

DEPARTMENT OF CITY CLERK

CITY HALL

MARCH 16, 1993

The Committee on Ordinances meets this day at 5:00 o'clock P.M., in the Conference Room, City Hall.

PRESENT: Chairman Igliazzi, Councilman Clarkin and Councilman Fenton.

ABSENT: Councilwoman Williams and Councilwoman DiRuzzo.

Also present are Jim Suzman, Director of Public Works, Merlin DeConti, Director of Inspection and Standards, Peter Carnevale, Zoning Board, John D'Amico, Deputy City Solicitor, Barbara A. Poirier, Second Deputy City Clerk and Claire E. Brooke-Stewart, Assistant Clerk.

AN ORDINANCE IN AMENDMENT OF SECTION 27-2 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, AS AMENDED, INCREASING THE FILING FEE FOR PETITIONS TO THE ZONING BOARD.

CHAIRMAN IGLIOZZI: I think I am going to ask the City Solicitor's Office, do you want to take this in this order?

MR. D'AMICO: The order that is there is fine. If I may, the initial one has to do with the filing fees that were proposed subsequent to the meeting, I had some conversation with Mr. DeConti, who indicated to me that there was some confusion about his attendance at the Public Hearing. At any rate, he has some concerns about the filing fees as they were proposed.

MR. DECONTI: I did a brief analysis of the filing fees as they were proposed and the one thing that was glaring in my mind was the fact that we didn't have a maximum. If you want to stay with the fee schedule that breaks it down \$150.00 ---- did not have a maximum for the number of units and when I went over the number of cases, I think the whole year in 1991-1992, and when we went over the cases one of the things that came in was Roger Williams Homes, remember out there on Thurbers Avenue and if we followed our formula, there filing fee would have been \$15,100.00. They have like 300 units. If you want to keep it in this range, generated, \$65,900.00 for last year which is not enough to cover the cost of the Zoning Ordinance.

CHAIRMAN IGLIOZZI: How much do you --- the cost will come?

MR. DECONTI: The cost of the Zoning Ordinance office is approximately \$165,000.00. We would have to go like \$1,200.00, \$1,300.00 higher.

March 16, 1993

CHAIRMAN IGLIOZZI: You couldn't go that high.

MR. DECONTI: That is unreasonable. If we stayed with the way it was, it would have been \$65,900.00 but \$15,100.00 would have been from that one application so basically we would have been \$40,800 and in my mind, I think we should cap them, the fee at about \$1,000.00 so there fee would be \$41,000.00.

CHAIRMAN IGLIOZZI: Just so we are on the same frame, you are talking about the petition, multi-family dwelling, codes 13 and 14, is that what you are referring to?

MR. DECONTI: Yes.

CHAIRMAN IGLIOZZI: Where it says 250 plus \$50.00 per unit, additional unit, over three units, maximum, \$1,000.00. Is that what you want to insert there?

MR. DECONTI: Yes.

CHAIRMAN IGLIOZZI: Is it reasonable? Is there some way to justify?

COUNCILMAN FENTON: Somebody is getting it out of ----- like that.

MR. D'AMICO: One of the things that Mr. DeConti's investigation into the department reveals of, fortunate for that perspective, is that essentially there is a minimal difference between the work required to do the preparation for a one family petition and that requires to a multi-family petition and I certainly don't presume to speak for Mr. DeConti.

CHAIRMAN IGLIOZZI: Is there some rational relationship to the amount that we are charging and the increased units? Is there some rational basis elevating these fees?

MR. DECONTI: The only thing is that you end up with a more abutters because you have a larger parcel and then you have a larger number of letters that have to go out.

CHAIRMAN IGLIOZZI: The radius map has to be drawn larger?

MR. DECONTI: Yes.

CHAIRMAN IGLIOZZI: Notice has to be larger automatically?

MR. DECONTI: Yes.

CHAIRMAN IGLIOZZI: What else?

MR. CARNEVALE: The notices have been astronomically long with fewer

March 16, 1993

cases. I was told through a resolution from the City Council to put in laymens terms the language.....

MR. DECONTI: We have to also put in the terms to abide by law so we have to really do it twice. We have to say what the law really is and then we fill in the explanation so that people understand.

MR. CARNEVALE: The Journal ad is terrible expensive. It is \$2.12 per line.

CHAIRMAN IGLIOZZI: Mr. DeConti, how do you feel about the Ordinance amending all other respects?

