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**CITY OF PROVIDENCE  
RHODE ISLAND**



**CITY COUNCIL  
JOURNAL OF PROCEEDINGS**

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No. 80 City Council Regular Meeting, Thursday, September 16, 1993, 7:30 o'clock P.M. (E.D.T.)

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**PRESIDING**

**COUNCIL PRESIDENT**

**JAMES A. PETROSINELLI**

**ROLL CALL**

**Present: Council President Petrosinelli,  
Councilmen Clarkin, DeLuca, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Igliozzi, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—15.**

**Absent—0.**

1609

**IN CITY COUNCIL**

**OCT 21 1993**

**APPROVED:**

*Michael R. Clement* **CLERK**

## INVOCATION

The Invocation is given by COUNCIL-  
WOMAN RITA M. WILLIAMS.

## PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

COUNCILMAN PATRICIA K. NOLAN  
leads the members of the City Council and  
the Assemblage in the Pledge of Allegiance  
to the Flag of the United States of America.

## APPOINTMENT BY HIS HONOR THE MAYOR

Communication dated September 8, 1993,  
informing the Honorable City Council that  
pursuant to Sections 302 (b) and 815 of the  
Providence Home Rule Charter of 1980, he is this  
day reappointing Mr. Sidney Dressler of 56 Alton  
Road, Providence, Rhode Island, as a member of  
the Board of Investment Commissioners for a  
term to expire in January, 1996.

September 8, 1993

The Honorable Members  
The City Council of the  
City of Providence  
City Hall  
Providence, RI 02903

Dear Honorable Members:

Pursuant to Section 302 (b) and 815 of the  
Providence Home Rule Charter of 1980, I am this  
day reappointing Mr. Sidney Dressler of 56 Alton  
Road, Providence, Rhode Island, a member of the  
Board of Investment Commissioners for a term  
to expire in January, 1996.

Sincerely,

VINCENT A. CIANCI, JR.  
*Mayor of Providence*

Received.

## ELECTION OF CERTAIN CITY OFFICER

### MUNICIPAL COURT JUDGE:

The Clerk Casts One Ballot as directed.

COUNCIL PRESIDENT PETROSINELLI calls for Nominations for a MUNICIPAL COURT JUDGE.

COUNCILWOMAN DiRUZZO nominates WILLIAM G. GRANDE, ESQUIRE of Providence.

This Nomination is seconded by COUNCILMAN DeLUCA.

COUNCIL PRESIDENT PETROSINELLI calls for further Nominations and there being none, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, it is Voted that Nominations be Closed and the Clerk is directed to Cast One Ballot for WILLIAM G. GRANDE, ESQUIRE.

COUNCIL PRESIDENT PETROSINELLI thereupon declares WILLIAM G. GRANDE, ESQUIRE duly Elected as Judge of the Municipal Court for the Remainder of the Term of Four Years ending on the First Monday in January, 1995.

COUNCILWOMAN YOUNG and COUNCILMAN FENTON desire to be recorded as "Not Voting".

COUNCILMAN FENTON requests that the Deputy City Solicitor be designated as Agent for the City Council to conduct a Background Check at the Office of Judicial Tenure at the Supreme Court.

## MATTER NOT APPEARING ON THE PRINTED DOCKET

On motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI it is voted to Suspend Rule 16 of the Rules of the City Council in order to allow the introduction of the following matter not appearing on the printed docket.

On motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN DILLON, it is voted to Suspend Rule 14 of the Rules of the City Council in order to allow an item to be taken out of normal sequence.

**ELECTION OF  
CERTAIN CITY OFFICERS  
TWO (2) MEMBERS OF  
THE RETIREMENT BOARD  
OF THE EMPLOYEES' RETIREMENT SYSTEM**

COUNCIL PRESIDENT PETROSINELLI calls for Nominations for Two (2) Members of the Retirement Board of the Employees' Retirement System.

COUNCILMAN DILLON places in nomination DR. JAMES P. CROWLEY of Providence and EARL D. CHAMBERS of Providence.

The several Nominations are seconded by COUNCILMAN GLAVIN.

COUNCIL PRESIDENT PETROSINELLI calls for further nominations and COUNCILMAN DeLUCA nominates ALFRED W. CARDENTE of Providence.

This nomination is seconded by COUNCILMAN GLAVIN.

COUNCILMAN MANCINI nominates JAMES R. QUATTROCCHI of Providence, and this nomination is seconded by COUNCILMAN LOMBARDI and COUNCILMAN GLAVIN.

COUNCIL PRESIDENT PETROSINELLI calls for further nominations and there being none, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, it is Voted that Nominations be Closed and the Clerk is directed to Call the Roll for each nomination.

The Clerk Calls the Roll as follows:

**FOR MR. CHAMBERS:** Council President Petrosinelli and Councilman Dillon—2.

**FOR DR. CROWLEY:** Councilmen Clarkin, DeLuca, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Igliozi, Lombardi, Mancini, Councilwoman Nolan, Councilman Rollins, Councilwomen Williams and Young—14.

**FOR MR. QUATTROCCHI:** Council President Petrosinelli, Councilman Clarkin, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Igliozi, Lombardi, Mancini, Rollins, Councilwomen Williams and Young—12.

**FOR MR. CARDENTE:** Councilman DeLuca and Councilwoman Nolan—2.

COUNCIL PRESIDENT PETROSINELLI thereupon declares DR. JAMES P. CROWLEY and MR. JAMES R. QUATTROCCHI duly elected as Members of the Retirement Board of the Employees' Retirement System for the ensuing term of Four (4) Years ending on the the First Monday in October, 1997.

## APPOINTMENTS BY THE PRESIDENT OF THE CITY COUNCIL

Communication dated September 9, 1993,  
Informing the City Clerk of his appointment and  
addition of Representative Patrick Kennedy to the  
Special Committee created for the purpose of  
studying and re-dedication of Kennedy Plaza.

September 9, 1993

Mr. Michael Clement  
City Clerk  
City Clerk's Department  
City Hall  
Providence, Rhode Island 02903

RE: RESOLUTION OF THE CITY COUNCIL,  
NO. 320, APPROVED MAY 10, 1993

Dear Mr. Clement:

I respectfully request that the appointment of  
Representative Patrick Kennedy be added to the  
above referenced Resolution.

Thank you for your consideration in this matter  
and if there is any further need for question, please  
feel free to contact me.

Sincerely,

JAMES A. PETROSINELLI  
*Council President*

Received.

Communication dated August 27, 1993, Inform-  
ing the City Clerk of his Appointments to the  
Special Committee on Housing, in accordance  
with the provisions of Resolution No. 598,  
approved December 11, 1992.

August 27, 1993

Michael R. Clement  
City Clerk  
City Hall  
Providence, RI 02903

Dear Mr. Clement:

In accordance with the authority granted me  
under the provisions of Resolution No. 598 of the  
City Council, approved December 11, 1992, I  
hereby make the following appointments to the  
Committee on Housing:

Councilman Robert M. Clarkin

Councilman Joseph DeLuca

Councilman Peter S. Mancini

Councilman John J. Lombardi

Arthur Vinacco

Richard D. Weinberg

Arthur L. Hanson, Jr.

Robert Bucci

Chief Justice Frank Caprio

April Wolfe

Thomas Allen Foley

Merlin A. DeConti, Jr.

Robertta A. Bellini

Bruce C. Wilks

Stephen J. O'Rourke

JAMES A. PETROSINELLI  
*Council President*

Frank Corbishley

Received.

Very truly yours,

## SCHEDULE OF BILLS

### FROM CITY CONTROLLER:

Street Lighting Bill from Narragansett Electric Company for August, 1993, in the amount of One Hundred Twenty-Five Thousand, Three Hundred Forty-Three Dollars, Ninety-Six Cents (\$125,343.96).

Approved, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI, by the following Roll Call Vote:

Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Coun-

cilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Igliozi, Lombardi, Mancini, Councilman Rollins and Councilwoman Williams—13.

Noes: None.

Absent: Councilwomen Nolan and Young—2.

The motion for Approval is Sustained.

## RULE SUSPENSION

On motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN LOMBARDI it is voted to Suspend Rule 14 of the Rules of the City Council in order to allow an item to be taken out of normal sequence.

