	
Britto	Χ	

C) AN <u>ORDINANCE</u> IN AMENDMENT OF CHAPTER 6 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "GARBAGE AND REFUSE"

Article III and IV

Sponsored by: Councilwoman Sousa

Motion to approve made by Councilwoman Sousa. Seconded by Council Vice President Rodericks. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Х	
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Х	

D) AN <u>ORDINANCE</u> IN AMENDEMENT OF CHAPTER 7 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED, "HEALTH AND SANITATION"

Article III

Sponsored by: Councilwoman Sousa

Motion to approve made by Councilwoman Sousa. Seconded by Council Vice President Rodericks. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Χ	
Mourato	Х	
Rodericks	Χ	
Sousa	Х	
Britto	Х	

E) AN <u>ORDINANCE</u> IN AMENDMENT OF CHAPTER 4 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "BUILDINGS AND BUILDING REGULATIONS"

Sections 4-140, 4-161, 4-331

Sponsored by: Councilwoman Sousa

Motion to approve made by Councilwoman Sousa. Seconded by Council Vice President Rodericks. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Х	
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Χ	

2. ORDINANCES FOR FIRST AND FINAL PASSAGE (PUBLIC HEARING)

Unanimous consent granted by the Council to move this ordinance up and out of it's natural order on the docket.

A) PUBLIC HEARING: D

Owners: Newport & New Road, LLC; Mary H. Costa; Joseph W. Sturm & Rebecca A. Reis; City of East

Providence

Petitioner: Schiavo Enterprises, LLC

Street address: Newport Avenue, New Road, Moore Street and Pine Grove Street

Location: Map 401, Block 8, Parcell, 2, 3 and 4

Public Hearing offered.

Speakers against the proposed changes: Kristina Ricard, Dustin Derman (change.org petition added to record of Counci/Journal), Patricia Buteau, Diane Benson, Diana Richardson, Chris Salomito, Heather Andrade, Lauren Leonard, Brianne Hicks, Lynn Miller, 'Donald Pantalone.

Written correspondence against the zoning change received by: Thomas Tague, Cathy Tague, Lorraine Sewell, Mary Jane McDonald, David Faria.

Speakers for the proposed zone changes: Joseph Stern.

Written correspondence for the proposed changes received from: Tejal Santoro, Satish Raichura, Newt Heston, Sean Heston.

There was also written correspondence received by Deborah Oremond, requesting the Councilpause and further assess.

B) AN ORDINANCE IN AMENDMENT OF THE CITY OF EAST PROVIDENCE 2010-2015 COMPREHENSIVE PLAN UPDATE Requested by: Schiavo Enterprises, LLC.

Motion to approve the amendments made to reflect restrictions made by Council Vice President Rodericks. Seconded by

Councilwoman Sousa. Motion passes 4-1.

Member	Aye	Nay
Cahoon		Х
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Х	

Motion to approve ordinance as amended made by Council Vice President Rodericks. Seconded by Councilwoman Sousa. Motion passes 3-2.

Member	Aye	Nay
Cahoon		Х
Mourato	Х	
Rodericks	Х	
Sousa		Х
Britto	Х	

C) AN <u>ORDINANCE</u> IN AMENDMENT OF CHAPTER 19 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND 1998, AS AMENDED, ENTITLED "ZONING"

Requested by: Schiavo Enterprises, LLC.

Motion to approve by Council Vice President Rodericks. Seconded by Councilman Mourato. Motion passes 4-1.

Member	Aye	Nay
Cahoon		Х
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Х	

3. ORDINANCES FOR SECOND AND FINAL PASSAGE (PUBLIC HEARING)

A) AN <u>ORDINANCE</u> IN AMENDMENT OF CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "LICENSES AND BUSINESS REGULATIONS"

Sponsored by: Councilman Mourato

Motion to approve made by Councilman Mourato. Seconded by Councilman Cahoon. Public Hearing was offered. No one came forward to speak. Public Hearing was closed.

Member	Aye	Nay
Cahoon	Χ	
Mourato	Χ	
Rodericks	Χ	
Sousa	Χ	
Britto	Χ	

B) AN <u>ORDINANCE</u> IN AMENDMENT OF CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED, "ADMINISTRATION"

Article VII

Sponsored by: Councilman Mourato, Councilwoman Sousa and Councilman Cahoon

Motion to approve made by Councilman Mourato. Seconded by Councilman Cahoon. Public Hearing was offered. No one came forward to speak. Public Hearing was closed. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Χ	
Mourato	Х	
Rodericks	Х	
Sousa	Х	
Britto	Х	

C) AN ORDINANCE IN AMENDMENT OF CHAPTER 5 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTILTED "FIRE PREVENTION" >

Section 5-2

Sponsored by: Councilman Cahoon and Councilman Mourato

Motion to approve made by Councilman Mourato. Seconded by Councilman Cahoon. Public Hearing offered. Captain Brian Poland came forward, accompanied by Chief Glenn Quick. Captain Poland mentioned a letter submitted through the Mayor's office to be submitted to the Council. Public Hearing was closed.

For the record the following citizens submitted their stance on the ordinance via written correspondence.

These will be included as record with the minutes.

- 1. "Roger M" CentralAvenue
- 2. Patricia Jones, RN
- 3. Martha McVicker
- 4. Catherine Vieira-Baker

Motion passes unanimously.

Member	Aye	Nay
Cahoon	Х	
Mourato	Х	
Rodericks	Х	
Sousa	Х	

Britto x

Motion was made by Councilwoman Sousa at 10:17p.m. to extend the meeting. Seconded by Councilman Cahoon. Motion passes unanimously.

D) AN ORDINANCE IN AMENDMENT OF CHAPTER 7 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED, "HEALTH AND SANITATION"

Section 7-30

Sponsored by: Councilwoman Sousa

*Ordinance to be withdrawn by sponsor.

E) AN ORDINANCE IN AMENDMENT OF CHAPTER 6 OF THE REVISED ORDINACES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998. AS AMENDED, ENTITLED "GARBAGE AND REFUSE"

Article III and IV

Sponsored by: Councilwoman Sousa

*Ordinance to be withdrawn by sponsor.

F) AN ORDINANCE IN AMENDEMENT OF CHAPTER 7 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED, "HEALTH AND SANITATION"

Article III

Sponsored by: Councilwoman Sousa

*Ordinance to be withdrawn by sponsor.

G) AN ORDINANCE IN AMENDMENT OF CHAPTER 4 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "BUILDINGS AND BUILDING REGULATIONS"

Sections 4-140, 4-161, 4-331

Sponsored by: Councilwoman Sousa

*Ordinance to be withdrawn by sponsor.

H) AN ORDINANCE IN AMENDEMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTILTED "VEHICLES AND TRAFFIC"

Section 18-315

Sponsored by: Councilwoman Sousa

*Ordinance to be withdrawn by sponsor.

Motion made to batch items 0-H to remove these items from the docket by Councilwoman Sousa. Seconded by Councilman Cahoon. Motion passes unanimously.

I) TWO HOUR PARKING ORDINANCE FOR J. MEDEIROS WAY

Section 18-312

Sponsored by: Council Vice President Rodericks

Motion to approve made by Council Vice President Rodericks. Seconded by Councilman Cahoon. Public Hearing offered. No one came forward. Public Hearing was closed. Motion passes unanimously.

