

DEPARTMENT OF CITY CLERK

CITY HALL

JUNE 18, 1980

The Committee on Ordinances meets this day in the Office of the City Clerk, City Hall.

Present: Councilman Vincent J. Cirelli, Chairman and Councilmen Xavier, Glavin, Moise and Pearlman. Also present is Arthur S. Dwyer, Dog Officer. (Michael R. Clement, First Deputy City Clerk.)

Chairman Cirelli opens the meeting by stating that he has called this meeting relative to the pending Ordinances on the Dog Issue. Chairman Cirelli further states that he had requested the Clerk to place on the Agenda all other pending matters, but this Committee will only take up the Canine Waste Ordinance and the regulating of certain types of Dog Ordinances, therefore I will entertain a motion to continue all other matters on the Agenda until the next scheduled meeting. This was so moved by Councilman Glavin and seconded by Councilman Xavier.

RELATIVE TO AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO ARTICLE II, ENTITLED: "DOGS" OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE BY ADDING SECTION 4-27 TO BE ENTITLED: "CANINE WASTE WASTE AND ITS REMOVAL".

Chairman Cirelli calls upon Patrolman Arthur S. Dwyer, Chief Dog Officer. Patrolman Dwyer states that the enforcement of this Ordinance would be difficult, if not impossible to control, but that it gives my officers another tool that could be useful in certain circumstances and that it does have merit, we just have to get it on the books so we can enforce it.

Chairman Cirelli calls upon Councilman Joseph R. Paolino, Jr., the sponsor of the proposed Ordinance. Councilman Paolino states that the Ordinance would require dog owners to dispose of droppings and deposit it anywhere other than their own property. Councilman Paolino also states that an implement could be anything from an elaborate device that sells for around \$12.00 to a disposable cardboard instrument, down to a simple folded newspaper, but the blind and elderly would be exempt from this Ordinance. Councilman

Paolino further stated that this Ordinance is patterned after a New York City Law that has been in effect for several years and has proved to be successful, because the people in New York apply a lot of peer pressure on people who they see walking their dogs without a scooper and they speak right up and embarrass them. They just do not tolerate it.

Chairman Cirelli calls upon Councilman Pearlman; Councilman Pearlman states that he is in favor of the Ordinance, because it helps control litter and Air Pollution but we may need enabling legislation to enforce the Ordinance. We also should have a public relations campaign to make people aware of the Ordinance.

Patrolman Dwyer at this point interjects Councilman Pearlman by stating that we don't need permission from the state, because it is already on the books under Section 14-13-11 of the General Laws of the State of Rhode Island and we would have to conform with the fines set forth in that State Law.

Councilman Glavin states that if the State Law covers us under that Section, then all we have to do is just amend this Ordinance to conform with Section 14-13-11 of the General Laws this was so moved by Councilman Glavin and seconded by Councilman Moise and Councilman Xavier.

Chairman Cirelli further states that he would like to continue the Pit Bull Ordinance for further study by this Committee, this was so moved.

RELATIVE TO:

RESOLUTION REQUESTING A STUDY BE MADE BY THE CITY COUNCIL IN ORDER TO DRAFT AN ORDINANCE TO ENFORCE "CURB YOUR DOG" LEGISLATION AND TO IMPROVE THE SANITATION OF THE CITY OF PROVIDENCE'S PARKS AND LIFE FOR THE PEOPLE WITHIN THE SAID CITY.

AN ORDINANCE AUTHORIZING INOCULATION OF AT-LARGE DOGS IMPOUNDED BY THE CITY OF PROVIDENCE DOG POUND AGAINST DISTEMPER AND RABIES.

AN ORDINANCE IN AMENDMENT OF ARTICLE I AND ARTICLE IX CHAPTER 13 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, BY AMENDING SECTION 13-1 ENTITLED, "DEFINITIONS" AND ADDING SECTION 13-190 ENTITLED, "LEAD BASED SUBSTANCES" PROHIBITING THE USE OF LEAD BASED SUBSTANCES UNDER CERTAIN CONDITIONS," AS AMENDED.

AN ORDINANCE ESTABLISHING A DEPARTMENT OF BUILDING INSPECTION COMPRISING OF A DIVISION OF STRUCTURES AND ZONING; A DIVISION OF PLUMBING, DRAINAGE AND GAS PIPING; A DIVISION OF ELECTRICAL INSTALLATION AND A DIVISION OF MECHANICAL EQUIPMENT AND INSTALLATIONS.