MR. DECONTI: Like I say, it reflects the same type of Ordinance that we had when the ----- Cranston where they break it down by units. The only other thing is that, what I feel it does is it does give a break to the smaller one and two family houses. If we wanted to go with a standard fee of \$500.00 across the board, you would probably generate more money. You would generate about \$42,000.00 with this reschedule and we had 140 cases so if we did \$500.00 we would be generating like \$70,000.00 per case but that would be hitting everybody equally.

CHAIRMAN IGLIOZZI: And there is no real relationship between that amount right? Between \$500.00 and cost of preparation.

MR. DECONTI: Other than ---- generate enough money to run the provision. That is what I am trying to do. I have been trying to do that with each division. We are going through the divisions and figuring out what it costs. We are trying to raise permit fees.

CHAIRMAN IGLIOZZI: The division does a lot more than just process this claim.

MR. D'AMICO: My understanding, this is just zoning.

CHAIRMAN IGLIOZZI: Really. No matter how you look at it we are going to have a very difficult time for matching costs and size.

COUNCILMAN CLARKIN: Mr. Chairman, we have raised it substantially compared to what it was. I do believe that you can't ---- especially the single family.

CHAIRMAN IGLIOZZI: Are you satisfied with this schedule now, Merlin?

March 16, 1993

MR. DECONTI: I am trying to generate enough money to make the department self-efficient. What I have done is I have looked at each individual part, I haven't gone through all of them but just to give you a little background, I will take the particular department and I have taken the Inspectors and had them actually calculated the time they spent on building permits which is not 100% of there time and try to have the building permit fee generate enough money to support that portion of their salary, their benefits, the cost of running the office, the car allowance and the cost of materials. I am trying to do the same thing with the zoning here but I seems like in order to do it for the zoning, it would be astronomical from the stand point of what we would have to raise the fees to. So we have to come up with something. This fee schedule generates roughly \$40,000.00 to \$50,000.00. If we go to \$500.00 per case, it will generate close to \$70,000.00 but the money will come from a one and two family -----.

COUNCILMAN FENTON: I don't like that idea.

COUNCILMAN CLARKIN: If we use this rational everything and a person had a fire in his house and there were four fires in the city, would we have to pro-rate those four people to pay for the fire department and the other people wouldn't so in some reality here, nothing really pays for itself. It is a city function. People do pay so much for their taxes. We have it up substantially and I think it is wise to do so but I think if we went too far, I just don't think we can kill the people like that.

CHAIRMAN IGLIOZZI: I do have a question. During the public hearing there was one question that was not answered, the comparison between the old and new Ordinance and my question is this, we compared the old Ordinance with the first three, is that right?

MR. DECONTI: The old Ordinance was just \$75.00, flat fee, Councilman.

CHAIRMAN IGLIOZZI: Was there also one on the other residential codes, 15-17? That was the question, right.

MR. DECONTI: Anything.

CHAIRMAN IGLIOZZI: And you couldn't confirm that at the public hearing.

March 16, 1993

MR. DECONTI: No.

COUNCILMAN FENTON: Renewal of variance of special exceptions, if somebody has been granted one, they didn't utilize it within.

MR. DECONTI: There is a renewal process where they write a letter to the board and the board takes vote on it and then grant the six month extension and then they can actually come back for a hearing. That is supposed to be or, that is what that is because it was rule of variance for special exceptions. That is just a renewal. They request an extension, really.

CHAIRMAN IGLIOZZI: Why don't you put that on the record, John, and see how the Director feels about that.

MR. D'AMICO: Mr. DeConti, it is my understanding that of the fees proposed at this time in this Ordinance, that approximately \$100.00 of each of those fees can go towards advertising. Is that correct?

MR. DECONTI: Advertising and of course the mailing.

MR. D'AMICO: Would it be possible to put that in as a separate identifiable charge?

MR. DECONTI: In each case?

MR. D'AMICO: In each case.

MR. DECONTI: Awful lot of work.

MR. D'AMICO: As a flat fee. As a reduced fee.

MR. DECONTI: To say \$100.00 of this is for advertising.

MR. D'AMICO: Would \$100.00 be a fair approximation of the cost per petition?

MR. CARNEVALE: We figured \$800.00 per add the last time? 500 envelopes generated for when meeting times \$0.29.

MR. DECONTI: That is \$20.00. We are roughly running about \$700.00 an ad?

MR. CARNEVALE: Yes.

