

Agenda

November 10, 2008

Warren Town Council Meeting

Town Hall

514 Main Street

6:30 PM

Consent Agenda- all items listed with an asterisk (*) are considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member or citizen request in which event the item will be withdrawn from the General Order of Business and considered in the normal sequence on the agenda.

PLEDGE OF ALLEGIANCE

PRESENTATION

Presentation by Louis Rego from the Rotary for the Town of Warren

INTERVIEWS

Conservation Commission

1. Jerry A. Belair, 22 Kelly Street

2. Kurt Jamiel 44 Church Street

Open Space Committee 2 positions

1. Kurt Jamiel 44 Church Street

2 Clotilde Melo 10 Ivy Street

Economic Development Board 5 members & 2 Council members

1. Karen Dionne 45 Washington Street

2. Davison Bolster 53 State Street

3. Daniel Shedd 83 Rumstick Road

4. Paula Silva 28 Lyndon Street

5. Sara Volino 69 Harris Avenue

6. Nancy E. Blount 5 Oyster Point

7. Diane Horton 26 Bridge Street

ACCEPTANCE OF MINUTES

Acceptance of October 14, 2008 Minutes

Acceptance of October 14, 2008 Executive Session Minutes

CONSENT AGENDA

***P-1, *P-2, *P-3, *P-4, *P-5,*P-6, *P-7**

ORDINANCE

O-1 (2nd reading)

Proposed Ordinance

That the Code of the Town of Warren, Rhode Island is hereby amended by adding a section, to be numbered 11-59, which reads as follows:

Chapter 11

Article 2-Alcholic Beverage, Taverns & Victualling Houses

Section 11-59

Whenever it comes to the attention of the Warren Town Council that the holder of a Class B, C or D license has abandoned the premises from which the licensee has been conducting his or her business or has ceased to operate under the license for a period of ninety (90) days or more, then after hearing with due notice to the licensee the Warren Town Council, sitting as the local licensing authority, may cancel the license; provided that the local licensing authority may grant a reasonable period of time, not to exceed one year, to the licensee within which to reestablish the business where the abandonment or cessation of operating was due to illness, death, condemnation of business premises, fire or other casualty.

O-2 (2nd reading)

Proposed Ordinance

Article III. Industrial Pretreatment Ordinance:

Division 6. Compliance Monitoring

Section 21-288. Publication of users in significant noncompliance.

(1) Chronic violations of wastewater discharge limits, defined here as those in which 66% or more of wastewater measurements taken during a 6 month period exceed (by any magnitude) a numeric Pretreatment Standard or Requirement including instantaneous limits, as defined by 40 CFR 403.3(1)

(2) Technical Review Criteria (TRC) violations, defined here as those in which 33% or more of wastewater measurements taken for each pollutant parameter during a 6 month period equals or exceed (by any magnitude) a numeric Pretreatment Standard or Requirement including instantaneous limits, as defined by 40 CFR 403.3(1)

(3) Any other violation of a Pretreatment Standard or Requirement as defined by 40 CFR 403.3(1) including daily maximum, long-term average, instantaneous limits or narrative standard, as defined by 40 CFR 403.3(1) or any other the Town Manager believes has caused, alone or in combination with other discharges, interference or pass through, including endangering the health of POTW personnel of the general public.

(4) Any discharge of pollutants that has caused imminent endangerment to the public or to the environment, or has resulted in the Town Manager's exercise of its emergency authority under paragraph (f) (1) (vi) (B) to halt or prevent such a discharge.

(6) Failure to provide within 45 days after the due date, any required reports, including baseline monitoring reports, reports on compliance with categorical pretreatment standard deadlines, periodic self-monitoring reports and reports on compliance with compliance schedules.

(8) Any other violations or group of violations, which may include a violation of Best Management Practices which the Town Manager determines, will adversely affect the operation or implementation of the local pretreatment program.

PUBLIC HEARING

PH-1

Renewal of Class A, BV, BVL, C, & D Liquor Licenses (see attached list).

PH-2

Public Hearing for Transfer of Class BV License

From: Downstairs, Inc.

28 Market Street

Warren, R.I 02885

To: 2nd Story Theatre

28 Market Street

Warren, R.I 02885

PH-3

Public Hearing for a Class BV Liquor License

From: Feast or Famine, Inc.

