

# The City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

## CHAPTER 1981-49

No. 544 **AN ORDINANCE** AMENDING CHAPTER 1829 OF THE CODE OF ORDINANCES OF THE CITY OF PROVIDENCE BY TRANSFERRING THE CODE ENFORCEMENT DIVISION FROM THE JURISDICTION AND CONTROL OF THE DEPARTMENT OF PLANNING AND URBAN DEVELOPMENT TO THE DEPARTMENT OF BUILDING INSPECTION

*Approved* September 25, 1981

### *Be it ordained by the City of Providence:*

Section 1. The following portions or provisions of the said Chapter 1829 are hereby deleted, rescinded and revoked:

(a) In Section 5 of the said Chapter 1829, (appearing at the end thereof);

"...and in addition shall supervise the enforcement of Chapter 1040 of the Ordinances of 1956, as amended, entitled, Minimum Standards Housing Ordinance"

(b) In Section 8 of the said Chapter 1829 (appearing in the middle thereof);

"...including, but not by way of limitation, those vested under the Minimum Standards Housing Ordinance, so called..."

(c) In Section 8 of the said Chapter 1829 (appearing at the end thereof);

"...or the Housing Board of Review"

Section 2. The Code Enforcement Division is hereby transferred to and under the jurisdiction and control of the Department of Building Inspection; and all the powers and duties of the said Code Enforcement Division, including, but not by way of limitation, those vested under the Minimum Standards Housing Ordinance, so-called, (and which were heretofore vested in the Director of the Department of Planning and Urban Development) are hereby transferred and vested in the Director of the Department of Building Inspection.

Section 3. In all other respects and provisions, the said Chapter 1829 shall remain unaltered and unchanged.

Section 4. This Ordinance shall take effect upon its passage in accordance with law.

IN CITY COUNCIL

SEP 3 1981

FIRST-READING  
READ AND PASSED

IN CITY  
COUNCIL

SEP 17 1981

FINAL READING  
READ AND PASSED

PRESIDENT

CLERK

*Vincent D. Cianci*  
MAYOR

SEP 25 1981

No.

CHAPTER

AN ORDINANCE

THE COMMITTEE ON  
FINANCE

Approves Passage of  
The Within Ordinance

*Jose M. Mendez*  
Clerk Chairman

August 20, 1981

STANLEY BERNSTEIN  
DIRECTOR



VINCENT A. CIANCI, JR.  
MAYOR

**DEPARTMENT OF PLANNING AND URBAN DEVELOPMENT**

40 FOUNTAIN ST., - PROVIDENCE, R. I. 02903 - TEL. 401-831-6550

August 31, 1981

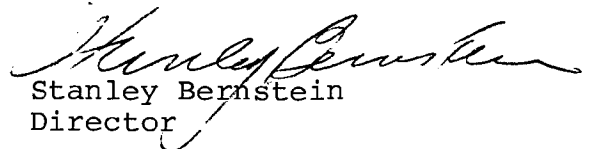
The Honorable Rose M. Mendonca  
City Clerk  
City Hall  
Providence, RI 02903 - 1887

Dear Mrs. Mendonca:

The fiscal '82 appropriations ordinance effectively transferred the staff of the Code Enforcement Division of this department to the Department of Building Inspection, but the amendatory ordinance transferring the duties and responsibilities for housing code enforcement from this department to the Department of Building Inspection was never introduced.

Therefore, attached hereto for inclusion on the docket for the September 3rd City Council meeting is an original and copies of the required amendment.

Sincerely yours,

  
Stanley Bernstein  
Director

Attachments:

SB:MJD

## CHAPTER 1829.

## An Ordinance Creating a Department of Planning and Urban Development.

(Approved February 23, 1967.)