## PRESENTATION OF RESOLUTIONS

COUNCILWOMAN DiRUZZO, COUNCIL PRESIDENT PETROSINELLI, COUNCILMAN CLARKIN, COUNCILMAN DeLUCA, COUNCILWOMAN FARGNOLI, COUNCILMAN FENTON, COUNCILMAN GLAVIN, COUNCILMAN IGLIOZZI, COUNCILMAN LOMBARDI, COUNCILMAN MANCINI, COUNCILWOMAN NOLAN, COUNCILMAN ROLLINS, COUNCILWOMAN WILLIAMS and COUNCILWOMAN YOUNG:

Resolution Requesting the Traffic Engineer to cause the Creation of New Signs to be posted on All Schools stating "Any person found placing Graffiti of any kind on this School

Building, will be Prosecuted to the full Extent of the Law".

*Resolved*, That the Traffic Engineer is requested to cause the Creation of New Signs to be posted on All Schools stating "Any person found placing Graffiti of any kind on this School Building, will be Prosecuted to the full Extent of the Law".

**Read and Passed, on motion of COUNCILMAN LOMBARDI, seconded by COUNCILWOMAN FARGNOLI.**

**The motion for Passage is Sustained.**

## AT EASE

COUNCIL PRESIDENT PETROSINELLI declares the Council Stand at Ease at 8:00 o'clock P.M. and directs the City Sergeant to escort WILLIAM G. GRANDE, ESQUIRE newly elected Municipal Court Judge to the Podium.

## RECONVENTION

COUNCIL PRESIDENT PETROSINELLI declares the Council back in session and directs the Clerk to record there is a Quorum present.

## ORDINANCES SECOND READING

**The following Ordinances were in City Council September 2, 1993, Read and Passed the First Time and are Severally Returned for Passage the Second Time as Amended:**

An Ordinance in Amendment of and in Addition to Articles III and VI of Chapter 17 of the Code of Ordinances of the City of Providence entitled: "Officers and Employers" as Amended.

*Be it Ordained by the City of Providence:*

**Section 1:** Chapter 1 of the Code of Ordinances of the City of Providence entitled "Officers and Employees" is hereby amended by amending Section 17-125 to read as follows:

"No person shall be permitted to purchase credit in the retirement system for any period of service unless permitted pursuant to Section 17-188.1."

**Section 2.** Chapter 17 of the Code of Ordinances of the City of Providence entitled "Officers and Employees" is hereby amended by adding to Article VI thereof, the following:

**Section 17-188.1 SERVICE CREDITABLE-PURCHASE OF SERVICE CREDIT**

(1) The city controller, pursuant to the authority of Section 17-183(5), shall be responsible for the determination, establishment and fixing of service creditable for previous service or military service and the cost of the purchase thereof as set forth in sub-sections (2), (3), (4) and (5) herein, for active members with a period of continuous service of at least one (1) year's duration. The city controller shall make a report monthly to the Employee Retirement Board and the City Council of all purchases of service credit made by any members.

(2) Any member who was on active duty in the armed services of the United States or in the

merchant marine service of the United States during and period of one (1) year or more, may, by written notice filed with the city controller, pay into the retirement system within seven (7) years of his first becoming a member, a contribution equal to ten (10) per centum of his compensation earnable in his first year of credible service multiplied by the number of years and fraction thereof in such armed service up to a maximum of four (4) years. Upon such payment, anything to the contrary notwithstanding, such amount shall become part of such member's accumulated contributions and the period of service in the armed forces or merchant marines on account of which such payment was made shall be added to his period of service since last becoming a member. The crediting of such service shall be both for the purpose of computing the amount of pension which may become payable under this article and for the purpose of determining such member's eligibility for the benefits payable hereunder, and the rights of any beneficiary claiming through him.

(3) Any member who has rendered service as a member prior to his last becoming a member and terminated such previous service may, by written notice filed with the city controller, elect to repay into the annuity savings fund an amount equal to the amount of such member's accumulated contributions which were withdrawn by such member on account of such member's last termination of membership, together with eight (8) per centum interest compounded annually thereon from his last termination of membership, to the date of repayment. Upon such repayment, anything to the contrary notwithstanding, such amount shall become part of such member's accumulated contributions and the period of



service on account of which such payment was made shall be added to his period of service since last becoming a member. The crediting of such service shall be both for the purpose of computing the amount of pension which may become payable under this article and for the purpose of determining such member's eligibility for the benefits payable hereunder and the rights of any beneficiary claiming through him.

(4) Any employee or elected officer who is an active Class A member who returns to employment following a period of leave to which he is entitled under Federal or State Law or a period of disability for which workers' compensation or similar payments are made, may, by written notice filed with the city controller, elect to pay into the annuity savings fund an amount equal to eight (8) per centum of the base compensation which the employee or elected officer would have paid had such employee or elected officer not taken such period of leave or disability together with eight (8) per centum interest compounded annually thereon from the date of the commencement of his period of leave or disability, to the date of repayment. Upon such payment, anything to the contrary notwithstanding, such amount shall become part of such member's accumulated contributions and the period of service on account of which such payment was made shall be added to his period of service since last becoming a member. The crediting of such service shall be both for the purpose of computing the amount of pension which may become payable under this article and for the purpose of determining such member's eligibility for the benefits payable hereunder and the rights of any beneficiary claiming through him.

(5) Any employee or elected officer who is an active Class B member who returns to employment following a period of leave to which he is entitled under Federal or State law or a period of disability for which workers' compensation or similar payments are made, may, by written notice filed with the city controller, elect to pay into the annuity savings fund an amount equal to 9.5 per centum (9.5%) of the base compensation

which the employee or elected officer would have been paid had such employee or elected officer not taken such period of leave or disability together with eight (8) per centum interest compounded annually thereon from the date of the commencement of his period of leave or disability, to the date of repayment. Upon such payment, anything to the contrary notwithstanding, such amount shall become part of such member's accumulated contributions and the period of service on account of which such payment was made shall be added to his period of service since last becoming a member. The crediting of such service shall be both for the purpose of computing the amount of pension which may become payable under this article and for the purpose of determining such member's eligibility for the benefits payable hereunder and the rights of any beneficiary claiming through him.

(6) Any other employee or elected officer who is an active member and who had a period of continuous full time service of at least six (6) months' duration prior to his date of membership as a temporary city employee, or a CETA-financed city employee, may by, written notice filed with the city controller, elect to pay into the annuity savings fund and the pension accumulation fund an amount equal to the full actuarial value of the benefits payable under this article as of the date of payment, as computed by the actuarial advisor of the board, assuming such member shall retire on his normal retirement date based upon the assumptions used in the plan's actuarial valuation. Upon such payment, anything to the contrary notwithstanding, such amount paid into the annuity savings account shall become part of such member's accumulated contributions and the period of service on account of which such payment was made shall be added to his period of service since last becoming a member. The crediting of such service shall be both for the purpose of computing the amount of pension which may become payable under this article and for the purpose of determining such member's eligibility for the benefits payable hereunder and the rights of any beneficiary claiming through him.

(7) The city controller shall not permit the purchase of service credits in the retirement system for any period of employment as a seasonal or part-time employee or for service as a member on any part-time board or commission.

*Section 3.* Chapter 17 of the Code of Ordinances of the City of Providence entitled "Officers and Employees" is hereby amended by repealing from Article VI thereof sub-sections (10), (11), and (12) of Section 17-188."

*Section 4.* This Ordinance shall take effect upon its passage.

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An Ordinance Establishing Lines of Authority for Finance Officers, as Amended.

*Be it Ordained by the City of Providence:*

*Section 1.* Code of Ordinances Section 17-34 is hereby created as follows:

Sec. 17-34. Lines of Authority for Financial Officers.

The Chief financial officer or staff member of any department, agency, board, commission or authority or any other organization, whose operating results are included in the City's General Purpose Financial Statements, will have reporting responsibilities directly to the City Finance Director, as well as to the Head of their respective department, agency, board, commission, authority or other organization.

Failure to respond to written requests or direction from the Finance Director in a timely manner shall be cause for disciplinary action, which shall be enforced by the respective department, agency, board, commission or authority at the financial directors request.

*Section 2.* This Ordinance shall take effect upon its passage.

An Ordinance amending Chapter 11 of the Code of Ordinances of the City of Providence, as Amended.

*Be it Ordained by the City of Providence:*

*Section 1.* Chapter 11 of the Code of Ordinances of the City of Providence is hereby amended by deleting the following:

1. Section 11-20 in its entirety.

*Section 2.* Chapter 11 of the Code of Ordinances of the City of Providence is hereby amended as follows:

1. Section 11-21, entitled "Definition of the port district of the Port of Providence," is hereby renumbered to read "Section 11-20."