Member	Aye	Nay
Cahoon	Χ	
Mourato	Χ	
Rodericks	Х	
Sousa	Х	
Britto	Х	

XI. RECONVENE IN EXECUTIVE SESSION (if necessary)

XII. ADJOURNMENT

Motion to adjourn made by Councilwoman Sousa. Seconded by Councilman Cahoon. Motion passes unanimously. Meeting adjourned.

If communication assistance is needed or any other accommodations to ensure equal participation, please contact the City Clerk, Samantha Burnett at 401.435.7596

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CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "VEHICLES AND TRAFFIC"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Section 18-315 entitled "Same—Handicapped parking" of Article X entitled "Stopping, Standing and Parking" of Chapter 18 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Vehicles and Traffic" is amended to read as follows:

Sec. 18-315. Same—Handicapped parking.

(a) It shall be unlawful for the operator of any vehicle to stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers, within the following areas designated as handicapped parking areas:

Agnes Street (south side), in front of house number 115, from a point 187 feet west of the North County Street intersection westerly 27 feet.

Allen Avenue, (south side) in front of house number 77.

Arcadia Avenue (north side), in front of house number 43.

Arcadia Avenue (south side), in front of house number 22, from a point 320 feet east of Campbell Avenue Arcadia Avenue intersection easterly for a distance of 35 feet.

Arlington Street, in front of house number 104.

Borden Street (west side), in front of house number 31.

Burgess Avenue in front of house number 121.

Circuit Drive, in front of house number 119.

City View Avenue (south side), in front of house number 55.

Cornell Avenue (east side) in front of house number 33.

East Providence Police Station as shown on the plan, entitled "Handicap Parking Layout, East Providence Police Station, 750 Waterman Ave., East Providence, R.I., scale: 1 inch = 20 feet," on file in the office of the city clerk.

Fifth Street (east side), from a point 35 feet south of the Warren Avenue intersection southerly for a distance of 20 feet.

Gurney Street (west side) in front of house number 5.

Juniper Street, in front of house number 221.

Juniper Street, (north side) in front of house number 136.

Juniper Street, (north side) in front of house number 249.

Metacomet Avenue, in front of house number 42.

North Carpenter Street, (west side) in front of house number 48, from a point 84 feet north of the Freeborn Avenue intersection northerly for a distance of 20 feet.

North Rose Street (west side), from a point 92 feet south of the intersection with Grosvenor Avenue for a distance of 20 feet.

Orchard Street (north side), in front of house number 62, from a point 210 feet east of the Purchase Street intersection, easterly for a distance of 20 feet.

Park Square Avenue (east side) in front of house number 24.

Russell Avenue (north side), in front of house number 58, from a point 210 feet west of the John Street intersection, westerly for a distance of 20 feet.

Seventh Street (east side) in front of house number 50/52.

Summit Street (west side), in front of house number 106, from a point approximately 180 feet south off Summit Street Cross Street intersection southerly for a distance of 40 feet.

Summit Street (west side), in front of house number 124, from a point 106 feet south of the Summit Street Cross Street intersection southerly 46 feet.

Viola Avenue (east side), from Crescent View Avenue northerly for a distance of approximately 40 feet.

Walnut Street, in front of house number 25-27.

Warren Avenue (south side), from a point 40 feet west of Fourth Street.

Wheldon Avenue (north side), in front of the westerly entrance of Taunton Plaza from a point 290 feet east of Taunton Avenue easterly for a distance of 40 feet.

Williams Avenue, in front of house number 15.

Williams Avenue, in front of house number 112.

Wilmarth Avenue (south side), in front of house number 171 from a point 375 feet east of the Wilmarth Avenue Dourado Lane intersection easterly 50 feet.

- (b) It shall be unlawful for the operator of any vehicle to stand or park a vehicle, whether occupied or not, in all other areas in the city whether on public or private property when the parking space is within the purview of the state building code and is designated as a "disability parking space."
- (c) Handicapped parking areas on public rights of way may be created according to the following process. Such parking areas shall be no larger than the area necessary to accommodate the request, typically no larger than a parking area for a van. Such signage will be removed if any of the parking spaces no longer meet the elements below:

- (i) A person wishing to apply for a handicapped parking space shall submit an application to the Department of Public Works.
- (ii) The person the handicapped parking space is designed to accommodate must provide proof of residency adjacent to the requested parking space location, and sign a sworn affidavit attesting to the need of said handicapped parking space.
- (ii) The person the handicapped parking space is designed to accommodate must provide a copy of an active Rhode Island Department of Motor Vehicles issued disability parking placard and Rhode Island Department of Motor Vehicles registration, or if the handicapped parking space is requested to accommodate usage of a bus, then written documentation of the bus stop is sufficient.
- (iv) The Director of the Department of Public Works or his/her designee will investigate the application and accompanying evidence and make a determination as to whether the request is practicable.
- (v) Once the application has been investigated and determined to be practicable by the Director of the Department of Public Works or his/her designee, the application shall be submitted to the city clerk to be placed on the council docket for review by the city council.
- (vi) The city council shall review and may approve the application.
- (d) The Director of Public Works or his/her designee shall on an annual basis review the existing handicapped parking spaces approved under this chapter. He/she shall provide a report listing those handicapped parking spaces that no longer meet the requirements of this chapter to the city council who may authorize the removal of such signs.

The director of public works, with prior approval of the city council, is hereby authorized to designate handicapped parking areas and shall review same biennially so as to determine if a previously designated area should be removed. The director of public works is also hereby authorized to remove a handicapped parking area with prior approval of the city council.

(e) Disability parking space shall be designated and identified by the posting of signs above ground level incorporating the international symbol of access of white and blue, and the words "Handicapped Parking," "Disability Parking," "Disabled Parking" or "Reserved Parking."

SECTION II. This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to and consideration of final passage; and adopted

at 6:00 p.m. for a hearing

Attest:

City Clerk of East Providence, Rhode Island

Introduced by: Councilwoman Sousa

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 7 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "HEALTH AND SANITATION"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Sec. 7-30 entitled "Duty of owner upon receipt of notice of rodent infestation" of Article II entitled "Rodent Control" of Chapter 7 of the Revised Ordinances of the City of East Providence, Rhode Island 1998, as amended, entitled "Health and Sanitation" is amended to read as follows:

Sec. 7-30. Duty of owner upon receipt of notice of rodent infestation.

After the owner or occupant of any premises found to be rodent infested has been notified by the director of environmental control Director of Public Works or his duly authorized representative that such premises are rodent infested, it shall be the duty of such owner or and occupant to take immediate measures to remedy the condition by rat eradication, rat proofing or such other action as may be necessary.

SECTION II. This ordinance shall take upon second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to at 6:00 p.m and consideration of final passage and adopted

at 6:00 p.m. for a hearing

Attest:

City Clerk of the City of East Providence, RI

Introduced by: Councilwoman Sousa

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 6 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "GARBAGE AND REFUSE"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Sec. 6-37 entitled "When receptacles subject to removal as rubbish" of Article III entitled "Rubbish" of Chapter 6 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Garbage and Refuse" is amended to read as follows:

Sec. 6-37. When receptacles subject to removal as rubbish Use of Rubbish Receptacles.

All containers for rubbish, unless such containers are metal cans or properly tagged, will be regarded as rubbish and are subject to being carted away to the landfill area.