CHAIRMAN IGLIOZZI: For one ad for one zoning?

MR. DECONTI: One meeting. We are roughly running \$600.00 to \$700.00, there is 8 cases so that is roughly \$80.00 a case and that is about \$20.00 to send the envelopes out. So we are looking at \$100.00 for our cost off the top per application.

MR. D'AMICO: These would be related to each petition?

March 16, 1993

CHAIRMAN IGLIOZZI: In addition to the existing fees of \$150.00, \$200.00 and \$250.00? Can we do that?

MR. D'AMICO: I think that is an identifiable cost. My understanding at the testimony is that you are ----- less than half of the cost of operation of the department. The \$100.00 per unit is a cost that is figured in there but it is directly attributable to a specific guideline. As a matter of fact, I believe that there is contemplated, perhaps before this Committee or before the Public Works Committee or on my desk, raising other fees for the City Clerk Office, essentially, is paying more in fees than it gets and some of the petitions are advertising no cost and that seems to me to be a legitimate, an identifiable sense of --- to be passed directly on.

CHAIRMAN IGLIOZZI: Since the state law requires to us to advertise any kind of public hearing on zoning changes and since the purpose of our public hearing was specifically the increase amount of fees, if we were to tack on another \$100.00 would this create, I think the law requires it not to be a substantial change ---- advertised.

COUNCILMAN FENTON: But it is not the dollar amount that is the substantial change it is the issue of establishing a higher user fee and that definitely falls within that.

CHAIRMAN IGLIOZZI: I just think, just for the record, the City Solicitor --- isn't going to make it on Thursday's calendar anyway. We are throwing another \$100.00 on there, theoretically, when we advertise it, it is going to go from \$75.00 to \$150.0 and now, in fact, the public hearing is over and it is going to be \$250.00 for a single family so my question is, are we --- the state law and of course we have the public hearing.

MR. D'AMICO: I would need time to research that.

CHAIRMAN IGLIOZZI: Let's try to resolve it but I want that question answered before we vote this out of Committee. Is that satisfactory with the Committee members.

COUNCILMAN CLARKIN: I am not really enthused about another \$100.00, \$250.00 for a person who wants to put a new window in their house. Basically a person that wants to put a picture window in. I am going to guess you have to get a zoning for that.

March 16, 1993

CHAIRMAN IGLIOZZI: This is building.

COUNCILMAN FENTON: You want to make a two unit house into a five unit house.

COUNCILMAN CLARKIN: Okay.

CHAIRMAN IGLIOZZI: Let's talk about some specific amendments.

COUNCILMAN FENTON: I just had a point to make which is, I think this is in keeping with some of the philosophy that we talked about which is we are not trying to impact, you know, the guy that comes to get the City Clerk to notarize a document, just a person off the street where I think you are just chasing pennies but in this case, they are making a substantial investment. Part of that investment where there is getting financing from the bank and the fees that they are charged there, there are certain user fees that government should be reimbursed for and I think that this is with keeping with that. It is required to --- that fee should be paid for by the applicant.

CHAIRMAN IGLIOZZI: I think that is a good rational basis. I have no problem with that in theory. The only question I pose is whether or not the fact that issue was not raised at a public hearing and was not advertised on the public hearing. I agree with the rational. I am just concerned with whether we would be going --- of the public hearing law and as long as we are not, I think that that issue, we are aware ----. Other than a \$100.00 fee and maxing out at some number, you say \$1,000.00. Other than the issue for maxing out a \$1,000.00 and the issue of adding \$100.00 advertising fees to everyone, are there any other issues or concerns that have to be changed or addressed in this particular Ordinance? That you can think of.

MR. DECONTI: The only thing I was looking at is that people might come in unassigned and I think we could probably fall under communications or something of that nature but if they want to add another sign.

CHAIRMAN IGLIOZZI: Does code 15-17 include signs?

MR. DECONTI: No, these are all uses. I was thinking, we don't have a variance for signs, parking is under transportation, that section some is short parking.

March 16, 1993

CHAIRMAN IGLIOZZI: Shouldn't we put down some catch-all phrase about all other variances?

MR. DECONTI: In the building code, it says that the Director shall make a determination. It doesn't specifically fall under the category as to what the fee should be.

CHAIRMAN IGLIOZZI: That is the city building code or the state building code?