AN ORDINANCE CREATING THE DEPARTMENT OF MARITIME SERVICES OF THE CITY OF PROVIDENCE AND REPEALING SECTIONS 11-18 AND 11-19 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE.

JUNE 18, 1980

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO CHAPTER 11 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE ENTITLED: "HARBOR AND PORT".

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO ARTICLE I, SECTION 16-3 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, ENTITLED: "DISORDERLY AND INDECENT CONDUCT".

AN ORDINANCE PROHIBITING OFFENSES INVOLVING PROSTITUTION IN THE CITY OF PROVIDENCE.

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO CHAPTER 16, ARTICLE I, ENTITLED: "OFFENSES AND MISCELLANEOUS PROVISIONS" BY ADDING SECTION 16-18 AS IT RELATES TO PANDERING.

AN ORDINANCE IN AMENDMENT OF SECTION 15-2 (A) CHAPTER 15 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, ENTITLED: "PENALTIES FOR TRAFFIC VIOLATIONS."

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO CHAPTER 16 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, ENTITLED: "OFFENSES AND MISCELLANEOUS PROVISIONS."

AN ORDINANCE IN AMENDMENT OF SECTION 22 OF CHAPTER 544 OF 1951, AS AMENDED, ENTITLED, "BUILDING AND USES AFFECTED BY ZONING".

AN ORDINANCE IN AMENDMENT OF ARTICLE VI, SECTION 61, PARAGRAPH 4 OF CHAPTER 544 OF THE ZONING ORDINANCE OF THE CITY OF PROVIDENCE, APPROVED SEPTEMBER 21, 1951, AS AMENDED, IS HEREBY FURTHER AMENDED BY "PROVIDING FOR THE ENCLOSURE ON ALL SIDES WITH A SOLID WALL COMPACT EVERGREEN SCREEN OR UNIFORMLY PAINTED FENCE" FOR BUSINESSES CONDUCTED WITHIN THE PROVISIONS OF SAID SECTION.

AN ORDINANCE IN AMENDMENT OF SECTION 24C1 OF CHAPTER 544 OF THE ZONING ORDINANCE OF THE CITY OF PROVIDENCE, APPROVED SEPTEMBER 21, 1951, AS AMENDED, IS HEREBY FURTHER AMENDED BY REGULATING OFF-STREET PARKING ON PRIVATE DWELLINGS."

AN ORDINANCE INCORPORATING WARD DISTRICT NO. 1 INTO WARD DISTRICT NO. 2, WITHIN THE THIRTEENTH WARD.

AN ORDINANCE REQUIRING ALL CITY OF PROVIDENCE PAID FOR NEWSPAPER ADVERTISEMENTS OF A CONGRATULATORY NATURE, INCORPORATE IN SUCH ADVERTISEMENTS, THE FACT THAT THE SAME IS BEING PAID FOR BY THE TAXPAYERS OF SAID CITY.

AN ORDINANCE ESTABLISHING THE REGULATIONS OF THE SELECTION OF ARCHITECTS, CONSULTING ENGINEERS AND CONSULTANTS BY THE BOARD OF CONTRACT AND SUPPLY FOR THE CITY OF PROVIDENCE.

AN ORDINANCE PERMITTING PAYMENT BY POSTAL MAIL OF FINES FOR FIRST NOTICE SUMMONS OF VIOLATIONS RELATING TO MOTOR VEHICLE STOPPING, STANDING AND/OR PARKING.

AN ORDINANCE CREATING THE POSITION OF AN EQUAL EMPLOYMENT OPPORTUNITY OFFICER, APPOINTMENT SALARY: DUTIES.

AN ORDINANCE IN AMENDMENT OF ARTICLE I AND ARTICLE IX, CHAPTER 13, OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, BY AMENDING SECTION 13-1 ENTITLED, "DEFINITION," AND BY ADDING SECTION 13-190, ENTITLED, "LEAD-BASED SUBSTANCES" PROHIBITING THE USE OF LEAD-BASED SUBSTANCES UNDER CERTAIN CONDITIONS, AS AMENDED.

AN ORDINANCE IN AMENDMENT OF AND IN ADDITION TO "AN ORDINANCE ZONING THE CITY OF PROVIDENCE AND ESTABLISHING USE, HEIGHT, AND AREA REGULATIONS," BEING CHAPTER 544 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, APPROVED SEPTEMBER 21, 1951, AS AMENDED.