- a. Rubbish and/or household trash shall be deposited within a trash container provided by the City and bearing the City seal and shall at all times have a secure cover and/or the lid closed. There shall not be overflowing rubbish nor trash bags on the ground nor any items improperly placed on the curb or sidewalk next to the trash container.
- b. Only rubbish and/or household trash that is generated by the residents at their dwelling shall be allowed to be deposited within a trash container provided by the City. It shall be prohibited to deposit trash in a City trash container that was generated in another jurisdiction or by a commercial business.
- c. The City shall supply every residential household in the City consisting of four units or less with (1) one 95-gallon rubbish receptacle. Said 95-gallon rubbish receptacle may be substituted with one 65-gallon rubbish receptacle upon request. Additional containers may be purchased at cost by the resident or property owner.
- d. The owner of dwellings consisting of more than four units shall provide for their property a private trash removal service.
- e. The owner of any dwelling shall be deemed to have allowed an unsanitary a condition and nuisance to exist whenever garbage, trash, or discarded debris at the owners dwelling is not contained within a City approved rubbish receptacle. This section shall not apply to the collection of yard waste.

Sec. 6-37.1. Bulky Waste/Collection Fee.

- a. <u>Bulky waste</u> constitutes items including, but not limited to: mattresses, discarded furniture, appliances, computers, televisions, rugs and carpets cut to four feet (4') in length rolled, folded, and tied, and other household waste items that will not fit within the rubbish receptacle.
- b. Such items shall be picked up by appointment and may be subject to a fee as determined by ordinance or as determined by the director of the department of public works to cover disposal expenses.

Sec. 6-37.42. - Time to place rubbish for collection; duty to remove after collection.

- (a) No placing or causing to be placed household rubbish, or other litter in receptacles or otherwise on the street, sidewalk, alley or public place for the purpose of having the same collected at a regularly scheduled or special collection shall do so before 3:00 p.m. of the day prior to such scheduled collection, nor shall such person allow such material or receptacles thereof to remain upon such street, sidewalk, alley or public place after the end of the day of such scheduled collection., nor shall such person allow unsanitary condition and a nuisance to exist whenever containers used for the deposit of garbage, trash or debris at that dwelling are not removed from the public way by midnight of the designated collection day for that particular area of the city.
- (b) Except for the placement of containers on the public way for trash collection, an owner of any dwelling shall be deemed to have allowed an unsanitary condition and nuisance to exist at that dwelling whenever containers for the storage of garbage, trash or debris are not screened or are otherwise viewable from the street. This provision shall not apply to nonresidential uses.

Sec. 6-37.23. Violation of article; penalty.

- (a) Any person who violates this article, who shall fail, neglect or refuses to comply with the provisions of this article shall be issued a warning notice of violation by public works director or his/her duly authorized agent. Any person who violates this article, who shall fail, neglect or refuse to comply with the provisions of this article after such warning notice shall be punished and may be subject to by a fine of five dollars fifty dollars (\$50.00); if persons who violate this article fail, neglect or refuse to comply with the provisions set forth. Each day such violation of this article shall continue shall constitute a separate offense.
- (b) In addition to the penalty hereinabove provided any condition caused or permitted to exist in violation of this article shall be deemed a public nuisance and may be, by the city, abated as provided by law, and each day that such condition continues shall be regarded as a new and separate offense.
- (c) If a person fails to comply with the violation notice, the City may cause the nuisance and unsanitary health condition to be removed; and all expenses incurred by the City shall be paid by the property owner who caused or permitted the refuse and/or solid waste to be recovered in an action brought in the name of the City, including placing a lien on the property for all expenses and related costs incurred.

SECTION II. Sections 6-39, 6-40, 6-43, 6-45, 6-47 of Article IV entitled "Recyclables" of Chapter 6 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Garbage and Refuse" are amended to read as follows:

Sec. 6-39. Recyclable materials established.

The following recyclable materials are established: (a) All recyclable materials to be placed within City-issued recycling receptacles shall be in accordance with the guidelines established by the Rhode Island Resource Recovery Corporation. The Director of Public Works or his or her designee shall annually provide public service announcements and/or further educational materials regarding said Rhode Island Resource Recovery Corporation recycling guidelines.

- (1) Material to be placed in the blue bin City issued recycling receptacles:
 - a. Glass. Rinsed whole bottles and jars with caps or lids removed.
 - b. Aluminum. Rinsed aluminum cans, containers or foil and extruded aluminum, such as used for furniture or cooking utensils.

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- c. Tin cans. Rinsed steel and tin coated cans.
- d. Plastic containers. All number 1 and number 2 plastic containers, rinsed with caps or lids removed; excepting tub containers of those which carried automotive fluids.
- e. Aseptic packages. All milk and juice cartons and drink boxes, rinsed and flattened, free of contaminants.
- f. Small scrap metal. Scrap metal objects no longer than 30 inches nor heavier than 35 pounds. Objects may be placed next to the blue bin if necessary.
- g. Mixed paper. Mail, envelopes, magazines, catalogs, phone books, paperback books, writing paper, paper bags and other such paper products free of oil, grease, water or other such contaminants.
- h. Paperboard. Thin cardboard or paperboard such as food boxes or paper towel rolls flattened and free of oil, grease, water or other such contaminants.
- i. Newspaper. All newspaper sections.
- j. Cardboard. All such boxes and other corrugated cardboard.
- (3) Materials to be placed next to the recycling bins:
 - j. Cardboard. All such boxes and other corrugated cardboard three feet by three feet, free of oil, grease, water or other such contaminants. flattened and tied in bundles.
- (4) Miscellaneous items(b) Items that constitute recyclable materials, but shall not be placed in City issued recycling receptacles include, but are not limited to the following:
 - i. White goods. Household appliances such as washing machines, clothes dryers, cooking stoves, refrigerators, freezers, water heaters, and other large metal items designated by the director of public works to have similar recyclable properties.
 - ii. *Used motor oil and filters*. Materials used in connection with personal automobiles or noncommercial trucks. Such materials shall not be collected at curbside but shall be recycled at a collection point designated by the director of public works.
 - iii. *Mattresses, box springs and other bedding materials*. All residential bedding materials such as mattresses, box springs or other items with similar characteristics as determined by the director of public works shall be collected by the municipal refuse collection contractor as scheduled by the public works department and separated to be recycled at the Rhode Island Resource Recovery Corporation facility.

Sec. 6-40. Disposal of Recyclables.

Recyclables will be placed at curbside in containers provided by the City or other clearly marked durable containers free from rubbish on designated collection day.

Sec. 6-43. Violation of article; penalty.

- (a) Any person who violates this article, who shall fail, neglect or refuses to comply with the provisions of this article shall be issued a warning notice of violation by public works director or his/her duly authorized agent. Any person who violates this article, who shall fail, neglect or refuse to comply with the provisions of this article after such warning notice shall be punished and may be subject to by a fine of five dollars fifty dollars (\$50.00) if persons who violate this article fail, neglect or refuse to comply with the provisions set forth. Each day such violation of this article shall continue shall constitute a separate offense.
- (b) In addition to the penalty hereinabove provided any condition caused or permitted to exist in violation of this article shall be deemed a public nuisance and may be, by the city, abated as provided by law, and each day that such condition continues shall be regarded as a new and separate offense.

Sec. 6-45. White goods collection fee.