495 Main Street

Warren, R.I 02885

PH-4

**Public Hearing for a Transfer Location of Class BV Beverage
Liquor & Victualling License**

From: J & M Partnership d/b/a/ Nat Porter

125 Water Street

Warren, RI 02885

To: J & M Partnership

13 Child Street

Warren, RI 02885

PH-5

Public Hearing for a Class BV Liquor License

From: Ben Luk d/b/a Lauren's

601A Metacom Avenue

Warren, RI 02885

PETITIONS

***P-1**

**Request for Game Machine, Pool Table & Bowling Alley License
Renewal (see below)**

POOL # GAME

NAME TABLES MACHINES

Clube Recreativo E Cultural 1 1
Davock's BS. d/b/a Market St. Pub 1
Italian-American Club 1
Open Frame d/b/a Dudek's Bowling 7 + Bowling Alley License
Papa Ginos 3
Pour-a-Pint LTD d/b/a Tinkers Nest 2
Super Wash, 601 Metacom Ave. 1
Warren Portuguese American Club 1

***P-2**

RENEWAL OF YEARLY ENTERTAINMENT LICENSE

2008-2009

**1. 2nd Story Theatre, Inc., 28 Market St. - Theatrical
Productions/Plays**

**2. Alves Tavern Corp. d/b/a Mar & Terra Restaurant & Grille, - 275
Child St. DJ/Karoke/Bands**

**3. Basically British, LLC, 16 Cutler St. - CD's, in house sound system,
weekend live entertainment, small band/vocals**

- 4. Blount Clam Shack, 335-347 Water St. - Radio & Single entertainment**
- 5. Clube Recreativo & Cultural Portuguese De Warren, 132 Child St.-DJ/ Band**
- 6. The Coffee Depot, 501 Main Street- Open mic**
- 7. Crossroad Pub Inc., 133 Market St-Irish Band 5-10 Times per year**
- 8. Davock, BS. Inc d/b/a Market Street Pub, 97-99 Market St.-Classic Rock/Blues Band**
- 9. Free Spirit Sound Healing & Therapeutics, 420 Main Street-Student concerts**
- 10. J & M Partnership, LLC – Live Music**
- 11. Nusan Restaurant LTD, d/b/a Wharf Tavern, 215 Water St.-3-5 Piece Band**
- 12. Oganis J.M. Inc. d/b/a Tuscan Tavern, 632 Metacom Ave. –DJ/Piano**
- 13. Pour-a-Pint Ltd, d/b/a Tinkers Nest, 322 Metacom Ave.-1-3 Piece Band on**

Friday & Saturdays

- 14. Stella Blues, Inc. d/b/a Stella Blue Restaurant & Lounge, 50 Miller St.-Acoustic Music**
- 15. Tav-Vino, Inc. 267 Water Street, Guitar Player**
- 16. Warren India Inc. d/b/a India Restaurant, 520 Main St.-Live Band**
- 17. Warren Portuguese American Club, 112 Arlington Avenue- DJ**
- 18. Windmill Hill Golf Course Inc., 35 Schoolhouse Rd. - DJ**

***P-3**

Request for Renewal of Victualling Licenses

All Fresh Donuts, Inc. 309 Market Street

Allegro Ventures LLC d/b/a Be Bop Burrito 40 Market Street

Amaral's Fish & Chips 4 Redmond Street

Ammouri Gas LLC d/b/a Salem Gas 943 Main Street

Blount Clam Shack 335-347 Water Street

Blount Seafood 406 Water Street

Burger King Restaurant 609 Metacom Avenue

Carriage House Creamery 277 Water Street

Cater to you Bakery, Ltd. 233 Child Street

Cumberland Farms 66 Market Street

De Food Inc. d/b/a Kentucky Fried Chicken 651 Metacom Avenue

Del's Lemonade Inc. 65 Child Street

Dunkin Donuts 670 Metacom Avenue

Dunkin Donuts 375 Main Street

Edible Arrangements 8 Turner Street

Elsie's Baked Goods & More 601 Metacom Avenue

Gift Group of America, LLC d/b/a Imagine 5 Miller Street

Golden Harvest 606 Metacom Ave.