*Be it ordained by the City of Providence:*

SECTION 1. *Creation of Department.* Pursuant to the provisions of Chapter 104 of the Public Laws of Rhode Island, 1963, there is hereby created and established a Department of Planning and Urban Development in the City having jurisdiction over all matters relative to all those changes which singly or collectively lead to improvement in (a) the type, distribution, intensity and treatment of land and building use; (b) the design, construction and operation of circulation facilities; and (c) the organization and effectiveness of economic activities and social systems.

SEC. 2. *Appointment of Director.* The Director of the Department of Planning and Urban Development shall be appointed by the Mayor, subject to the approval of the City Council, and shall hold office at the pleasure of the Mayor. The Director may delegate any of his powers or duties under the provisions of this Ordinance to any employee of the Department.

SEC. 3. *Rules and Regulations.* The Director is hereby empowered to make and to adopt such written rules and regulations as may be necessary to carry out the provisions of this Ordinance, to interpret and to secure the intent thereof, but no such rules or regulations shall be in conflict with the provisions of this Ordinance or shall have the effect of waiving any provisions of this Ordinance.

SEC. 4. *Deputies, Assistants and Employees of the Department.* The Director may appoint such deputies, assistants and employees under his supervision and control as the City Council may deem necessary and for whose compensation appropriation

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has been made. The City Council shall prescribe their powers and duties, fees and compensation and establish their classification. He shall have the power to appoint temporary employees, to establish their powers and duties and set their compensation.

SEC. 5. *Powers and Duties of Director.* The Director shall have charge of and be required to direct and supervise all planning, research, project development, community services, relocation, fiscal affairs and legal services pertaining to urban development, and in addition shall supervise the enforcement of Chapter 1040 of the Ordinances of 1956, as amended, entitled "Minimum-Standards Housing Ordinance.")

SEC. 6. *Contracts.* The Department of Planning and Urban Development is hereby authorized and empowered to enter into agreements, covenants and contracts with the United States of America, the State of Rhode Island and Providence Plantations, the Providence Redevelopment Agency, the City Plan Commission or any other public or private corporation, firm or individual for purposes of carrying out the provisions of this Ordinance and for securing maximum financial assistance.

SEC. 7. *Reports of Director.* The Director shall annually submit a report to the Mayor and the City Council regarding the activities of the Department of Planning and Urban Development.

SEC. 8. *Conflict with Other Ordinances.* In any case where the provisions of this Ordinance or of any regulation adopted pursuant thereto is found to be in conflict with the provisions of any Ordinance, Resolution, rule, regulation or code of the City of Providence, the provisions of this Ordinance shall apply. All powers and duties heretofore vested in any other department or commission of the City of Providence pertaining to planning and urban development (including, but not by way of limitation, those vested under the Minimum-Standards Housing Ordinance, so-called) inconsistent with those powers and duties herein granted are hereby divested and hereby vested in the Director of the Department of Planning and Urban Development. Nothing herein contained shall be construed to abolish, effect or in any way

alter or change any of the powers heretofore granted to the Providence Redevelopment Agency, the City Plan Commission (or the Housing Board of Review and the terms of office of the members (of the Housing Board of Review and) the City Plan Commission shall be in no way affected.

SEC. 9. This Ordinance shall take effect upon its passage and all Ordinances or Resolutions or parts thereof which are inconsistent herewith are hereby repealed.

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## CHAPTER 1830.

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An Ordinance Amending Chapter 1789, "Establishing the Classes of Positions, the Maximum number of employees and the number of employees in certain classes in the City Departments", as approved September 26, 1966, by deleting Section 49, Department of Public Works Family and Business Relocation Service; Section 62, City Plan Commission; Section 63, Providence Redevelopment Agency; and Section 65, Minimum Housing Standards Division, and adding Section 65-A, Department of Planning and Urban Development.

(Approved February 25, 1967.)

*Be it ordained by the City of Providence:*

SECTION 1. Chapter 1789 of the Ordinances of the City of Providence is hereby amended to read as follows:

Delete:

SECTION 49. Department of PUBLIC WORKS —  
FAMILY AND BUSINESS RELOCA-  
TION SERVICE