



TOWN COUNCIL MEETING
Jamestown Town Hall
Rosamond A. Tefft Council Chambers
93 Narragansett Avenue
Monday, September 21, 2009
7:00 PM

I. CALL TO ORDER

II. ROLL CALL

III. AWARDS, PRESENTATIONS AND ACKNOWLEDGMENTS

IV. COUNCIL SITTING AS ALCOHOLIC BEVERAGE LICENSING BOARD

All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance.

- 1) Request for motion to set Alcoholic Beverage License limits for 2009-2010
- 2) 2009-2010 Alcoholic Beverage License Holders
- 3) **Request for motion** that the above applications will be in order for hearing at a meeting of said Licensing Board on Monday, November 2, 2009 at 7:00 p.m. in the Jamestown Press for the September 24th & October 1st editions. NOTICE: Is hereby given by the Town Council of the Town of Jamestown, being the Licensing Board in said Town as provided under Title 3, Chapters 1-12 of the General Laws of Rhode Island 1956, and as amended that the following RENEWAL applications have been received by the Town Council for licenses under said Act, for the year December 1, 2009 to November 30, 2010:

CLASS A (PACKAGE STORE) - RETAIL

Grapes & Gourmets, Inc.
dba: Grapes & Gourmets
9 Ferry Wharf

Varsha, Inc.
dba: Jamestown Wine & Spirits
30 Southwest Avenue

CLASS B – TAVERN

Long Wharf Marina Restaurant, Inc.
dba: The Bay Voyage
150 Conanicus Avenue

CLASS B – VICTUALER

Islandish, Ltd.

dba: Chopmist Charlies
40 Narragansett Avenue

Jamestown Oyster Bar, Inc.
dba: Jamestown Oyster Bar
22 Narragansett Avenue

Jamestown Restaurant Group, LLC
dba: Narragansett Café
25 Narragansett Avenue

New England Golf Course Management, Inc.
dba: Jamestown Golf and Country Club
aka: the Caddy Shack
245 Conanicus Avenue (lower level rear)

Portuguese American Citizen's Club
dba: Portuguese American Citizen's Club
11 Pemberton Avenue

SeaDish, Ltd.
dba: Tricia's Tropigrille
14 Narragansett Avenue

Slice of Heaven, Inc
dba: Slice of Heaven
32 Narragansett Avenue

Trattoria Simpatico, Inc.
dba: Trattoria Simpatico
13 Narragansett Avenue

CLASS D FULL (CLUB)
Conanicut Yacht Club
40 Bay View Drive

V. CONSENT AGENDA

An item on the Consent Agenda need not be removed for simple clarification or correction of typographical errors. Approval of the Consent Agenda shall be equivalent to approval of each item as if it had been acted upon separately.

- 1) Adoption of Council minutes:
 - a) September 8, 2009 (regular session)
 - b) September 8, 2009 (executive session)
- 2) Bills and Payroll
- 3) Minutes from Boards, Commissions and Committees:

- a) Planning Commission (8/5/2009, 8/19/2009)
 - b) Bike Path Design Committee (8/5/2009)
 - c) Jamestown Housing Authority (6/9/2009, 7/8/2009)
 - d) Jamestown Conservation Commission (7/14/2009, 8/11/2009)
 - e) Wind Energy Committee (various meetings from 4/2007 – 7/2009)
- 4) Notices:
- a) RI Department of Administration, Statewide Planning Council re: Recertification of the Metropolitan Planning Organization by the Federal Highway Administration and Federal Transit Administration, public hearing September 30, 2009
- 5) Zoning Board of Review abutter notification
- a) Public Hearing, September 22, 2009, at the Jamestown Town Hall, 93 Narragansett Avenue at 7:00 p.m.:
 - i) Application of Cox TMI Wireless, LLC (Town of Jamestown, property owner), regarding property located at 96 Howland Ave., Jamestown, RI, and further identified as Tax Assessor's Plat 9, Lot 152 for a special use permit to install a wireless communications facility on said property pursuant to Article III, Section 82-301 and Article VI, and to the extent necessary, a dimensional variance to exceed the height limitation, pursuant to Article III, Section 82-302 and Article VI. Said property is in a Public zone and contains .52 acres.
 - ii) Application of Gary Beer, whose property is located at 31 Calvert Place, and further identified as Tax Assessor's Plat 8, Lot 800, for dimensional variances under Article III, Section 8-302 (Table 3-2) to construct an addition connecting the existing principal and accessory structures. The proposed combined structures will be 24 ft. 11 in. from the front boundary line (30 ft. required) and 10 ft. from the rear yard boundary line (30 ft. required). Said property is in a R20 zone and contains 20,000 +/- sq. ft.
- 6) Proclamations & Resolutions from other Rhode Island cities and towns
- a) Resolutions re: adopting month of September as Ovarian Cancer Awareness month
 - i) City of Providence
 - ii) Town of Narragansett
 - iii) Town of Exeter
 - iv) Town of Middletown
 - b) Resolution re: opposition to Binding Arbitration for Teacher Contracts
 - i) City of Newport
 - ii) Town of Gloucester
- 7) Abatements/Addenda of Taxes