Iggy's Food Mart 292 Market Street

Kentucky Fried Chicken 651 Metacom Avenue

McDonald's Restaurant 636 Metacom Avenue

Metro Diner 440 Child Street

Papa Gino's 623 Metacom Avenue

Red Cat Investments d/b/a The Coffee Depot 501 Main Street

Rod's Grille 6 Washington Street

Scott Castigliero d/b/a Scott's Fish Market 334 Metacom Avenue

Sip & Dip Donuts 487 Metacom Avenue

Stateline Virginia's Variety & More 435 Child Street

Subway 509 Main Street

Super Mart 747 Main Street

The Corner Store 370 Child Street

The Fruity Cow, LLC 8 Turner Street

Uptown Restaurant 440 Main Street

Warren Convenience Store 630 Metacom Avenue

Warren Donuts D/B/A Dunkin Donuts 621 Metacom Avenue

Request for Renewal of Victualling Licenses (Cont')

Fariba Goldberg-d/b/a Basically British, LLC 16 Cutler Street

Brule's Fish & Chips & More LLC 485 Metacom Ave

Feast & Famine Inc. d/b/a/Wood Grilled Pizza 495 Main Street

Open Frame, Inc, d/b/a Dudek Bowling Lanes 409 Child Street

Three Rivers Café Inc. 267 Water Street

Warren House of Pizza, Inc 464 Main Street

Zultan International, LTD d/b/a The Cheese Plate 54 State Street

Alves Tavern Corp. d/b/a Mar & Terra Restaurant & Grille 275 Child Street

Crossroad Pub Inc 133 Market Street

Davock, BS. Inc d/b/a Market Street Pub 97-99 Market Street

Downstairs Inc d/b/a The Downstairs Bistro 28 Market Street

Jack's Family Restaurant, Inc. 294 Child Street

J & M Partnership LLC, d/b/a Nat Porter 125 Water Street

Luke's Inn Corp 650 Metacom Ave
Marjan, Inc d/b/a Country Inn 382 Market Street
Michjef Restaurant Assoc., Inc 437 Main Street
d/b/a The Restaurant & Café
Nusan Restaurant LTD, d/b/a Wharf Tavern 215 Water Street
Oganes J.M. Inc. d/b/a Tuscan Tavern 632 Metacom Ave
Perella's Ristorante Corp. 311 Metacom Ave
Pour-A-Pint, LTD d/b/a Tinkers Nest 322 Metacom Ave
Stella Blues, Inc. 50 Miller Street
Tav Vino, Inc. 267 Water Street
Warren India Inc. 520 Main Street
Windmill Hill Golf Course Inc. 35 Schoolhouse Road
Meijung Zhang. d/b/a Lucky House 840 South Main Street
Jack's Bar Inc. 187 Water Street
Clube Recreativo & Cultural Portuguese De Warren 132 Child Street
East Warren Rod & Gun Club Long Lane
Italian American Citizens Club 13 Kelly Street
Warren German American Club 27 Kelly Street
Warren Portuguese American Club 112 Arlington Avenue

***P-4**

Request for a Class F Beverage License

From: St. Thomas the Apostle Church

500 Metacom Avenue

Warren, RI 02885

Date: November 15, 2008- Roast Beef Dinner

Place: St. Thomas the Apostle Church

***P-5**

Request for a Class F Beverage License

From: Rough & Ready Fire Co.

342 Metacom Avenue

Warren, RI 02885

Date: November 14, 2008- Turkey Roll

Place: Rough & Ready Fire Station

***P-6**

Request for a Class F Beverage License

From: Mechanics Fire Co.2

104 Water Street

Warren, RI 02885

Date: November 20, 2008- Turkey Roll

Place: Mechanics Fire Co.2

***P-7**

Request for a Class F Beverage License

From: Massasoit Hook & Ladder Fire Co.