JUNE 18, 1980

RESOLUTION ENDORSING HOUSE BILL 80-H 7733 RELATIVE TO MUNICIPAL COURTS.

RESOLUTION ENDORSING SENATE BILL 80-S 2937 RELATIVE TO REQUIRING THAT CHAIRMEN OF ZONING BOARDS BE LAWYERS AND THAT OTHER MEMBERS SHOULD BE A FIREFIGHTER, A PERSON WITH CONSTRUCTION EXPERIENCE, A REAL ESTATE BROKER AND A LAYPERSON.

RESOLUTION REQUESTING THE COMMITTEE ON URBAN REDEVELOPMENT, RENEWAL AND PLANNING, JOINTLY WITH THE COMMITTEE ON ORDINANCES TO MEET WITH THE DIRECTOR OF THE PROVIDENCE REDEVELOPMENT AGENCY, PORT DIRECTOR, DIRECTOR OF PUBLIC WORKS, THE STATE AGENCIES, THE LONGSHOREMAN'S UNION, SHIPPING AGENTS AND OTHER INTERESTED AGENCIES, TO DRAFT ORDINANCES TO MORE EFFECTIVELY ADDRESS THE ECONOMIES, MODERNIZING AND BETTER UTILIZATION OF THE PORT OF PROVIDENCE AND SURROUNDING AREA.

RESOLUTION REQUESTING THE STUDY OF THE OPERATION AND EXPENDITURES OF THE PROCEEDS OF THE CHARLES H. SMITH SCHOLARSHIP FUND AT HARVARD UNIVERSITY.

RESOLUTION REQUESTING THE COMMITTEE ON ORDINANCES TO UNDERTAKE A STUDY FOR THE PURPOSE OF RECOMMENDING A REVISION OF THE CITY CHARTER TO PROVIDE FOR A LESS NUMBER OF MEMBERS OF THE CITY COUNCIL.

RESOLUTION REQUESTING THE ACTING CITY SOLICITOR TO PREPARE, CAUSE TO BE INTRODUCED AND TO URGE PASSAGE AT THE 1978 SESSION OF THE GENERAL ASSEMBLY OF AN ACT IN AMENDMENT OF SECTION 175 OF THE PUBLIC LAWS OF 1951, AS AMENDED, PROHIBITING POLICE OFFICERS FROM USING DEADLY FORCE IN THE APPREHENSION OF ALLEGED FELONS EXCEPT WHEN DEFENDING THEMSELVES OR CITIZENS.

RESOLUTION REQUESTING A STUDY BE MADE TO DRAFT AN ORDINANCE REQUIRING THAT SMOKE DETECTORS BE INSTALLED BY LANDLORDS IN ALL MULTI-FAMILY DWELLING UNITS.

RESOLUTION REQUESTING THE ACTING CITY SOLICITOR TO PREPARE, CAUSE TO BE INTRODUCED AND URGE PASSAGE, AT THE NEXT SESSION OF THE GENERAL ASSEMBLY, OF AN ACT REQUIRING MANDATORY RESIDENCE WITHIN THE CITY OF PROVIDENCE FOR ALL ITS EMPLOYEES.

RESOLUTION TO PERMIT THE HIRING OF OFF-DUTY POLICEMEN BY NIGHT CLUB OWNERS.

RESOLUTION REQUESTING THE CITY SOLICITOR TO PREPARE, CAUSE TO BE INTRODUCED AND TO URGE PASSAGE OF AN ACT REPEALING THE 1976 LAW PERMITTING MOTOR VEHICLES TO MAKE RIGHT TURNS ON RED SIGNAL LIGHTS.

RESOLUTION SUGGESTING THAT ALL REAL ESTATE BROKERS NOTIFY THE PURCHASER, IN WRITING, THE ZONING CLASSIFICATION OF SUCH REAL ESTATE.

RESOLUTION REQUESTING THE COMMITTEE ON ORDINANCES TO UNDERTAKE AN IN-DEPTH STUDY OF THE ZONING ORDINANCE CHAPTER 544, APPROVED SEPTEMBER 21, 1951, AS AMENDED, FOR THE PURPOSE OF REVISING THE SAME, TO REFLECT THE CHANGING CHARACTER OF THE RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL USES WITHIN THE CITY OF PROVIDENCE TO APPLY FOR FUNDS TO IMPLEMENT THE SAME.

