

**TOWN OF CHARLESTOWN
PUBLIC NOTICE**

**TOWN COUNCIL REGULAR MEETING – November 9, 2009 at 7:00 p.m.
Charlestown Town Hall, 4540 South County Trail, Charlestown, RI**

The regular monthly meeting of the Town Council will be held on November 9, 2009 at 7:00 p.m. at the Charlestown Town Hall, 4540 South County Trail, Charlestown, RI. The proposed agenda is as follows:

1. Call to Order

2. Roll Call and Pledge of Allegiance

Reorganization of the Town Council per Charter: The Council may reorganize for the remaining year in office

3. Council Sitting as the Beverage Licensing Board

a. Motion to open the public hearing on the following license renewals: Second:

- **CHARLESTOWN PACKAGE STORE, INC.** to apply to premises known as “Charlestown Package Store” located at 4625 Old Post Road – Class A. Designated Premises: building only
- **SERRA, RICHARD C.** to apply to premises known as “Rippy’s Liquor and Market Place”, located at 4158 South County Trail – Class A. Designated Premises: building only
- **THE CHARLESTOWN WILLOWS, INC.** d/b/a/ “Foster Pier Restaurant” to apply to premises located at 5310 Old Post Road – Class BV Full. Designated Premises: Restaurant and deck, special wedding area (adjacent to water), clambake house, adjacent to cottage #130, dockside building, enclosed pool area
- **BIRDMAR ENTERPRIZES INC.** d/b/a/ The Cove to apply to premises located at 3963 Old Post Road – Class BV Full. Designated Premises: Restaurant and deck only.
- **MGMR GROUP INC.** d/b/a/ “Meadow Brook Inn” to apply to premises located at 168 Carolina Back Road – Class BV Full. Designated Premises: Restaurant and formal garden area only.
- **NORDIC LODGE INC.** d/b/a/ “Nordic Lodge” to apply to premises located at 178 East Pasquisett Trail – Class BV Full. Designated Premises: Restaurant and area between rear of restaurant and pond.
- **OLD WILCOX TAVERN INC.** d/b/a/ “Wilcox Tavern” to apply to premises located at 5153 Old Post Road – Class BV Full. Designated Premises: Restaurant and patio area only.
- **JOHN I. ZAROKOSTAS** d/b/a/ “Gentleman Farmer Diner” to apply to premises located at 4349 South County Trail – Class BV Limited. Designated Premises: Restaurant and deck/patio only.
- **C & E PIZZA INC** d/b/a “Famous Pizza” to apply to premises located at 3968 Old Post Road – Class BV Limited. Designated Premises: Restaurant only.
- **STARBOARD GALLEY INC.** d/b/a “Starboard Galley” to apply to premises located at 1 Charlestown Beach Road – Class BV Limited. Designated Premises: Dining room only. No outdoor music or liquor on the patio.
- **G.S.I. INC.** d/b/a/ “Night Watch Tavern” to apply to premises located at 4115A&B Old Post Road – Class BV Tavern. Designated Premises: Night Watch Tavern, patio area abutting tavern enclosed by tarmac and stone wall, snack bar and patio area in front of the snack bar/house. No service easterly from tarmac and rear of snack bar to US Route 1.
- **DOWNEY-WEAVER POST BUILDING ASSOCIATION** d/b/a Downey-Weaver Post No. 34, American Legion to apply to premises located at 20 Whipple Drive – Class DV. Designated Premises: Club building, picnic area and horseshoe pit area only.

b. Setting of the cap on beverage licenses within the Town of Charlestown:

4. Consent Agenda *All items marked with ** are to be considered consent agenda*

Motion to accept, approve and place on file the following as the consent agenda: 5a, 5b, 16c

5. **Minutes and Reports:

a. Minutes:

Town Council Minutes: October 7, 13, 21, 26, 28
Agricultural Preservation: July 8
Conservation Commission: September 22
Mosquito Abatement District Council: September 18
Planning Commission: August 27, September 3, 24
Senior Citizen Commission: June 23, 29

b. Reports:

Police Chief's Report for October

Public Works Report for October

6. Council Comments

7. Administrator, Solicitor, Commission Reports

a. Swearing in of Officer Kevin Kidd as Charlestown's newest Detective

b. Pam Lyons, President of the Charlestown Historical Society – updates

8. Announcements

a. Vacancies on the following boards:

Affordable Housing – 2

Building Commission – 4

EIC – 1

Mosquito Abatement – 2

Ninigret Park Dog Park Facility Subcommittee – 5

Planning Commission – 1 (alternate)

Parks and Recreation - 2

Senior Citizens – 2

Tax Assessment Review – 1 (alternate)

Zoning Board – 1 (alternate)

b. Wind workshop on November 16, 2009, 7:00 pm

c. Council will be meeting with the Library Board on November 17, 2009 at 6:00 pm

d. Tri Town Council will be meeting on December 10, 2009

9. Public Comment

10. Public Hearings

a. Public hearing on Ordinance #319, amending Chapter 155 Nuisances: Outdoor Hydronic Heaters.

b. Public hearing on Ordinance #320, amending Chapter 218 Zoning: Accessory family dwelling unit.

