

## **Agenda**

**March 12, 2013**

**Warren Town Council Meeting**

**Town Hall**

**514 Main Street**

**7:00 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be no separate discussion of these items unless a council member or citizen request in which event the item will be withdrawn from the General Order of Business and considered in the normal sequence on the agenda.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:**

**LIFETIME ACHEIVEMENT:**

**Morphis A. Jamiel**

**RESOLUTION:**

**Warren Athletic Hall of Fame 2012 Inductees**

**INTERVIEWS:**

**JUVENILE HEARING BOARD :( 1 alternate position)**

**1. Theresa Jeremiah, 50 Bagy Wrinkle Cove, Warren, RI**

**ACCEPTANCE OF MINUTES:**

**Acceptance of February 12, 2013 Executive Minutes**

**Acceptance of February 12, 2013 Minutes**

**CONSENT AGENDA:**

**\*P-1**

**ORDINANCE:**

**O-1**

**Miscellaneous Fees, (4) Substantial Completion Fee to allow for the implementation of a “user/technology fee” when granting construction permits. (2nd reading)**

**(D) Miscellaneous Fees**

**(1) State Fee = (Calculated Value or Estimated Cost Value) x \$ 1.00 per thousand; Calculated on all permits. Subject to change per RI**

**General Laws; maximum fee of \$50.00 for residential structures and uses.**

**(2) State Radon Fee = (Total square footage - decks, porches, balconies) x \$0.02; Calculated on new residential structures only. Subject to change per RI General Laws.**

**(3) Plan Review Fee = (Town Fee) x 20%; Fee only to be assessed if plans are reviewed by the Building Official.**

**(4) Substantial Completion Fee = \$50.00 (residential uses ; ) \$100.00 (commercial/industrial uses ; ) Partially Rrefundable fee is collected at time of application for all permits except permits that require a Certificate of Occupancy. A portion of Tthis fee—\$40.00 (residential uses ; ) \$90.00 (commercial/industrial uses ; )—will be refunded upon the issuance of a Certificate of Substantial Completion for the project or the passing of final inspections (Building Official’s discretion.) Refund expires one year from the date the permit was issued unless a written extension request is received and approved by the Warren Building Official. It shall be the policy of the Town of Warren that this \$10.00 difference be used solely as a user/technology fee and pay for the cost of the construction permit tracking software currently in use.**

**(5) Certificate of Occupancy Fee = \$50.00 (new structures and uses only)**

**(6) Late Fee = \$250.00 or 50% of (Town Fee) whichever is greater; any entity or person performing work without a required permit is assessed this fee.**

**(7) Re-inspection Fee = \$30.00; Will be assessed should a Town of Warren inspector be required to re-inspect a project due to the failure**

**of the project to pass inspection upon first inspection. This fee must be paid prior to the re-inspection.**

**O-2**

**Chapter 3, Animals and Fowl (2nd reading)**

**An ordinance in amendment of the Code of the Town of Warren, Chapter 3. The Town Council of the Town of Warren hereby ordains as follows: That Chapter 3 of the Code of the Town of Warren is hereby amended by adding Section 3-3.5, to read as follows:**

**Article I**

**In General**

**Sec. 3-3.5 Keeping Livestock. No person shall be permitted to raise or keep any horse, goat, swine, sheep or cattle in any zone, except the residential 40 (R-40) zone, unless that person is the owner of the horse, goat, swine, sheep or cattle being raised or kept, and is the**

**owner of, and resides at, the property in which the horse, goat, swine, sheep or cattle is raised and kept.**

## **PUBLIC HEARING**

### **PH-1**

**Public Hearing Proposed Amendment to Zoning Ordinance 32-89  
(Con't from 8/13) – (to be withdrawn)**

**Section 32-89 Setback from Wetlands, Water Bodies, Coastal Features, Streams and Drinking Water Supply Sources.**

### **PH-2**

**Request License to sell, purchase, barter or deal gold, old metals or any other**

**secondhand articles. Town Code: Chapter 11, Division 2, Sec. 11-286.**

**(Precious**

**metals excluded) (Con't from 02/12)**

**From: Edward Ackley**

**d/b/a Acktique's**

**489 Main Street**

**Warren RI 02885**

**PH-3**

**Public Hearing for Class BV Liquor and Victualling License  
and Outside Dining.**

**From: Spindrift Hospitality Group**

**d/b/a Chomp Kitchen & Drink**

**440 Child Street**

**Warren, RI 02885**

**PH-4**

**Public Hearing for CDBG (to be continued)**

**PETITIONS:**

**\*P-1**

**Request for renewal of Peddlers License**

**From: Palagis Ice Cream**

**55 Bacon Street**

**Pawtucket, RI 02861**

**P-2**

**Request for a Class F Beverage and Entertainment License**

**From: Rotary Club of Warren, Rhode Island**

**Timothy A. Pray- Quahog Festival Chairperson**

**Date: Saturday & Sunday – July 20th & 21st 2013**

**Time: Saturday 10:00am-8:00pm Sunday 10:00am-6:00pm**

**Place: Burr's Hill Park, Water Street**

**Event: Annual Warren Quahog Festival**

**P-3**

**Request permission to erect a tent in the yard to set up a bar to serve alcohol and food. Live music in the tent for St. Patrick's Day Celebration.**