RESOLUTION REQUESTING A STUDY AS TO THE FEASIBILITY OF A METROPOLITAN DISTRICT COMMISSION.

RESOLUTION REQUESTING THE CITY SOLICITOR TO APPLY TO THE

JUNE 18, 1980

1976 SESSION OF THE GENERAL ASSEMBLY AND TO URGE PASSAGE OF AN ACT REPEALING 11-47-11 OF THE GENERAL LAWS OF RHODE ISLAND, 1956, AS AMENDED, AND AN ACT REPEALING THAT PORTION OF 11-47-2 OF THE GENERAL LAWS OF RHODE ISLAND, 1956, AS AMENDED, MORE SPECIFICALLY, "LICENSING AUTHORITIES."

RESOLUTION REQUESTING AN INVESTIGATION INTO VIOLATIONS OF SECTIONS 5-32, 5-33 and 23-42 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE, IN REFERENCE TO LOCATING HORSE STABLES FOR THE POLICE DEPARTMENT IN THE CITY OF PROVIDENCE.

RESOLUTION URGING SPEEDY ADOPTION OF A HOME RULE AMENDMENT FOR THE PROVIDENCE CITY CHARTER.

RESOLUTION REQUESTING THE COMMITTEE ON ORDINANCES TO UNDERTAKE A COMPLETE SURVEY OF PARKING FACILITIES IN THE DOWNTOWN AREA OF PROVIDENCE WITH A VIEW TOWARDS IMPROVING SAME.

RESOLUTION REQUESTING THE COMMITTEE ON ORDINANCES TO EXAMINE THE PRACTICABILITY OF CHANGING THE OVERNIGHT PARKING RESTRICTIONS IN THE NEIGHBORHOODS.

RESOLUTION REQUESTING THE COMMITTEE ON ORDINANCES TO PREPARE THE NECESSARY ORDINANCE RELATIVE TO "RENT CONTROL".

RESOLUTION REQUESTING THE CITY COUNCIL, THROUGH ITS APPROPRIATE COMMITTEE, TO STUDY AND INVESTIGATE THE RHODE ISLAND SCHOOL OF DESIGN HAVING SANCTIONED AND APPROVED PORNOGRAPHY.

RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO CHANGE SECTION 5.1 OF THE PROVIDENCE CITY CHARTER, ENTITLED, "CITY SOLICITOR AS HEAD OF DEPARTMENT: APPOINTMENT, TERM, QUALIFICATIONS" FROM THAT OF AN APPOINTIVE OFFICE TO ONE ELECTED BY THE ELECTORATE OF THE CITY OF PROVIDENCE, RHODE ISLAND.

RESOLUTION AUTHORIZING THE PROVIDENCE WATER SUPPLY BOARD TO MAINTAIN IN A SEPARATE ACCOUNT, FUNDS REFUNDED BY THE SAID BOARD FOR OPERATION AND MAINTENANCE, DEBT SERVICE, RENEWALS AND REPLACEMENTS AND WORKING CAPITAL, TURNING OVER TO THE CITY THOSE REVENUES RECEIVED IN EXCESS OF THOSE REQUIREMENTS AS REQUESTED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF RHODE ISLAND.

RESOLUTION PROHIBITING THE TRANSPORTATION OF TRUCKS CONTAINING LIQUEFIED NATIONAL GAS AND LIQUEFIED PROPANE GAS TO TRAVEL ALONG STREETS WITHIN THE CITY OF PROVIDENCE.

RESOLUTION REQUESTING THE ACTING CITY SOLICITOR TO PREPARE AND CAUSE TO BE INTRODUCED AT THE JANUARY, 1979 SESSION OF THE GENERAL ASSEMBLY, AN ACT TO AMEND SECTION 2.18 OF THE CHARTER OF THE CITY OF PROVIDENCE TO EMPOWER SAID CITY TO EXERCISE THE POWER OF EMINENT DOMAIN TO, IN THE INTEREST OF PUBLIC HEALTH, SAFETY AND MORALS, CONDEMN AND TAKE THE LIQUEFIED GAS STORAGE FACILITIES NOW OR HEREAFTER LOCATED IN THE CITY OF PROVIDENCE AND TO FURTHER INTRODUCE AN ACT TO SEEK VOTER APPROVAL OF A BOND ISSUE IN AN AMOUNT SUFFICIENT TO PROVIDE FUNDS FOR SUCH CONDEMNATION AND TAKING.