MR. DECONTI: The state. There is no city building code, the state --- but we just enforce it. Actually, we wrote the Ordinance except the fees. The state building code says you can write whatever you want for ordinance fees and we came up with the fee which I am going to be changing again shortly.

COUNCILMAN FENTON: Going down?

MR. DECONTI: At the bottom it is not clear what category fee shall fall so the director can make that determination. I think that would be a good catch-all and maybe say, in no case shall a fee be less than \$150.00 or something.

CHAIRMAN IGLIOZZI: Okay. So we need three motions for three amendments. You need an amendment to add an advertising fee for each and every petition. One motion with three amendment. One with regard to an advertising fee of \$100.00 in each and every application. Second, to have a multi-family dwelling use filing fee to have a maximum amount of \$1,000.00. Thirdly, add a catch-all phrase that in the event that the variance of special exception filed for is not addressed in this filing fee schedule that it is under the discretion of the director to determine what the filing fee is, not the category it is going to be in, what the filing shall be with a \$150.00 minimum.

On motion of Councilman Fenton, seconded by Councilman Clarkin, it is voted to amend the foregoing Ordinance by adding the following:

1. Advertising fee of \$100.00 in each and every application.
2. To have a multi-family dwelling use filing fee to have a maximum amount of \$1,000.00.
3. In the event that the variance of special exception filed for is not addressed in this filing fee schedule, that it is under the discretion of the director to determine what the filing fee is, with a \$150.00 minimum.

March 16, 1993

CHAIRMAN IGLIOZZI: John, I ask you to make those amendments, deal with that question if this has to be reheard at a public hearing. If it doesn't we can move this out next week.

On motion of Councilman Fenton, seconded by Councilman Clarkin, it is voted to Continue the foregoing Ordinance.

AN ORDINANCE AMENDING SEC. 14-88 ENTITLED: "OPERATION WITHOUT LICENSE PROHIBITED".

MR. D'AMICO: This is boiler operated. What the Committee has referred to as the boiler operators license. Subsequent to the last meeting, Mr. DeConti supplied a second copy of that which included the changes that I had suggested to him earlier. There are a couple of small dramatical changes that should occur in this draft. I spoke with Mr. DeConti's Office earlier because this document is not in our computer. It is in Mr. DeConti's word processor so I was unable to get a final copy to you today. The changes are the type of changing a K in reprication to a C. I know that the Committee has previously passed out things subject to a review of that type. I have looked at the whole of the Ordinance subsequent to the revisions by Mr. DeConti and it seems fine.

CHAIRMAN IGLIOZZI: Because the next Council meeting is the 18th, which is this Thursday, I plan on having an Ordinance meeting on Tuesday the 24th. When is the public hearing?

MRS. POIRIER: The 23rd.

CHAIRMAN IGLIOZZI: 23rd we have a public hearing. The final draft has been approved by you, Merlin? Are you satisfied?

MR. DECONTI: Yes, we just made a couple of very minor changes.

CHAIRMAN IGLIOZZI: And the City Solicitor is satisfied?

MR. D'AMICO: Yes.

CHAIRMAN IGLIOZZI: I think this Committee has debated this proposal at length. Unless the Committee has more changes, I would ask you to prepare the final draft, we will vote on it the 23rd and get it on the next Council meeting.

On motion of Councilman Clarkin, seconded by Councilman Fenton, it is voted to Continue the foregoing Ordinance.

AN ORDINANCE REGULATING SECURITY ALARM SYSTEMS WITHIN THE CITY OF PROVIDENCE, RHODE ISLAND.

March 16, 1993

CHAIRMAN IGLIOZZI: Security alarm systems.

COUNCILMAN FENTON: I move that that be continued. We had one meeting with Colonel Gannon, representative of --- as well as representatives of the alarm company. We need one more meeting.

CHAIRMAN IGLIOZZI: Colonel Gannon is supposed to have somebody here tonight. They keep on saying they are supposed to send somebody here.

COUNCILMAN FENTON: They are not getting clear direction from the Clerk's Office as to when they are supposed to be here and when they are not. There were informed to be here but they didn't need to be here tonight.

CHAIRMAN IGLIOZZI: How about next Tuesday?

COUNCILMAN FENTON: Next Tuesday?

CHAIRMAN IGLIOZZI: Yes.

COUNCILMAN FENTON: No, we won't have a chance to meet before then.

CHAIRMAN IGLIOZZI: This isn't going to be able to heard....

COUNCILMAN FENTON: That is fine.

