



## **Committee on Ordinances**

### **Regular Meeting**

~ Meeting Minutes ~

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**Tuesday, January 29, 2019**

**5:30 PM**

**Committee "A" (City Hall 3rd Floor)**

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PRESENT: Councilwoman Jo-Ann Ryan, Councilwoman Carmen Castillo, Councilman Nicholas J. Narducci and Councilwoman Rachel M. Miller – 4.

ABSENT: Councilwoman Mary Kay Harris – 1.

Also present are Councilman Michael Correia; Kevin McHugh, Senior Assistant City Solicitor, Law Department; Robert Azar, Deputy Director, Department of Planning & Development; Jordan Day, Deputy Chief of Operations Office and Municipal Liaison, Mayor's Office; Tina L. Mastroianni, First Deputy City and Jennifer L. Emidy, Assistant Clerk.

### **ORGANIZATIONAL MEETING**

#### **ELECTION OF CHAIRPERSON**

Councilwoman Ryan, First Named Member, calls for nominations for Chairperson of the Committee on Ordinances.

Councilman Narducci nominates Councilwoman Ryan, and the nomination is seconded by Councilwoman Castillo.

Councilwoman Ryan calls for further nominations and there being none, the Clerk is directed to cast one ballot for Councilwoman Ryan as Chairwoman.

#### **COUNCILWOMAN RYAN IN THE CHAIR**

#### **ELECTION OF A VICE-CHAIRPERSON**

Chairwoman Ryan calls for nominations for Vice-Chairperson of the Committee on Ordinances.

Councilman Narducci nominates Councilwoman Castillo and the nomination is seconded by Chairwoman Ryan.

Chairwoman Ryan calls for further nominations and there being none, the Clerk is directed to cast one ballot for Councilwoman Castillo as Vice-Chairwoman.

**2. An Ordinance in Amendment of Chapter 8 of the Code of Ordinances Entitled; “Courts”, amending Section 8-17 - Tenure of justice; filling of vacancy.**

Discussion was held relative to the foregoing matter.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Narducci
<b>SECONDER:</b>	Vice-Chairwoman Castillo
<b>AYES:</b>	Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.
<b>ABSENT:</b>	Councilwoman Harris – 1.

**3. An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance", Approved November 24, 2014, As Amended, to amend the Use Definition of a Rehabilitation Center.**

CHAIRWOMAN RYAN: This is a substitute to the amendment. I would like to enter this into the record as Substitute A.

COUNCILMAN NARDUCCI: I make the motion.

VICE-CHAIRWOMAN CASTILLO: Seconded.

On motion of Councilman Narducci, Seconded by Vice-Chairwoman Castillo it is voted to enter Substitute A, an amendment to the Ordinance into the record.

CHAIRWOMAN RYAN: All those in favor say aye.

COMMITTEE: Aye.

CHAIRWOMAN RYAN: All those opposed. The “ayes” have it. Can I have a motion to enter into the record a letter from the City Plan Commission, as Exhibit B.

COUNILWOMAN MILLER: I will make the motion.

VICE-CHAIRWOMAN CASTILLO: Seconded.

On motion of Councilwoman Miller, Seconded by Vice-Chairwoman Castillo, it is voted to enter into the record Exhibit B, a letter from the City Plan Commission.

CHAIRWOMAN RYAN: All those in favor say aye.

COMMITTEE: Aye.

CHAIRWOMAN RYAN: All those opposed? The “ayes” have it.

Further discussion was held relative to the foregoing matter.

<b>RESULT:</b>	<b>SET UP PUBLIC HEARING [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Narducci
<b>SECONDER:</b>	Vice-Chairwoman Castillo
<b>AYES:</b>	Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.
<b>ABSENT:</b>	Councilwoman Harris – 1.

**4. An Ordinance Amending Chapter 27, "Zoning", Article 20 concerning Nonconforming Uses.**

Discussion was held relative to the foregoing matter.