VI. EXECUTIVE SESSION ANNOUNCEMENT

The Town Council may seek to go in Executive Session to discuss the following items:

VII. COUNCIL, ADMINISTRATOR, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS

- 1) Town Administrator Report
 - a) Police Station Renovations
 - b) BLMA Fund Request
 - c) Shoreby Hill Grant Award
 - d) Jamestown Shores Tax Lots
 - e) Highway Barn – Open House
 - f) Fort Getty Electric
 - g) Affordable Housing
- 2) Jamestown Conservation Commission
 - a) Stewardship of Town Open Space
 - b) South Pond Trail

VIII. PUBLIC HEARING

IX. ORDINANCES AND RESOLUTIONS

- 1) Zoning Ordinance re: proposed amendments
 - a) Schedule hearing date
 - b) Order advertising (must appear once per week for 3 weeks prior to the hearing)

X. COMMUNICATIONS AND PETITIONS

- 1) Letter from William G and Morna G. Bucklin re: property taxes and land evaluation
- 2) Letter from Diane Caswell re: bicyclist and skateboarders using sidewalks
- 3) Letter from Jamestown Chamber of Commerce, Peter Brockmann, Vice President re: restaurant tax and status of the public restrooms
- 4) Notification from Rhode Island Historical Preservation & Heritage Commission re: award of \$10,000 PIL/CIG grant to the Town of Jamestown for the Shoreby Hill Historic District Inventory and NR Nominations

XI. LICENSES & PERMITS

All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance.

- 1) **Request for motion** to advertise for extended hours [according to RIGL 5-24-1 (a) & (b)] in the Jamestown Press in the September 24th, October 1st & 8th editions for a public hearing on November 2, 2009:
 - a) NOTICE is hereby given that there will be a public hearing by and before the Town Council of the Town of Jamestown on the 2nd of

November 2009 at 7:00 p.m. at the Jamestown Town Hall in the Rosamond A. Tefft Town Council Chambers, 93 Narragansett Avenue, Jamestown, RI pursuant to 5-24-1 of the General Laws of Rhode Island, 1956, and as amended, upon the following application:

RENEWALS:

Hina Enterprises, Inc..
dba: Jamestown Mobile
35 Narragansett Avenue
Plat 9 Lot 246

Cumberland Farms, Inc.
dba: Cumberland Farms Store #1108
41 North Main Road
Plat 8 Lot 626

APPLICATION OF HINA ENTERPRISES, INC., Inc. dba: Jamestown Mobile, for renewal of additional operational hours between 5:00 AM and 6:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow this establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL 5-24-1 allows this establishment to be open until 2:00 AM).

APPLICATION OF CUMBERLAND FARMS, INC., dba: Cumberland Farms Store #1108, for renewal of additional operational hours between 5:00 AM and 6:00 AM for said establishment, holder of a Victualing License issued by the Town of Jamestown. If granted, this will allow this establishment to continue to be open from 5:00 AM to 2:00 AM daily (RIGL 5-24-1 allows this establishment to be open until 2:00 AM).

XII. OPEN FORUM

- 1) Scheduled request to address
- 2) Non-scheduled request to address

XIII. APPOINTMENTS AND RESIGNATION

XIV. UNFINISHED BUSINESS

- 1) Request for funding from the Beavertail Lighthouse Museum Association (cont. from 9/8/2009)
- 2) Traffic Control re: Carr Lane, weight restrictions
- 3) Jamestown Harbor Commission re: harbor management operations and staffing

XV. NEW BUSINESS

- 1) Community Sailing Program (per Council President DiGiando)
- 2) Sheffield Cove re: previous notification from RIDEM considering closure

- 3) Fort Getty Master Plan re: updated graphics; including location of possible wind generators
- 4) Roadway Investment-Local Equity Aid Program (RI-LEAP) re: agreement between State and Town; if favorable motion to authorize the Town Administrator to execute this agreement

XVI. EXECUTIVE SESSION

XVII. ADJOURNMENT

Pursuant to RIGL § 42-46-6(c) Notice of this meeting shall be posted on the Secretary of State's website and at the Town Hall and the Jamestown Philomenian Library.

In addition to the two above-mentioned locations, notice also may be posted, from time to time, at the following location: Jamestown Police Station; and on the Internet at www.jamestownri.net/council/council.html

ALL NOTE: This meeting location is accessible to the physically challenged. Hearing or speech impaired individuals requiring the services of an interpreter should call the Town Clerk at 401-423-7200 or facsimile at 401-423-7230 not less than 3 business days prior to the meeting.