CHAIRMAN IGLIOZZI: That is fine with you?

COUNCILMAN FENTON: Yes. I would rather do it right and get everybody signed off on a good ----.

CHAIRMAN IGLIOZZI: As soon as you want them here, let me know. We will schedule ---- and get them here specifically.

On motion of Councilman Fenton, seconded by Councilman Clarkin, it is voted to Continue the foregoing Ordinance.

COMMUNICATION FROM B. JAMES SUZMAN, DIRECTOR OF PUBLIC WORKS, RELATIVE TO SIDEWALKS.

CHAIRMAN IGLIOZZI: Mr. Suzman. I know you have a communication regarding sidewalks.

MR. D'AMICO: There had previously been some correspondence from Mr. Suzman, I believe, to the Chair and to my office concerning proposed changes to the sidewalk Ordinances. Having read this morning paper, I have decided to have Mr. Suzman here. I have handed out to the Committee, a draft of a proposed Ordinance for sidewalks. The reason it is here is because it would normally be referred to either Public Works or this Committee but since we have had this process now where we tried to

March 16, 1993

have the Ordinances come right out of Committee rather than in reverse, I am informing both this Committee and hopefully in a little while the Public Works Committee. Essentially what this does is repeal 23-24 or the Code of Ordinance which says you can't put stuff on the sidewalk. This is bottom line for this. It speak in a different way about what we want to stop. A very key element of this that the Director is authorized to promulgate regulations. The Director probably has that authority under state law, I believe it is title 36 but I am not entirely certain. Essentially, the Director of Public Works has supervisory control over the sidewalks. This effect is endorsed by the City Council, that same kind of authority. Mr. Suzman has prepared regulations specifically with reference to sidewalk cafes and Mr. Suzman, with the Chair's permission.

MR. SUZMAN: Thank you Mr. D'Amico, Mr. Chairman. Very briefly, we found that the old language on the books, 23-24 is anequeted. I worked extensively with John to update the language and the regulations, which I will give a copy to the Clerk, the blue are the proposed regulations, the buff or yellow is the proposed applications. There are three key points to this. We really worked extensively on this in between snow storms this winter. There are three key points which I want to stress for the record. One, we are very concerned about these law suits that are on the Claims Committee. If somebody should have a slip and fall on a banana peel, that is our grave concern that we don't want the city to be in a law suit so the three key points of these regulations would be that anybody requesting an application to get a license to place chairs and tables on sidewalks will A) Indemnify the City of Providence, the corporate Company. B) They will furnish the City of Providence with a General Liability Insurance Policy from a proved insurer, etc., etc., of not less than \$100,000.00. C) If for example they wanted to physically alter the sidewalk, like put flag poles in the sidewalk or put physical, permanent appurtenances into the sidewalk at the approval of the Director of Public Works, they will have to issue a bond if in the event that they damage the sidewalk and that the sidewalk was permanently damaged, we are concerned that someone

March 16, 1993

would slip and fall on a lime or a banana or a piece of litter or trash. The other thing we did in these regulations, we explicitly expelled out that just without getting into, the certain width of the sidewalk may only be ----- not more than -----, fire hydrants, handicapped, nothing may be blocked and so forth and so on and I don't think I need to go into all the various parts of that. I will give a copy to the Chairman and a copy to the Clerk.

CHAIRMAN IGLIOZZI: I will mark this exhibit to be entered into the record as part of the file.

MR. SUZMAN: Basically, we would like to have the old 23-24 language updated to let the Director promulgate the regulations and the other thing is that I would say that probably, honestly, maybe 10 people a year get these licenses of \$100.00. Last year, talking about revenues ---- just heard Director DeConti talk about last year, maybe 10, 12 people got this license for \$100.00. We would like to, I don't want to use the word crack down, but I think for the honest people, they things have sprung up all over Wickenden Street, Plainfield Street, Charles Street. I imagine there is 100 year our there at least at \$100.00 is \$10,000.00 a year revenue but the key thing is the people are going to have to indemnify the city with the whole harmless agreement. They are going to have to give a \$100,000.00 insurance policy and also, since many of these are tenants, the Law Department, the Solicitor, in my discussion, we felt that the owner of the property should also have to sign off that they concur and agree to the tenant operating a sidewalk cafe in a public right-of-way and that is kind of a synopsis. We also would propose that, there is a process proposed that in the event people do not conform with various promulgated rules and regulations, they are subject to punitive action, including a finding by the Director. They may be fined under the court of ---- or more importantly if they do not comply, technically speaking, the Director may then recommend to the Board of Licenses disciplinary action against their general license. The bottom line is, we want the insurance policy, we want the indemnification ---- so that we will have the where with all the say. Right now we have no where with all the say. They

March 16, 1993

say to us, what are you going to do about it. We want the where with all the say. We may fine you. We may recommend to the Board of Licenses disciplinary action against the general license holder and/or number 3 which we ---- City of Philadelphia license that theoretically, we may confiscate your chairs and tables if you do not comply with any of the above.