*Section 3.* Chapter 11 of the Code of Ordinances of the City of Providence is hereby amended by adding a new section, as follows:

Section 11-21. Prohibited Activities On and Within the Waters of the City of Providence.

*Article I.* PROHIBITED ACTIVITIES

It shall be unlawful for any person operating a motorboat or vessel on and within the waters of the City of Providence to:

(a) Operate an unregistered and/or unnumbered motorboat or vessel;

(b) Operate a motorboat or vessel within a water area which has been clearly marked by buoys or some other distinguishing device, as a bathing, swimming or otherwise restricted area; provided, however, that this section shall not apply in the case of an emergency, or to patrol or rescue craft;

(c) (i) Operate a motorboat or vessel at a speed of greater than five (5) miles per hour no wake within areas designated by the Port Commission;

(ii) Operate a motorboat or vessel within non-designated areas at a speed greater than forty-five miles per hour during the hours from sunrise to sunset and twenty-five miles per hour during periods of darkness or other periods of restricted visibility;

(d) Operate a motorboat or vessel in a manner which shall unreasonably or unnecessarily interfere with any other motorboat or vessel, or with the free and proper navigation of the waters of the City of Providence;

(e) Fail to stop and render assistance in the event of a collision, accident or other casualty, and/or fail to provide identification, in writing, to any person injured and to the owner of any property damaged in the collision, accident or other casualty, so far as the operator of any motorboat or vessel involved in a collision, accident or other casualty can do so without serious danger to his or her own vessel, crew and passengers;

(f) Fail to report any accident, casualty, vandalism or theft to the Department of Environmental Management or the police department where such accident, casualty, vandalism or theft involving a motorboat or vessel is in excess of five hundred dollars (\$500.00);

(g) Operate a motorboat or vessel with improper:

- (i) light installation;
- (ii) use of lights;
- (iii) sound-producing devices;
- (iv) personal flotation devices (PFD);
- (v) fire extinguishers; and
- (vi) muffling devices.

as set forth in State Law.

(h) Operate a motorboat or vessel, or manipulate water skis, surfboards or similar devices in a reckless manner so as to endanger the life, limb or property of another;

(i) Operate a motorboat or vessel, or manipulate water skis, surfboards or similar devices while intoxicated or under the influence of any narcotic drug, barbiturate or marijuana.

A person arrested and charged with operating any motorboat or vessel, or manipulating any water skis, surfboard or similar device while under the influence of intoxicating liquor or narcotic or habit-forming drugs shall have the right to be examined at his or her own expense immediately after his or her arrest, by a physician selected by him or her, and the officer so arresting or so charging that person shall immediately inform that person of this right and afford him or her a reasonable opportunity to exercise the same, and at the trial of that person, the prosecution must prove that he or she was so informed and was afforded such opportunity;

(j) Dock or otherwise make fast any motorboat or vessel to any pier, channel marker, buoy, wharf or other shore structure without the consent of the owner, except in the case of an emergency;

(k) Operate a motorboat or vessel on and within the waters of the City of Providence for towing a person or persons on water skis, or a surfboard or similar device unless there is in the motorboat or vessel (i) a person at least twelve (12) years of age, in addition to the operator, in a position to observe the progress of the person or persons being towed; (ii) at least one (1) personal flotation device (PFD) for each person being towed;

(l) Operate a motorboat or vessel on and within any waters of the City of Providence towing a person or persons on water skis, a surfboard or similar device beginning at one (1) hour after sunset and ending at one (1) hour before sunrise;

(m) Engage in water skiing, surfboarding, or

similar activity at any time between the hours beginning at one (1) hour after sunset and ending at one (1) hour before sunrise, or within areas in which said activities are prohibited;

(n) Operate or manipulate any motorboat, vessel, tow rope or other device by which the direction or location of water skis, a surfboard, or similar device may be affected or controlled in such a way as to cause the water skis, surfboard, or similar device, or any person thereon, to collide with or strike against any object or person;

(o) Conduct a regatta, motorboat, or other boat race, marine parade, tournament, or exhibition, except on the terms and conditions specifically set forth by the Port Commission;

(p) Refuse to move or stop on oral command of the harbormaster, assistant harbormaster, or police officer operating from a patrol boat identified as such, and exercising the duties lawfully assigned to him or her;

(q) Engage in scuba diving, skin diving, or snorkeling in an area where power or motorboats are operated, unless the proper warning flags, as set forth in State Law, are posted;

(r) Operate a motorboat or vessel within fifty (50) feet of any warning flag as set forth in State Law;

(s) Construct and/or place a mooring without a permit issued by the Port Commission;

(t) Throw, dispose of, deposit, or cause to be thrown, disposed of, or deposited, bottles, glass crockery, cans, scrap metal, junk, paper, garbage, refuse or debris of any nature, or any noxious substance in or upon any of the waters within the City of providence;

(u) Deposit or abandon a vessel or structure upon the shore, a public right-of-way or on and within the waters of the City of Providence. When any vessel or structure is deposited or abandoned in the waters of the City of Providence, the same

may be removed by the Police Department, or its lawfully authorized agent.

(i) NOTICE OF REMOVAL OF VESSEL/HARBOR STRUCTURES — If the person who owns, has an interest in, or exercises any control over the vessel or structure, or otherwise is known, the Chief of Police, or his lawfully designated agent, shall give written notice by certified mail to said person to remove the vessel or structure within a specified time.

(ii) REMOVAL OF VESSEL/HARBOR STRUCTURES — If the vessel or structure is not removed within the time specified in the notice and in a manner and to a place satisfactory to the Chief of Police, or his lawfully designated agent, or if no such person is known to the Chief of Police, or his lawfully designated agent, upon whom the notice can be served, then the Chief of Police, or his lawfully designated agent, may proceed to remove, or cause the vessel or structure to be removed, in a manner and to a place the Chief of Police, or his lawfully designated agent, shall deem appropriate.

(iii) LIABILITY — In the event that such person identified in Article I, Paragraph (u), Subparagraph (1), shall allow a vessel or structure to be removed by the Chief of Police, or his lawfully designated agent, in accordance with this ordinance, then such person shall be liable to pay the cost and expenses of the removal and storage, or to repay the same when paid by the City. The expense may be recovered in an action brought by the City Solicitor against the owner(s). If the owner(s) are unknown or the vessel or structure is unclaimed within ninety (90) days of the removal, the City may sell the vessel or structure. The proceeds from the sale shall be used to defray the cost the City incurred in the removal and storage of the vessel or structure, and in the administration of this ordinance.

(v) Engage in rafting on a single mooring or anchor, unless such rafting does not unreasonably interfere with any adjacent single moorings

or anchorages. Motorboats and/or vessels in a raft shall be manned at all times;

(w) Operate a marine toilet at any time so as to cause or permit to pass or to be discharged into harbor waters, any untreated sewage, or other waste matter or contaminant of any kind, and/or dumping of holding tanks containing anything other than fresh water or sea water into harbor waters;

(x) Moor or anchor a houseboat unless such mooring or anchoring is done within designated areas.

#### Article II. MISCELLANEOUS PROVISIONS

Anytime the Chief of Police, or his lawfully designated agent, directs that a motorboat or vessel be towed pursuant to this ordinance, there shall be a fee assessed to the owner of said motorboat or vessel for said towing. Said fee shall be one hundred dollars (\$100.00) and shall be subject to annual revision by the Commissioner of Public Safety, or his lawfully designated agent. Should the towing be performed by a commercial towing service, this fee shall be in addition to the towing fee charged by the towing service.

#### Article III. DEFINITIONS.

As used in this Section, unless the context clearly requires a different meaning:

(a) "Vessel" means every description of watercraft other than a seaplane on the water, used or capable of being used as a means of transportation on water.

(b) "Motorboat" means any vessel whether or not the vessel is propelled by machinery. For the purposes of this chapter, motorboat shall not include houseboats as defined in the General Laws of Rhode Island, any ferry, canoes and rowboats twelve (12') feet in length or less.

(c) "Operate" means to navigate or otherwise use a motorboat or vessel.

(d) "Person" means an individual, partnership, firm, corporation, association, or other entity.

(e) "Houseboat" means a building constructed on a raft, barge or hull that is used primarily habitation.