The fee for collection of white goods, as defined in section 6-39, is hereby fixed at-ten-dollars twenty-five (\$25.00) dollars for each item or the cost of disposal, whichever is greater.

Sec. 6-47. Mattress, box spring, bedding material collection fee.

The fee for collection of a mattress, box spring or other bedding material, as defined in section 6-39, is hereby fixed at \$15.00 twenty-five (\$25.00) dollars for each item or the cost of disposal, whichever is greater.

SECTION III. Section 6-53 entitled "Violation of article; penalty" of Article V entitled "Yard Waste" of Chapter 6 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Garbage and Refuse" is amended to read as follows:

Sec. 6-53. Violation of article; penalty.

- (a) Any person who violates this article, who shall fail, neglect or refuses to comply with the provisions of this article shall be issued a warning notice of violation by public works director or his/her duly authorized agent. Any person who violates this article, who shall fail, neglect or refuse to comply with the provisions of this article after such warning notice shall be punished and may be subject to by a fine of five dollars fifty (\$50.00) dollars. if persons who violates this article fails, neglects or refuse to comply with the provisions set forth. Each day such violation of this article shall continue shall constitute a separate offense.
- (b) In addition to the penalty hereinabove provided any condition caused or permitted to exist in violation of this article shall be deemed a public nuisance and may be, by the city, abated as provided by law, and each day that such condition continues shall be regarded as a new and separate offense.

SECTION IV. This ordinance shall take effect upon its second passage and all ordinances or parts or ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to hearing and consideration of final passage; and adopted

at 6:00 P.M. for a

Attest:

City Clerk of the City of East Providence, RI

Introduced by: Councilwoman Sousa

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 7 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "HEALTH AND SANITATION"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Article III entitled "Litter" of Chapter 7 of the Revised Ordinances of the City of East Providence, Rhode Island 1998, as amended, entitled "Health and Sanitation" is amended to read as follows:

Sec. 7-51. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Authorized private receptacle means a litter storage and collection receptacle.

Garbage means decomposable animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

Litter means garbage, refuse and rubbish, as defined in this section, and all other waste material which, if thrown or deposited as prohibited in this article, tends to create a danger to public health, safety and welfare.

Park means a park, reservation, playground, beach, recreation center or any other public area in the city, owned or used by the city, and devoted to active or passive recreation.

Private premises means any dwelling, house, building or other structure designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, including any yard, grounds, walk, driveway, porch or steps belonging or appurtenant to such dwelling, house, building or other structure.

Public place means any street, sidewalk, boulevard, alley or other public way and any public park, square, space, grounds or building.

<u>Rat or vermin harborage</u> means any material, substance, food, trash, debris or other objects that supports rats or other vermin.

Refuse means all decomposable and non-decomposable solid wastes, except body wastes, including garbage, rubbish, ashes, street cleanings, abandoned automobiles and solid market and industrial wastes.

Rubbish means all non-putrescible solid waste, excluding ashes, consisting of both combustible wastes such as paper, cardboard, plastic containers, yard clippings, wood and noncombustible wastes such as tin cans, glass and crockery.

Sec. 7-52. Depositing on streets, sidewalks, etc.

No person shall throw or deposit litter or rat or vermin harborage in or upon any street, sidewalk or other public place within the city except in public receptacles, in authorized private receptacles for collection or in official city dumps or sanitary landfill areas.

Sec. 7-53. To be placed in receptacles.

Persons placing litter in public receptacles or in authorized private receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

- a. All persons must place litter or other rat or vermin harborage on their property within public or authorized private receptacles.
- b. Both the present occupant and the property owner of all properties within the City of East Providence are jointly and severally liable for any violation of this provision.
- Sec. 7-62. Streets, alleys, lanes, sidewalks, streets, rivers, lakes, ponds, private land, or public parks.
- (a) No person shall throw, place or deposit or permit any tenant or person under his control or employment to throw, place or deposit any putrid substance, night soil, filth of any kind, garbage, rubbish, refuse, piles, old lumber or other rat or vermin harborage or any unwholesome material, in or upon any land, vacant land, alley, lane, sidewalk or street, lake or river, or upon any private land or public land or park within the city without the consent of the director of public works or minimal housing officer.
- (b) No person or persons shall allow any land, vacant land, alley, lane, sidewalk or street, lake or river owned by them to become covered with any putrid substance, night soil, filth of any kind, garbage, rubbish, refuse piles, old lumber or other rat or vermin harborage or any unwholesome material which endangers the general health and welfare of the public.
- (c) The director of public works or his/her designee shall cause to be examined all land, vacant land, alleys, lanes, sidewalks and streets, lakes or rivers, private land and public lands or parks within the limits of the city. When said director or designee finds any putrid substance, night soil, filth of any kind, garbage, rubbish, refuse piles, old lumber or other rat or vermin harborage or any unwholesome material placed or deposited upon any land, vacant land, alleys, lanes, sidewalks and streets, lakes or rivers, private land and public lands or parks which endangers the general health and welfare of the public, he or she shall order, in writing, the owner to remove said materials, and if the said owner refuse to remove said materials within three (3) days, said director or designee may cause the same to be removed at the expense of the owner. Thereupon, said director or designee shall place a lien upon the land for the cost of removing the materials.

- (d) No owner shall neglect or refuse to remove therefrom any materials, after being ordered to do so by the director of public works, or obstruct any member under the control of the director of public works in the discharge of their duties. Every day, in excess of three (3) days, that any such owner or owners or tenant or tenants shall neglect or refuse to remove therefrom any materials after being ordered to do so by the director of public works or his/her designee shall be deemed and regarded as a separate offense under this section.
- (e) Service of any order authorized by this section shall be made upon the owner in one of the following manners:
 - (1) By leaving with said owner personally a copy of said order;
 - (2) By leaving at the last-known abode of said owner with a person of suitable age and discretion a copy of said order;
 - (3) By tacking or affixing to the front door of the last known abode of said owner a copy of said order;
 - (4) By mailing to the owner at his/her/their last known abode a copy of said order. Said mailing shall be by certified mail, return receipt requested, and by regular mail, postage prepaid; or
 - (5) By publication in a newspaper of general circulation in the city.
- (f) Any order herein made shall be subject to appeal by the owner within ten (10) days after service of the order. Said appeal shall be taken by filing a petition with the East Providence Municipal Court.

Sec. 7-63. Violations.

- (a) The penalties for violations of this section are as follows:
 - (1) First offense. Repayment of any cost incurred by the City to remediate the littering or other violation of this section and a one hundred and fifty (\$150.00) dollar fine and/or community service of twenty-five (25) hours of cleaning public spaces.
 - (2) Second offense. Repayment of any cost incurred by the City to remediate the littering or other violation of this section and a two-hundred and fifty (\$250.00) dollar fine and/or community service of fifty (50) hours of cleaning public spaces.
 - (3) Subsequent offenses. Repayment of any cost incurred by the City to remediate the littering or other violation of this section and a five hundred (\$500.00) dollar fine and/or community service of one hundred (100) hours of cleaning public spaces.
- (b) Violations of this chapter may be heard before the East Providence Municipal Court.

SECTION II. This ordinance shall take upon second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to hearing and consideration of final passage and adopted

at 6:00 p.m. for a

Attest:

City Clerk of the City of East Providence, RI

Introduced by: Councilwoman Sousa

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 4 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "BUILDINGS AND BUILDING REGULATIONS"



THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Section 4-140 entitled "Rodent, pest, etc., extermination" of Division 5 entitled "Minimum Residential Standards" of Article III entitled "Minimum Property Standards" of Chapter 4 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Buildings and Building Regulations" is hereby amended to read as follows:

Sec. 4-140. Rodent, vermin, pest, control, extermination, etc., extermination.