**RESULT:** CONTINUED INDEFINITELY [UNANIMOUS]  
**MOVER:** Councilman Narducci  
**SECONDER:** Vice-Chairwoman Castillo  
**AYES:** Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.  
**ABSENT:** Councilwoman Harris – 1.

**5. An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance, Approved November 24, 2014, As Amended, to modify Section 1204 - Use Definitions, Regarding Group Quarters.**

Discussion was held relative to the foregoing matter.

**RESULT:** CONTINUED INDEFINITELY [UNANIMOUS]  
**MOVER:** Vice-Chairwoman Castillo  
**SECONDER:** Councilman Narducci  
**AYES:** Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.  
**ABSENT:** Councilwoman Harris – 1.

**6. An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance," Approved November 24, 2014, As Amended, to change certain text in Article 12 regarding College Student Occupancy of Dwellings.**

Discussion was held relative to the foregoing matter.

**RESULT:** CONTINUED INDEFINITELY [UNANIMOUS]  
**MOVER:** Councilman Narducci  
**SECONDER:** Councilwoman Miller  
**AYES:** Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.  
**ABSENT:** Councilwoman Harris – 1.

7. **Petition from John J. Garrahy, John J. Garrahy Law, LLC, 2088, Broad Street, Cranston, Rhode Island 02905, requesting a Zone Change for the property located on Assessor's Plat 67, Lot 274 (38 Bath Street), from an M-1 zoning district to M-MU-90 zoning district.**

Discussion was held relative to the foregoing matter.

<b>RESULT:</b>	<b>CONTINUED INDEFINITELY [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Narducci
<b>SECONDER:</b>	Vice-Chairwoman Castillo
<b>AYES:</b>	Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.
<b>ABSENT:</b>	Councilwoman Harris – 1.

8. **Petition from Joelle C. Rocha, Esquire, Kelly, Souza, Rocha & Parmenter, PC, 128 Dorrance Street, Suite 300, Providence, Rhode Island 02903, requesting a Zoning Change for the property located on Assessor's Plat 28, Lot 527 (16 Piedmont Street), from R-3 to C-1.**

CHAIRWOMAN RYAN: There is a two page letter from the City Plan Commission dated January 17, 2019 to the Ordinance Committee, may I have a motion to enter this into the record as Exhibit C.

VICE-CHAIRWOMAN CASTILLO: I make the motion.

COUNCILWOMAN MILLER: Second.

On motion of Vice-Chairwoman Castillo, Seconded by Councilwoman Miller, it is voted to enter a two page letter from the City Plan Commission into the record as Exhibit C.

CHAIRWOMAN RYAN: All those in favor say aye.

COMMITTEE: Aye.

CHAIRWOMAN RYAN: All those opposed? The “ayes” have it.

Further discussion was held relative to the foregoing matter.


<b>RESULT:</b>	<b>SET UP PUBLIC HEARING [UNANIMOUS]</b>
<b>MOVER:</b>	Councilwoman Miller
<b>SECONDER:</b>	Councilman Narducci
<b>AYES:</b>	Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.
<b>ABSENT:</b>	Councilwoman Harris – 1.

9. **Petition from Jon M. Anderson, Brennan, Recupero, Cascione, Scungio & McAllister, LLP, dated January 7, 2019, requesting a zoning change to the text of Section 1204, "Use Definitions."**

Discussion was held relative to the foregoing matter.

<b>RESULT:</b>	<b>SET UP PUBLIC HEARING [UNANIMOUS]</b>
<b>MOVER:</b>	Councilman Narducci
<b>SECONDER:</b>	Vice-Chairwoman Castillo
<b>AYES:</b>	Chairwoman Ryan, Vice-Chairwoman Castillo, Councilman Narducci and Councilwoman Miller – 4.
<b>ABSENT:</b>	Councilwoman Harris – 1.

**ADJOURNMENT:** On motion of Councilman Narducci, Seconded by Councilwoman Miller, it is voted to adjourn at 6:06 o'clock P.M.

  
**First Deputy City Clerk**

  
**Assistant Clerk**