#### Article IV. ENFORCEMENT AUTHORITY.

(a) The City or its lawful agent shall have the authority to enforce the provisions of this Section and in the exercise thereof, shall have the authority to stop and board any motorboat or vessel subject to this Section.

(b) Such enforcement authority as set forth in (a) above shall be concurrent with that possessed by the department of environmental management, pursuant to Section 46-22-17 of the General Laws of Rhode Island.

#### Article V. PENALTIES FOR VIOLATION.

(a) The general penalties provided for by Section 1-10 of the Code of Ordinances shall apply to violations of this Chapter, except that any person electing to appear before the clerk of the court, or in lieu of a personal appearance electing to enter an appearance by mail, and admitting the violations charged shall be punished by a fine as set forth for each violation as follows:

(i) Any person who violates any provision of Article I, Paragraph (c) Sub paragraph (i); Paragraph (g) or Paragraph (r) of Section 11-21 shall be subject to a fine of fifty dollars (\$50.00) for each violation.

(ii) Any person who violates any provision of Article I, Paragraphs (a), (e), (g), (o) or (p) of Section 11-21 shall be subject to a fine of one hundred dollars (\$100.00) for each violation.

(iii) Any person who violates any provision of Article I, Paragraphs (k) (l), (m) or (n) of Section 11-21 shall be subject to a fine not to exceed two hundred dollars (\$200.00) for each violation.

(iv) Any person who violates the provisions of Article I, Paragraph (c) Subparagraph (ii), shall be subject to the following fines:

MPH In Excess of Speed Limit	Fine
1-10 .....	\$25.00
11-15 .....	50.00
16-20 .....	75.00
21-25 .....	100.00
26 and above .....	5.00 per mile
.....	in excess of speed limit.

(v) Any person who violates the provisions of Article I, Paragraph c, Subparagraph (ii) shall be required to attend a boating safety course in addition to the payment of any fine. In the event a fine as set forth for each violation is not paid or a plea of not guilty is not entered by any person charged with any violation prior to the fourteenth day after the date of the violation, said fine shall be doubled.

In the event a fine as set forth for each violation is not paid or a plea of not guilty is not entered subsequent to the fourteenth day after the date of violation, said fine shall be tripled.

(b) Any person who violates any provision of Article I, Paragraphs (f), (s), (t), (u), (v) or (w) of Section 11-21 shall be guilty of a petty misdemeanor and shall be subject to a fine not to exceed five hundred dollars (\$500.00), or imprisonment not to exceed thirty (30) days, or both for each violation.

(c) Any person who violates any provision of Article I, Paragraphs (b), (d), (h), (i), (j) or (x) of Section 11-21 shall be guilty of a misdemeanor and shall be subject to a fine not to exceed one thousand dollars (\$1,000.00), or imprisonment not to exceed one (1) year, or both for each violation.

(d) Any person charged with any violation set forth in Article I, Paragraph (c), Subparagraphs (i), (ii); Paragraphs (e), (g), (k), (l), (m), (n), (o), (p), (q) or (r) and notified in writing by a police

officer to appear to answer such charge before the Providence Municipal Court may, in lieu of such appearance, elect to appear in person or by one duly authorized by him in writing, before the clerk of said court, admit the truth of said charge, and pay to said clerk the designated fine; provided that such appearance, admission and payment be made at the office of said clerk during regular business office hours, within sixty (60) days of such notification, and failure to so appear shall be deemed a waiver of the right to dispose of such charge without personal appearance in court.

(e) In those cases where mail is used for payment of such fine, the payment shall be by check or by money order, and in those cases where payment is attempted with a check drawn against insufficient funds, an additional payment of twenty-five dollars (\$25.00) shall be imposed against the violator to defray administrative costs.

(f) The payment of a fine to the clerk of the municipal court as herein provided for any violation set forth in Article I, Paragraph (a); Paragraph (c), Subparagraph (i); Paragraphs (e), (g), (k), (l), (m), (n), (o), (p), (q) and (r) shall operate as a final disposition of the charge.

(g) Notice of any violation set forth in Article I, Paragraph (a); Paragraph (c), Subparagraph (i); Paragraphs (e), (g), (k), (l), (m), (n), (o), (p), (q) and (r) shall indicate the offense charged, a schedule of fines for such violation, the time within which such fine by mail may be exercised, the place to which such fine may be mailed and such other information as will enable the person charged to take advantage of the provisions hereof.

#### Article VI. SEVERABILITY.

(a) If any of the provisions of this Ordinance or the application of such provision to any person or under any circumstances shall be held unconstitutional or otherwise invalid or inoperative by a decision of any court of competent jurisdiction, or if any action performed under any provision of this Ordinance is restrained or enjoined by any

court of competent jurisdiction, the remaining provisions of this Ordinance shall not be deemed impaired or affected thereby but shall be deemed to remain in full force and effect.

*Section 4.* This Ordinance shall take effect upon its passage.

An Ordinance Regulating Security Alarm Systems within the City of Providence, Rhode Island, as Amended.

*Be it Ordained by the City of Providence:*

*Section 1. DECLARATION OF POLICY.*

The Providence City Council has determined that the number of false or needless alarms being generated in the City of Providence are causing a drain on both the manpower and the resources of the Providence Police Department. In order to reduce this drain the Council has drafted and passed the following:

*Section 2. DEFINITIONS.* Unless the context clearly indicated otherwise, the words and phrases used in this chapter shall have the following meanings:

1. **ALARM BUSINESS** means the business of any individual, partnership, corporation or other entity engaged in the sale, lease, maintenance, service, repair, alter, replacement, moving or installation of any alarm system or in causing any alarm system to be sold, leased, maintained, serviced, repaired, altered, replaced, moved, or installed in or on any building, structure or facility.

2. **ALARM SYSTEM** means any assembly of equipment, whether mechanical, electrical or otherwise arranged or designed to signal the occurrence of any illegal entry or other non-consensual activity requiring urgent attention and to which the police department is expected

to respond, but does not include alarms installed in conveyances or fire alarms.

3. **ALARM USER** means the person, firm, partnership, association, corporation, company or organization of any kind in control of any building, structure or facility or portion thereof wherein an alarm system is maintained.

4. **AUTOMATIC TELEPHONE DIALING ALARM SYSTEM** means the automatic dialing or any automatic telephone dialing alarm system and shall include any system which, upon being activated, automatically transmits by telephone or telephone line to the Providence Police Department, a recorded message or code signal indicating a need for emergency response; or a system which, upon activation, connects to an answering service whose function it is to transmit to the Providence Police Department a need for emergency response.

5. **FALSE ALARM** means an alarm signal eliciting a response by police where a situation requiring a response by the Police does not in fact exist; but this definition does not include an alarm signal caused by unusually violent conditions of nature not does it include other extraordinary circumstances not reasonably subject to control by the alarm user or his or her agents.

6. **APPEAL OFFICER** means the Chief of Police or an individual designated by the Chief of Police to act in the capacity as an impartial arbitrator to review appeals related to the enforcement of this Ordinance.

7. **ALARM PERMIT** means a permit issued by the City allowing the operation of an alarm system within the City.

8. **ALARM PERMIT FUND** means the fund within the budget of the police department which shall be the recipient of all fines and charges assessed under this ordinance. All monies collected by the Alarm Permit Fund shall be used for the implementation of the necessary functions related to the program.

**Section 3. ALARM USER PERMITS  
REQUIRED; FEE; RENEWEL;**

(a) It shall be unlawful for any person to operate or utilize an alarm system without registering that alarm system with the Police Department.

(b) If a business has one (1) or more alarm systems protecting two (2) or more separate structures having different addresses, a separate permit will be required for each structure protected.

**Section 4. APPLICATION FOR ALARM  
PERMIT; EMERGENCY MODIFICATION AND  
REPORTING SERVICE INFORMATION.**

(a) **APPLICATIONS.** Applications for alarm permits shall be made on forms provided by the Police Department. The application shall state the name, address and telephone number of the applicant's property to be serviced by the alarm and the name, address and telephone number of the applicant's residence, if different. If the applicant's alarm is serviced by an alarm company, the applicant shall also include the name, address and telephone number of that company. Each permit is valid only for use by the individual or entity which is initially permitted.

(b) **EMERGENCY NOTIFICATION.** Each application shall list an emergency telephone number of the user or his representative to permit prompt notification of alarm calls and facilities assisting the police in the inspection of the property. Changes in emergency telephone numbers shall be kept current and failure to provide updated information may constitute grounds for revocation of the permit.