- (a) Every occupant and owner of a dwelling containing a single dwelling unit shall be jointly and severally responsible for the extermination of any rodents, vermin or other pests therein or on the premises. and every occupant of a dwelling unit in a dwelling containing more than one dwelling unit shall be responsible for such extermination whenever his dwelling unit is the only one infested, except that whenever such infestation is caused by the failure of the owner to carry out the provisions of this article, extermination shall be the responsibility of the owner.
- (b) Any property owner who allows the overgrowth of land so as to permit the creation or continuation of harborage for rodents, vermin, or other pests shall be deemed to have allowed an unsanitary condition and a nuisance and such overgrowth shall be deemed to be an unsanitary condition and a nuisance. "Overgrowth" shall mean the growth of weeds or of other ground cover to a height of six (6) inches or more and which is generally considered undesirable.
- (c) The owner of any premises which allows said premises to be infested by rodents or other vermin shall be deemed to have created an unsanitary condition and a nuisance. Premises shall be rebuttably deemed to be "infested by rodents," whenever an inspection of the premises reveals rodent holes, droppings, carcasses or other evidence, that manifests based on the totality of the circumstances, the existence of rodent habitation as opposed to mere rodent trespass. Observations may be made by individuals who, based upon their training and experience, possess sufficient knowledge of animal behavior so as to discriminate between evidence of rodent infestation from evidence of activity by animals other than rodents. Upon determination that any such premises are rodent infested, the director of public works or his or her designee shall order the abatement of the same within seventy-two (72) hours. In the event that such abatement does not occur, or that the owner does not otherwise comply with the order of the director, the director shall abate the nuisance and shall lien the premises for the costs of said abatement. Provided,

however, in order to facilitate the promotion of the public health, the director may design a program wherein, and upon the execution by the owner of a form of consent within seven (7) days of notification of said nuisance by the director, the director may, at the city's expense, provide required baiting. The director may provide baiting for not more than two (2) instances of rodent nuisance. For the purposes of such a program, execution of form of consent for the initial two (2) instances shall be presumptively deemed to be abatement of the determined nuisance.

SECTION II. Section 4-161 entitled "Rubbish disposal facilities" of Division 5 entitled "Minimum Residential Standards" of Article III entitled "Minimum Property Standards" of Chapter 4 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Buildings and Building Regulations" is hereby amended to read as follows:

Sec. 4-161. Rubbish disposal facilities.

Every dwelling, apartment, apartment complex, rooming house, etc., shall have adequate rubbish storage facilities. Containers or container enclosures shall be maintained in a clean sanitary condition by the owner and/or occupant.

- (1) *Metal containers*. If metal containers are used, they shall be in a sound condition with a tightly fitted weatherproof metal cover.
- (2) Plastic trash bags. If plastic trash bags are used, they shall not be stored outside of an approved metal container or trash bin, unless enclosed with a fence or bin not less than three feet high, with openings not more than three inches wide. No opening to the enclosure from grade to the bottom of the fence or bin shall exceed three inches.
- (3) Location of containers and enclosures. Metal containers shall not be kept in the front yard area or sidewalk area. Containers and/or enclosures shall be stored or placed in an inconspicuous location on the premises. Containers shall be returned to their designated location on scheduled trash pickup for that area when completed.
- (4) Nonresidential dumpsters, trash containers. Nonresidential dumpsters and trash containers shall comply with sections 4-330 and 19-261.
- (5) Residential dwellings of up to four (4) units shall dispose of rubbish in compliance with Section 6-37.
- (6) Owners of dwellings with more than four (4) units shall provide a dumpster for the occupants to properly dispose of rubbish. Dumpsters shall be stored or placed in an inconspicuous location on the premises.

SECTION III. Section 4-331 entitled "Dumpsters, trash containers" of Division 6 entitled "Nonresidential Standards" of Article III entitled "Minimum Property Standards" of Chapter 4 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Buildings and Building Regulations" is hereby amended to read as follows:

- (a) The operator or owner of every establishment of which the use necessitates the need for a dumpster or trash container to dispose of waste or materials other than putrescent matter, shall provide a covered container. No material or waste shall be allowed to be accumulated on the ground or allowed to overflow the dumpster. The operator or owner of the establishment shall make private arrangements to have the container emptied, with a schedule that shall assure that at no time the container will be allowed to overflow. All containers shall be in good operating condition, such as tops or doors operating with ease and a periodic painting schedule to eliminate an unsightly condition.
 - 1. The owner and occupant of any dwelling shall be deemed to have allowed an unsanitary condition and a nuisance to exist whenever garbage, trash or debris at the dwelling is not contained, with the exception of roll-off container.
- (b) If it shall become necessary for the building inspector Director of the Department of Public Works or his/her appointee to issue a violation notice in writing to any operator or owner of any establishment that such owner or operator has caused a container to overflow, become inoperable or unsightly, such owner or operator shall be granted three days to have the dumpster emptied and/or repaired. Failure to comply with the violation notice will necessitate legal action. result in a fifty (\$50.00) dollar fine for each day the violation exists until the violation has been rectified.
- (c) If it shall become necessary for the building inspector Director of the Department of Public Works or his/her appointee to issue a second violation notice, within 3 months 18 months of the first violation notice, to the operator or owner of the establishment that he/she has caused a trash container to overflow, become inoperable or unsightly, he/she shall be ticketed by a police officer at the request of the building inspector or his appointee. The fine for such violation of this section they shall be fined \$50.00 per day and one hundred (\$100.00) dollars for each day the violation exists, with the police officer issuing a ticket daily until the violation has been rectified.
- (d) If it shall become necessary for the building inspector Director of the Department of Public Works or his/her appointee to issue a third violation notice within six months two years of the first violation notice, to the operator or owner of the establishment that he/she has caused a trash container to overflow, become inoperable or unsightly, he/she shall be ticketed by a police officer at the request of the building inspector or his appointee. The fine for such violation of this section shall be \$100.00 per day and one hundred and fifty (\$150.00) dollars for each day the violation exists, with the police officer issuing a ticket daily, until the violation has been rectified. In addition, upon the third notice of violation, the building inspector Director of the Department of Public Works or his/her appointee can order that a six-foot stockade fence or other suitable fencing or enclosure be erected around three sides of the dumpster within 30 days of the third notice of violation.
- (e) Fencing or an enclosure will not be required if at the discretion of the building inspector Director of the Department of Public Works or his/her appointee, suitable land area is not available or that an enclosed dumpster will eliminate required parking spaces previously required by the zoning board of review, or that the enclosure would be within five feet of a property line. The building inspector Director of the Department of Public Works or his/her

appointee shall then require that the dumpster be removed from the property within five days, and that the operator or owner of the establishment obtain metal containers with tightly fitted weatherproof metal covers. The approved metal containers shall be placed in an inconspicuous place on the property under the direction of the building inspector Director of the Department of Public Works or his/her appointee. Approved-type metal containers can and may be requested upon the first complaint of a dumpster overflowing, if in the opinion of the building inspector Director of the Department of Public Works or his/her appointee, a dumpster will not conform with the intent of this section. Metal-type containers must be emptied before they overflow.