11. Ordinances, Resolutions and Proclamations

a. Resolution approving the request for additional funding in the amount of \$300,000 to RI Clean Water Finance Agency

b. Acknowledgement of the 100th birthday of Norma Jackson, holder of the Boston Post Cane

12. Communications and Petitions

a. Request from the Conservation Commission for Council approval of the new parking lot location for the Richard property, 300 feet south of the previously approved site.

b. Letter from James Mageau regarding Planning Commission activities

13. Licenses and Permits

a. Birdmar Enterprizes Inc. d/b/a The Cove – Hours of Indoor Entertainment: Monday-Sunday, 7:00 p.m. to 1:00 a.m. Outdoor: Friday-Saturday 7:00 p.m. to 12:00 midnight. Sunday-Thursday until 10:00 p.m. Same as last year.

b. Charlestown Willows Inc. d/b/a Foster Pier – Hours of Entertainment: No later than 11:00 pm. Same as last year.

c. MGMR Group Inc. d/b/a/ Meadow Brook Inn – Hours of General Indoor/Outdoor Entertainment: Monday-Sunday 11:00 am to 12:00 midnight

d. Old Wilcox Tavern, Inc. d/b/a Wilcox Tavern – Hours of Entertainment: Saturdays, 7:00 pm to 9:00 pm

e. GSI Inc. d/b/a General Stanton Inn and Restaurant – Hours of Indoor Entertainment: 8:00 pm to 11:00 midnight.

f. Downey Weaver Post Bldg Assoc. d/b/a Downey Weaver Post No. 34 American Legion – Hours of Entertainment: varies due to the functions but will start no earlier than noon and end 12:00 midnight.

g. Starboard Galley Inc. d/b/a Starboard Galley – Hours of Indoor Entertainment: 2:00 pm to closure. No outside music.

h. Approval of returning events at Ninigret Park with a recommendation from the Parks and Recreation Commission, subject to review of contracts by the Town Solicitor, receipt of all applicable paperwork and insurance and that all event details be satisfactorily met by the Parks and Recreation Director. Event fees were established in the 3-year agreement accepted by the Town council July 13, 2009.

h.1 Rhythm & Roots Festival – Returning Event

Park Reservation: Aug 29-Sept 9; Performance Period: Sept 3, 4, 5

Camping: 1,500 maximum campers (individuals including volunteers and staff)

Insurance: \$2 million general liability and \$2 million liquor liability

Fee: \$8,500 flat fee for 2010

h.2 Seafood Festival – Returning Event

Park Reservation: Aug 1-Aug 11; Performance Period: Aug 6, 7, 8

Camping: 200 maximum campers (RVs)

Insurance: \$2 million general liability and \$2 million liquor liability, \$5 million

Amusement liability

Fee: \$8,500 flat fee for 2010

h.4 Big Apple Circus – Returning Event

Park Reservation: TBA upon finalization of the season schedule; Performance Period: TBA

Camping: TBA

Insurance: \$2 million general liability

Fee: \$8,500 flat fee for 2010

h.5 Primer Events LLC – Returning Event

Park Reservation: June 11-June 14; Performance Period: June 12, 13

Camping: None

Insurance: \$2 million general liability

Fee: \$750 flat fee for 2010

14. Persons Wishing to be Heard

15. Appointments and Resignations

- a. Re-appointment of Robert Beggs to EIC, term to expire September 2012
- b. Resignation from Kallie Jurgens from Parks and Recreation (there are now 3 vacancies)
- c. Appointment to the Ninigret Park Dog Park Facility Sub-Committee with a recommendation from the Parks and Recreation Commission: Timothy Quillen and Damon Hamilton, term to expire November 2012, Bev Quillen and Bruce Picard, term to expire November 2011 with Mr. Robert Schiedler as the ex-officio member from the Commission.

16. Fiscal Matters

a. Ratification of the CPMA contract and authorization for the Town Administrator and Town Council President to sign the document.

b. Waiver of fees – Saving Planet Earth

** Consent c. Request from the Tax Assessor for abatements totaling \$331.51

17. Legal Matters

18. Unfinished Business

19. New Business

a. Salt Shed

b. Committee to write an amendment to the Wastewater Ordinance

20. Adjournment

In accordance with Federal law and U.S. Dept. of Agriculture policy, the Town of Charlestown is prohibited from discrimination on the basis of race, color, national origin, sex, age or disability. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington DC 20250-0410 or call 800-795-3272 (voice) or 202-720-6382 (TDD).

Advertised in the Westerly Sun November 7, 2009

Posted to SOS , Town Web Site and at Town Hall November 5, 2009