(c) **REPORTING SERVICE INFORMATION.** Each holder of an alarm user permit shall immediately notify the police department in writing of any and all changes in the information on file with the City regarding such permit.

Failure to do so shall constitute grounds for revocation of the permit.

**Section 5. ISSUANCE OF PERMIT DECALS.**

A decal with the alarm user's permit number, name and permit address will be issued with the alarm user permit. This decal must be prominently posted on or near the front entrance to the premises so that the information provided on the decal is visible from the outside of the structure. Failure to comply within 30 days of the decal being sent by the police department shall result in a warning for the first violation and a Twenty-Five Dollar (\$25.00) fine for each additional violation.

**Section 6. ITEMS NECESSARY FOR  
ALARM SYSTEMS TO QUALIFY FOR AN  
ALARM USER PERMIT.**

(a) All alarm systems shall have a backup power supply than will become effective in the event of a power failure or outage in the source of electricity from the utility company.

(b) All alarm systems which utilize an audible bell, horn, siren or other sound emitting device shall be equipped with an automatic shut-off device which will deactivate the alarm system within Fifteen (15) minutes after activation. All alarm users with audible bells, horns, sirens or other sound emitting devices shall install and maintain such automatic shut-off device within ninety (90) days of the effective date of this Ordinance.

(c) The police department shall send to each permitted alarm user a decal with the alarm users permit number. The decal will be sent to the alarm user within 30 days of application.

**Section 7. REQUIREMENTS.**

**A. ALARM INFORMATION LISTS:** There shall be maintained a list to be known as the "Alarm Information List" which will consist of the following information for each security alarm system signal:



1) The street address, apartment number if any, office, suite number or the exact location of the security alarm system.

2) The name of the person, firm, partnership, association, corporation, company or organization of any kind protected by the alarm security system.

3) The entire name, street address, city/town and state of the subscriber as well as the area code and the telephone number.

4) The entire names, street addresses, cities/towns and states as well as the area codes and the telephone number of at least two (2) separate individuals or alarm monitoring company within a 30 mile radius (aside from the subscriber as indicated in #3 of this section) who can be reached twenty-four (24) hours a day and who are authorized to respond to an alarm signal, and who have access into the premises or location in which the alarm is located.

Within ninety (90) days of enactment of this Ordinance, every individual, partnership, corporation or other entity doing business in the City of Providence as an alarm business, or providing subscribers with central station alarm service, shall provide the Chief of Police with an alarm company name, telephone number and license.

Further, said companies shall notify the Commissioner of Public Safety by certified mail, or any change in status or additions or deletions to the alarm information list within five (5) working days.

Not later than January 1st of each year, said companies, doing business in the City of Providence, shall file a notice with the Chief of Police updating the accuracy of the alarm information list.

**B. TESTING OF EQUIPMENT:** Every security alarm user, except alarm monitoring companies, shall notify the Chief of Police, in writing, at least two (2) days but not more than fifteen

(15) days in advance of testing of security alarm equipment. Failure to notify the Chief of Police in advance of testing, as established, shall constitute a false alarm and be subject to the assessment schedule contained herein in subsection (d).

#### **Section 8. RESPONSE TO ALARM: DETERMINATION AND VALIDITY.**

(a) Whenever an alarm is activated in the City, thereby requiring an emergency response to the location by the police department, and the police department does respond, a police officer on the scene of the activated alarm system shall inspect the area protected by the System and shall determine whether the emergency response was in fact required as indicated by the alarm system or whether in some way the alarm system malfunctioned and thereby activated a false alarm.

(b) Should the police officer at the scene of the activated alarm system determine the alarm to be false, said officer shall make a report of the false alarm, a notification of which shall be mailed or delivered to the alarm user, at the address of the said alarm system installation location, advising the alarm user of the false alarm.

#### **Section 9. FALSE ALARM ASSESSMENT SCHEDULE.**

After the Chief of Police has recorded three (3) separate false alarms from a security alarm system from one user then the alarm user will be notified by the Chief of Police, via certified mail, of such facts and require the alarm user to submit within ten (10) working days, of receipt of such notice, a report describing the alarm users efforts to discover and eliminate the cause or causes of the false alarms. This notice shall contain the dates and time of each alleged false alarm. In the event that the Chief of Police determines that a report submitted in accordance with the preceding paragraph is unsatisfactory or that the alarm user has failed to show, by the

report that reasonable steps have been taken to eliminate or reduce false alarms, then the Chief of Police will inform the alarm user that subsequent false alarms will cause the alarm user to be assessed monetary charges as follows:

\$25.00 for the fifth false alarm in a calendar year.

\$50.00 for the sixth false alarm in a calendar year.

\$100.00 for each subsequent false alarm in a calendar year.

All charges assessed hereunder shall be made payable to the City of Providence for deposit into the general fund.

If the alarm user submits a report as required, the Chief of Police shall determine whether or not the action taken or to be taken within reasonable period of time constraints will substantially reduce the likelihood of false alarms. The Chief of Police shall then notify the alarm user, in writing, that no assessment will be made at that time, the alarm user will however, be subject to assessment procedures on the next false alarm signal transmitted.

The provisions of this section shall not apply to security alarm systems owned and/or operated by agencies of the City of Providence.

#### *Section 10. APPEALS PROCEDURE.*

Any alarm user who is aggrieved by a decision of the Chief of Police, may, within (5) working days of the issuance of the Chief's decision, appeal to the Municipal Court.

The only grounds for appealing a decision of the Chief of Police are:

1. Proof that a false alarm was caused by a violent condition of nature or actions of the telephone company.

2. Written verification from the alarm user and the alarm business that all necessary steps have been taken to upgrade, improve and insure the accuracy of the security alarm system.

**PENALTIES:** The following acts and omissions shall constitute violations of this Ordinance, punishable by fine of up to Fifty (\$50.00) Dollars.

1. Failure to obey an order of the Chief of Police to discontinue use of a security alarm system after exhaustion of the right to appeal.

2. Failure to pay two (2) or more consecutive fines assessed under the Ordinance within sixty (60) days from the date of assessment.

**REGULATIONS:** The Chief of Police shall promulgate such regulations as may be necessary for the implementation of this Ordinance.

*Section 11.* There is hereby established the False Alarm Monitoring Program Advisory Committee which shall be comprised of seven members. Three of whom shall be appointed by the Mayor, of which one shall be a nominee of the Alarm Association of Rhode Island, three of whom shall be appointed by the President of the City Council, one of whom shall be a nominee of the Alarm Association of Rhode Island, and one of whom shall be appointed by the Chief of Police. The initial members shall serve until 1 January, 1995. The appropriate appointing authorities shall name successor nominees on 1 January, 1995 or as soon thereafter as is practicable and every four years thereafter. Successor appointees shall serve 4-year terms.

The Committee shall review the operation of the program and prepare an annual report to the City Council, the Mayor and the Chief of Police.

#### *Section 12. SEVERABILITY OF PROVISIONS.*

If any part of this ordinance shall be declared invalid, the invalidity shall in no way affect the validity of any other portion of this ordinance.

*Section 13.* This Ordinance shall take effect upon its passage.

**Severally Read and Collectively Passed, as Amended, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI by the following Roll Call Vote:**

**Ayes:** Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Igliazzi, Rollins and Councilwoman Williams—11.

**Noes:** None.

**Absent:** Councilmen Lombardi, Mancini, Councilwomen Nolan and Young—4.

COUNCILWOMAN DiRUZZO desires to be recorded as "Not Voting" and COUNCILMAN ROLLINS desires to be recorded as voting "No" relative to "An Ordinance in Amendment of and in Addition to Articles III and VI of Chapter 17 of the Code of Ordinances of the City of Providence entitled: "Officers and Employees" as Amended".

**RECAPITULATION OF VOTE:**

**Ayes:** 9.

**Noes:** 1.

**Not Voting:** 1.

**Absent:** 4.

COUNCILMAN FENTON desires to be recorded as voting "No" relative to "An Ordinance Amending Chapter 11 of the Code of Ordinances of the City of Providence as Amended".