SECTION IV. This ordinance shall take effect upon second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Given first passage consideration of final passage; and	and referred to adopted	at 6:00 p.m. for a hearing and
Attest:		
City Clerk of the City of East Prov	idence, RI	

Introduced by: Councilwoman Sousa

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF THE CITY OF EAST PROVIDENCE 2010-2015 COMPREHENSIVE PLAN UPDATE

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Map 2 of the City of East Providence 2010-2015 Comprehensive Plan Update entitled "Northern East Providence Generalized Land Use," is hereby amended to identify the property designated as Assessor's Map 401, Block 8, Parcels 1, 2, 3 and 4 as "Mixed Use."

The Northern East Providence Generalized Land Use Map (Map 2) of the City East Providence 2010-2015 Comprehensive Plan shall be amended accordingly.

SECTION II. This ordinance shall take effect upon passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Adopted:
Attest:
City Clerk of the City of East Providence, Rhode Island
Requested By: Schiavo Enterprises, LLC

S S

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 19 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND 1998, AS AMENDED, ENTITLED "ZONING"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Section 19-95 entitled "Districts Designated" of Article III entitled "District Regulations" is hereby amended as follows:

Parcels 1, 2, 3 and 4 on Assessor's Map 401, Block 8 presently located in a Commercial-3 (C-3) and Residential-4 (R-4) District are hereby changed to be included in the Commercial Mixed Use (CMU) District.

The Zoning Map of the City of East Providence shall be amended accordingly.

SECTION II. This ordinance shall take effect upon passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Adopted:
Attest:
City Clerk of the City of East Providence, Rhode Island
Requested by: Schiavo Enterprises, LLC

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "LICENSES AND BUSINESS REGULATIONS"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Article VI entitled "Solicitors" of Chapter 8 of the Revised Ordinances of the City of East Providence entitled "Licenses and Business Regulations" is amended to read as follows:

Sec. 8-116. Defined.

For the purpose of this chapter, a "solicitor" shall be defined as any individual, whether a resident of the city or not, traveling either by foot, wagon, automobile, motor truck or any other type of conveyance, from place to place, from house to house or from street to street, taking or attempting to take orders for sale of goods, wares, and merchandise, personal property of any nature whatsoever for future delivery or services to be furnished or performed in the future whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether he is collecting advance payments on such sales or not, provided that such definition shall include any person who for himself or for another person hires, leases, uses or occupies any building, structure, tent, railroad boxcar, boat, hotel room, lodging house, apartment, shop or any other place within the city for the sole purpose of exhibiting samples and taking orders for future delivery. Nothing herein shall apply to non-profit, political, civic, religious or charitable organizations.

Sec. 8-117. License required.

No person as defined in section 8-116 shall solicit or call from house to house in the city to sell or attempt to sell goods by sample, to take or attempt to take orders for the future delivery of goods, merchandise, wares or any personal property of any nature whatsoever, or to take or attempt to take orders for services to be furnished or performed in the future without first having received a written license therefor in compliance with the provisions of this article.

Sec. 8-118. Application.

- (a) Applicants for a license under this article must file with the city clerk a sworn application, in writing and in duplicate on a form to be furnished by the city clerk, which shall give the following information:
 - (1) Name and description of the applicant company and each individual solicitor working on behalf of said company;

- (2) Business address and Ppermanent home address and full local address of the applicant each solicitor;
- (3) A brief description of the nature of the business and the goods sold;
- (4) If employed, the name and address of the employer, together with credentials establishing the exact relationship;
- (5) The length of time for which the right to do business is desired;
- (6) The place where the goods or property proposed to be sold or orders taken for the sale thereof are manufactured or produced, where such goods or products are located at the time such application is filed and the proposed method of delivery;
- (7) A photograph of the applicant taken within 60 days immediately prior to the date of the filing of the application, which picture shall be two inches by two inches showing the head and shoulders of the applicant in a clear and distinguishing manner;
- (8) A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation in any state or of any municipal ordinance in Rhode Island, the nature of the offense and the punishment or penalty assessed therefor. Applicant will present a BCI from the office of the RI attorney general and attest to no criminal history, if convicted of a felony, or of a misdemeanor involving fraud, a license shall only be issued with approval of the chief of police.
- (b) At the time of filing the application, a fee of \$5.00 shall be paid to the city clerk to cover the cost of investigation of the facts stated therein.

Sec. 8-119. Investigation of applicant; issuance and denial.

The clerk shall keep a permanent record of all licenses issued and which business the licenses are associated with.

Sec. 8-120. Fees.

- (a) The license fee which shall be charged by the city clerk for solicitor's license shall be \$50.00 per year.
- (b) The annual fees provided in this section shall be assessed on a calendar year basis, and on or after July 1 the amount of such fee for an annual license shall be one-half the amount stipulated above for the remainder of the year.

Sec. 8-121. Term.

All annual licenses issued under the provisions of this article shall expire on December 31 in the year when issued.

Sec. 8-122. Exhibition.

Solicitors shall be required to exhibit their licenses at the request of any city resident.

Sec. 8-123. Prohibited Solicitation Hours permitted.

It shall be unlawful for any person engaged in soliciting as described in section 8-116 to call from house to house if anyone has "no solicitation" displayed on their property, unless invited by

the occupant to do so, or at any time before the hour of 8:00 a.m. or after the following times in the following months:

(a) January-March: 5:00 p.m.

(b) March-June: 6:00 p.m.

(c) July-September: 7:00 p.m.

(d) October-December: 6:00 p.m.

Sec. 8-124. Enforcement of chapter.

It shall be the duty of any police officer of the city to require any person seen soliciting, and who is not known by such officer to be duly licensed, to produce his solicitor's license and to enforce the provisions of this chapter against any person found to be violating this chapter.

Sec. 8-125. Records and reports of police chief and city clerk.

The chief of police shall report to the city clerk all convictions for violation of this chapter, and the city clerk shall maintain a record for each license issued and shall record the reports of violation therein.

Sec. 8-126. Revocation.

- (a) Licenses issued under the provisions of this article may be revoked by the chief of police after notice and hearing for any of the following causes:
 - (1) Fraud, misrepresentation or false statement contained in the application for license;
 - (2) Fraud, misrepresentation or false statement made in the course of carrying on his business as solicitor;
 - (3) Any violation of this chapter;
 - (4) Conviction of any felony or misdemeanor involving moral turpitude;
 - (5) Conducting the business of soliciting in an unorderly and unlawful manner or in such a manner as to constitute a breach of the peace or a menace to the health, safety or general welfare of the public.
- (b) Notice of the hearing for revocation of a license shall be given in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the licensee at his last known address at least five days prior to the date set for hearing.

Sec. 8-127. Appeal from denial.

Any person aggrieved by the action of the chief of police or the city clerk in the denial of a license as provided in section 8-118 shall have the right of appeal to the city council. Such appeal shall be taken by filing with the council, within 14 days after notice of the action complained of has been mailed to such person's last known address a written statement setting forth fully the grounds for appeal. The council shall set a time and place for a hearing on such appeal, and notice of such hearing shall be given to the applicant in the same manner as provided in section

8-126 for notice of hearing on revocation. The decision and order of the city council on such appeal shall be final and conclusive.

Sec 8-128. - Registration of businesses.