One Joyce Street

Warren, RI 02885

Date: November 21, 2008- Turkey Roll

Place: Central Fire Station

P-8

Request for a Victualling License

From: Ben Luk d/b/a Lauren's

601A Metacom Avenue

Warren, RI 02885

P-9

Request for a Yearly Entertainment License

From: Italian American Club

13 Kelly Street

Warren, RI 02885

**Anticipated Entertainment- Once a month rock bands/DJ every
Wednesday**

P-10

Request for extended hours for New Years Eve

2008-2009

Extended Hours for New Year's Eve, No Liquor after 1:00 AM

No Entertainment, after 1:00 AM Everyone out by 2:00 AM

**1. ALVES TAVERN CORP. – D/B/A GABRIELS FOOD & SPIRIT
275 CHILD STREET**

2. 2ND STORY THEATRE - 28 MARKET STREET

3. J & M PARTNERSHIP, LLC -13 CHILD STREET

**4. NUSAN RESTAURANT – D/B/A WHARF TAVERN
215 WATER STREET**

**5. WINDMILL HILL GOLF COURSE
35 SCHOOLHOUSE**

**6 CLUBE RECREATIVO E CULTURAL PORTUGUESE
132 CHILD STREET**

**7. WARREN INDIA INC.
520 MAIN STREET**

TOWN CLERK

1. "Procedure for hiring "New Town Manager"

2. "Schedule Wed., Dec 3, 2008 for Parking Workshop"

TOWN TREASURER

- 1. Requesting authorization to enter into an annual contract with Sprint for two cell phones for Recreation Board.**

TAX ASSESSOR

- 1. Request to award bid for Statistical Reval to Appraisal Resources for \$86,500.00**

2. 2008 Abatements \$470.47

2007 Abatements \$874.04

TOWN OF Warren

NOTICE OF PUBLIC HEARING

Notice is hereby given by the Town Council of the Town of Warren, RI being the Licensing Board is said Town that the following applications for licenses to sell intoxicating beverages under the provisions of Title 3 of the General Laws of 1956, as amended. The above applications will be in order for hearing at a meeting of said Town Council on Monday November 10, 2008 at 6:30 PM in the Town Council Chambers, said Warren at which time and place all remonstrants may make their objections.

Class A-

1776 Liquors of Barrington d/b/a Patriot Wine & Spirits 145 Main Street

Bristol County Spirits d/b/a Ocean State Liquors 601 Metacom Avenue

Malik's Liquors, Inc. 254 Market Street

Class BVL-w/Victualling

Fariba Goldberg-d/b/a Basically British, LLC 16 Cutler Street

Brule's Fish & Chips & More LLC 485 Metacom Ave

Feast & Famine Inc. d/b/a/Wood Grilled Pizza 495 Main Street

Open Frame, Inc, d/b/a Dudek Bowling Lanes 409 Child Street

Three Rivers Café Inc. 267 Water Street

Warren House of Pizza, Inc 464 Main Street

Zultan International, LTD d/b/a The Cheese Plate 54 State Street

Class- BV – w/Victualling

Alves Tavern Corp. d/b/a Mar & Terra Restaurant & Grille 275 Child Street

Crossroad Pub Inc 133 Market Street

Davock, BS. Inc d/b/a Market Street Pub 97-99 Market Street

Downstairs Inc d/b/a The Downstairs Bistro 28 Market Street

Jack's Family Restaurant, Inc. 294 Child Street

J & M Partnership LLC, d/b/a Nat Porter 125 Water Street

Luke's Inn Corp 650 Metacom Ave

Marjan, Inc d/b/a Country Inn 382 Market Street
Michjef Restaurant Assoc., Inc 437 Main Street
d/b/a The Restaurant & Café
Nusan Restaurant LTD, d/b/a Wharf Tavern 215 Water Street
Oganes J.M. Inc. d/b/a Tuscan Tavern 632 Metacom Ave
Perella's Ristorante Corp. 311 Metacom Ave
Pour-A-Pint, LTD d/b/a Tinkers Nest 322 Metacom Ave
Stella Blues, Inc. 50 Miller Street
Tav Vino, Inc. 267 Water Street
Warren India Inc. 520 Main Street
Windmill Hill Golf Course Inc. 35 Schoolhouse Road
Meijung Zhang. d/b/a Lucky House 840 South Main Street

Class-C

Jack's Bar Inc. 187 Water Street

Class-D-w/Victualling

Clube Recreativo & Cultural Portuguese De Warren 132 Child Street
East Warren Rod & Gun Club Long Lane
Italian American Citizens Club 13 Kelly Street
Warren German American Club 27 Kelly Street
Warren Portuguese American Club 112 Arlington Avenue