CHAIRMAN IGLIOZZI: I want to applaud you for your innovation and you pro-active approach and I am assuming that the City Solicitor's Office is going to provide a whole ---- agreement and an indemnification agreement and as well as some kind of proof of bond.

MR. D'AMICO: My recollection is there are provisions in the applications for. They will be --- for their review process. There has to be a indemnification agreement, there has to be the insurance policy with us as an additional name insured and they have to have the bond to insure our repair.

CHAIRMAN IGLIOZZI: Where do they apply for this?

MR. SUZMAN: Public Works.

CHAIRMAN IGLIOZZI: So when they come down, you should have the indemnification agreement, ---- you should have some kind of proof of bonds.

MR. SUZMAN: Blanket agreement. One other thing, Mr. Chairman, while Director Deconti is here, we also have improved the proviso that, of course, this is also contingent that the Zoning Ordinance controls if, usually, you have to correct me if I am wrong, the 25% of the legal indoor seating capacity may be placed outside but in certain instances, a restaurant may not, whatsoever, have any seating capacity outside so the Department of Zoning or the Zoning Board, under that Ordinance, that is preliminary before you may even get to us. If they say no, then you are out. Then once we get this all in order, which we think is excellent, we are then going to tackle all the A frame billboards and signs and racks of clothing on the sidewalk because again, we don't want people tripping and falling and then suing the city.

COUNCILMAN FENTON: Can we insure that the business person has, 1. all the different agencies of city government who might

March 16, 1993

get contact with out this understanding who it should be referred to and that there is an ease with going forward with this, that there be drafts of this paperwork so that it is easily available? Because I had complaints, especially from the Hope Street District, about getting hunted all over.

MR. SUZMAN: I think that is a good point. In the past it has been confusing. Infact, the lady at the corner of Hope and Rochambeau, put racks and clothes out last two or three years ago. She asked me about it. In the past it was quite confusing. I think the way that Mr. D'Amico and I have proposed the rewrite of this will be clear cut. I am also going to propose that the community police who are our agents, could work with us out there to assist us in passing out and I will brief the community police on this.

COUNCILMAN CLARKIN: Mr. Chairman, I am from an area that, the Coffee Connection is one down there, used to have to cross the street where they are presently and they used to take the whole sidewalk. ----- told him not to go out, pretty soon they have their feet out and they are reading the newspapers and people with wheelchairs or people with a carriage or people just walking could not get buy. Now they moved across the street and they got a big deck where they are supposed to have their 25% but people still take chairs and sit in the sidewalk and I have had many complaints of them taking up the whole sidewalk and it has been difficult without a true Ordinance of some kind and you could say, this is it. I do support it.

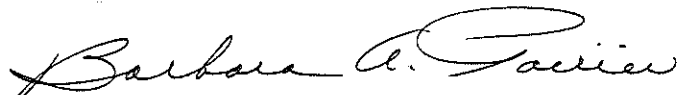
MR. D'AMICO: If I may very briefly. One of the reasons that we --- to the regulatory ----- to the Director, certainly that does not immunize the Directors from review by the Council. It really provides a quicker reaction --- to a changing in a situation. There is a circumstance which was not anticipated.

MR. SUZMAN: And what we even have provided, of course, say that there was a finding that Mr. Smith's Restaurant had no permit, had chairs and tables on the sidewalks illegally, we provide that we view for process where the proprietor may request a hearing before the Director which may be appealed to Municipal Court the finding of the Director.

March 16, 1993

On motion of Councilman Clarkin, seconded by Councilman Fenton, it is voted to approve the foregoing Communication.

ADJOURNMENT: On motion of Councilman Clarkin, seconded by Councilman Fenton, it is voted to adjourn the meeting at 6:10 o'clock P.M.


Second Deputy City Clerk


Assistant Clerk