Any business that conducts door-to-door soliciting shall register with the city clerk's office and shall provide a list of all solicitors operating in the city. The business shall be responsible for ensuring all solicitors acting on behalf of the company, whether an employee or contractor, is licensed. The registration cost shall be on the following fee scale and all businesses shall renew registration on an annual basis as defined in section 8-121.

Businesses with five or less solicitors \$100.00

Businesses with over five and under 25 solicitors 250.00

Businesses with 25 or more solicitors 500.00

Sec 8-129. Penalties for non-compliance.

(a) Anyone engaging in door-to-door solicitation without a license or who is non-compliant with the allowed timeframe or other rules established herein shall be subject to the following penalties:

First offense—\$100.00

All subsequent offenses—\$250.00 to \$500.00 fine and up to 30 days in jail.

(b) Any business failing to register or [which] registers but does not disclose all door-to-door solicitors working on their behalf or who uses unlicensed solicitors shall be subject to the following penalties:

First offense—\$100.00

All subsequent offenses—Minimum of \$250.00 to a maximum of \$500.00 fine and loss of right to operate door-to-door solicitation in the city.

SECTION II. This ordinance shall take effect upon its second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to hearing and consideration of final passage; and adopted

at 6:00 p.m. for a

Attest:

City Clerk of East Providence, Rhode Island

Introduced by: Councilman Cahoon & Councilman Mourato

CITY OF EAST PROVIDENCE

AN ORDINANCE IN AMENDMENT OF CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "ADMINISTRATION"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Chapter 2 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Administration" is amended by adding thereto the following:

Article VII. Budget Ordinance

Sec. 2-283. Timelines for Presentation and Passage of the Budget Ordinance.

- A. The Mayor shall submit to the Council a budget and explanatory message to the Council at least seventy (70) days prior to the beginning of the next fiscal year. Upon written request of the Mayor, the City Council may grant the Mayor additional time to submit the budget proposal for good cause shown and upon the affirmative vote of (4) four council members.
- B. The City Council shall take a final action on the budget ordinance at least fourteen (14) days prior to the end of the fiscal year.
 - 1. A "final action" is defined as a vote by a quorum of the Council at a duly noticed public meeting.
- C. The Council shall be furnished with a final updated copy of the certified budget within thirty (30) days passage of the budget ordinance.

Sec. 2-284. Financial Review Committee.

- A. There shall be a Financial Review Committee whose duty shall be to review the financial records, budgetary concerns, and other issues of fiscal import.
 - 1. The Financial Review Committee shall take no actions that are binding upon the City.
 - 2. The Financial Review Committee shall have the authority to seek the expertise of consultants
 - i. Any expenditure of funds related thereto must be approved by the Mayor or the Council
 - 3. The Financial Review Committee may make requests of the Mayor or the Council for information, including but not limited to requests that the Mayor or the Council make certain personnel available to give presentations regarding fiscal issues.
- B. The Financial Review Committee shall meet at least quarterly.
- C. The Financial Review Committee shall publicly issue a quarterly update regarding status of capital projects and requests for capital funding.
- D. The Financial Review Committee shall be comprised of the following:

- 1. The Mayor or the Mayor's Designee
- 2. The Council President or the Council President's Designee
- 3. The Finance Director
- 4. The Planning Director

Sec. 2-285. Annual Capital Projects Presentation.

- A. The Financial Review Committee shall make an annual presentation to the Council at least ninety (90) days prior to the end of the fiscal year. During said presentation, the Financial Review Committee shall:
 - 1. Provide a status report as to all Capital Projects
 - 2. For any completed Capital Projects, present the Council with a Resolution that closes out said completed project, de-authorizes any remaining appropriations, and appropriately transfers all remaining unspent funds.
 - 3. Make proposals as to future Capital Projects.

SECTION II. This ordinance shall take effect November 1, 2020 and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to consideration of final passage; and adopted

at 6:00 p.m. for a hearing and

Attest:

City Clerk of East Providence, Rhode Island

Requested by: Councilman Cahoon, Councilman Mourato, Councilwoman Sousa

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 5 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, 1998, AS AMENDED, ENTITLED "FIRE PREVENTION"

THE CITY COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

Sec. 5-2. Amendments.

The Rhode Island Fire Safety Code, as adopted by section 5-1, is hereby amended, deleted from and added to as follows:

(NFPA 1) 10.11 Open Flame, Candles, Open Fires, and Incinerators.

(NFPA 1) 10.11.1 Permits. (Amd)

Permits, where required, shall comply with Section 1.12 of NFPA 1 (2012 edition).

(NFPA 1) 10.11.1.1 (Amd)

Permits shall not be required for cooking and recreational fires. All other types of fire require a permit (see 10.11.4.2.1 (Add))

(NFPA 1) 10.11.1.2

Where burning is conducted on public property or the property of someone other than the permit applicant, the permit applicant shall demonstrate that permission has been obtained by the appropriate government agency, the owner, or the owner's authorized agent.

(NFPA 1) 10.11.1.3

When limits for atmospheric conditions or hours restrict burning, such limits shall be designated in the permit restrictions.

(NFPA 1) 10.11.1.4

Instructions or stipulations of permit shall be followed.

(NFPA 1) 10.11.2

The AHJ shall have the authority to prohibit any or all open flames, candles, and open, recreational, and cooking fires or other sources of ignition, or establish special regulations on the use of any form of fire or smoking material where circumstances make such conditions hazardous.

(NFPA 1) 10.11.3 Outdoor Fires.

(NFPA 1) 10.11.3.1

Outdoor fires shall not be built, ignited, or maintained in or upon hazardous fire areas, except by permit from the AHJ.

(NFPA 1) 10.11.3.2

Permanent barbecues, portable barbecues, outdoor fireplaces, or grills shall not be used for the disposal of rubbish, trash, or combustible waste material.

(NFPA 1) 10.11.4 Open Fires.

(NFPA 1) 10.11.4.1

Permitted open fires shall be located not less than 50 feet (15m) from any structure.

(NFPA 1) 10.11.4.2 (Amd)

Burning hours shall be daylight until 11:00 PM.

(NFPA 1) 10.11.4.2.1 (Add)

No person shall kindle or maintain (without permit) any fire or authorize any such fire to be kindled or maintained with the following exceptions:

- 1. Cooking of food on barbecues or charcoal grills. Cooking on these devices shall be in preparation of a meal.
- 2. Propane/natural gas fire places/pits officially designed and listed as an outdoor fire place/pit shall be permitted. Fire places/pits shall be operated according to manufacturers' instructions in a safe manner.
 - A. Fire places/pits shall not be left unattended.
 - B. Adult supervision is required at all times.
 - C. Propane tanks shall be listed, in good condition and have a current certification.
- 3. Residential outdoor recreational wood-burning fires, which shall meet the following requirements:

- A. All residential outdoor recreational clean wood-burning fires shall be kindled and maintained within a designated fire place/pit, purchased or constructed, that is wholly constituted of non-flammable material, with a cover, and does not exceed three (3) feet in diameter by two (2) feet in height, as determined by the East Providence Fire Chief or designee. Commercially purchased fire places/pits shall be operated according to manufacturers' instructions in a safe manner. "Approved" fire places/pits shall include spark arresting covers or chimney caps.
- B. All residential outdoor recreational clean wood-burning fires shall burn exclusively "clean wood." Fuel for a recreational fire shall consist only of seasoned dry firewood (dried at least six months) to minimize the generation of air contaminants. No other wood or material may be burned. "Clean wood" means natural wood or pellets, made therefrom that has not been painted, stained, coated, preserved or treated with a synthetic substance, including, but not limited to, copper chromium arsenate, creosote, or pentachlorophenol. "Clean wood" does not include driftwood, and does not include construction or demolition debris, nor wood that contains any glue or resin, as in plywood or other composite wood products.
- C. All residential outdoor recreational clean wood-burning fires must be located at least thirty (30) feet away from any abutting property owner's dwelling or structure or roadway, as determined by the East Providence Fire Chief or designee. Such fires must not cause noxious emissions on the property of others, or other nuisance or hazard to surrounding persons or property, as determined by the East Providence Fire Chief, or designee, or other duly constituted authority.
- D. The use of accelerants to kindle or maintain residential outdoor recreational clean wood-burning fires is prohibited. Accelerants include, but are not limited to, gasoline, diesel fuel, kerosene, turpentine, butane, lighter fluid and other flammable solvents. Further, all residential outdoor recreational clean wood-burning fires must be kindled and maintained at a minimum distance of fifty (50) feet from any storage receptacle containing an accelerant.
- E. A competent person of at least eighteen (18) years of age, possessing access to a source of water (e.g. a garden hose connected to a water supply) sufficient to extinguish such fire shall constantly attend such fire until the fire is extinguished.
- F. All residential outdoor recreational clean wood-burning fires shall be immediately and entirely extinguished upon the direction of a member of the East Providence Fire Department, the East Providence Police Department, or other duly constituted authority, if such action is in the best interests of the health, safety and welfare of any citizen(s) of the city.
- G. Wood burning fire pits, portable outdoor fireplace/pits, are only allowed at single family dwellings or duplexes in East Providence.
- H. The fire department shall prohibit burning which will be offensive or objectionable due to smoke or odor emission when atmospheric conditions or local circumstances make such fires hazardous. Burning shall not be conducted when wind speed exceeds 15 mph, or when the fire weather forecast is at a "Red Flag Warning" per the National Weather Service.

- I. Any person found in violation of this ordinance shall be issued a warning citation. A second offense within one calendar year, upon conviction, shall be punished by a fine of one hundred dollars (\$100.00) for the second offense. The penalty for the third offense within one calendar year shall be two hundred dollars (\$200.00), the penalty for a fourth and/or each subsequent offense within one calendar year shall be a fine up to five hundred dollars (\$500.00) for each subsequent offense. Members of the East Providence Police Department shall have the authority to issue citations for violations of this ordinance.
- 3. 4. Fires authorized by the fire department for the purpose of training firefighters and retarding the spread of fire.
- 4. 5. Ceremonial burning. Burning that is an integral part of a religious or fraternal organization's ceremonies, by permit, issued by the city fire marshal.
- 5. 6. Live fires for the purpose of training employees in the use and operation of fire extinguishers and fire equipment shall be authorized upon approval of the fire chief and the state department environmental management. Such live fire training shall be in accordance with all applicable National Fire Protection Agency standards. A certified fire extinguisher instructor shall be present at all times during the training for instruction in the use and operation of fire extinguishers and fire equipment.

(NFPA 1) 10.11.4.3

Recreational fires shall not be located within 25 feet (7.6m) of a structure or combustible material unless contained in an approved manner.

(NFPA 1) 10.11.4.4

Conditions that could cause a fire to spread to within 25 feet (7.6m) of a structure shall be eliminated prior to ignition.

(NFPA 1) 10.11.5 Fire Attendant.

(NFPA 1) 10.11.5.1

Open, recreational, and cooking fires shall be constantly attended by a competent person until such fire is extinguished.

(NFPA 1) 10.11.5.2

This person shall have a garden hose connected to the water supply or other fire-extinguishing equipment readily available for use.

(NFPA 1) 10.11.6 Cooking Equipment.

(NFPA 1) 10.11.6.1

For other than one- and two-family dwellings, no hibachi, grill, or other similar devices used for cooking, heating, or any other purpose shall be used or kindled on any balcony, under any overhanging portion, or within 10 feet (3m) of any structure.

(NFPA 1) 10.11.6.2

For other than one-and two-family dwellings, no hibachi, grill, or other similar devices used for cooking shall be stored on a balcony.

(NFPA 1) 10.11.6.3

Listed equipment permanently installed in accordance with its listing, applicable codes, and manufacturer's instructions shall be permitted.

(NFPA 1) 10.11.7 Installation of Patio Heaters.

(NFPA 1) 10.11.7.1

Patio heaters utilizing an integral LP-Gas container greater than 1.08 lb (0.49 kg) propane capacity shall comply with 10.11.7.2 and 10.11.7.3. [58:6.20.2.1]

(NFPA 1) 10.11.7.2

Patio heaters shall be listed and used in accordance with their listing and the manufacturer's instructions. [58:6.20.2.2]

(NFPA 1) 10.11.7.3

Patio heaters shall not be located within 5 feet (1.5m) of exits from an assembly occupancy. [58:6.20.2.3]

(NFPA 1) 10.11.8 Incinerators and Fireplaces.

(NFPA 1) 10.11.8.1

Incinerators, outdoor fireplaces, permanent barbecues, and grills shall not be built, installed, or maintained without prior approval of the AHJ.

(NFPA 1) 10.11.8.2

Incinerators, outdoor fireplaces, permanent barbecues, and grills shall be maintained in good repair and in a safe condition at all times.

(NFPA 1) 10.11.8.3

Openings in incinerators, outdoor fireplaces, permanent barbecues, and grills shall be provided with an approved spark arrester, screen, or door.

(NFPA 1) 10.11.9 Open-Flame Devices.

(NFPA 1) 10.11.9.1

Welding torches, tar pots, decorative torches, and other devices, machines, or processes liable to start or cause a fire shall not be operated or used in or upon any areas, except by permit from the AHJ.

(NFPA 1) 10.11.9.2

Flame-employing devices, such as lanterns or kerosene road flares, and fuses shall not be operated or used as a signal or marker in or upon any areas unless at the scene of emergencies or railroad operations. (See Chapter 16 and Chapter 65 for additional guidance.)

(NFPA 1) 10.11.10 Discontinuance.

The AHJ shall be authorized to require any fire to be immediately discontinued if the fire is determined to constitute a hazardous condition.

SECTION II. This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to consideration of final passage; and adopted

at 7:00 p.m. for a hearing and

Attest:

City Clerk of East Providence, Rhode Island

Introduced by: Councilman Cahoon

CITY OF EAST PROVIDENCE

CHAPTER

AN ORDINANCE IN AMENDMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "VEHICLES AND TRAFFIC"

THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY ORDAINS:

SECTION I. Sec. 18-312 entitled "Same—120 minutes" of Article X entitled "Stopping, Standing and Parking" of Chapter 18 entitled "Vehicles and Traffic" is amended by adding thereto the following:

J. Medeiros Way (both sides) from Commercial Way to Almeida Avenue between 8:00 a.m. and 6:00 p.m. except Sundays and holidays

SECTION II. This ordinance shall take effect upon second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Given first passage and referred to consideration of final passage; and adopted

at 6:00 p.m. for a hearing and

Attest:

City Clerk of the City of East Providence

Introduced by: Council Vice President Rodericks