**From: Tinker's Nest**

**322 Metacom Avenue**

**Warren, RI 0285**

**Date: Sunday, March 17, 2013**

**Entertainment: Live music and DJ in tent no later than 9:00 pm**

**Time: 7:00 am – 9:00 pm**

**P-4**

**Request for a Class F License & One Day Entertainment License**

**From: A Swift Cause Concert-Jim Harper**

**Date: Saturday, August 3, 2013**

**Time: 5:00pm-10:00pm**

**Place: Burr's Hill Park**

**Entertainment: Young Neal and the Vipers, 2 other bands.**

## **CORRESPONDENCE**

**\*\*C-1**

**BCWA – Update**

**\*\*C-2**

**Discussion and action regarding correspondence from Chairman of the Warren Planning Board.**

**\*\*C-3**

**Acceptance of Kurt Jamiel's resignation from the Conservation Commission.**

**OLD BUSINESS**

**OB-1**

**Traffic Committee- Report on; Town Wharf (Con't from 02/12/13)**

**OB-2**

**Traffic Committee- Report on; Request for Stop Sign on Barton Avenue**

## **NEW BUSINESS:**

### **NB-1**

**Discussion and action as to the election of a Charter Review Commission.**

### **NB-2**

**Discussion and action as to Barrington Town Council Request for creation of a Tri-Town working group to work on issues of mutual concern regarding the Bristol County Water Authority.**

### **NB-3**

**Request to add Ross C. Latham and Julie A. Coelho and remove Michael J. Abbruzzi as authorized signers on Navigant Credit Union account #542373.**

### **NB-4**

**Discussion and action as to Temporary Issuance of Drainlayers Licenses (Continued from 2/12/13 Meeting).**

**Request renewal of Drainlayers Licenses**

- 1. Adler Brother's Construction, Inc., 604 Putnam Pike, Greenville, RI 02828**
- 2. Armando Ricci and Sons Inc, 289 Borden Ave., Johnston, RI 02919**
- 3. Brennan & Son's Inc., 89 Pools Lane, Tiverton, RI 02878**
- 4. C. B. Utility Co., Inc, 99 Tupelo St., Bristol, RI 02809**
- 5. Daponte's Landscaping, 700 Wood St., Bristol, RI 02809**
- 6. Dennis Diffley Drain, 2650 Warwick Ave., Warwick, RI 02889**
- 7. DJ Development Corp., 339 Market St., Warren, RI 02885**
- 8. E.L.J. Inc, 703 Metacom Ave., Bristol, RI 02809**
- 9. East Coast Construction, 202 Chase Rd., Portsmouth, RI 02871**

- 10. James Bento d/b/a J. Bento, Grading & Excav., 378 Market St., Swansea, MA 02777**
- 11. James P. Tavares Construction Inc., 49 Bradford St., Bristol, RI 02809**
- 12. J.W.T Construction, 134 Fatima Drive, Warren, RI 02885**
- 13. JML Excavation, Inc., 3 Doris Ave., Bristol, RI 02809**
- 14. Narragansett Improvement Company, 223 Allens Ave., Providence, RI 02903**
- 15. NCD Developers Inc., 370 Metacom Ave., Bristol, RI 02809**
- 16. Pond View Excavation, 50 French St., Rehoboth, MA 02769**
- 17. R.M.T Inc, 213 Mt. Hope Ave., Bristol, RI 02809**
- 18. Scott's Landscape Management Corp., 280 Market St., Warren, RI 02885**

**(Contingent on Dept. of Public Works & Sewer Department approval)**

**NB-5**

**Discussion and action as to the creation of a working group to report back to the Town Council recommendations to amend Ordinances and Procedures Related to Drainlayers Licensing and Excavation.**

## **TOWN MANAGER**

**1. Request the Council to approve and authorize the Council President to sign the short term extension of the Synagro Northeast contract to June 30, 2013.**

**2. Request a motion for Executive Session (closed session) Pursuant to 42-46-5**

**Sub Section (a) (1) Personnel. (Personnel notified)**

**3. Request for authorization to expend funds from the General Fund relative to immediate response to Indoor Air Quality at Warren Town Hall pursuant to Town Code Section: Sec. 2-256. - Sole source procurement and emergency procurements – Not to exceed \$42,000. (Up-date to Last Month's Authorization)**

**SOLICITOR:**

- 1. Request a motion for Executive Session (closed session) Pursuant to 42-46-5 Sub Section (a) (2) Litigation.**

**TAX ASSESSOR:**

<b>2012 Abatements</b>	<b>\$185.88</b>
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**FIRE CHIEF:**

**1. Request the Council to approve and authorize the Council President to sign the agreement with New England Band Productions LLC for its participation in the Firemen's Memorial Parade on June 9, 2013 at a cost of \$975.00.**

**2. Request the Council to authorize the Council President to sign the Memorandum of Understanding with the RI Department of Environmental Management Fire Fighter Property (FFP) program regarding surplus federal equipment to local fire departments.**

**3. Request the Council to authorize the Fire Chief to accept the award from the Department of Environmental Management Forestry Division for \$5,000.**

**DPW DIRECTOR:**

**1. Request to over expend Public Works Overtime Account  
#3-01-550-00-1030  
by not more than \$20,000.00**

**BUILDING OFFICIAL:**

**1. Request the Council to approve and authorize the Council President to sign the Permit Link Services Contract with Point Software, Inc. to reflect a change in terms to the existing agreement. This agreement will incorporate and reflect the recent change to the construction permit fee schedule.**

**Request motion to convene to Executive Session:**

**Discussion and action on items discussed in Executive Session:**

## **Adjournment:**

**Individuals requesting interpreter services. For the hearing impaired must notify the Town Clerk's Office at least forty-eight (48) Hours prior to the meeting. 401-245-7340(voice) or "via RI Relay 1-800-745-5555" (TTY).**