**RECAPITULATION OF VOTE:**

**Ayes:** 10.

**Noes:** 1.

**Absent:** 4.

**The motion for Passage the Second Time as Amended is Sustained.**

An Ordinance in Amendment of Chapter 564 of the Ordinances of the City of Providence entitled: "The City of Providence Zoning Ordinance" approved October 24, 1991 by amending Providence Zoning District Map Number 4 of the Official Zoning Map by changing the Zoning District Designation of Lots 140, 244, 143, 144, 145, 146, 147, 148, 149, 150, 159, 151, 153, 155 and 245 from C-2 to D-1 and other changes.

*Be it Ordained by the City of Providence:*

*Section 1.* Chapter 564 of the ordinances of the city of Providence, entitled "The City of Providence Zoning Ordinance" approved October 24, 1991 is hereby amended as follows:

A. SECTION 306.1 — FOOTNOTES FOR DIMENSIONAL REGULATIONS — DOWNTOWN DISTRICTS: is amended by adding after "The maximum height in the D-1 Zone will be determined as follows:" D-1 45 equals a maximum height of 45 feet;

B. The zoning district designation of lots 140, 244, 143, 144, 145, 146, 147, 148, 149, 150, 159, 151, 153, 155 and 245 on Providence Zoning District Map 4 of the Official Zoning Maps from C-2 to D-1 45

C. In accordance with RIGL 45-24-53 (H) the uses of the Providence Zoning District Map 4 of the Official Zoning Maps lots 140, 244, 143, 144, 145, 146, 147, 148, 149, 150, 159, 151, 153, 155, 245, 174, 196, 195, 193, 192 and 189 are limited to Use Codes 21, 23, 24, 24.5, 25, 27, 31, 32, 35, 36, 41, 43, 46 and 58.

D. Parking, as an accessory use for Providence Zoning District Map 4 of the Official Zoning Maps lots 140, 244, 143, 144, 145, 146, 147, 148, 149, 150, 159, 151, 153, 155, 245, 174, 196, 195, 193, 192 and 189, shall be below grade. Access to parking structures shall be from Park Street only. Service loading shall also be accommodated below grade.

*Section 2.* This ordinance shall take effect upon passage.

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An Ordinance in Amendment of Chapter 1992-20, Ordinance Number 201 of the Ordinances of the City of Providence entitled: "Creating and Establishing an Economic Development Zone within the City of Providence pursuant to R.I.G.L. 3-7-16.4 as Amended" by expanding Economic Development Zone No. 4.

*Be it Ordained by the City of Providence:*

*Section 1.* Ordinance 201, Chapter 1992-20 of the ordinances of the city of Providence, entitled "Creating and Establishing an Economic Development Zone within the City of Providence"

approved May 13, 1992 is hereby amended by expanding the economic development zone along Pocasset Avenue as described in Exhibit A and as shown in Exhibit B.

*Section 2.* This Ordinance shall take effect upon passage.

**Severally Read and Collectively Passed the Second Time, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI by the following Roll Call Vote:**

**Ayes: Council President Petrosinelli, Councilmen Clarkin, DeLuca, Dillon, Councilwomen DiRuzzo, Fagnoli, Councilmen Fenton, Glavin, Igliazzi and Rollins—10.**

**Noes: None.**

**Absent: Councilmen Lombardi, Mancini, Councilwomen Nolan, Williams and Young—5.**

**The motion for Passage the Second Time is Sustained.**

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## PRESENTATION OF ORDINANCE

**COUNCILWOMAN DIRUZZO and COUNCILMAN DILLON (By Request):**

An Ordinance in Amendment of and in Addition to Chapter 1982-54 of the Ordinances of the City of Providence approved September 10, 1982 as Amended by Chapter 1989-10, Ordinance No. 219, approved and entitled: "An Ordinance Establishing a Special Development District in the City of Providence and Designating the

Capital Center Commission, a Commission created by the Rhode Island General Assembly, as a Public Body of the city of Providence to adopt, implement and administer a plan of development for such special development district pursuant to Sections 45-24.4 et. seq. 'Rhode Island Special Development District enabling Act'."

**Referred to Committee on Urban Redevelopment, Renewal and Planning, on motion**

of COUNCILMAN GLAVIN, seconded by  
COUNCILMAN IGLIOZZI.

The motion to Refer is Sustained.

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## PRESENTATION OF RESOLUTIONS

### COUNCILMAN CLARKIN (By Request):

Resolution Requesting the Forestry Division of the Parks Department to remove that damaged tree located along 40 Governor Street and replace it with a New Tree.

*Resolved*, That the Forestry Division of the Parks Department is requested to remove that damaged tree located along 40 Governor Street and replace it with a New Tree.

**Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.**

The motion for Passage is Sustained.

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Referred to Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion to Refer is Sustained.

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Resolution Requesting the Superintendent of Parks to cause the Tree to be trimmed located at the intersection of Rushmore Avenue and Ida Street.

*Resolved*, That the Superintendent of Parks is requested to cause the Tree to be trimmed located at the intersection of Rushmore Avenue and Ida Street.

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### COUNCILMAN DeLUCA (By Request):

Resolution Authorizing the City Collector to cause taxes to be abated on that property located along 8 Lavaughn Street, situated on Lot 33, Assessor's Plat 63, in the total amount of Nine Thousand, Five Hundred Eighty-Five Dollars, Two Cents (\$9,585.02) in accordance with the S.W.A.P. application filed by Leonard Baggesed.

Resolution Requesting the Superintendent of Parks to cause the Tree to be trimmed located in front of 78 Hillcrest Avenue.

*Resolved*, That the Superintendent of Parks is requested to cause the Tree to be trimmed located in front of 78 Hillcrest Avenue.

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Resolution Requesting the Superintendent of Parks to cause that Tree to be Removed located adjacent to 10 Sybaris Street.

*Resolved*, That the Superintendent of Parks is requested to cause that Tree to be Removed located adjacent to 10 Sybaris Street.

Light on Pole No. 2 located in front of 10 Henry Street.

*Resolved*, That the Chief Electrical Inspector is requested to cause the installation of a Street Light on Pole No. 2 located in front of 10 Henry Street.

Resolution Requesting the Director of Public Works to cause the sidewalk to be repaired located along 115 Lynch Street to Chaucer Street.

*Resolved*, That the Director of Public Works is requested to cause the sidewalk to be repaired located along 115 Lynch Street to Chaucer Street.

Resolution Requesting the Director of Public Works to Repair the Sidewalk located along 44 Klondike Street.

*Resolved*, That the Director of Public Works is requested to Repair the Sidewalk located along 44 Klondike Street.

Resolution Requesting the Traffic Engineer to cause the installation of a "Stop" Sign at the intersection of Fairview Street and Lynch Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of a "Stop" Sign at the intersection of Fairview Street and Lynch Street.

Resolution Requesting the Director of Public Works to Repair the Sidewalk located along 86 Edgemere Avenue.

*Resolved*, That the Director of Public Works is requested to Repair the Sidewalk located along 86 Edgemere Avenue.

Resolution Requesting the Director of Public Works to cause the sidewalk to be repaired located along 179 Roanoke Street.

*Resolved*, That the Director of Public Works is requested to cause the sidewalk to be repaired located along 179 Roanoke Street.

Resolution Requesting the Director of Public Works to Repair the Sidewalk located along 161 Lynch Street.

*Resolved*, That the Director of Public Works is requested to Repair the Sidewalk located along 161 Lynch Street.

Resolution Requesting the Chief Electrical Inspector to cause the installation of a Street

Resolution Requesting the Director of Public Works to Repair the Sidewalk located along 105 Beaufort Street.

*Resolved*, That the Director of Public Works is requested to Repair the Sidewalk located along 105 Beaufort Street.

Resolution Requesting the Chief Electrical Inspector to cause the installation of Sodium Vapor Lights along Gray Street, Carleton Street and also on Pole No. 14, located along 141 Sisson Street.

*Resolved*, That the Chief Electrical Inspector is requested to cause the installation of Sodium Vapor Lights along Gray Street, Carleton Street and also on Pole No. 14, located along 141 Sisson Street.

Resolution Requesting the Director of Public Works to repair that pothole located along 166 Ortoleva Drive.

*Resolved*, That the Director of Public Works is requested to repair that pothole located along 166 Ortoleva Drive.

Resolution Requesting the Traffic Engineer to cause Parking Lines to be painted along the entire length of Chalkstone Avenue, ending at 1294 Chalkstone Avenue.

*Resolved*, That the Traffic Engineer is requested to cause Parking Lines to be painted along the entire length of Chalkstone Avenue, ending at 1294 Chalkstone Avenue.