RESOLUTION REQUESTING THE COMMITTEE ON ORDINANCES TO STUDY THE FEASIBILITY OF THE ADOPTION OF AN ORDINANCE TO UPDATE THE MINIMUM STANDARDS HOUSING ORDINANCE.

RESOLUTION ORDERING THAT POLITICAL SIGNS BE PROHIBITED IN RESIDENTIAL AREAS WITHIN THE CITY OF PROVIDENCE.

RESOLUTION REQUESTING THE COMMITTEE ON ORDINANCES TO MAKE AN IN-DEPTH STUDY TO DETERMINE THE NECESSARY AMENDMENTS TO SECTIONS 3-8 AND 3-9 OF THE CITY CHARTER TO HAVE THOSE PROVISIONS COMPLY WITH THE RHODE ISLAND STATE CONSTITUTION, THE ELECTION LAWS OF THE STATE OF RHODE ISLAND AND ALL OTHER PERTINENT STATUTES.

JUNE 18, 1980

AN ORDINANCE AMENDING SECTION C OF CHAPTER 1342 APPROVED AUGUST 5, 1960, ENTITLED, "AN ORDINANCE AMENDING CHAPTER 544 OF THE ORDINANCES OF THE CITY OF PROVIDENCE, APPROVED SEPTEMBER 21, 1951, AS AMENDED, BY ADDING ARTICLE VI-A, ENTITLED, "HISTORIC DISTRICT ZONING," CREATING THE HISTORIC STIMSON AVENUE DISTRICT IN ADDITION TO THE HISTORIC COLLEGE HILL DISTRICT.

P E T I T I O N S

PETITION OF DIVISION REALTY CORPORATION, 81 ALDRICH STREET, PROVIDENCE, TO CHANGE FROM AN R-3 GENERAL RESIDENCE ZONE TO AN M-1 GENERAL INDUSTRIAL ZONE, LOTS 10 and 162 on CITY ASSESSOR'S PLAT 57.

PETITION OF FEDERAL PRODUCTS CORPORATION, 1144 EDDY STREET, PROVIDENCE, TO CHANGE FROM AN R-3 GENERAL RESIDENCE ZONE TO AN M-1 GENERAL INDUSTRIAL ZONE, LOTS 164, 165, 166, 168 AND 169 ON CITY ASSESSOR'S PLAT 57.

PETITION OF PETER COLANNINO, 219 SISSON STREET, TO CHANGE FROM AN R-2 TWO FAMILY ZONE TO A C-2 GENERAL COMMERCIAL ZONE LOT 62, AS SET OUT AND DELINEATED ON CITY ASSESSOR'S PLAT 95.

PETITION OF LEO E. PICHETTE TO CHANGE FROM A C-4 HEAVY COMMERCIAL ZONE TO A M-1 GENERAL INDUSTRIAL ZONE, LOTS 8 AND 9, AS SET OUT AND DELINEATED ON CITY ASSESSOR'S PLAT 22, SAID LOTS BEING SITUATED ALONG PLAIN STREET.

C O M M U N I C A T I O N S

COMMUNICATION FROM ANGELO CARNEVALE, SUPERINTENDENT OF WEIGHTS AND MEASURES REQUESTING THE CITY COUNCIL DRAFT THE NECESSARY ORDINANCE TO INCREASE THE RATE AT THE CITY SCALE HOUSE AND THE CHANGES FOR SCALING IN ACCORDANCE WITH THE PROVISIONS OF THE GENERAL LAWS OF THE STATE OF RHODE ISLAND.

COMMUNICATION FROM FRANK TIBALDI, TRAFFIC ENGINEER, RELATIVE TO THE STREET PATTERN, IN CONJUNCTION WITH THE WESTMINSTER MALL/WESTMINSTER CENTER PROJECT AREA.

Chairman Cirelli states to the Committee, that he would like to continue the above matters until a later date, due to other members who have other meetings to attend. This was so moved by Councilman Moise, seconded by Councilman Xavier.

ADJOURNMENT is taken at 8:45 o'clock P.M.

Copied

Compared

Assistant Clerk

Michael R. Clement