#### **COUNCILMAN DILLON (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Hawthorne Street, from Elmwood Avenue to Bucklin Street, on Saturday, September 18, 1993, between the hours of 9:00 o'clock A.M. to 4:00 o'clock P.M. to accommodate the Church of the Epiphany's Annual Fall Street Fair/Flea Market.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Hawthorne Street, from Elmwood Avenue to Bucklin Street, on Saturday, September 18, 1993, between the hours of 9:00 o'clock A.M. to 4:00 o'clock P.M. to accommodate the Church of the Epiphany's Annual Fall Street Fair/Flea Market.

Resolution Requesting the Director of Public Works to cause Rutherglen Avenue to be Repaved.

*Resolved*, That the Director of Public Works is requested to cause Rutherglen Avenue to be Repaved.

#### **COUNCILWOMAN DiRUZZO (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Webster Avenue, from Clarence Street to Sterling Avenue, on Saturday, September 25, 1993 between the hours of 1:00 o'clock P.M. to 4:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Webster Avenue, from Clarence Street to Sterling Avenue, on Saturday, September 25, 1993 between the hours of 1:00 o'clock P.M. to 4:00 o'clock P.M. to accommodate a Neighborhood Block Party.

**COUNCILWOMAN DIRUZZO:**

Resolution Requesting the Director of Public Works to cause that depression in the Road located in front of 46 Whitehall Street, to be Repaired.

*Resolved*, That the Director of Public Works is requested to cause that depression in the Road located in front of 46 Whitehall Street, to be Repaired.

Resolution Requesting the Director of Public Works to cause that depression in the Road located at the corner of Roosevelt Street where it intersects with Laurel Hill Avenue, to be Repaired.

*Resolved*, That the Director of Public Works is requested to cause that depression in the Road located at the corner of Roosevelt Street where it intersects with Laurel Hill Avenue, to be Repaired.

Resolution Requesting the Director of Public Works to cause that depression in the Road located at the corner of Manton Avenue where it intersects with Chaffee Street, to be Repaired.

*Resolved*, That the Director of Public Works is requested to cause that depression in the Road located at the corner of Manton Avenue where it intersects with Chaffee Street, to be Repaired.

Resolution Requesting the Director of Public Property to cause the installation of Vandal-Proof Lighting a the Webster Avenue School to ward off vandalism.

*Resolved*, That the Director of Public Property is requested to cause the installation of Vandal-Proof Lighting a the Webster Avenue School to ward off vandalism.

Resolution Requesting the Director of Public Property to cause the installation of Vandal-Proof Lighting a the William D'Abate School to ward off vandalism.

*Resolved*, That the Director of Public Property is requested to cause the installation of Vandal-Proof Lighting a the William D'Abate School to ward off vandalism.

**Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN CLARKIN.**

**The motion for Passage is Sustained.**

Resolution Requesting the Forestry Division of the Parks Department to Trim All Trees located within the 15th Ward.

*Resolved*, That the Forestry Division of the Parks Department is requested to Trim All Trees located within the 15th Ward.

Resolution Requesting the Director of Public Works to cause All Weeds growing on public sidewalks to be Trimmed located within the 15th Ward.

*Resolved*, That the Director of Public Works is requested to cause All Weeds growing on public sidewalks to be Trimmed located within the 15th Ward.



**COUNCILMAN GLAVIN (By Request):**

Resolution Requesting the Traffic Engineer to cause the installtion of "No Parking Anytime" Signs along the entire length of Duke Street, from Orms Street to Smith Street.

*Resolved*, That the Traffic Engineer is requested to cause the installtion of "No Parking Anytime" Signs along the entire length of Duke Street, from Orms Street to Smith Street.

**COUNCILMAN IGLIOZZI (By Request):**

Resolution Requesting the Director of Public Works to cause the sidewalk to be Repaired located in front of 616 Plainfield Street.

*Resolved*, That the Director of Public Works is requested to cause the sidewalk to be Repaired located in front of 616 Plainfield Street.

Resolution Requesting the Traffic Engineer to cause the installation of "No Parking" Signs along both sides of Etna Street.

*Resolved*, That the Traffic Engineer is requested to cause the installation of "No Parking" Signs along both sides of Etna Street.

Resolution Requesting the Superintendent of Parks and the Director of Public Works to cause that Tree to be Removed and the Sidewalk repaired located in front of 485 Plainfield Street.

*Resolved*, That the Superintendent of Parks and the Director of Public Works are requested to cause that Tree to be Removed and the Sidewalk repaired located in front of 485 Plainfield Street.

**Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.**

**The motion for Passage is Sustained.**

**COUNCILMAN IGLIOZZI and COUNCILWOMAN DIRUZZO (By Request):**

Resolution Requesting the Traffic Engineer to cause the installation of a Blinking Caution Light and "Stop for Pedestrian" Signs at the intersection of Webster Avenue and Plainfield Street.

**Referred to Committee on Public Works, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.**

**The motion to Refer is Sustained.**

**COUNCILMAN IGLIOZZI (By Request):**

Resolution Requesting the Chief Electrical Inspector to remove the Flood Light located along Mercy Street at the Daniel Avenue Playground.

*Resolved*, That the Chief Electrical Inspector is requested to remove the Flood Light located along Mercy Street at the Daniel Avenue Playground.

**Read and Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN CLARKIN.**

**The motion for Passage is Sustained.**

**COUNCILMAN LOMBARDI, COUNCILMAN DILLON and COUNCILWOMAN DiRUZZO (By Request):**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Cranston Street, from Dexter Street to Hollywood Road and from Parade Street to Hollywood Road on Saturday, September 25, 1993, between the hours of 11:00 o'clock A.M. to 12:30 o'clock P.M. to accommodate the Armory Arts Festival Parade as requested by the West Broadway Neighborhood Association.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Cranston Street, from Dexter Street to Hollywood Road and from Parade Street to Hollywood Road on Saturday, September 25, 1993, between the hours of 11:00 o'clock A.M. to 12:30 o'clock P.M. to accommodate the Armory Arts Festival Parade as requested by the West Broadway Neighborhood Association. (Rain date — Sunday, September 26, 1993).

**COUNCILMAN MANCINI (By Request):**

Resolution Requesting the Forestry Division of the Parks Department to Trim the Tree located along 51 Isabella Avenue.

*Resolved*, That the Forestry Division of the Parks Department is requested to Trim the Tree located along 51 Isabella Avenue.

Resolution Requesting the Forestry Division of the Parks Department to Trim the Tree located along 254-258 Nelson Street.

*Resolved*, That the Forestry Division of the Parks Department is requested to Trim the Tree located along 254-258 Nelson Street.

Resolution Requesting the Director of Public Works to cause Shiloh Street to be Cleaned of all garbage and debris.

*Resolved*, That the Director of Public Works is requested to cause Shiloh Street to be Cleaned of all garbage and debris.

**COUNCILMAN MANCINI:**

Resolution Requesting the Chief Electrical Inspector to cause the installation of a Street Light on Pole No. 5 located in front of 51 Liege Street.

*Resolved*, That the Chief Electrical Inspector is requested to cause the installation of a Street Light on Pole No. 5 located in front of 51 Liege Street.

Resolution Requesting the Forestry Division of the Parks Department to cut down the tree located in front of 301 Nelson Street.

*Resolved*, That the Forestry Division of the Parks Department is requested to cut down the tree located in front of 301 Nelson Street.

Resolution Requesting the Forestry Division of the Parks Department to Trim that Tree located in front of 105 Mink Road.

*Resolved*, That the Forestry Division of the Parks Department is requested to Trim that Tree located in front of 105 Mink Road.

**COUNCILWOMAN NOLAN (By Request):**

Resolution Requesting the Traffic Engineer to cause Crosswalks to be Painted within the Ninth Ward.

*Resolved*, That the Traffic Engineer is requested to cause Crosswalks to be Painted within the Ninth Ward.

Resolution Requesting the Traffic Engineer to Paint Yellow Divider and/or Street Lines along Broad Street, from the Cranston Line to Trinity Square.

*Resolved*, That the Traffic Engineer is requested to Paint Yellow Divider and/or Street Lines along Broad Street, from the Cranston Line to Trinity Square.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Mitchell Street and Melrose Street to the intersection of Hamilton Street, on Thursday, September 9, 1993 between the hours of 2:00 o'clock P.M. to 7:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Mitchell Street and Melrose Street to the intersection of Hamilton Street, on Thursday, September 9, 1993 between the hours of 2:00 o'clock P.M. to 7:00 o'clock P.M. to accommodate a Neighborhood Block Party.

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Adelaide Avenue, from Niagara Street to Hamilton

Street, on Saturday, October 2, 1993 between the hours of 1:00 o'clock P.M. to 5:00 o'clock P.M. to accommodate a Neighborhood Block Party.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Adelaide Avenue, from Niagara Street to Hamilton Street, on Saturday, October 2, 1993 between the hours of 1:00 o'clock P.M. to 5:00 o'clock P.M. to accommodate a Neighborhood Block Party.

**Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.**

**The motion for Passage is Sustained.**

**COUNCILMAN ROLLINS (By Request):**

Resolution Authorizing the City Collector to cause the taxes to be abated on that property located along 205 Ocean Street, situated along Lot 880, Assessor's Plat 54, in the total amount of Eight Hundred Fifty-One Dollars, Ninety-One Cents (\$851.91) in accordance with the S.W.A.P. application filed by Rafael Taveras.

**Referred to Committee on Finance, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.**

**The motion to Refer is Sustained.**

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along Burnside Street, from Potters Avenue to Reynolds Avenue, on Saturday, September 11, 1993 between the hours of 2:00 o'clock P.M. to 6:00

o'clock P.M. to accommodate Neighborhood Youth Day.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along Burnside Street, from Potters Avenue to Reynolds Avenue, on Saturday, September 11, 1993 between the hours of 2:00 o'clock P.M. to 6:00 o'clock P.M. to accommodate Neighborhood Youth Day.

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#### COUNCILMAN ROLLINS:

Resolution Requesting the Traffic Engineer to cause the Crosswalks to be painted at the Mary Fogarty, Broad Street, Bishop McVinney and Roger Williams Middle Schools.

*Resolved*, That the Traffic Engineer is requested to cause the Crosswalks to be painted at the Mary Fogarty, Broad Street, Bishop McVinney and Roger Williams Middle Schools.

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Resolution Requesting the Traffic Engineer to Paint Divider Lines down Prairie Avenue, from Reynolds Avenue to Broad Street.

*Resolved*, That the Traffic Engineer is requested to Paint Divider Lines down Prairie Avenue, from Reynolds Avenue to Broad Street.

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#### COUNCILWOMAN WILLIAMS and COUNCILMAN FENTON (By Request):

Resolution Requesting the Traffic Engineer to prohibit motor vehicle traffic along various streets on Saturday, October 2, 1993, between the hours of 6:30 o'clock A.M. and 6:30 o'clock P.M. to accommodate the Brown University Football Season.

*Resolved*, That the Traffic Engineer is requested to prohibit motor vehicle traffic along various streets on Saturday, October 2, 1993, between the hours of 6:30 o'clock A.M. and 6:30 o'clock P.M. to accommodate the Brown University Football Season, as follows:

#### ONE WAY TRAFFIC:

Sessions Street — One way easterly from Morris Avenue to Taft Avenue

Taft Avenue — One way northerly from Sessions Street to Savoy Street.

#### NO TRAFFIC:

Between Taft Avenue and Elmgrove Avenue

Sessions Street — Between Taft Avenue and Elmgrove Avenue

Taber Avenue — Between Emeline and Sessions Streets

#### NO PARKING:

Aldrich Terrace — Either side

Savoy Street — Either side, between Hope Street and Elmgrove Avenue

Taft Avenue — Either side, between Sessions Street and Savoy Street

Morris Avenue — Either side, between Sessions Street and Emeline Street

Taber Avenue — Either side Sessions Street and Emeline Street

— Either side, between Doyle Avenue and Emeline Street

Stadium Road — Either side, between Sessions Street and Emeline Street

Sessions Street — Either side, between Morris Avenue and Elmgrove Avenue

Elmway Street — Either side

Doyle Avenue — One side: Between Taber Avenue and Elmgrove Avenue

Upton Avenue — One side: Elmgrove Avenue and Wayland Avenue

**Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.**

**The motion for Passage is Sustained.**

## COMMUNICATIONS AND REPORTS

### FROM THE CITY CLERK:

Received.

Annual Financial Report for fiscal year ending June 30, 1992..

Received.

Financial Report Quarterly for April 1, 1993 to and including June 30, 1993.

Received.

### FROM THE PORT DIRECTOR:

Monthly Statistical Report for July, 1993.

### FROM THE CITY ASSESSOR:

Certificates (Nos. 3X, 4X and 5X) Recommending the Same be Severally Cancelled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7, of the General Laws of the State of Rhode Island, 1956 as Amended.

**Severally Referred to Committee on Claims and Pending Suits, on motion of COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.**

**The motion to Refer is Sustained.**

## FROM THE CLERK'S DESK

Resolution that His Honor the Mayor grant an underground easement under Huxley Avenue for the installation of Steam Lines and Chill Water Lines from an existing power plant to a new student residence presently under construction, as requested by Providence College.

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Petition of Providence Public Library, 225 Washington Street, requesting permission for the installation of Poles and Banners on Empire Street at the entrance to the building.

Severally Referred to Committee on Public Works, on motion COUNCILMAN GLAVIN, seconded by COUNCILMAN IGLIOZZI.

The motion to Refer is Sustained.

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Petitions for Compensation for Injuries and Damages, viz:

Nancy Baldoumas p.p.a. Andrea Baldoumas

Edgar L. Beaudrea

Steven G. Crozier and Martha Crozier

Dana Harris

Debra Oyedele

Plainfield Valley Condo Assoc.

Christine A. Quaglieri and Peter Santos

Jerald A. Simbron

Trust Insurance Co., a/s/o Valerie Brunette

Jako Worthor p.p.a. Theodore D. Worthor

Severally Referred to the Committee on Claims and Pending Suits, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.

The motion to Refer, is Sustained.

## PRESENTATION OF CITATIONS

### *"In Congratulations"*

COUNCIL PRESIDENT PETROSINELLI  
and the MEMBERS of the CITY COUNCIL:

Resolution extending Congratulations.

*Resolved*, That the Congratulations of the Members of the City Council are hereby extended to the following:

Pasquale T. D'Amico, Upon his re-election to the Retirement Board.

Mr. and Mrs. Robert DaRocha, upon the celebration of the birth of their daughter, born on July 28, 1993.

Mr. and Mrs. Alan Sepe, Upon the celebration of the birth of their daughter, born on July 30, 1993.

Stephen R. Petrangelo, Upon his 24 years of dedicated service to the City of Providence.

**Severally Read and Collectively Passed, on motion of COUNCILMAN GLAVIN, seconded by COUNCILWOMAN FARGNOLI.**

**The motion for Passage, is Sustained.**

## PRESENTATION OF RESOLUTIONS

### *"In Memoriam"*

#### **COUNCIL PRESIDENT PETROSINELLI and the MEMBERS of the CITY COUNCIL:**

##### **Resolution extending Sympathy.**

*Resolved*, That the Sympathy of the Members of the City Council is hereby expressed to the families of the following:

Bernice B. Cipolla

Irene K. Driscoll

Bernadette Deschenes

Frank Ianiero

Daniel E. Hector

Raymond DeLorenzo

Douglas A. Buchanan

Mary D'Agostino

Maria A. Taccone

Sadie DiBiase

Helena Una Belhumeur

Rose M. Santos

Benjamin Gomes

Ferdinando Marra

John L. Bossian

Esther M. Guy

Rev. W.J. Brennan

David B. Kinney

Rose C. Hanrahan

Vincenzo N. Palmisciano

Gabriel Zuchero

Vincent Altomari

Rita M. McGuirl

Concetta Kruwell

Marilyn J. Major

Severally Read and Collectively Passed,

on a Unanimous Rising Vote, on motion of  
COUNCILMAN GLAVIN, seconded by  
COUNCILWOMAN FARGNOLI.

The motion for Passage, is Sustained.

## ADJOURNMENT

There being no further business, on  
motion of COUNCILMAN GLAVIN, sec-  
onded by COUNCILWOMAN FARGNOLI,  
the City Council adjourns at 9:30 o'clock  
P.M. (E.D.T.) to meet again on THURSDAY,  
OCTOBER 7, 1993 at 7:30 o'clock P.M.  
(E.D.T.).

*Michael R. Clement*

City Clerk